EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam

DEC 12 2018

Honorable Therese M. Terlaje
Acting Speaker
I Mina'trentai Kuåttro Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Hon. Speaker Therese M. Terlaje
34GL-18-2660
DEC 19 2018
Time: 10:45
Received by:

2018 DEC 19 AM 11:36

Dear Madam Speaker:

Transmitted herewith is Bill No. 274-34 (COR), **"AN ACT TO AMEND § 3602(b)(1) OF ARTICLE 6, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED; AND ADD A NEW § 26203(k)(37) TO ARTICLE 2 OF CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING THE OFFICIAL VEHICLE INSPECTION SAFETY (OVIS) FEES COLLECTED BY VEHICLE INSPECTION STATIONS ON BEHALF OF THE GOVERNMENT OF GUAM FROM BEING APPLIED TO GROSS INCOME FOR THE PURPOSE OF ASSESSING AND COLLECTING BUSINESS PRIVILEGE TAXES,"** which was signed on December 12, 2018, as **Public Law 34-138.**

Senseramente,

EDDIE BAZA CALVO

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

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

This is to certify that **Bill No. 274-34 (COR), "AN ACT TO AMEND § 3602(b)(1) OF ARTICLE 6, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED; AND ADD A NEW § 26203(k)(37) TO ARTICLE 2 OF CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING THE OFFICIAL VEHICLE INSPECTION SAFETY (OVIS) FEES COLLECTED BY VEHICLE SAFETY INSPECTION STATIONS ON BEHALF OF THE GOVERNMENT OF GUAM FROM BEING APPLIED TO GROSS INCOME FOR THE PURPOSE OF ASSESSING AND COLLECTING BUSINESS PRIVILEGE TAXES,"** was on the 30th day of November 2018, duly and regularly passed.

Therese M. Terlaje
Acting Speaker

Attested:

Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 30 day of Nov, 2018, at 7:55 o'clock P.M.

Assistant Staff Officer
Maga'låhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: DEC 12 2018

Public Law No. 34-138

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

Bill No. 274-34 (COR)
As amended by the Committee on
Education, Finance and Taxation.

Introduced by: Fernando Barcinas Esteves
Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
James V. Espaldon
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 3602(b)(1) OF ARTICLE 6, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED; AND *ADD* A NEW § 26203(k)(37) TO ARTICLE 2 OF CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING THE OFFICIAL VEHICLE INSPECTION SAFETY (OVIS) FEES COLLECTED BY VEHICLE SAFETY INSPECTION STATIONS ON BEHALF OF THE GOVERNMENT OF GUAM FROM BEING APPLIED TO GROSS INCOME FOR THE PURPOSE OF ASSESSING AND COLLECTING BUSINESS PRIVILEGE TAXES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that vehicle safety inspection stations are assigned the duty of collecting, on behalf of the government of Guam, the Official Vehicle Inspection Safety (OVIS) Fee,

which is part of the vehicle safety inspection fee charged and set by law for the registration of every vehicle.

I Liheslaturan Guåhan further finds that vehicle safety inspection stations pay business privilege taxes on these fees, which are remitted to the government of Guam.

It is, therefore, the intent of *I Liheslaturan Guåhan* to exempt OVIS fees collected by vehicle safety inspection stations on behalf of the government of Guam from being applied to gross income for the purpose of assessing and collecting business privilege taxes.

Section 2. § 3602(b)(1) of Article 6, Chapter 3, Title 16, Guam Code Annotated, is hereby *amended* to read:

"(b) (1) The fee to be charged for each such inspection *shall* be Fifteen Dollars ($15.00), inclusive of the administrative fee (also known as the Official Vehicle Inspection Safety (OVIS) Fee), which *shall* be calculated at twenty percent (20%) of the current fee; provided, that the existing OVIS Fee of Three Dollars ($3.00) *shall not* be adjusted below this amount. OVIS fees *shall not* be considered as a component of gross income for safety inspection stations for the purposes of assessing and collecting business privilege taxes."

Section 3. A new § 26203(k)(37) is hereby *added* to Article 2 of Chapter 26, Title 11, Guam Code Annotated, to read:

"(37) Official Vehicle Inspection Safety (OVIS) fees collected by safety inspection stations on behalf of the government of Guam under 16 GCA § 3602(b)(1)."

Section 4. Effective Date. This Act *shall* become effective upon enactment.