

I Mina'trentai Sais Na Liheslaturan 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) As amended by the Committee on Health, Land, Justice and Culture; and substituted on the Floor	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.	9/12/22	Committee on Health, Land, Justice, and Culture	9/20/22 8:30 a.m.	9/27/22 11:48 a.m. As amended by the Committee on Health, Land, Justice and Culture	Request: 9/13/22 9/20/22	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
	9/23/22	AN ACT TO ADD A NEW ITEM (D) TO § 40109(2), AND A NEW ITEM (6) TO § 40118 OF CHAPTER 40 (GUAM FOOD, DRUG AND COSMETIC ACT); AND TO AMEND § 23102 OF CHAPTER 23 (EATING AND DRINKING ESTABLISHMENTS), AND § 24103 OF CHAPTER 24 (FOOD ESTABLISHMENT), ALL OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO CANNABIS CONTENT IN EDIBLE AND COSMETIC CANNABIS PRODUCTS.	9/30/22	9/30/22	10/12/22	36- 110	10/12/22	Received: 10/12/22 Mess and Comm. Doc. No. 36GL-22-2664	

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HĀGAN GUĀHAN
OFFICE OF THE GOVERNOR OF GUAM

Doc Type: 36GL-22-2664
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

Transmitted via email to: speaker@guamlegislature.org

October 12, 2022

HONORABLE THERESE M. TERLAJE, *Speaker*
I Mina 'trentai Sais Na Liheslaturan Guāhan, 36th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

-10- 1 2 2022

Time: 4:38pm
Received: [Signature]

Re: SUBSTITUTE BILL NO. 333-36 (COR) - AN ACT TO ADD A NEW ITEM (D) TO § 40109(2), AND A NEW ITEM (6) TO § 40118 OF CHAPTER 40 (GUAM FOOD, DRUG AND COSMETIC ACT); AND TO AMEND § 23102 OF CHAPTER 23 (EATING AND DRINKING ESTABLISHMENTS), AND § 24103 OF CHAPTER 24 (FOOD ESTABLISHMENT), ALL OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO CANNABIS CONTENT IN EDIBLE AND COSMETIC CANNABIS PRODUCTS

Hafa Adai Madame Speaker,

In 2019, the Guam Legislature passed the Guam Cannabis Industry Act (“GCIA”), introduced by Senator Clynt Ridgell, establishing a framework for government regulation of cannabis products for adult use. In the years since, our island has made substantial progress towards establishing a promising cannabis industry. Less than four months ago, the Legislature certified the Cannabis Control Board Rules and Regulations. Less than two months ago, the Department of Revenue and Taxation began accepting applications for cannabis identification cards.

As we make further advances towards establishing this promising new industry, it will be necessary to periodically update related statutes to align with current policy. Bill No. 333-36 is one such effort. This bill furthers the effort to operationalize the intent of the GCIA, by removing legal impediments in the Guam Food, Drug and Cosmetic Act to the sale of products solely on the basis of cannabis content, providing for the regulated sale of cannabis edibles. Additional revisions to Guam law or regulations will be necessary to address other obstacles, including the lack of testing facilities, and we look forward to working with the Legislature and the Cannabis Control Board to resolve this issue. I would like to thank Senator Ridgell for his continued leadership on these matters, and for his continued advocacy on behalf of all affected members of our community. I hereby sign Bill No. 333-36 into law. It shall be known as **Public Law No. 36-110**.

Senseremente,

LOURDES A. LEON GUERRERO
Maga'hāgan Guāhan
Governor of Guam

COMMITTEE ON RULES

RECEIVED:

October 13, 2022

8:00 A.M.

Enclosure: Substitute Bill No. 333-36 (COR) *nka* P.L. No. 36-110

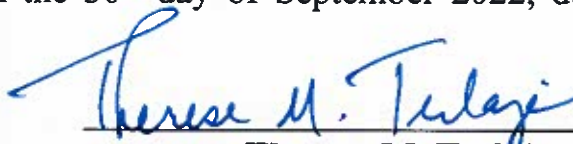
cc via email: *Honorable* Joshua F. Tenorio, Lt. Governor of Guam
Compiler of Laws

RICARDO J. BORDALLO GOVERNOR'S COMPLEX
513 W. Marine Corps Drive Hagåtña, Guam 96910
governor.guam.gov | (671) 472-8931

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

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'HÁGAN GUÁHAN*

This is to certify that **Substitute Bill No. 333-36 (COR), "AN ACT TO ADD A NEW ITEM (D) TO § 40109(2), AND A NEW ITEM (6) TO § 40118 OF CHAPTER 40 (GUAM FOOD, DRUG AND COSMETIC ACT); AND TO AMEND § 23102 OF CHAPTER 23 (EATING AND DRINKING ESTABLISHMENTS), AND § 24103 OF CHAPTER 24 (FOOD ESTABLISHMENT), ALL OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO CANNABIS CONTENT IN EDIBLE AND COSMETIC CANNABIS PRODUCTS,"** was on the 30th day of September 2022, duly and regularly passed.



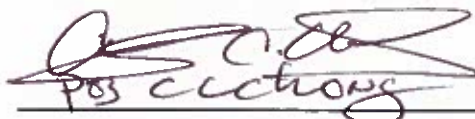
Therese M. Terlaje
Speaker

Attested:



Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 30TH day of Sept,
2022, at 7:30 o'clock P.M.



Assistant Staff Officer
Maga'håga's Office

APPROVED:



Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 10/12/2022

Public Law No. 36-110

Georgiana
Rodrigues

2022-17529
RCUD AT CENTRAL FILES
OCT 5 '22 AM 10:31

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

Bill No. 333-36 (COR)

As amended by the Committee on Health,
Land, Justice and Culture; and substituted on the Floor.

Introduced by:

Clynton E. Ridgell
Therese M. Terlaje
Tina Rose Muna Barnes
Joe S. San Agustin
Jose "Pedo" Terlaje
V. Anthony Ada
Frank Blas Jr.
Joanne Brown
Christopher M. Dueñas
James C. Moylan
Telena Cruz Nelson
Amanda L. Shelton
Telo T. Taitague
Mary Camacho Torres

AN ACT TO *ADD* A NEW ITEM (D) TO § 40109(2), AND A NEW ITEM (6) TO § 40118 OF CHAPTER 40 (GUAM FOOD, DRUG AND COSMETIC ACT); AND TO *AMEND* § 23102 OF CHAPTER 23 (EATING AND DRINKING ESTABLISHMENTS), AND § 24103 OF CHAPTER 24 (FOOD ESTABLISHMENT), ALL OF 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), relative to cannabis content in edible cannabis
3 products, is *added* to § 40109(2) of Chapter 40 (Guam Food, Drug and Cosmetic
4 Act), Title 10, Guam Code Annotated, to read:

1 “(D) Except that cannabis infused products or cannabis products
2 which are processed, manufactured, labeled, and/or sold by an establishment
3 shall not be considered adulterated solely on the basis of its cannabis content.”

4 **Section 2.** A new Item (6), relative to cannabis content in cosmetic
5 products, is *added* to § 40118 of Chapter 40 (Guam Food, Drug and Cosmetic Act),
6 Title 10, Guam Code Annotated, to read:

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

10 **Section 3.** § 23102 of Chapter 23, Title 10, Guam Code Annotated is hereby
11 *amended* to read:

12 **“§ 23102. Examination and Condemnation of Unwholesome or**
13 **Adulterated Food or Drink; Examination of Utensils.**

14 Samples of food, drink or other substances may be taken and examined
15 by the Director as often as may be necessary for the detection of
16 unwholesomeness or adulteration, except that cannabis infused products or
17 cannabis products which are processed, manufactured, labeled, and/or sold by
18 an establishment shall not be considered adulterated solely on the basis of its
19 cannabis content. The Director may condemn and forbid the sale of, or cause
20 to be seized, removed or destroyed, any food or drink which is unwholesome
21 or adulterated. Specimen of utensils may be taken for bacterial examination.”

22 **Section 4.** § 24103 of Chapter 24, Title 10, Guam Code Annotated, is
23 hereby *amended* to read:

24 **“§ 24103. Examination and Condemnation of Unwholesome or**
25 **Adulterated Food or Drink.**

26 Samples of food, drink and other substances may be taken and
27 examined by the Director which may be necessary for the detection of

1 unwholesomeness or adulteration. The Director may condemn and forbid the
2 sale of, or cause to be seized, removed or destroyed any food or drink which
3 is unwholesome or adulterated, except that cannabis infused products or
4 cannabis products which are processed, manufactured, labeled, and/or sold by
5 an establishment shall not be considered adulterated solely on the basis of its
6 cannabis content.”

7 **Section 5. Effective Date.** This Act shall be effective upon enactment.