



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

MAR 16 2016

2016 MAR 16 PM 1:17

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Tres Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Dear Madame Speaker:

Transmitted herewith is Bill No. 241-33 (COR), "AN ACT TO ADD A NEW § 51309 AND TO AMEND § 51303(a) OF ARTICLE 3 OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING A RECYCLING INDUSTRY ECONOMIC STATUS PROGRAM, AND TO PROVIDING A CONTINUING APPROPRIATION FOR THIS PURPOSE FROM THE RECYCLING REVOLVING FUND REVENUES," which I signed into law on March 4, 2016, as **Public Law 33-136**.

Senseramente,


EDDIE BAZA CALVO

33-16-1447
Office of the Speaker
Judith T. Won Pat, Ed.D

Date: 03/16/2016
Time: 10:50 A.M.
Received By: CARL CJB

1447

I MINA 'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA 'LÅHEN GUÅHAN

This is to certify that **Bill No. 241-33 (COR)**, "AN ACT TO ADD A NEW § 51309 AND TO AMEND § 51303(a) OF ARTICLE 3 OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING A RECYCLING INDUSTRY ECONOMIC STIMULUS PROGRAM, AND TO PROVIDING A CONTINUING APPROPRIATION FOR THIS PURPOSE FROM THE RECYCLING REVOLVING FUND REVENUES," was on the 18th day of February 2016, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 22ND day of FEBRUARY, 2016, at 2:59 o'clock P.M.



Assistant Staff Officer
Maga'låhi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: MAR 04 2016

Public Law No. 33-136

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Bill No. 241-33 (COR)

As amended on the Floor.

Introduced by:

R. J. Respicio
James V. Espaldon
T. R. Muña Barnes
T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
B. J.F. Cruz
Brant T. McCreddie
Tommy Morrison
Dennis G. Rodriguez, Jr.
Michael F.Q. San Nicolas
Mary Camacho Torres
N. B. Underwood, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO ADD A NEW § 51309 AND TO AMEND § 51303(a) OF ARTICLE 3 OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING A RECYCLING INDUSTRY ECONOMIC STIMULUS PROGRAM, AND TO PROVIDING A CONTINUING APPROPRIATION FOR THIS PURPOSE FROM THE RECYCLING REVOLVING FUND REVENUES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the Recycling Revolving Fund presently has no rules and regulations in place to
4 enable the Fund to be used for the purpose of supporting recycling initiatives in a

1 prudent and accountable manner as recommended by the Public Auditor. *I*
2 *Liheslaturan Guåhan* further finds that there are private recycling companies
3 licensed by the Guam Environmental Protection Agency who recycle an estimated
4 forty-two thousand (42,000) tons of recyclable material each year and whose efforts
5 should be supported because of the positive impacts on extending the life of the
6 current solid waste landfill and on the island’s environment generally. *I Liheslaturan*
7 *Guåhan* finds that given the downturn in prices for certain recyclable materials such
8 as scrap metal and tires now would be an appropriate time to provide the local
9 recycling industry with economic stimulus funding based on the amount recycled,
10 which can be used to sustain these private recycling companies and provide
11 incentives and working capital for expansion of these recycling operations.

12 **Section 2. Recycling Industry Economic Stimulus Program.** A new §
13 51309 is *added* to Article 3 of Chapter 51, Title 10, Guam Code Annotated, to read:

14 **“§ 51309. Recycling Industry Economic Stimulus Program.**

15 There is hereby a created a Recycling Industry Economic Stimulus Program
16 (Program) to be administered by the Guam Environmental Protection Agency.

17 The purpose of the Program is to provide economic stimulus funding to local
18 recycling companies to support their recycling efforts. To qualify for this

19 Program, a recycling company has to be licensed to do business in Guam and
20 hold a permit from the Guam Environmental Protection Agency for the

21 processing, temporary storage, and beneficial reuse of recyclable materials.

22 Recycling companies who qualify under this Program *shall* receive Thirty
23 Dollars (\$30.00) for each ton of solid waste recycled by the respective

24 company as documented with a bill of lading or similar documentation. Solid
25 waste imported into Guam *shall not* qualify under this Program.”

26 **Section 3. Continuing Appropriation.** § 51303(a) of Article 3 of Chapter
27 51, Title 10, Guam Code Annotated, is *amended* to read:

1 **“§ 51303. Continuing Appropriation.**

2 (a) All revenues from the Recycling Revolving Fund are
3 hereby appropriated to the Guam Environmental Protection Agency to
4 fund the following:

5 (1) the Recycling Industry Economic Stimulus
6 Program authorized in § 51309 of this Article;

7 (2) not more than one (1) full-time (FTE) employee at
8 the Guam Environmental Protection Agency whose time is *solely*
9 dedicated to administering and implementing this Article;

10 (3) One Hundred Thousand Dollars (\$100,000) to
11 contract the professional services of an experienced private
12 company to promote recycling in the community subject to 5
13 GCA Chapter 5;

14 (4) Three Hundred Thousand Dollars (\$300,000) to
15 contract the professional and technical services of private
16 company to further develop and implement the priorities
17 delineated in the Guam Zero Waste Plan (2013), and is subject
18 to 5 GCA Chapter 5; and

19 (5) all other purposes stipulated in Article 3; provided,
20 that the rules and regulations regarding the Recycling Revolving
21 Fund have been promulgated by the Guam Environmental
22 Protection Agency and adopted in accordance with the
23 Administrative Adjudication Act.”

24 **Section 4. Effective Date.** The Recycling Industry Economic Stimulus
25 Program authorized in § 51309 of Article 3, Chapter 51 of Title 10, GCA *shall* take
26 effect with the enactment of this Act and *shall* remain in effect until the rules and
27 regulations regarding the Recycling Revolving Fund have been promulgated by the

- 1 Guam Environmental Protection Agency and adopted in accordance with the
- 2 Administrative Adjudication Act.