EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

AUG 10 2018

GL#34-18-2216
Speaker Benjamin J.F. Cruz

Honorable Benjamin J.F. Cruz
Speaker
I Mina'trentai Kuåttro Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

AUG 10 2018
Time: 2:27 [ ] AM [ ] PM File No. 34-2094
Received By:

Dear Mr. Speaker:

Pursuant to § 102 (e) of Chapter 1, Title 1, Guam Code Annotated, transmitted herewith is a copy of Executive Order No. 2018-08.

Senseramente,

EDDIE BAZA CALVO

2018 AUG 10 PM 4:45

2216

OFFICE OF THE GOVERNOR
HAGÅTÑA, GUAM 96910
U.S.A.

EXECUTIVE ORDER NO. 2018-08

RELATIVE TO EXTENDING THE MORATORIUM ON THE RENEWAL OF QUALIFYING CERTIFICATES

WHEREAS, on February 26, 2018, Executive Order No. 2018-02 ordered the imposition of a 90-day moratorium on the renewal or extension of Qualifying Certificates issued pursuant to Title 12, Guam Code Annotated, Chapter 58; and

WHEREAS, on May 11, 2018, Executive Order No. 2018-06 extended the moratorium for an additional 90-days; and

WHEREAS, the moratorium was enacted to protect the welfare of the Territory and Government of Guam pending a determination and resolution of the negative economic impacts anticipated to result from decreased tax revenues caused by the federal *Tax Cuts and Jobs Act* [U.S. P.L. No. 115-97]; and

WHEREAS, on July 18, 2018, the Guam Legislature voted to repeal the revenue generating 2% sales tax implemented by Public Law 34-87, thus leaving the Guam Memorial Hospital, the Guam Department of Education, the Government of Guam, and the island economy without a real or sustainable solution to the financial crisis;

WHEREAS, Section § 1421i(c) of the Organic Act of Guam (Title 48, United States Code) provides that "the administration and enforcement of the Guam Territorial Income Tax shall be performed by or under the supervision of the Governor"; and

WHEREAS, Section § 1422 of the Organic Act of Guam (Title 48, United States Code) provides that the executive power of Guam is vested in the Governor of Guam "who shall have general supervision and control of all the departments, bureaus, agencies, and other instrumentalities of the executive branch of the government of Guam."

Doc. No. 34GL-18-2216.

NOW, THEREFORE, I, EDDIE BAZA CALVO, Governor of Guam, by the authority vested in me by the Organic Act and laws of Guam, do hereby order and direct as follows:

(1) **Indefinite Moratorium Suspending the Renewal or Extension of Qualifying Certificates.** The moratorium ordered on the renewal or extension of all Qualifying Certificates by Executive Order No. 2018-02 and Executive Order No. 2018-06 is *extended* and shall continue indefinitely unless otherwise expressly revoked in writing by duly enacted law or by a subsequent executive order signed by the Governor of Guam.

(2) **GEDA to Enforce Executive Order**. The Guam Economic Development Authority shall not issue, approve, or grant any renewals or extensions of any Qualifying Certificates as long as the moratorium established and extended by this Executive Order is in place.

(3) **New Applications not Affected**. Nothing in this Executive Order shall be construed to affect the consideration of new applications for a Qualifying Certificate that are duly submitted pursuant to applicable Guam law and regulations.

(4) This Executive Order is effective immediately.

SIGNED AND PROMULGATED at Hagåtña, Guam, this 10th day of August, 2018.

EDDIE BAZA CALVO
I Maga'Låhen Guåhan
Governor of Guam