



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

22 MAY 2008

2008 MAY 23 AM 10:24

The Honorable Judith T. Won Pat
Speaker
Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill No. 12(LS), "AN ACT TO AMEND ITEMS (f) AND (g), AND TO ADD A NEW ITEM (i) TO §43.50 OF CHAPTER 43 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO RECEIVING STOLEN NON-FERROUS AND OTHER SALVAGEABLE METALS" which I signed into law on May 7, 2008 as Public Law 29-72.

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 Tina Rose Muña Barnes,
Senator and Legislative Secretary

29-08-03/99

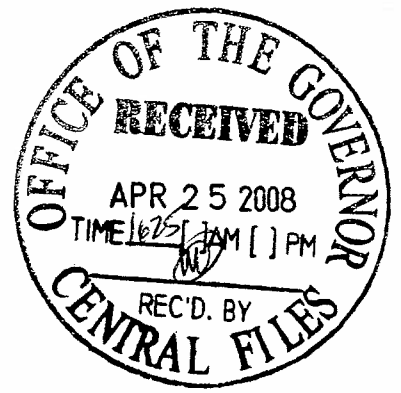
Office of the Speaker
Judith T. Won Pat, Ed. D.

Date 5/22/08
Time 11:40-7
Received by [Signature]



cc- Gov.  
Lt. Gov.  
COS  
Legisl

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



April 25, 2008

The Honorable Felix P. Camacho  
*I Maga'lahaen Guahan*  
*Ufisinan I Maga'laha*  
Hagåtña, Guam 96910

Dear *Maga'laha* Camacho:

Transmitted herewith are Bill Nos. 255(EC), 269(EC), 277(LS); and Substitute Bill Nos. 12(LS) & 156(EC) which were passed by *I Mina'Bente Nuebi Na Liheslaturan Guahan* on April 25, 2008.

Sincerely,

TINA ROSE MUNA BARNES  
Senator and Secretary of the Legislature

Enclosures (5)

CFI.0408.01622

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN  
2008 (SECOND) Regular Session

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

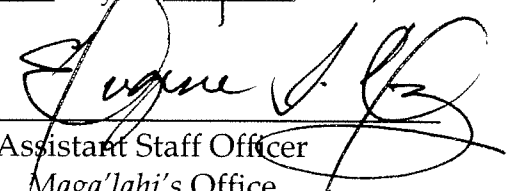
This is to certify that Substitute Bill No. 12 (LS), "AN ACT TO AMEND ITEMS (f) AND (g), AND TO ADD A NEW ITEM (i) TO §43.50 OF CHAPTER 43 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO RECEIVING STOLEN NON-FERROUS AND OTHER SALVAGEBLE METALS," was on the 25<sup>th</sup> day of April, 2008, duly and regularly passed.

Attested:


  
\_\_\_\_\_  
Tina Rose Muña Barnes  
Senator and Secretary of the Legislature

  
\_\_\_\_\_  
Dr. David L.G. Shimizu  
Acting Speaker

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This Act was received by *I Maga'lahaen Guåhan* this 25<sup>th</sup> day of APRIL, 2008, at 4:25 o'clock P.M.

  
\_\_\_\_\_  
Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

  
\_\_\_\_\_  
FELIX P. CAMACHO  
*I Maga'lahaen Guåhan*

Date: 7 MAY 2008

Public Law No. 29-72

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

**Bill No. 12 (LS)**

As substituted by the Committee on  
Public Safety, Criminal Justice & Youth  
and furthered amended by the Author  
on the Floor.

Introduced by:

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

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**AN ACT TO *AMEND* ITEMS (f) AND (g), AND TO *ADD* A  
NEW ITEM (i) TO §43.50 OF CHAPTER 43 OF TITLE 9,  
GUAM CODE ANNOTATED, RELATIVE TO RECEIVING  
STOLEN NON-FERROUS AND OTHER SALVAGEBLE  
METALS.**

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

2        **Section 1.** Items (f) and (g) of §43.50, Chapter 43 of Title 9 of the Guam  
3 Code Annotated, are hereby *amended* to read:

4                “(f) Any person, corporation *or* entity who, as a substantial part of a  
5 business, buys and sells used items, including copper wire, bronze, brass,

1 aluminum and other non ferrous metals, but *shall not* include recyclable  
2 aluminum cans and including any contractor who buys copper wire, bronze,  
3 brass, aluminum and other non ferrous metals, but *shall not* include  
4 recyclable aluminum cans, in the course of conducting his *or* her business,  
5 *shall* retain, for a minimum of one (1) year form authorized by the Chief of  
6 Police of all purchases of copper wire, bronze, brass, aluminum and other  
7 non ferrous metals, but *shall not* include recyclable aluminum cans from on-  
8 island sources, indicating the nature and a reasonable estimate of the size,  
9 shape, weight, and length of the items bought, the name, signature and  
10 address of the seller, the price paid, and the date of purchase, telephone  
11 number, and *shall* obtain and maintain a copy of each seller's identification  
12 documents, including, *but not limited to*, a government driver's license,  
13 government identification card *or* passport, and a copy of the registration  
14 certificate of the vehicles used to transport the copper wire, bronze, brass,  
15 aluminum and other non ferrous metals but *shall not* include recyclable  
16 aluminum cans, the name of the employee representing the scrap metal  
17 business in the transaction. The above records *shall* be made available to  
18 law enforcement officers upon request. Copies of all completed forms *or*  
19 paper of information required by this Section, immediately upon purchase of  
20 the copper wire, bronze, brass, aluminum and other non ferrous metals, but  
21 *shall not* include recyclable aluminum cans, *shall* be immediately  
22 transmitted via email *or* by facsimile transmittal to the Guam Police  
23 Department.

24 (g) Any person, corporation *or* entity who, as a substantial part of a  
25 business, buys and sells used items, including copper wire, bronze, brass,  
26 aluminum and other non ferrous metals but *shall not* include recyclable  
27 aluminum cans, and including any contractor who buys copper wire, bronze,

1 brass, aluminum and other non ferrous metals, but *shall not* include  
2 recyclable aluminum cans, in the course of conducting his *or* her business,  
3 who purchases said items from persons who do *not* have a business license  
4 for buying *or* selling copper wire, bronze, brass, aluminum and other non  
5 ferrous metals, but *shall not* include recyclable aluminum cans, *shall* keep  
6 such items for a period of seven (7) days before altering, selling, melting,  
7 destroying, *or* otherwise disposing of said items purchased on Guam.”

8 **Section 2.** A new Item (i) is hereby *added* to §43.50 of Chapter 43 of Title  
9 9, Guam Code Annotated to read:

10 “(i) Any violation of subsections (f) or (g), *shall* be punishable by a  
11 term of one (1) to five (5) years in prison, a fine of Ten Thousand Dollars  
12 (\$10,000) to Twenty-five Thousand Dollars (\$25,000) and restitution per  
13 incident. The amount of restitution *shall* include the replacement cost of the  
14 item, the cost of repairs for damages caused by the theft and the cost  
15 associated with the loss of use of the item.”

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