I Mina'Trentai Dos Na Liheslaturan Received

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
	V. Anthony Ada, R.J. Respicio	AN ADD A NEW §§ 7178 & 7179 TO 16GCA RELATIVE TO VEHICLE REGISTRATIONS.	2/4/2013 11:48 A.M.	02/04/13	Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations	02/12/13 10:00am	04/09/14 8:47 a.m.	**Fiscal Note Requested 2/13/13** **Fiscal Note Received**
	DATE PASSED	**TITLE**	**TRANSMITTED**		**DUE DATE**	**DATE SIGNED BY I MAGA'LAHEN GUAHAN**	**PUBLIC LAW NO.**	**NOTES**
34-32 (COR)	5/9/2014	AN ACT TO ADD NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS.	05/12/14	2:43 p.m.	5/22/2014			**As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations; and further amended on the Floor.**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
THIRTY-SECOND GUAM LEGISLATURE
155 Hesler Place, Hagåtña, Guam 96910

May 12, 2014

The Honorable Edward J.B. Calvo
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 34-32(COR), 78-32 (COR), 131-32 (COR), 203-32 (COR), 216-32 (LS), 220-32 (LS), 227-32 (COR), 264-32 (COR), 267-32 (COR), 275-32 (COR), 279-32 (LS), 282-32 (COR), 296-32 (COR), 297-32 (COR), 298-32 (COR), 308-32 (COR) and 328-32 (COR) which was passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on May 9, 2014.

Sincerely,

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosure (20)

OFFICE OF THE GOVERNOR
CENTRAL FILES
RECEIVED BY
TIME 2:43 pm DATE 5/12/14

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

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

This is to certify that **Bill No. 34-32 (COR), "AN ACT TO *ADD* NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS,"** was on the 9th day of May, 2014, duly and regularly passed.

Judith T. Won Pat, Ed.D.
Speaker

Attested:

Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 12th day of May, 2014, at 2:43 o'clock P.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 34-32 (COR)
As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations; and further amended on the Floor.

Introduced by: V. Anthony Ada
R. J. Respicio
Vicente (ben) C. Pangelinan
Michael F. Q. San Nicolas
T. C. Ada
FRANK B. AGUON, JR.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
Dennis G. Rodriguez, Jr.
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO *ADD* NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new § 7178 is *added* to Chapter 7 of Title 16, Guam Code Annotated, to read as follows:

"**§ 7178. Point of Sale (POS) Registration Authorized.** The Director of the Department of Revenue and Taxation *shall*, unless there

exists legitimate reason not to, by contract, authorize any motor vehicles, motorcycles or commercial vehicles dealer licensed to do business on Guam to issue registration certificates and temporary license plates for vehicles sold by said dealer.

(a) The Director may require each dealer it authorizes to issue registration certificates, and temporary license plates/decalcomania to:

(1) undergo training for staff and management involved in the registration process;

(2) provide a secure facility for data processing equipment and license plates;

(3) post a fidelity bond to indemnify the dealer against criminal acts that may be committed by an employee in an amount *not to exceed* One Thousand Dollars ($1,000) per employee involved in the registration process;

(4) pay all or a portion of reasonable data communications costs between the dealership office and the Department of Revenue and Taxation; and

(5) require any other conditions necessary for an efficient and secure registration process.

(b) All registration and licensing fees *shall* be retained by the government of Guam in a manner prescribed by public law.

(c) Any person who attempts to use data processing equipment, license plates and decalcomania in a manner inconsistent with this Section commits a misdemeanor for the first offense, and a third degree felony for subsequent offenses. These penalties are in addition to other penalties prescribed by public law.

(d) The Director of Revenue and Taxation may revoke a dealer's authorization prior to the expiration of the contract for cause, or the dealer may voluntarily surrender its authorization.

(e) The Department *shall* promulgate rules and regulations pursuant to the provisions of Chapter 9 of Title 5, Guam Code Annotated (Administrative Adjudication Law) for the administration of the provisions of this Section."

Section 2. A new § 7179 is *added* to Chapter 7 of Title 16, Guam Code Annotated, to read as follows:

"**§ 7179. Temporary Registration License Plates.**

(a) The Department may authorize a dealer or distributor of motor vehicles, motorcycles or commercial vehicles to issue temporary registration license plates. The Department *shall* require that all authorized dealers or distributors submit proof of status that the dealer or distributor is licensed to do business on Guam.

(b) A dealer or distributor may issue a temporary registration license plate for a fee of *not more than* Ten Dollars ($10) for each plate to a purchaser of an unregistered motor vehicle or motorcycle.

(c) A dealer or distributor who issues a temporary registration license plate *shall* mark or stamp thereon with indelible ink in letters at least three-fourths (¾) of an inch high the following information:

(1) the words "Guam Temporary Registration";

(2) the dealer's or distributor's name;

(3) the date of issuance;

(4) the date of expiration; and

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2014 (SECOND) Regular Session

Voting Sheet

Bill No. 34-32 (COR)
As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations and further amended on the Floor.

Speaker Antonio R. Unipingco Legislative Session Hall

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				
TOTAL	15				
	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 34-32 (COR)
As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations; and further amended on the Floor.
*

Introduced by: V. Anthony Ada
R. J. Respicio
Vicente (ben) C. Pangelinan
Michael F. Q. San Nicolas

AN ACT TO *ADD* NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS.

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(a) The Director may require each dealer it authorizes to issue registration certificates, and temporary license plates/decalcomania to:

(1) undergo training for staff and management involved in the registration process;

(2) provide a secure facility for data processing equipment and license plates;

(3) post a fidelity bond to indemnify the dealer against criminal acts that may be committed by an employee in an amount *not to exceed* One Thousand Dollars ($1,000) per employee involved in the registration process;

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(5) require any other conditions necessary for an efficient and secure registration process.

(b) All registration and licensing fees *shall* be retained by the government of Guam in a manner prescribed by public law.

(c) Any person who attempts to use data processing equipment, license plates and decalcomania in a manner inconsistent with this Section commits a misdemeanor for the first offense, and a third degree felony for subsequent offenses. These penalties are in addition to other penalties prescribed by public law.

(d) The Director of Revenue and Taxation may revoke a dealer's authorization prior to the expiration of the contract for cause, or the dealer may voluntarily surrender its authorization.

(e) The Department *shall* promulgate rules and regulations pursuant to the provisions of Chapter 9 of Title 5, Guam Code Annotated (Administrative Adjudication Law) for the administration of the provisions of this Section."

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(b) A dealer or distributor may issue a temporary registration license plate for a fee of *not more than* Ten Dollars ($10) for each plate to a purchaser of an unregistered motor vehicle or motorcycle.

(c) A dealer or distributor who issues a temporary registration license plate *shall* mark or stamp thereon with indelible ink in letters at least three-fourths (¾) of an inch high the following information:

(1) the words "Guam Temporary Registration";

(2) the dealer's or distributor's name;

(3) the date of issuance;

(4) the date of expiration; and

(5) the year, make, model, and vehicle identification number (VIN), of the motor vehicle, motorcycle or commercial vehicle.

The dealer or distributor *shall* immediately transmit this information to the Department.

(d) Every dealer or distributor who issues a temporary registration license plate *shall* maintain at such place of business a record of the following information:

(1) all temporary registration license plates issued by such dealer;

(2) the date of receipt and issuance;

(3) the name of the purchaser to whom the temporary registration license plate was issued;

(4) the year, make, model, and vehicle identification number (VIN) of the motor vehicle, motorcycle or commercial vehicle; and

(5) such other information as the Department may require. Each record *shall* be kept for a period of *at least* three (3) years from the date of entry, and *shall* be available for inspection by representatives of the Department during regular business hours.

(e) A temporary registration license plate issued to an owner or purchaser of a vehicle in accordance with this Section *shall* be valid for a period of sixty (60) days from the date of issuance, or until the issuance of a permanent registration license plate, or until the cancellation or rescission of the contract of purchaser, whichever occurs first. Upon the expiration of a temporary registration license plate, the holder thereof *shall* immediately surrender the same.

(f) The Director of the Department *shall* have the specific power, after hearing, to suspend the right to issue temporary registration license plates of any dealer or distributor who fails to comply with the requirements of this Section, or any other applicable rules or regulations.

(g) The Department *shall* be responsible for the design of the temporary license plates and registration certificates.

(h) The Department *shall* promulgate rules and regulations pursuant to the provisions of Chapter 9 of Title 5, Guam Code Annotated (Administrative Adjudication Law) for the administration of the provisions of this Section and costs related to postage, handling and supplies. All fees assessed pursuant to this Section *shall* be paid before the plates and registrations are mailed to the buyer and the lien holder."

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