

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
19-38 (COR)	Sabina Flores Perez Chris Barnett	AN ACT TO <i>REPEAL</i> AND <i>REENACT</i> § 7161 (a) AND (c) AND TO <i>AMEND</i> § 7161 (b) ALL OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE STREET LIGHT FUND TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS TO FACILITATE INSTALLATION AND REPLACEMENT OF STREET LIGHTS AND ENHANCE SAFETY FOR PEDESTRIANS, BICYCLISTS, AND MOTORISTS.	1/13/25 10:33 a.m.						

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN

2025 (FIRST) Regular Session

Bill No.19-38 (COR)

Introduced by:

Sabina Flores Perez *SFP*
Chris Barnett *CB*

**AN ACT TO *REPEAL AND REENACT* § 7161 (a) AND (e)
AND TO *AMEND* § 7161 (b) ALL OF CHAPTER 7, TITLE
16, GUAM CODE ANNOTATED, RELATIVE TO
UPDATING THE STREET LIGHT FUND TO
AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS
TO FACILITATE INSTALLATION AND
REPLACEMENT OF STREET LIGHTS AND ENHANCE
SAFETY FOR PEDESTRIANS, BICYCLISTS, AND
MOTORISTS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds
that there is currently a backlog of street light projects in need of installation, repair,
maintenance and operation in different villages.

I Liheslatura finds that the Department of Public Works (DPW) is in charge
of building and maintaining a safe and efficient modern highway system and
developing comprehensive safety plans for Guam's roads and therefore would be a
prime candidate to be designated as the lead agency in addressing this backlog.

I Liheslatura further finds that historical use of the Streetlight Fund shows
lapses of funds during the past five years. Lapsed funds could address gaps in
installation and replacement of streetlights and provide enhancements that promote

1 motorist, bicyclist, and pedestrian safety. Additionally, updating the Streetlight Fund
2 as a non-lapsing fund will ensure funds are dedicated to addressing these gaps.

3 *I Liheslaturan Guåhan* intends to delegate the lead role to DPW of
4 coordinating streetlight installation, maintenance, and operation in coordination with
5 the Guam Power Authority, to achieve the timely installation, maintenance,
6 operation, repair or replacement of street lights and enhance safety for motorists,
7 bicyclists, and pedestrians.

8 **Section 2.** § 7161 (a) of Chapter 7, Title 16, Guam Code Annotated, is
9 hereby *repealed and reenacted* to read:

10 ~~“(a) There is established within the Treasury of Guam a fund to be known~~
11 ~~as the Street Light Fund, which shall be maintained separate and apart from~~
12 ~~any other funds, including the General Fund of the Government and~~
13 ~~independent records and accounts shall be maintained in connection~~
14 ~~therewith.~~

15 ~~(1) Money in the Street Light Fund shall be used to pay for the~~
16 ~~installation and operation of public street lights.~~

17 ~~(2) All revenues deposited in the Fund are reserved for use by the~~
18 ~~Guam Power Authority for payment for operation and installation of~~
19 ~~public street lights.”~~

20 “(a) There is hereby created a non-lapsing, revolving fund to be known as
21 the “Street Light Fund” (Fund) which shall be maintained separate and apart
22 from other funds of the Government of Guam and shall be kept in a separate
23 bank account and independent records and accounts shall be maintained in
24 connection therewith. Funds shall not be subject to any transfer authority of I
25 Maga'hågan Guåhan and shall remain in such account until expended by the
26 Department of Public Works (DPW) for purposes of this Section. The
27 Director of DPW shall have programmatic oversight of said Fund. All monies
28 collected under this Section shall be deposited in the Fund and shall not be

1 commingled with other funds of the Government of Guam. The Director of
2 Public Works shall submit quarterly collections and expenditure reports to I
3 Liheslaturan Guåhan. Monies in the Fund shall be expended for the following
4 purposes:

5 (1) To pay for the procurement, installation, operation, and
6 maintenance of public streetlights including the payments to the Guam
7 Power Authority for costs associated with the procurement, installation,
8 operation, maintenance or repair and replacement of street lights. The
9 Director of DPW shall consult with the Guam Power Authority and the
10 Guam Police Department and request a priority list, concerning
11 installation and repair of streetlights.

12 (2) To install or make improvements to sidewalks, bicycle lanes, or
13 roadways.”

14 **Section 3.** § 7161 (b) of Chapter 7, Title 16, Guam Code Annotated, is
15 *amended* to read:

16 “(b) In addition to all other fees imposed by law, an additional Twenty-Five
17 Dollars (\$25.00) annual fee is imposed upon any vehicle subject to
18 registration under this Title which shall be deposited in the Treasury of Guam
19 to the credit of the Street Light Fund. This fee shall be collected at the same
20 time and in the same manner as the annual license and registration fee
21 provided for in this Title. Monies collected, herein, shall be deposited in the
22 Street Light Fund within Twenty (20) days following the end of the month for
23 which the fees are collected. The Director of Revenue and Taxation shall
24 submit quarterly collection reports to I Liheslaturan Guåhan.”

25 **Section 4.** § 7161 (e) of Chapter 7, Title 16, Guam Code Annotated, is
26 hereby *repealed and reenacted* to read:

27 ~~“(e) No funds from the Street Light Fund may be expended or encumbered~~
28 ~~without an appropriation by I Liheslaturan Guåhan.”~~

1 “(e) All monies in the “Street Light Fund” are continually appropriated to
2 the Department of Public Works to be expended in accordance with this
3 Section. The funds herein shall not be used for any other purpose unless
4 expressly authorized by *I Liheslaturan Guåhan*.”

5 **Section 5. Enactment Date.** This act shall be effective upon enactment.

6 **Section 6. Severability.** If any provision of this Act or its application
7 to any person or circumstance is found to be invalid or inorganic, such
8 invalidity shall not affect other provisions or applications of this Act that can
9 be given effect without the invalid provision or application, and to this end
10 the provisions of this Act are severable.