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FIFTH GUAM LEGISLATURE
1959 (FIRST) Regular Session

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CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 85, "An Act to repeal Subsections 19513.02, 19513.0201, and 19513.0202 of Section 19513, and to amend Subsection 19541.0602 of Section 19541, and Subsection 19501.0212 of Section 19501, Chapter 6, Title XX, Government Code of Guam, with respect to annual returns under the Business Privilege Tax Law," was on the 9th day of February, 1959, duly and regularly passed.



A. B. WON PAT
Speaker

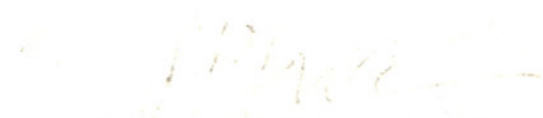
ATTESTED:

V. E. BAMBA
Legislative Secretary

This Act was received by the Governor this 13th day of February, 1959 at 2:06 o'clock P. M.

/S/ MARC. BOSS
MARCELLUS GRAEME BOSS
Secretary of Guam

APPROVED:



RICHARD BARRETT LOWE
Governor of Guam

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Dated: FEB 20 1959

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PL 5-3

FIFTH GUAM LEGISLATURE
1959 (FIRST) Regular Session

1 Bill No. 85

2 Introduced by _____
3 Committee on Rules,
4 by request

5 AN ACT TO REPEAL SUBSECTIONS 19513.02,
6 19513.0201, AND 19513.0202 OF SECTION 19513,
7 AND TO AMEND SUBSECTION 19541.0602 OF
8 SECTION 19541, AND SUBSECTION 19501.0212
9 OF SECTION 19501, CHAPTER 6, TITLE XX,
10 GOVERNMENT CODE OF GUAM, WITH RESPECT
11 TO ANNUAL RETURNS UNDER THE BUSINESS
12 PRIVILEGE TAX LAW.

13 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

14 Section 1. Subsections 19513.02, 19513.0201, and 19513.0202
15 of Section 19513, Chapter 6, Title XX, Government Code of Guam, are hereby
16 repealed.

17 Section 2. Subsection 19541.0602 of Section 19541, Chapter 6, Title
18 XX, Government Code of Guam, is hereby amended to read as follows:

19 ".0602. A person liable for the payment of taxes levied
20 under this section shall be required to file an annual return,
21 and shall not be required to file monthly returns. The tax year
22 shall be the calendar year except that the taxpayer may use his
23 annual accounting period when prior permission is obtained from
24 the Tax Commissioner. The annual return under this subsection
25 shall be filed not later than 90 days following the close of the
26 taxpayer's tax year."

27 Section 3. Subsection 19501.0212 of Chapter 6, Title XX, Government
28 Code of Guam, is hereby amended to read as follows:

29 ".0212. Refunds and Interest. He shall authorize the
30 Treasurer of Guam, by certification, to make refund of any
31 overpayment of a tax made by taxpayer or any assessment
32 erroneously or illegally made and collected; provided that
such refunds as are hereby authorized are to be made out of
the funds in the Treasury which were derived from the collection
of the tax under which the refund is made; provided, further,
that the government of Guam will pay interest at the rate of

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six per cent (6%) per annum on all moneys erroneously or illegally assessed and collected, such interest to run from the date of the overpayment. Where a refund of any tax or portion thereof is due a taxpayer and the said taxpayer has any obligation owing to the government of Guam, regardless of how such obligation was accrued, the refund or such necessary part thereof, shall be applied to the obligation so owing."

Section 4. This Act is an urgency measure.