

I Mina'trentai Sais Na Lihelaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
333-36 (COR)	Clynton E. Ridgell Therese M. Terlaje Tina Rose Muña Barnes Joe S. San Agustin Jose "Pedro" Terlaje	AN ACT TO ADD NEW ITEM (D) TO § 40109(2) AND TO ADD A NEW ITEM (6) TO § 40118, BOTH OF THE GUAM FOOD, DRUG AND COSMETIC ACT, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO CANNABIS CONTENT IN EDIBLE AND COSMETIC CANNABIS PRODUCTS.	9/8/22 4:03 p.m.						

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session

Bill No. 333-36 (COR)

Introduced by:

Clynton E. Ridgell 

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**AN ACT TO ADD NEW ITEM (D) TO § 40109(2)
AND TO ADD A NEW ITEM (6) TO § 40118, BOTH
OF THE GUAM FOOD, DRUG AND COSMETIC
ACT, TITLE 10, GUAM CODE ANNOTATED,
RELATIVE TO CANNABIS CONTENT IN EDIBLE
AND COSMETIC CANNABIS PRODUCTS.**

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

2 **Section 1. A new Item (D) is added to § 40109(2) of the Guam Food,**
3 **Drug and Cosmetic Act, Title 10, Guam Code Annotated, relative to cannabis**
4 **content in edible cannabis products to read:**

5 “(2) (A) if it bears or contains any added poisonous or added deleterious
6 substance, other than one which is (i) a pesticide chemical in or on a raw agricultural
7 commodity; (ii) a food additive; or (iii) a color additive, which is unsafe within the
8 meaning of Section 14(a); or

9 (B) if it is a raw agricultural commodity and it bears or contains a pesticide
10 chemical which is unsafe within the meaning of the Federal Act; or

11 (C) if it is or it bears or contains any food additive which is unsafe within
12 the meaning of the Federal Act provided, that where a pesticide chemical has been

1 used in or on a raw agricultural commodity in conformity with an exemption granted
2 or tolerance prescribed by the Federal Act and such raw agricultural commodity has
3 been subjected to processing such as canning, cooking, freezing, dehydrating or
4 milling, the residue of such pesticide chemical remaining in or on such processed
5 food shall, notwithstanding the provisions of § 40113 and clause (C) of this
6 Paragraph not be deemed unsafe if such residue in or on the raw agricultural
7 commodity has been removed to the extent possible in good manufacturing practice,
8 and the concentration of such residue in the processed food when ready-to-eat is not
9 greater than the tolerance prescribed for the raw agricultural commodity; or

10 (D) Except that cannabis infused products or cannabis products which are
11 processed, manufactured, labeled, and/or sold by an establishment shall not be
12 considered adulterated solely on the basis of its cannabis content, which shall also
13 apply to Title 10 Guam Code Annotated, Chapter 23 and Chapter 24, and its rules
14 and regulations”

15 **Section 2. A new Item (6) is added to § 40118 of the Guam Food, Drug**
16 **and Cosmetic Act, Title 10, Guam Code Annotated, relative to cannabis content**
17 **in cosmetic products to read:**

18 “A cosmetic shall be deemed to be adulterated:

19 (1) If it bears or contains any poisonous or deleterious substance which may
20 render it injurious to users under the conditions of use prescribed in the labeling or
21 advertisement thereof, or under such conditions of use as are customary or usual;
22 provided, that this provision shall not apply to coal-tar hair dye, the label of which
23 bears the following legend conspicuously displayed thereon: "Caution - This product
24 contains ingredients which may cause skin irritation on certain individuals and a
25 preliminary test according to accompanying directions should first be made. This
26 product must not be used for dyeing the eyelashes or eyebrows; to do so may cause
27 blindness," and the labeling of which bears adequate directions for such preliminary

1 testing. For the purpose of the paragraph and Paragraph (c) the term "hair dye" shall
2 not include eyelash dyes or eyebrow dyes;

3 (2) If it consists in whole or in part of any filthy, putrid or decomposed
4 substance;

5 (3) If it has been produced, prepared, packed or held under insanitary
6 conditions whereby it may have been rendered injurious to health;

7 (4) If its container is composed, in whole or in part, of any poisonous or
8 deleterious substance which may render the contents injurious to health; [øf]

9 (5) If it is not a hair dye and it is, or it bears or contains a color additive which
10 is unsafe within the meaning of § 40113(a); or

11 (6) Except that a cosmetic product processed, manufactured, labeled, and/or
12 sold by an establishment shall not be considered adulterated solely on the basis of
13 its cannabis content.”

14 **Section 3. Effective Date.** This Act shall be effective upon enactment.