

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

Bill No. 56-32 (COR)

Introduced by:

B.J.F. Cruz
Thomas C. Ada

**AN ACT TO REPEAL AND REENACT §9108 OF
TITLE 16, GUAM CODE ANNOTATED,
RELATIVE TO CHANGING THE PENALTY FOR
VIOLATION OF THE TRAFFIC CODE FROM A
PETTY MISDEMEANOR TO A CIVIL
VIOLATION PUNISHABLE BY A FINE, AND TO
AUTHORIZE THE TRAFFIC COURT OR
JUDICIARY TO SET TRAFFIC FINES THAT ARE
NOT SET BY LAW.**

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

2 **Section 1.** §9108 of Chapter 9 of Title 16, Guam Code Annotated, is
3 hereby *repealed and re-enacted* to read as follows:

4 ~~§ 9108. Violation of This Title -- Petty Misdemeanor.~~

5 ~~Except in cases where a different punishment is provided by this Title,~~
6 ~~every person who fails or refuses to comply with or violates any provision of~~
7 ~~this Title is guilty of a petty misdemeanor.~~

8 **“§9108. Violation of This Title – Violation**

9 (a) Except in cases where a different punishment is provided by

1 this Title or other law, every person who fails or refuses to comply with or
2 violates any provision of this Title is guilty or liable of a civil violation
3 punishable by a fine as set forth at law or in the schedule of fines adopted by
4 the Traffic Court Division of the Superior Court of Guam or by the Judiciary
5 Branch of the government of Guam, or if fine amount is not enumerated at
6 law or in the schedule of fines above, then fine amount is not to exceed Five
7 Hundred Dollars (\$500.00).

8 (b) Notwithstanding subsection (a) of this Section, the Office of the
9 Attorney General is not precluded from filing a criminal complaint or
10 indictment pursuant to Chapters 15, 45 and 50 of Title 8 G.C.A. in the
11 Superior Court of Guam that may include charges involving the violation of,
12 or failure or refusal to comply with any provisions of Title 16 G.C.A.”