



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

APR 09 1998

The Honorable Antonio R. Unpingco
Speaker
Twenty-Fourth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Agana, Guam 96910

**Refer to
Legislative Secretary**

Dear Speaker Unpingco:

Enclosed please find a copy of Bill No. 247 (LS), "AN ACT TO ADD A NEW §26203(k)(28) TO ARTICLE 2, CHAPTER 26, DIVISION 2 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE", which I have signed into law today as **Public Law No. 24-156.**

This legislation encourages retail businesses on Guam to sell more locally grown produce and agricultural products. Although farmers themselves are exempt from the imposition of Gross Receipts Tax when they sell their products, retail outlets will increase their purchasing from farmers if they also are given some incentive to promote "home grown" products.

Guam has been increasing its agricultural output, and the demand for Guam-grown products is increasing also. A stimulation of the type contained in this legislation will give a boost to the growth of agriculture as commercial enterprise.

Very truly yours,


Carl T. C. Gutierrez

Attachment 00734

cc: The Honorable Joanne M. S. Brown
Legislative Secretary

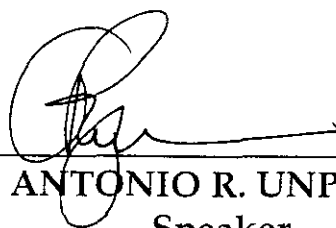
OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<i>Fernando Amador</i>
Time	<i>4:00 p.m.</i>
Date	<i>4-9-98</i>

Office of the Speaker
ANTONIO R. UNPINGCO
Date: *4-9-98*
Time: *1430*
Rec'd by: *[Signature]*
Print Name: *Charlene Davis*


TWENTY-FOURTH GUAM LEGISLATURE
1998 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 247 (LS), "AN ACT TO ADD A NEW §26203(k)(28) TO ARTICLE 2, CHAPTER 26, DIVISION 2 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE," was on the 27TH day of March, 1998, duly and regularly passed.


ANTONIO R. UNPINGCO
Speaker

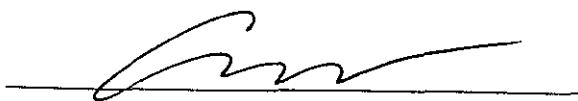
Attested:


MARK FORBES
Senator and Acting Legislative
Secretary

This Act was received by the Governor this 3rd day of April, 1998, at
10:30 o'clock 9 .M.


Assistant Staff Officer
Governor's Office

APPROVED:


CARL T. C. GUTIERREZ
Governor of Guam

Date: 4-9-98

Public Law No. 24-156

**TWENTY-FOURTH GUAM LEGISLATURE
1997 (FIRST) Regular Session**

Bill No. 247 (LS)

As amended on the Floor.

Introduced by:

M.C. Charfauros
E. J. Cruz
A. L.G. Santos
T. C. Ada
F. B. Aguon, Jr.
A. C. Blaz
J. M.S. Brown
Felix P. Camacho
Francisco P. Camacho
W. B.S.M. Flores
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
L. Leon Guerrero
V. C. Pangelinan
J. C. Salas
F. E. Santos
A. R. Unpingco
J. Won Pat-Borja

**AN ACT TO ADD A NEW §26203(k)(28) TO
ARTICLE 2, CHAPTER 26, DIVISION 2 OF TITLE 11
OF THE GUAM CODE ANNOTATED, RELATIVE
TO PROVIDING A GROSS RECEIPTS TAX
EXEMPTION FOR THE RETAIL SALE OF LOCAL
PRODUCE.**

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

2 **Section 1. Legislative Statement and Intent.** The Guam

3 Legislature finds that past policy promoted the efforts of local farmers and
4 fishermen to ensure the expansion of the local agricultural, fishing and
5 aquacultural industries. Public Law Number 23-18 established procurement
6 procedures for the purchase of local produce by various government of Guam
7 agencies. In order to fully carry out the goals of Public Law Number 23-18,
8 incentives must exist to expand and maintain the markets for local produce to
9 ensure that the farmers, livestock producers, fishermen and aquaculturists
10 have a viable continuing market for the results of their hard labor.

11 The intent of this legislation is to provide a tax exemption of fifty
12 percent (50%) of the amounts received from the retail sale of local produce
13 from Guam. As such, businesses would have the incentive to procure local
14 produce and would assist in ensuring that the market for such products is
15 continually nourished and maintained.

16 **Section 2.** Section 26203(k)(28) is hereby added to Article 2, Chapter
17 26, Division 2 of Title 11 of the Guam Code Annotated to read as follows:

18 “(28)(i) Fifty percent (50%) of the amounts received from the
19 retail sale of local produce, as defined in this Subdivision.

20 (ii) “*Local produce*” as used in this Subdivision shall mean the
21 following: locally produced crops, including, but not limited to, plants
22 and plant products collectively grown or cared for and used for food
23 and other useful purposes; locally raised livestock, including but not
24 limited to, cattle, carabao, swine, sheep, goats, equine and poultry raised
25 for food or other purposes; and locally caught fish to include any

1 aquatic animal life, including, but not limited to, oysters, clams,
2 mollusks, mussels, crustaceans and other shellfish.”

40 letters P.L. 24-156



TWENTY-FOURTH GUAM LEGISLATURE

Office of the Vice-Speaker

March 23, 1998

ANTHONY C. BLAZ



- LEGISLATIVE COMMITTEE MEMBERSHIP**
- Chairman
Finance & Taxation
- Vice-Chairman
Rules,
Government Reform
& Federal Affairs
- Education
- Natural Resources
- Health &
Human Services
- Tourism, Economic
Development & Cultural
Affairs
- Judiciary,
Public Safety &
Consumer Protection
- Transportation,
Telecommunications, &
Micronesia Affairs
- MEMBERSHIP**
- Guam Finance
Commission
- Commission on Self
Determination

TO: Senator Mark Forbes, Vice Chairman
 Speaker Antonio R. Unpingco, Ex-Officio Member
 Senator Joanne M.S. Brown, Member
 Senator Edwardo J. Cruz, Member
 Senator Lawrence F. Kasperbauer, Member
 Senator Alberto A.C. Lamorena, V., Member
 Senator Carlotta A. Leon Guerrero, Member
 Senator John C. Salas, Member
 Senator Thomas C. Ada, Member
 Senator Mark C. Charfaurous, Member
 Senator William B.S.M. Flores, Member
 Senator Francis E. Santos, Member

FR: Vice Speaker Anthony C. Blaz, Chairperson
 Committee on Finance and Taxation

RE: Voting Sheet on Bill No. 247 (COR)

Transmitted herewith is the voting sheet and Committee Report on Bill No. 247 (COR), for your review and signature.

Your attention to this matter is greatly appreciated.

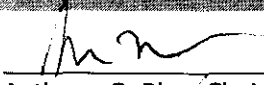
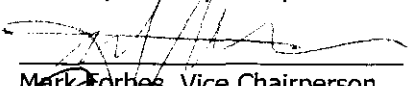
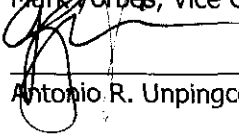

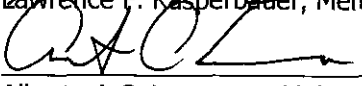
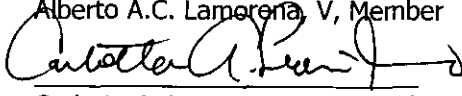
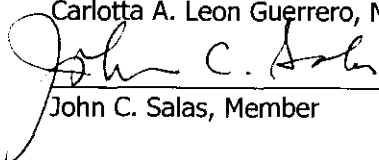
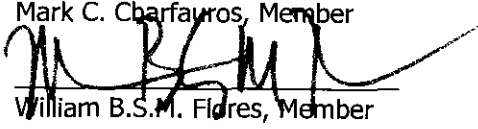
Sincerely,

Anthony C. Blaz

Committee on Finance and Taxation

Voting Sheet on

Bill 247- AN ACT TO ADD A NEW SUBDIVISION (27) TO §26203(k) OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE.

COMMITTEE MEMBER	TO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
 Anthony C. Blaz, Chairperson	✓			
 Mark Forbes, Vice Chairperson	✓			
 Antonio R. Unpingco, Ex-Officio	✓			
Joanne M.S. Brown, Member				
Edwardo J. Cruz, Member				
 Lawrence F. Kasperbauer, Member	✓			
 Alberto A.C. Lamorena, V, Member	✓			
 Carlotta A. Leon Guerrero, Member	✓			
 John C. Salas, Member	✓			
Thomas C. Ada, Member				
Mark C. Charfauros, Member				
 William B.S.M. Fildres, Member	✓			
Francis E. Santos, Member				

**Committee on Finance and Taxation
Report on Bill No. 247**

AN ACT TO ADD A NEW SUBDIVISION (27) TO §26203(k) OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE.

PUBLIC NOTICE:

Pursuant to the requirements of the Standing Rules, notice of the Public Hearing on Bill No. 247 was published in the Pacific Daily News on June 11, 1997.

PUBLIC HEARING:

The Committee on Finance and Taxation conducted a public hearing on Thursday, June 12, 1997 at 9:00 AM in the Legislature's Public Hearing Room to hear testimonies on Bill No. 247.

MEMBERS PRESENT:

The hearing was called to order by the Chairperson of the Committee on Finance and Taxation, Vice Speaker Anthony C. Blaz. Committee members present were:

Senator Thomas Ada
Senator Mark Charfauros
Senator Alberto A.C. Lamorena V
Senator Francis E. Santos

Other Senators present were:

Senator Frank B. Aguon, Jr.
Senator Francisco P. Camacho
Senator Lou Leon Guerrero
Senator Vicente C. Pangelinan
Senator Judith Won Pat-Borja

PROVIDING PUBLIC TESTIMONY ON THE BILL:

**Joseph T. Duenas, Director, Department of Revenue & Taxation
Michael Kuhlman, Director Department of Agriculture**

ATTACHMENTS TO THIS REPORT:

- Introduced Bill 247
- Fiscal Note
- Transcripts from Public Hearing
- Public Hearing Advertisement

BACKGROUND :

Senator Charfauros commented on the purpose of the bill which is to supplement a law passed in the 23rd Guam Legislature. The bill would offer incentives for vendors to purchase locally produced products by getting a rebate if they purchase these agricultural products on-Oisland.

Joseph Duenas, Department of Revenue & Taxation testified in opposition of the bill stating that current law already exempts local fisherman, farmers and local producers from gross receipt taxes provided that the annual gross income for the most recent tax year was less than five hundred thousand dollars. He stated that an additional loss in government revenues would jeopardize our government's current financial position.

Mike Kuhlaman, Director, Department of Agriculture, testified in support of the bill stating that the major agriculture development program is to open new markets for Guam produced foods. By implementing GRT exemptions, it will provide incentives to buyers to promote this program.

FINDINGS:

- This legislature finds that Bill 247 will provide tax incentives and a promotion to local farmers and fisherman produce through a 50% tax exemption.

COMMITTEE RECOMMENDATION:

The Committee, having conducted a sufficient hearing, does hereby recommend to the Legislature **to do pass without further delay, Bill 247 "AN ACT TO ADD A NEW SUBDIVISION (27) TO §26203(k) OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE."**

REVENUE AND TAXATION

JUN 10 1997

Honorable Anthony C. Blaz
Chairman, Committee on Finance
and Taxation
Twenty-Fourth Guam Legislature
155 Hesler Street
Agana, Guam 96910

Hafa Adai Mr. Chairman and Members of the Committee:

My name is Joseph T. Duenas and I am the Director of the Department of Revenue and Taxation. I am submitting written testimony on Bill No. 247:

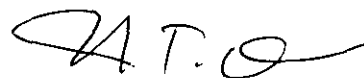
An Act to add a new Subsection (27) to §26203(k) of Title 11, Guam Code Annotated, relative to providing a Gross Receipts Tax exemption for the retail sale of local produce.

Although we applaud the intent of Bill 247, the current statute already exempts local fishermen, farmers, and local producers from Gross Receipts Tax and just recently retailers were also exempted from the first \$50,000 of gross income from Gross Receipts Tax provided the annual gross income from the most recent tax year was less than \$500,000.

The additional loss of revenue (in addition to the Dave Santos Law) would further strain our government's financial position. We foresee a serious compliance problem and a potential burden on retailers maintaining separate books for resale of local produce which we believe is not cost effective for both the retailers and the Government. In order to accurately determine this exemption, retailers must maintain separate books for local produce sales aside from the sale of non local produce. Without the documented itemization of produce sale by the retailer, this Department would not be able to constructively or equitably determine the exemption amount.

Because of the reasons presented, we are not in favor of Bill No. 247.

Sincerely,



JOSEPH T. DUENAS
Director

SYNOPSIS
TO BILL 247
JUNE 11, 1997

**AN ACT TO ADD A NEW ~~SUBDIVISION (27)~~ SUBSECTION(k)(28) TO SECTIONS
26203(k) OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A
GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL
PRODUCE**

§1. Legislative Statement and Intent. Promote efforts of local farmers and fishermen and local markets with incentive in the form of fifty percent (50%) tax exemption on retail sales.

§2. Add a new Subsection (k)(28) to Section 26203 of Title 11, GCA vice Subdivision (28) as proposed in the Bill.

- (28)(A) (Exemption) Fifty percent (50%) of the amounts received from the retail sale of local produce, as defined in this subsection.

(B) "Local produce" shall mean: locally produced crops and raised livestock and locally caught fish and shellfish.

COMMITTEE ON FINANCE & TAXATION PUBLIC HEARING
JUNE 12, 1997

Bill No. 247 (M.C. Charfauros, E.J. Cruz, A.L.G. Santos)
(AN ACT TO ADD A NEW SUBDIVISION (27) TO §26203(k) OF TITLE 11, GUAM CODE
ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE
RETAIL SALE OF LOCAL PRODUCE)

MEMBERS PRESENT: SENATOR A.C. BLAZ
 SENATOR T.C. ADA
 SENATOR M.C. CHARFAUROS
 SENATOR A.A.C. LAMORENA, V
 SENATOR F.E. SANTOS

OTHER SENATORS: SENATOR FRANK B. AGUON
 SENATOR F.P. CAMACHO
 SENATOR L. LEON GUERRERO
 SENATOR V.C. PANGELINAN
 SENATOR J.W.P.-BORJA

OTHERS PRESENT TO PROVIDE TESTIMONY:
 MR. JOSEPH T. DUENAS, DIRECTOR, DEPT OF R & T (WRITTEN/ORAL)
 MR. MIKE KUHLMANN, DEPT OF AGRICULTURE

SENATOR BLAZ: Thank you Senator Aguon and the next bill we'd like to hear is a bill sponsored by Senator Mark Charfauros, 247 since Joey you're the only one here to testify. Mark, Senator Charfauros will go ahead and open.

SENATOR CHARFAUROS: Basically, the purpose of this bill was to supplement a law that was passed in the 23rd Guam Legislature by then Vice Speaker Ted Nelson in which it mandated the government of Guam to purchase first locally a produced agriculture and aquaculture products thereby enhancing local production within our community and this takes it a little step further in that it gives a benefit for vendors and an incentive for vendors to purchase locally produced products by getting a rebate if they do purchase locally produced products, agricultural products and aquaculture products as opposed to purchasing it offisland. So that's the intent of this particular legislation.

SENATOR BLAZ: Thank you Senator Charfauros. Mr. Duenas would you like to go ahead and testify? Mike Kuhlmann?

MR. DUENAS: OK, on Bill 247, Mr. Chairman and members of the committee, although we applaud the intent of Bill 247 the current statute already exempts local fishermen, farmers, and local producers from gross receipts tax and just recently retailers were also exempted for the first fifty thousand of gross income from gross receipts tax provided the annual gross income for the most recent tax year was less than five hundred thousand. The additional loss of revenue in addition to the Dave Santos Law would further strain

our government's financial position. We foresee a serious compliance problem on the potential burden on retailers maintaining separate books for resale of local produce which we believe is not cost effective for both the retailers and the government. In order to actively determine this exemption, retailers must maintain separate books for local produce sales aside from the sale of non-local produce. Without the documentation, documented itemization of produce sale by the retailer, this department would not be able to constructively or equitably determine the exemption amount. Because of these reasons, we're not in favor of Bill 247.

MR. KUHLMANN: Thank you Mr. Chairman, I'm Mike Kuhlmann the director of Agriculture, I want to thank you for this opportunity to express the department of agriculture's support for Bill 247 which would provide a fifty percent exemption from gross receipts tax for retail sales of Guam produced agriculture and fish sales. A major agriculture development program of the department is to open new markets for Guam produced foods providing a gross receipts tax incentive to buyers who could help this program by encouraging greater purchases of Guam agriculture products and fish. It's a straightforward proposal which actually doesn't require any more amplification. Thank you.

SENATOR BLAZ: Thank you Mr. Kuhlmann. Are there, Senator Charfauros?

SENATOR CHARFAUROS: Yes, the only response I'd like to make is that this government has given foreign investors qualifying certificates in which we have exempted them from millions of dollars in taxes for 75 years. In all my attempts to try and redirect that type of program to stop giving the rebates now and concentrate more on local investors in getting these rebates, I find it very difficult to understand why is it that we're continuously giving rebates in the millions of dollars for foreign investors if we do not have yet we have a problem in giving a rebate to our own local entrepreneurs so that they have an incentive in purchasing a local product. That's my only concern that I have and I understand where Revenue and Tax is coming from because you want to make that you make money. And to make sure that you collect as much revenue as possible and yet I see an inequality here in which if it's a foreign investor and he has millions of dollars to build a hotel we say OK, fine go ahead and build it and you don't have to pay taxes for 75 years. He builds an annex and then says well, will you give an extension and give you another 75 years of not paying rebates which amounts to millions and millions of dollars in lost revenue to this territory and here we're talking about small farmers trying to give them the incentive to produce locally products and you know we have a problem in giving them that type of rebate.

MR. DUENAS: Senator, that's not completely accurate because local farmers and producers and fishermen do not pay the GRT to begin with so therefore their prices can be really lower than the prices that come in from anywhere else. The farmers are getting a break, all we're talking about is in terms of the retailer and the retailer and I'll give you an example of somebody selling bananas at PayLess for example. _____ to tell me that of course he's going to sell his Merizo bananas before he sells the bananas from California, at the end of the month he's going to claim all the exemption and the bananas that got thrown away because of spoilage or because he didn't sell them are all going to be California bananas. I'm a smart retailer that's what I'm going to do. It's a burden that even the retailer can't afford, I'll have to tell him to keep track of every banana that comes in, this is a local banana, this is a California banana. So that every time he sells a local banana it has to go to the cashier and the cashier has to determine that this is a local banana, this is not that California banana.

SENATOR CHARFAUROS: So the problem you have is not so much in giving the _____ the rebates _____ the problem you have is not because we're going to give the entrepreneurs a tax rebate for purchasing local products, the main problem you have with the bill is the accountability.

MR. DUENAS: Well, that's one problem. I also said that we would be losing revenues Senator and revenue that we've already given a break to these farmers I mean you know that's the whole idea you, if they sell to a wholesaler and that wholesaler sells his bananas from Merizo there is, the wholesaler pays no GRT on that transaction either. So, there are breaks all along the line the only thing that doesn't happen is the break at the retailer.

SENATOR CHARFAUROS: OK, yes, and this is where the bill kicks in.

MR. DUENAS: And yet Senator I would say to you that the small retailers if you're talking about the guy who buys and then resells it in his small little mom and pop store, he's going to be under five hundred thousand which means he's going to get the first fifty thousand as an exemption so there is that benefit too. The only benefit that you won't be giving is to the big retailer. And I put the question to you, are you trying to help the big retailer?

SENATOR CHARFAUROS: I'm trying to help everybody. So what you have to keep in mind is that the big retailers they will be getting a break yes I have to admit that but if you were to take, a good example is I went into a supermarket and you have locally produced watermelons and watermelons that were purchased offisland. Now, keep in mind that our farmers cannot compete with the big guys offisland they have a cost and the technology is there and they're able to ship it to Guam at a lot lower rate. Just go to Kmart and you can see a _____ so even on top of that, our local farmers have a hard time competing with produce coming in from other areas around the world. And what this will do is that it will bring down, it would give an incentive for a, it doesn't matter if they're big or small, if it's a big guy that's going to be purchasing locally produced products but the end effect is that the industry, our local industry would benefit from this in that it would bring down the prices of these products at the cash register thereby giving them more of an incentive to produce more products. And that's the end result so it doesn't matter who owns the store, the end result is this is that local producers would get a break at the register which would in turn of course give a break to the local consumers and my whole point is this we're giving millions away anyway to Japanese investors, to other investors I mean that's an _____.

MR. DUENAS: There's a _____ side to that the qualifying QC is a good program it has brought investment into this territory if we had not done that back in the 70's when Senator Frank Duenas Perez started that whole QC program if that had not been started you would not have the tourism industry that you have today, we would be in deep trouble because the military economy is gone you have nothing. So, don't characterize, you're characterizing that as only one way, you have to understand that those investors did bring in their money, we gave them tax rebates but they brought in an industry that was nonexistent and sometimes you have to do that?

SENATOR L. LEON GUERRERO: But, do you need that now, I mean,

MR. DUENAS: Yes.

SENATOR L. LEON GUERRERO: No, you don't need that now you've already brought them over.

SENATOR CHARFAUROS: Senator Lou, I was just about to go into that, well . .

MR. DUENAS: Well, if you want to continue the tourism Senator you have to continue developing your area. I've got to tell you know I'm not into products

SENATOR CHARFAUROS: Let me finish . . .

SENATOR ADA: Mr. Chairman, I think we've strayed off the farmers.

SENATOR BLAZ: Yes, let's just get on to the, let's get back to the thing and conclude, Mark.

SENATOR CHARFAUROS: Well, basically if you allow me to give me one minute or thirty seconds to finish this on the QC, yes, it's true that in the 60's we needed the QC to come to Guam. The QC had two purposes one was to bring foreign investors to this territory to develop the market, number two to allow local entrepreneurs to participate in the market. We have accomplished mission number one, we have given millions of dollars we don't need any more developers to come here, the problem we have with our QC right now is having local entrepreneurs participate in this closed market so as far as I'm concerned I don't want to give any more QC's to any more foreign investors. As a matter of fact, I have a bill that says if you don't have local participation in the market then we take your QC away and you pay your regular tax dollars. If these foreigners can come to Guam and we give them millions of dollars in tax breaks yet they don't allow our local entrepreneurs our U.S. citizens to participate in this market at their level, then I say fine we won't have to give you a tax break but at this point in time we don't need anymore QC's to foreign investors what we need to do is turn around and give QC's to our own local people so that we can give them the breaks to compete in this market and that's my point on the QC.

SENATOR BLAZ: Thank you very much, Senator Charfauros. Thank you Mr. Duenas and Mr. Kuhlmann. We'll go ahead and move on to a another very interesting subject and this is a bill, 163 sponsored by Senator Judy Won Pat-Borja. I'd like to give Senator Won Pat-Borja the opportunity to go ahead and open and explain her bill, Mr. Duenas, just remain in place. I'd like to invite Susan Hokanson, Dolores Tajeron, Henry Rowe, Pedro Borja, Anna from Montessori School and Linda Hall. This is a bill that I too, I had a similar legislation I sponsored in the 23rd Guam Legislature and I fully support it. Senator Won Pat-Borja.

FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH

BBMR-F7

Bill Number: 247
 Amendatory Bill: No

Date Received: June 09, 1997
 Date Reviewed: June 16, 1997

Department/Agency Affected: Department of Revenue & Taxation
 Department/Agency Head: Joseph Duenas, Director
 Total FY Appropriation to Date: \$10,530,201

Bill Title (preamble): AN ACT TO ADD A NEW SUBDIVISION (27) TO 26203 (K) OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE.

Change in Law: N/A

Bill's Impact on Present Program Funding:
 Increase _____ Decrease _____ Reallocation _____ No Change X

Bill is for:
 Operations X Capital Improvement _____ Other _____

FINANCIAL/PROGRAM IMPACT

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)			
PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
Economics & Finance	<u>1/</u>		

ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)						
FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL	<u>1/</u>					
OTHER						
TOTAL						

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? Yes -- IF NO, ADD'L AMOUNT REQUIRED \$ _____
 AGENCY/PERSON/DATE CONTACTED: Department of Revenue & Taxation

ESTIMATED POTENTIAL MULTI-YEAR REVENUES						
FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	<u>1/</u>					
OTHER						
TOTAL						

ANALYST md DATE 6/16/97 DIRECTOR Joseph E. Rivera, Acting DATE JUN 20 1997
 M. Dizon

FOOTNOTES: See attached.

1/

Bill 247 proposes to provide a Gross Receipts Tax exemption for the retail sale of local produce in order to expand and maintain the markets for local producers. The tax exemption will be 50% of the amounts received from the retail sale of local produce. It may intend to stimulate and sustain the local produce market, but it will also decrease the revenues to the General Fund and the Department of Education.



Vice-Speaker Anthony C. Blaz, Chairman
Committee on Finance & Taxation, Twenty-Fourth Guam Legislature

PUBLIC HEARING NOTICE

Thursday, June 12, 1997

Guam Legislature Public Hearing Room, 9:00 a.m.

Bill 276 Gov Req./ Rules

AN ACT TO PROVIDE FOR THE CONSTRUCTION OF A NEW ELEMENTARY SCHOOL IN NORTHERN GUAM.

Bill 247 M.C. Charfauros, E.J. Cruz, A.L.G. Santos

AN ACT TO ADD A NEW SUBDIVISION (27) TO §26203(k) OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING A GROSS RECEIPTS TAX EXEMPTION FOR THE RETAIL SALE OF LOCAL PRODUCE.

Bill 163 J. Won Pat-Borja, W.B. Flores, L. Leon Guerrero

AN ACT TO AMEND ARTICLE 3, CHAPTER 3, TITLE 11, SUBSECTION 3306, GCA, PROHIBITING THE ISSUANCE OF ON-SALE LIQUOR LICENSES TO ANY ESTABLISHMENT LOCATED WITHIN FIVE HUNDRED (500) FEET FROM THE OFFICIAL PROPERTY LINE SURROUNDING ALL CHURCHES, HOSPITALS, SCHOOLS, DAY CARE CENTERS, NURSERIES, OR CHILD CARE ESTABLISHMENTS.

Bill 238 A.R. Unpingco, L.F. Kasperbauer

AN ACT TO AMEND AND REENACT §24109 AND 24113 OF P.L. 23-107 OF TITLE 11, GCA, TO CLARIFY THE ASSESSMENT DATE AND ALLOW TAXPAYERS SECURING EXEMPTIONS UNDER SECTION TWO OF P.L. 21-30 TO QUALIFY AND BE ELIGIBLE FOR EXEMPTION UNDER P.L. 23-107.

Bill 230 A.C. Blaz, M. Forbes

AN ACT TO ADD A NEW SECTION 127114 TO CHAPTER 127, TITLE 11, GUAM CODE ANNOTATED, TO PROVIDE FOR THE DISPOSITION OF DORMANT AND INACTIVE ACCOUNTS AND UNCLAIMED FUNDS HELD BY SAVINGS AND LOAN ASSOCIATIONS.

Bill 213 L. Leon Guerrero, A.L.G. Santos, T. Ada

AN ACT TO PROVIDE FOR CLARIFICATION OF THE PROMPT PAYMENT PROVISION FOR GUAM MEMORIAL HOSPITAL.

Bill 206 F.B. Aguon, Jr.

AN ACT RELATIVE TO MANDATING THAT TAX REFUNDS DUE TO ANY INDIVIDUAL OR BUSINESS ESTABLISHMENT THAT CURRENTLY HAS AN OUTSTANDING DELINQUENT FINANCIAL OBLIGATION WITH ANY GOVERNMENT OF GUAM ENTITY SHALL BE WITHHELD AND UTILIZED FOR THE PAYMENT OF SUCH OBLIGATIONS.

Bill 211 J.C. Salas, E.J. Cruz, L.F. Kasperbauer

AN ACT TO AUTHORIZE THE SALE OF GOVERNMENT OWNED LAND IN AGAT TO OCCUPANTS EDWARD T. RIOS AND ELVIN A. REYES RIOS.

Bill 212 J.C. Salas, E.J. Cruz, L.F. Kasperbauer

AN ACT AUTHORIZING THE GOVERNOR TO SELL LOT NO. 2417-14, MANGILAO, TO MR. JUAN QUIROCHOA OF ALLE.

Bill 219 J.C. Salas, E.J. Cruz, L.F. Kasperbauer

AN ACT TO AUTHORIZE THE GOVERNOR OF GUAM TO SELL A PORTION OF AN ABANDONED PREWAR BULL CART TRAIL IN TALOF OFO TO THE OWNERS OF THE PROPERTY WHICH THE TRAIL ABUTS.

Bill 207 GOV REQ/Rules

AN ACT TO AMEND THE USE OF THE HIGHWAY BOND CAPITAL IMPROVEMENT PROJECTS.

Bill 222 F.P. Camacho

AN ACT TO APPROPRIATE TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00) TO THE DEPARTMENT OF PUBLIC WORKS FOR THE CONSTRUCTION AND INSTALLATION OF STREET LIGHTS ON ROUTE 4 BETWEEN INARAJAN SWIMMING POOL TO THE ENTRANCE OF MERZO VILLAGE; MERZO CEMETERY TO THE ENTRANCE OF UMATAC VILLAGE; AND ON ROUTE 2 BETWEEN NIMITZ BEACH IN AGAT TO THE ENTRANCE OF UMATAC VILLAGE.

Bill 202 F.B. Aguon, Jr.

AN ACT RELATIVE TO MANDATING THAT A FIVE YEAR ISLANDWIDE COMPREHENSIVE SIDEWALK CONSTRUCTION MASTERPLAN BE FORMULATED THAT WILL IDENTIFY AREAS IN NEED OF SIDEWALKS IN THE ISLAND VILLAGES; REQUIRING THE CONSTRUCTION OF SIDEWALKS, OVER THE DESIGNATED TIME PERIOD, IN CONFORMANCE WITH SAID MASTERPLAN WHERE IT MAY BE DEEMED NECESSARY FOR THE PUBLIC SAFETY AND CONVENIENCE OF THE PEOPLE WITHIN THE COMMUNITY; MANDATING THAT ANY HOUSING SUBDIVISION CONSTRUCTED BY THE GOVERNMENT OF GUAM IN THE FUTURE INCLUDE THE CONSTRUCTION OF SIDEWALKS; PROVIDING FOR A CONTINUOUS APPROPRIATION ANNUALLY TO THE DEPARTMENT OF PUBLIC WORKS FOR THE IMPLEMENTATION OF THE PROVISIONS WITHIN THIS ACT; AND IDENTIFYING THIS PROVISION AS THE 'ISLANDWIDE COMMUNITY SIDEWALK CONSTRUCTION ACT'.

Bill 239 V.C. Pangelinan, J. Won Pat-Borja, W.B.S.M. Flores

AN ACT TO APPROPRIATE THE (\$1,800,000) FROM THE BUILDING AND DESIGN FEE ACCOUNT OF THE DEPARTMENT OF PUBLIC WORKS FOR THE CONSTRUCTION OF YOUTH AND COMMUNITY CENTERS IN THE MUNICIPALITIES OF AGAT, PTI AND YIGO.

Bill 208 F.B. Aguon, Jr.

AN ACT RELATIVE TO FURTHER ASSURING THE SAFETY AND PROTECTION OF OUR ISLAND'S SCHOOL CHILDREN AS THEY TRAVEL TO AND FROM SCHOOL BY REQUIRING THAT PROTECTIVE GUARD RAILS BE CONSTRUCTED FOR BUS SHELTERS LOCATED ADJACENT TO MAJOR ROADWAYS AND HIGHWAYS.

Bill 232 M. Forbes, A.C. Blaz

AN ACT TO AMEND §11309 AND 11310 CHAPTER 11, 7 GCA TO CREATE A STATUTE OF LIMITATIONS REGARDING IMPROVEMENTS IN REAL PROPERTY ON GUAM.

Confirmation Hearing: Robert S. Quintigua to the Cockpit License Board

The public is encouraged to attend and provide testimony. Copies of the above bills and agenda are available. Contact the office of Vice-Speaker Anthony C. Blaz at 472-3557/58.