



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

NOV 13 2015

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

Dear Madame Speaker:

Transmitted herewith is Bill No. 171-33 (COR), "AN ACT TO ADD A NEW SUBSECTION (j) TO § 1209 OF ARTICLE 2, CHAPTER 1 AND AMEND § 68102 OF CHAPTER 68, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MANDATING THAT THE BUREAU OF STATISTICS AND PLANS (BSP) COLLECT DATA ON THE AMOUNTS AND TYPES OF ALL PRODUCE AND FISH IMPORTED INTO GUAM, OR ACTUALLY PROCURED OR PROJECTED TO BE PROCURED BY GOVERNMENT AGENCIES, WITH SUCH INFORMATION TO BE POSTED QUARTERLY BY TYPES OF PRODUCE AND FISH ON BOTH THE BSP AND DEPARTMENT OF AGRICULTURE'S WEBSITES," which was signed into law on the 9th day of November 2015, as **Public Law 33-93**.

2015 NOV 13 PM 4:53

Senseramente,

EDDIE BAZA CALVO

33-15-1091
Office of the Speaker
Judith T. Won Pat, Ed.D

Date: 11/13/15
Time: 4:50 PM
Received By: CS

1091

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

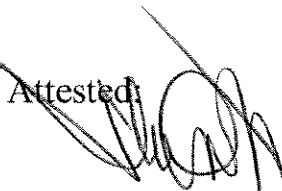
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that Bill No. 171-33 (COR), "AN ACT TO *ADD A NEW SUBSECTION (j) TO § 1209 OF ARTICLE 2, CHAPTER 1 AND AMEND § 68102 OF CHAPTER 68, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MANDATING THAT THE BUREAU OF STATISTICS AND PLANS (BSP) COLLECT DATA ON THE AMOUNTS AND TYPES OF ALL PRODUCE AND FISH IMPORTED INTO GUAM, OR ACTUALLY PROCURED OR PROJECTED TO BE PROCURED BY GOVERNMENT AGENCIES, WITH SUCH INFORMATION TO BE POSTED QUARTERLY BY TYPES OF PRODUCE AND FISH ON BOTH THE BSP AND DEPARTMENT OF AGRICULTURE'S WEBSITES,*" was on the 27th day of October 2015, duly and regularly passed.

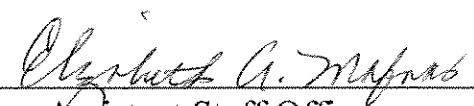


Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 28th day of October, 2015, at 4:22 o'clock P.M.


Elizabeth A. Mufson
Assistant Staff Officer
Maga'låhi's Office

APPROVED:


RAYMOND S. TENORIO
Acting Governor of Guam

Date: NOV 09 2015

Public Law No. 33-93

I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN
2015 (FIRST) Regular Session

Bill No. 171-33 (COR)

As amended by the Committee on Rules,
Federal and Micronesian Affairs,
Human and Natural Resources,
Election Reform and Capitol District.

Introduced by:

R. J. Respicio
T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
B. J.F. Cruz
James V. Espaldon
Brant T. McCreddie
Tommy Morrison
T. R. Muña Barnes
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 SUBSECTION (j) TO § 1209 OF ARTICLE 2, CHAPTER 1 AND *AMEND* § 68102 OF CHAPTER 68, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MANDATING THAT THE BUREAU OF STATISTICS AND PLANS (BSP) COLLECT DATA ON THE AMOUNTS AND TYPES OF ALL PRODUCE AND FISH IMPORTED INTO GUAM, OR ACTUALLY PROCURED OR PROJECTED TO BE PROCURED BY GOVERNMENT AGENCIES, WITH SUCH INFORMATION TO BE POSTED QUARTERLY BY TYPES OF PRODUCE AND FISH ON BOTH THE BSP AND DEPARTMENT OF AGRICULTURE'S WEBSITES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that our island imports a significant amount of produce that could be grown here
4 on Guam. Our island's farmers are capable of providing many of the varieties of
5 fruits and vegetables that consumers need and desire, yet information on the type
6 and quantity of the individual fruits and vegetables imported into Guam is not
7 readily available. *I Liheslatura* further finds that Chapter 68 of 5 GCA mandates
8 the Department of Agriculture to ensure that the crops of the farmers and the fish
9 products of the fishermen of Guam are first procured by agencies of the
10 government, such as the Department of Education, the Department of Youth
11 Affairs, the Department of Corrections, and the Guam Memorial Hospital
12 Authority; as well as Government House. At a recent public hearing on the
13 nomination of the new Director of Agriculture, former Vice Speaker Ted S.
14 Nelson, who sponsored the provision, noted that this law had never been fully
15 complied with by executive agencies.

16 *I Liheslatura* intends that the Bureau of Statistics and Plans be mandated to
17 expand and publish their data on the types and amounts of all produce imported
18 into Guam, to include the type and individual amounts of the various types of
19 produce being imported, for each calendar quarter. As part of this process, the
20 Bureau of Statistics and Plans *shall* also incorporate data on government
21 procurement of local produce. This resource data will be beneficial not only for
22 government policy-makers but also for our island's farmers, who will be better
23 able to know which crops to plant, how much they need to produce, how much
24 they may be able to export, and which imports can be substituted by locally grown
25 products.

26 **Section 2.** A new Subsection (j) is *added* to § 1209 of Article 2, Chapter 1,
27 Title 5, Guam Code Annotated, to read:

1 “(j) Agriculture Data Collection. The Bureau *shall* separate data
2 collected relative to the types and amounts of all produce imported into
3 Guam, and report such data on a quarterly and annual basis. Such data *shall*
4 be posted on the Bureau’s website and the Department of Agriculture’s
5 website, to include the poundage of each type of produce. The Bureau *shall*
6 also collect data on a quarterly basis on all government procurement of local
7 produce by the Department of Education, the Department of Youth Affairs,
8 the Department of Corrections, the Guam Memorial Hospital Authority,
9 Government House, and any other government agencies involved in such
10 procurement. This data should be made available to the media. Copies of the
11 posting in printed format *shall* be made available at the Department of
12 Agriculture’s offices. All departments and agencies that handle documents
13 containing information on the data required to be collected and published
14 herein *shall* cooperate with the Bureau to ensure the completion of the
15 reports as required herein.”

16 **Section 3.** § 68102 of Chapter 68, Title 5, Guam Code Annotated, is
17 hereby *amended* to read:

18 “**§ 68102. Budgeting and Payment System Required.** All
19 government of Guam agencies mentioned in § 68101 above, will include in
20 their budget request a plan for the purchase of farm and fish products from
21 local farmers and fishermen, including a specific line item for local produce
22 and fish purchases in the budget digest incorporated in the respective
23 agency’s annual budget submission to *I Liheslaturan Guåhan*; provide the
24 Bureau of Statistics and Plans with quarterly information on actual
25 purchases of local produce and fish; and provide the Department of
26 Agriculture with quarterly projections on procurement of local produce and
27 fish. No funds shall be expended for off island purchases of farm or fish

1 products unless preference is first given to local farmers and fishermen. All
2 participating agencies are mandated to establish a system where payment for
3 these products will be made in an expeditious manner with a minimum delay
4 of no longer than two (2) working days. The Department of Agriculture *shall*
5 establish and maintain a computerized match making system which would
6 provide the farmers and the fishermen with a listing of prospective buyers,
7 the products, and the amount needed. The Department *shall* also provide a
8 listing of all farmers and fishermen to prospective buyers indicating the
9 types of produce and fish available, the quantity, and when the produce and
10 fish can be made available.”