UFISINAN'I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

March 16, 2020

35GL-20-1665
Speaker Tina Rose Muña Barnes

MAR 17 2020
Time 10:14 AM ( )PM
Received By: Matt

HONORABLE TINA ROSE MUÑA BARNES
Speaker
I Mina'trentai Singko Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: Bill No. 208-35 (COR) – An Act to *Amend* § 32103(s) of Article 1 and § 32201(c)(21)(C) of Article 2, Chapter 32, Title 5, Guam Code Annotated, Relative to Preventing Price Gouging During a State of Emergency

Dear Madame Speaker:

I have signed Bill No. 208-35 (COR) into law as ***Public Law No. 35-74***.

It is unfortunate that this Bill comes before me during this State of Emergency. While I have addressed this in my Executive Order No. 2020-03, I believe this Bill is necessary to strengthen the curbing of price gouging.

Medical supplies needed to respond to COVID-19 are scarce, not only on Guam, but worldwide. We must do all that we can to prevent price gouging and hoarding as it further victimizes our island and people.

Senseremente,

LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Enclosure(s): Bill No. 208-35 (COR) *nka Public Law 35-74*

cc via email: *Sigundo Maga'låhen Guåhan*
Compiler of Laws

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2020 (SECOND) Regular Session

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

This is to certify that **Bill No. 208-35 (COR), "AN ACT TO *AMEND* § 32103(s) OF ARTICLE 1 AND § 32201(c)(21)(C) OF ARTICLE 2, CHAPTER 32, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PREVENTING PRICE GOUGING DURING A STATE OF EMERGENCY,"** was on the 11th day of March 2020, duly and regularly passed.

Tina Rose Muña Barnes
Speaker

Attested:

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 11th day of March, 2020, at 3:07 o'clock P.M.

Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 3/16/2020

Public Law No. 35-74

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

Bill No. 208-35 (COR)
As amended by the Committee on Health, Tourism, Historic Preservation, Land and Justice; and further amended on the Floor.

Introduced by: Tina Rose Muña Barnes
Joe S. San Agustin
William M. Castro
Régine Biscoe Lee
Kelly Marsh (Taitano), PhD
James C. Moylan
Louise B. Muña
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Amanda L. Shelton
Telo T. Taitague
Jose "Pedo" Terlaje
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 32103(s) OF ARTICLE 1 AND § 32201(c)(21)(C) OF ARTICLE 2, CHAPTER 32, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PREVENTING PRICE GOUGING DURING A STATE OF EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 32103(s) of Article 1, Chapter 32, Title 5, Guam Code Annotated, is *amended* to read:

"(s) Disaster means any typhoon, flood, high water, wind-driven water, tidal wave, tsunami, earthquake, volcanic eruption, landslide, mudslide, drought, fire, explosion, or other catastrophic event that causes a state of emergency as declared by *I Maga'hågan* or *Maga'låhen Guåhan* and may require emergency assistance to save lives, or to protect property, public health and safety, or to avert an emergency."

Section 2. § 32201(c)(21)(C) of Article 2, Chapter 32, Title 5, Guam Code Annotated is *amended* to read:

"(C) If Condition of Readiness 1, 2 or 3, or an equivalent condition is declared, or if *I Maga'hågan* or *Maga'låhen Guåhan* declares that a state of emergency exists requiring emergency assistance, or after a disaster which damages two hundred (200) or more of the permanent residential units on the island, or after a typhoon brings sustained winds to Guam of one hundred (100) miles per hour or more, or after an earthquake with a reading on Guam greater than 7.0 on the Richter Scale, *I Maga'håga* or *Maga'låhi* may, by Executive Order, freeze mark-ups and prices on designated goods and services which he or she finds to be in short supply or in danger of being in short supply as a result of the disaster to markups and prices in effect the day before the disaster, for up to thirty (30) days after the disaster. Said freeze shall not be extended. A merchant may add to the normal sales prices of the goods the increased import cost of the goods, for all goods normally imported by sea, and incremental freight costs caused as a result of air freight actually incurred."