



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

JAN 2008

The Honorable Edward J.B. Calvo
Acting Speaker
Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

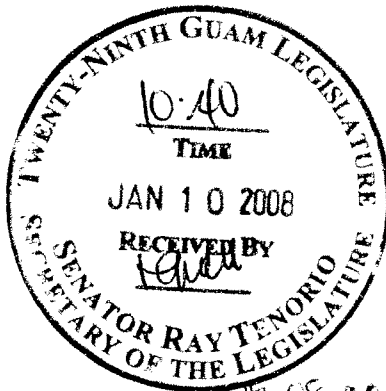
Dear Acting Speaker Calvo:

Transmitted herewith is Bill No. 155 (EC), "AN ACT TO AMEND PARAGRAPH (5), ITEM (a) OF §19103 OF TITLE 16 GCA, RELATIVE TO FINES IMPOSED ON INSURERS FOR FAILING TO NOTIFY THE DEPARTMENT OF REVENUE AND TAXATION FOR CANCELLATION OR NON-RENEWAL OF THEIR MOTOR VEHICLE INSURANCE POLICYHOLDERS," which I have signed into law on January 2, 2008 as Public Law No. 29-45.

Sinseru yan Magåhet,

[Handwritten signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam



Attachment: copy of Bill

cc: The Honorable Ray Tenorio
Senator and Legislative Secretary

Office of the Speaker

MARK FORBES

Date: 01/09/08

Time: 11:35

Rec'd by: [Signature]

Print Name: [Signature]

Senator Edward J.B. Calvo
ACKNOWLEDGEMENT RECEIVED
Rec'd by: [Signature]

Print Name & Initial

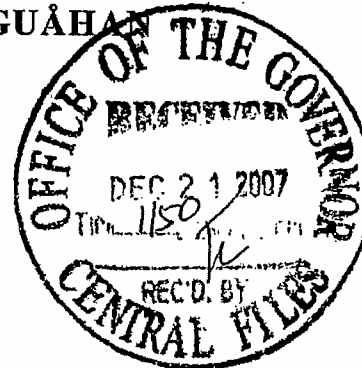
Time: 11:35

Date: 1-10-08

1204



MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN
TWENTY-NINTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910



December 21, 2007

The Honorable Felix P. Camacho
I Maga'láhen Guåhan
Ufisinan I Maga'láhi
Hagåtña, Guam 96910

Dear *Maga'láhi* Camacho:

Transmitted herewith are Bill Nos. 111(EC), 119(EC), 121(EC), 123(EC), 137(EC), 155(EC) & 184(EC) which were passed by *I Mina'Bente Nuebi Na Liheslaturan Guåhan* on December 20, 2007.

Sincerely,

RAY TENORIO

Senator and Secretary of the Legislature

Enclosures (7)

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

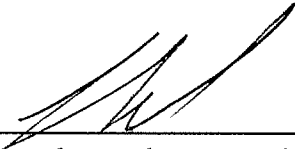
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 155 (EC), "AN ACT TO AMEND PARAGRAPH (5), ITEM (a) OF §19103 OF TITLE 16 GCA, RELATIVE TO FINES IMPOSED ON INSURERS FOR FAILING TO NOTIFY THE DEPARTMENT OF REVENUE AND TAXATION FOR CANCELLATION OR NON-RENEWAL OF THEIR MOTOR VEHICLE INSURANCE POLICYHOLDERS,"** was on the 20th day of December, 2007, duly and regularly passed.

Attested:

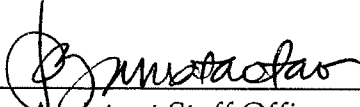


Ray Tenorio
Senator and Secretary of the Legislature




Edward J.B. Calvo
Acting Speaker

This Act was received by *I Maga'lahaen Guåhan* this 21 day of Dec, 2007, at
1150 o'clock A.M.



Assistant Staff Officer
Maga'laha's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 2 JAN 2008

Public Law No. 29-45

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

Bill No. 155 (EC)

As amended by the author.

Introduced by:

v.c. pangelinan
Frank F. Blas, Jr.
Edward J.B. Calvo
J. V. Espaldon
Mark Forbes
Judith Paulette Guthertz
Frank T. Ishizaki
J. A. Lujan
Tina Rose Muña Barnes
A. B. Palacios, Sr.
R. J. Respicio
David L.G. Shimizu
Ray Tenorio
J. T. Won Pat

AN ACT TO *AMEND* PARAGRAPH (5), ITEM (a) OF §19103 OF TITLE 16 GCA, RELATIVE TO FINES IMPOSED ON INSURERS FOR FAILING TO NOTIFY THE DEPARTMENT OF REVENUE AND TAXATION FOR CANCELLATION OR NON-RENEWAL OF THEIR MOTOR VEHICLE INSURANCE POLICYHOLDERS.

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that existing law requires each motor vehicle registered in Guam *shall* maintain
4 insurance. Mandatory liability insurance is necessary to provide protection to
5 victims involved in car accidents. While it is the ultimate responsibility of the
6 operator of any vehicle to ensure that proper documents are in order with respect to
7 insurance, registration, and a valid driver's license to operate a motor vehicle on

1 Guam roads, the law also requires insurance companies to notify the Department of
2 Revenue and Taxation and furnish said Department of any motor vehicle insurance
3 cancellations *or* non-renewals within thirty (30) days. Existing law assesses a fine
4 for failure on the part of an insurance company to inform the Department of
5 Revenue and Taxation to be assessed in the sum of Five Hundred Dollars (\$500)
6 per policy.

7 *I Liheslatura* further finds that notwithstanding current law requiring vehicle
8 insurance as a requisite for vehicle registration, there are still instances wherein
9 operators involved in motor vehicle accidents do not have valid insurance. As a
10 result, victims are usually left to personally deal with medical expenses associated
11 with auto accidents which should have been covered by insurance.

12 Therefore, it is the intent of *I Liheslatura* to have the Five Hundred Dollars
13 (\$500) assessed penalty against insurance companies who fail to notify the proper
14 authorities for their policyholders' non-renewal *or* cancellation of policy applied to
15 the victim(s).

16 **Section 2.** Paragraph (5), Item (a) of §19103 of Title 16 GCA is hereby
17 *amended* to read:

18 “(5) (a) Failure of the insurer to provide notice of cancellation or non-
19 renewal of a policy to the Director *shall* be punished by a fine in the sum of
20 Five Hundred Dollars (\$500) per policy. The penalty assessed by this
21 Section *shall* be payable to the party found not at fault in an accident where
22 it has been determined that the party at fault was not covered with auto
23 insurance and the insurance company failed to notify the proper authorities
24 pursuant to Title 16 GCA §19103, paragraph (4), item (a). This provision in
25 no way settles *or* releases the insurance companies *or* responsible parties of
26 claims that may arise from the accident.”

1 **Section 3. Severability.** *If* any of the provisions of this Act or the
2 application thereof to any person or circumstance is held invalid, such invalidity
3 shall *not* affect any other provision or application of this Act which can be given
4 effect without the invalid provision or application, and to this end the provisions of
5 this Act are severable.