

I MINA' TRENTAI UNU NA LIHESLATURAN GUÁHAN
2012 (SECOND) Regular Session

Bill No. 480-31 (COR)

Introduced by:

V. Anthony Ada
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**AN ACT TO AMEND §3601 OF CHAPTER 3 OF 16GCA
RELATIVE TO VEHICLE SAFETY INSPECTIONS.**

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

2 **Section 1.** Section 3601 of Chapter 3 of 16GCA is *amended* to read as follows:

3 **§3601. Safety Inspection Required; Exemptions.**

4 (a) Every motor vehicle, trailer, semi-trailer and pole or pipe dolly shall be
5 inspected by an official inspection station authorized or established by the
6 Director of Revenue and Taxation and an official certificate of safety
7 inspection and approval obtained for each such vehicle as follows:

8 (1) Upon an original application for registration;

9 (2) Annually, at such time as designated by the Director of Revenue and
10 Taxation by rules and regulations; and

11 (3) Following a collision or other accident in which such vehicle is involved,
12 if extensive repairs are necessitated by such accident. The officer
13 investigating motor vehicle accidents is authorized to remove the safety
14 decalcomania from the vehicle or vehicles involved thereon if such officer
15 believes the vehicle damage is extensive enough to require substantial
16 repairs.

17 (4) For each new vehicle sold by a dealer licensed to do business on Guam,
18 the safety inspection requirements, *supra*, shall be waived with respect to

1 the initial registration of the new motor vehicle and the next two (2)
2 renewal of registration of said vehicle. A one-time processing fee of Ten
3 Dollars (\$10) shall be paid to the Treasurer of Guam along with the initial
4 registration fees. All fees collected pursuant to the provisions of this
5 paragraph shall be deposited in the *Better Public Service Fund*. The
6 provisions of paragraph shall be effective for new vehicles sold and
7 initially registered after the date of enactment of this paragraph.

8 (b) Such inspection shall determine whether the vehicle inspected meets all
9 requirements as to equipment under this Chapter and is in such safe condition
10 as not to endanger the driver or any other person or property when driven or
11 moved on any highway.

12 (c) In the event any vehicle is found on inspection not to meet all requirements
13 as to equipment under the Chapter, or to be in unsafe condition, a notice of
14 such deficiencies shall be given to the driver and the vehicle shall be suitably
15 identified by a decalomania or other identification. No person shall
16 thereafter operate such vehicle except as may be necessary to return such
17 vehicle to the residence or place of business of the owner or driver or to a
18 garage until such deficiencies have been remedied; provided, however, that
19 the driver may be required to make temporary repairs before being permitted
20 to proceed with such vehicle. Every owner or driver upon receiving a notice
21 of deficiencies shall remedy such deficiencies, and within five (5) days shall
22 submit the vehicle for inspection by the Department of Revenue and
23 Taxation.

24 (d) The Director of Revenue and Taxation is authorized to suspend the
25 registration of any motor vehicle, trailer, semi-trailer, or pole or pipe dolly
26 which does not have a current certificate of safety inspection and approval, or
27 which does not display any required decalomania or other identification
28 with reference to inspection status, or which is not submitted for further

1 inspection within five (5) days after the notice of deficiencies is given
2 pursuant to an annual inspection.

3 (e) No motor vehicle, except an armored car, an ambulance, a hearse or tour
4 buses or tour vans which have factory installed tinted glass, including a
5 government vehicle, in which is used adhesive tint or any other material,
6 including curtains, which reflects or substantially obstructs clear visibility
7 into the motor vehicle shall be issued a safety inspection decalcomania. The
8 exception provided in this subsection for an ambulance, a hearse, an armored
9 car, or tour bus or a tour van which has factory installed tinted glass shall not
10 apply to or extend to any such vehicle which is not used for the purpose for
11 which it is designed.
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