

I Mina'trentai Siette Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
171-37 (COR) As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning; substituted, and further amended on the Floor.	Sabina Flores Perez Chris Barnett Tina Rose Muña Barnes Joe S. San Agustin Telo T. Taitague Amanda L. Shelton Dwayne T.D. San Nicolas Frank Blas, Jr. Therese M. Terlaje Joanne Brown Christopher M. Dueñas Thomas J. Fisher Jesse A. Lujan William A. Parkinson Roy A. B. Quinata	AN ACT TO ADD A NEW § 51203 (d) AND TO AMEND § 51207 (a) AND § 51207 (b) ALL OF ARTICLE 2, CHAPTER 51, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO INCREASING THE FINES FOR SUBSTANTIAL LITTERING VIOLATIONS.	9/20/23 1:25 p.m.	9/22/23	Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning	Request: 9/22/23 10/2/23	11/16/23 1:00 p.m.	2/7/24 10:35 a.m.	As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
	2/19/24	AN ACT TO AMEND §§ 51202(c) AND 51207(a) AND (b), AND ADD A NEW § 51203(d) OF ARTICLE 2, CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE FINES FOR SUBSTANTIAL LITTERING VIOLATIONS.	2/23/24	2/23/24	3/6/24	37-77	3/6/24	Received: 3/6/24 Mess and Comm. Doc. No. 37GL-24-1734	

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

Transmitted via email to: speaker@guamlegislature.org

Doc Type: 37GL-24-1734
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

March 6, 2024

MAR 06 2024

The Hon. Therese M. Terlaje
Speaker, I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Time: 6:16 pm
Received: [Signature]

Re: Substitute Bill No. 171-37 (COR) - AN ACT TO AMEND §§ 51202(e) AND 51207(a) AND (b), AND ADD A NEW § 51203(d) OF ARTICLE 2, CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE FINES FOR SUBSTANTIAL LITTERING VIOLATIONS

Håfa Adai Madam Speaker,

Substitute Bill No. 171-37 (COR) increases fines for individuals who litter in substantial quantities. The definition of substantial quantity is amended by reducing the volume threshold and creating a weight threshold of fifteen (15) pounds.

With the passage of Bill No. 171-37, the penalties for littering will now be based on the volume or weight of the litter illegally dumped rather than the number of prior offenses for littering an individual may have been convicted of committing. Previously this meant individuals who dumped large quantities of litter who had no prior conviction would receive a relatively small fine but now they will not get off so easily.

In an attempt to increase the public's willingness to report illegal dumping the bill also authorizes GEPA to establish a program to reward individuals whose reporting of littering violations leads to the conviction or imposition of fines or penalties for littering violators.

//

RECEIVED
3/7/24 3:20 pm
[Signature]

To: Therese M. Terlaje, Speaker
Fr: Lourdes A. Leon Guerrero, Governor of Guam
Date: March 6, 2024
Re: Substitute Bill No. 171-37 (COR)

Page 2 of 2

Lt. Governor Joshua Tenorio and I continue to support legislation and community programs developed to deter illegal dumping and littering, which threatens our island's unique beauty and natural resources.

For these reasons, I sign Substitute Bill No. 171-37 (COR) into law as **Public Law 37-77**.

Senseramente,



LOURDES A. LEON GUERRERO

Maga'hågan Guåhan

Governor of Guam


Enclosure(s): Substitute Bill No. 171-37 (COR) nka P.L. 37-77

cc via email: The *Honorable* Joshua F. Tenorio, *Maga'låhen Guåhan*, Lt. Governor of Guam
Compiler of Laws

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2024 (SECOND) Regular Session

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

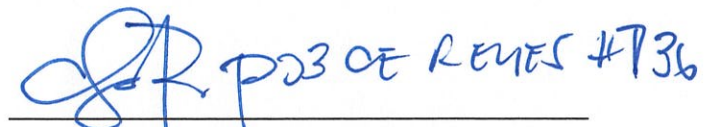
This is to certify that **Substitute Bill No. 171-37 (COR)**, “AN ACT TO AMEND §§ 51202(e) AND 51207(a) AND (b), AND ADD A NEW § 51203(d) OF ARTICLE 2, CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE FINES FOR SUBSTANTIAL LITTERING VIOLATIONS,” was on the 23rd day of February 2024, duly and regularly passed.


Therese M. Terlaje
Speaker

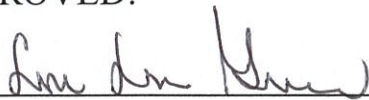
Attested:


Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 23RD day of FEB,
2024, at 649 o'clock P.M.

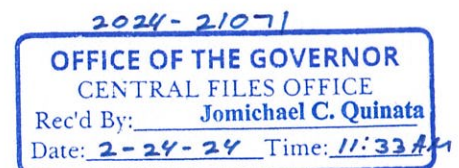

Assistant Staff Officer
Maga'håga's Office

APPROVED:


Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 3/6/2024

Public Law No. 37-17



I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 171-37 (COR)

As amended by the Committee on Environment,
Revenue and Taxation, Labor, Procurement, and
Statistics, Research, and Planning; substituted;
and further amended on the Floor.

Introduced by:

Sabina Flores Perez
Chris Barnett
Tina Rose Muña Barnes
Joe S. San Agustin
Telo T. Taitague
Amanda L. Shelton
Dwayne T.D. San Nicolas
Frank Blas, Jr.
Therese M. Terlaje
Joanne Brown
Christopher M. Dueñas
Thomas J. Fisher
Jesse A. Lujan
William A. Parkinson
Roy A. B. Quinata

**AN ACT TO *AMEND* §§ 51202(e) AND 51207(a) AND (b),
AND *ADD* A NEW § 51203(d) OF ARTICLE 2, CHAPTER
51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE
TO INCREASING THE FINES FOR SUBSTANTIAL
LITTERING VIOLATIONS.**

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

2 **Section 1.** § 51202(e) of Article 2, Chapter 51, Title 10, Guam Code

3 Annotated, is *amended* to read as follows:

1 “(e) Substantial quantity shall mean a gross, uncompressed volume
2 of litter equal to or greater than four (4) cubic feet or a gross weight equal to
3 or greater than fifteen (15) pounds.”

4 **Section 2.** A new § 51203(d) is hereby *added* to Article 2 of Chapter 51,
5 Title 10, Guam Code Annotated, to read as follows:

6 “(d) Guam EPA is authorized to establish a program that rewards individuals
7 whose reporting of littering violations results in the conviction or imposition of fines
8 or penalties of the alleged perpetrator, in accordance with this Article.”

9 **Section 3.** §§ 51207(a) and (b) of Article 2, Chapter 51, Title 10, Guam
10 Code Annotated, are *amended* to read as follows:

11 “(a) Any person in violation of § 51205(a) of this Article shall be
12 fined Two Hundred Dollars (\$200.00) for the first offense, Three Hundred
13 Dollars (\$300.00) for the second offense, and Five Hundred Dollars (\$500.00)
14 for the third and subsequent offenses, unless the litter is determined to be of
15 “substantial quantity” as defined in § 51202(e) of this Article.”

16 (b) Notwithstanding § 80.50(c) of Article 3, Chapter 80, Title 9,
17 Guam Code Annotated, any person or business that violates § 51205(b) of this
18 Article shall be fined according to the gross uncompressed volume or the gross
19 weight of the litter discarded for each violation as follows.

20 (1) One Thousand Dollars (\$1,000.00) for litter with a gross
21 uncompressed volume of four (4) cubic feet up to eighteen (18) cubic
22 feet or a gross weight of fifteen (15) pounds up to one hundred (100)
23 pounds; or

24 (2) Five Thousand Dollars (\$5,000.00) for litter with a gross
25 uncompressed volume greater than eighteen (18) cubic feet up to thirty-
26 six (36) cubic feet or a gross weight greater than one hundred (100)
27 pounds up to five thousand (5,000) pounds; or

1 (3) Ten Thousand Dollars (\$10,000.00) for litter with a gross
2 uncompressed volume greater than thirty-six (36) cubic feet or a gross
3 weight greater than five thousand (5,000) pounds, and an additional
4 Five Thousand Dollars (\$5,000) for each additional eighteen (18) cubic
5 feet of uncompressed litter above thirty-six (36) cubic feet or for each
6 additional two thousand five hundred (2,500) pounds of litter above five
7 thousand (5,000) pounds.

8 For Subsections (a) and (b) of this Section, fines of One Thousand
9 Dollars (\$1,000.00) or less may be converted to hours of community service
10 using the following formula: the amount of the fine divided by Nine Dollars
11 and Twenty-five Cents (\$9.25) equals the hours of community service to be
12 served (fine amount ÷ \$9.25 = hours of community service).”

13 **Section 4. Effective Date.** This Act shall be effective upon enactment.