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<th>BILL NO.</th>
<th>SPONSOR</th>
<th>TITLE</th>
<th>DATE INTRODUCED</th>
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<th>PUBLIC HEARING DATE</th>
<th>DATE COMMITTEE REPORT FILED</th>
<th>FISCAL NOTES</th>
<th>NOTES</th>
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<tbody>
<tr>
<td>22-35 (COR)</td>
<td>James C. Moylan</td>
<td>AN ACT TO AMEND §61543(c) OF ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO THE ERECTION OF SIGNS WHICH WERE GRANTED VARIANCES OR A NOTICE OF ACTION TO PROCEED ON OR BEFORE MAY 15, 2017.</td>
<td>1/18/19 10:49 a.m.</td>
<td>1/23/19</td>
<td>Committee on Health, Tourism, Historic Preservation, Land, and Justice</td>
<td>3/28/19 10:00 a.m.</td>
<td>4/24/19 3:38 p.m.</td>
<td>As amended by the Committee on Health, Tourism, Historic Preservation, Land, and Justice</td>
<td>Request: 1/24/19 Fiscal Note 3/27/19</td>
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<th>TITLE</th>
<th>DATE PASSED</th>
<th>TRANSMITTED</th>
<th>DUE DATE</th>
<th>PUBLIC LAW NO.</th>
<th>DATE SIGNED</th>
<th>NOTES</th>
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<td>4/22/19</td>
<td>AN ACT TO AMEND §61543(c) OF ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO THE ERECTION OF SIGNS WHICH WERE GRANTED VARIANCES OR A NOTICE OF ACTION TO PROCEED ON OR BEFORE MAY 15, 2017.</td>
<td>4/29/19</td>
<td>4/30/19</td>
<td>5/11/19</td>
<td>35-18</td>
<td>5/9/19</td>
<td>Received: 5/9/19 Mess and Comm. Doc. No. 35GL-19-0067.</td>
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HAND DELIVERED

May 9, 2019

Honorable Tina Rose Muña Barnes
Speaker
I Mina'trentai Singko Na Liheslaturan Guåhan
Guam Congress Building
Hagåtña, Guam 96910

Re: Bill No. 22-35 (COR) – An Act to Amend § 61543(c) of Sub-Article 5, Article 5, Chapter 61, Title 21, Guam Code Annotated, Relative to the Erection of Signs Which Were Granted Variances or a Notice of Action to Proceed by the Guam Land Use Commission On or Before May 15, 2017.

Dear Madam Speaker:

I have signed Bill No. 22-35 into law as Public Law 35-18.

I support this bill because it allows those who have acted in reliance of authorization from the Guam Land Use Commission’s to continue their signage activity. Public Law 34-30 addressed the issue narrowly, only allowing the continued use of electronic signs which granted variances on or prior to May 15, 2017. Public Law 35-18 will now offer relief to all those who were granted variances for their signage activity during that time period.

Senseremente,

[Signature]

LOURDES A. LEON GUERRERO
Maga’hågan Guåhan
Governor of Guam

Enclosure: Bill 22-35 nka P.L. 35-18

cc: Lt. Governor of Guam (via email)
Compiler of Laws (via email)
Central Files
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'HÅGAN GUÅHAN

This is to certify that Substitute Bill No. 22-35 (COR), “AN ACT TO AMEND § 61543(c) OF SUBARTICLE 5, ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE ERECTION OF SIGNS WHICH WERE GRANTED VARIANCES OR A NOTICE OF ACTION TO PROCEED BY THE GUAM LAND USE COMMISSION ON OR BEFORE MAY 15, 2017,” was on the 29th day of April, 2019, duly and regularly passed.

Tina Rose Muña Barnes
Speaker

Attested:

Amanda L. Shelton
Legislative Secretary

This Act was received by I Maga'hågan Guåhan this 30th day of April, 2019, at 10:32 o'clock A.M.

Assistant Staff Officer
Maga'håga’s Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 5/9/2019

Public Law No. 35-18
I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

Bill No. 22-35 (COR)
As amended by the Committee on Health, Tourism,
Historic Preservation, Land and Justice; and
substituted on the Floor.

Introduced by: James C. Moylan
William M. Castro
Régine Biscoe Lee
Kelly Marsh (Taitano), PhD
Louise B. Muña
Tina Rose Muña Barnes
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
Amanda L. Shelton
Telo T. Taitague
Jose “Pedo” Terlaje
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO AMEND § 61543(c) OF SUBARTICLE 5,
ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE
ANNOTATED, RELATIVE TO THE ERECTION OF
SIGNS WHICH WERE GRANTED VARIANCES OR A
NOTICE OF ACTION TO PROCEED BY THE GUAM
LAND USE COMMISSION ON OR BEFORE MAY 15,
2017.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. I Liheslaturan Guahan finds
that Public Law 34-30, which was enacted on July 13, 2017, granted legal
authorization for the operation of any electronic signage that was granted a variance or a Notice of Action by the Guam Land Use Commission on or prior to May 15, 2017, despite a legal opinion of the Office of the Attorney General (OAG) that such signage was illegal.

However, Public Law 34-30 did not extend the same protection to those companies who offer other forms of signage, such as static signs. Owners of static signs and other forms of signage have also incurred costs in securing legal approval for their signs through the Guam Land Use Commission, and in setting up their signage. Owners of static and other signage were also impacted by the OAG's opinion, despite having also been granted variances or a Notice of Action by the Guam Land Use Commission prior to May 15, 2017. Hence, the only fair and equitable remedy is to give the same legal protection to static signs, and all other forms of signage, that were granted a variance or Notice of Action by the GLUC on or before May 15, 2017. All signs which obtained the proper legal approval should be entitled to the same protections afforded electronic signs under the protections of § 61543(c) of Chapter 61, Title 21, Guam Code Annotated.

Section 2. § 61543(c) of Subarticle 5, Article 5, Chapter 61, Title 21, Guam Code Annotated, is hereby amended to read as follows:

"(c) Electronic and other signage that have been granted variances by the Guam Land Use Commission or have been issued a Notice of Action by the Guam Land Use Commission on or before May 15, 2017, shall be legally authorized to operate; provided, that all business license requirements are met and are thereafter maintained in good standing; and the Guam Land Use Commission shall conduct periodic reviews of the variances authorized by this Subsection to enforce the conditions of said variances and may require similar or additional conditions."

Section 3. Effective Date. This Act shall be effective upon enactment.
Section 4. Severability. If any provision of this Act or its application to any person or circumstances is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.