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
74-36 (COR) As substituted and amended on the Floor.	Joe S. San Agustin Tina Rose Muña Barnes Jose "Pedo" Terlaje Clynton E. Ridgell Mary Camacho Torres Telo T. Taitague Amanda L. Shelton James C. Moylan V. Anthony Ada Frank Blas Jr. Telena Cruz Nelson Therese M. Terlaje	AN ACT TO AMEND §26203.2 OF CHAPTER 26 TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY INCREASING THE GROSS THRESHOLD FOR LIMITED EXEMPTIONS ON THE BUSINESS PRIVILEGE TAXES FOR CERTAIN SMALL BUSINESSES AND TO FURTHER REPEAL §26203.3 OF CHAPTER 26 TITLE 11, GUAM CODE ANNOTATED.	3/9/21 12:23 p.m.	3/10/21	Committee on General Government Operations, Appropriations, and Housing	4/7/21 2:00 p.m.	4/26/21 11:58 a.m.	Request: 3/10/21 3/19/21	

SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES
5/21/21	AN ACT TO *AMEND* § 26203.2 AND *REPEAL* § 26203.3, BOTH OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY INCREASING THE GROSS THRESHOLD FOR LIMITED EXEMPTIONS ON THE BUSINESS PRIVILEGE TAXES FOR CERTAIN SMALL BUSINESSES.	5/28/21	6/1/21	6/12/21	36-27	6/11/21	Received: 6/11/21 Mess and Comm. Doc. No. 36GL-21-0679

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LT. GOVERNOR

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

June 11, 2021

Doc Type: 36GL-21-0679
OFFICE OF THE SPEAKER
THERESE M. TERLAJE
06 11 2021
Time: 4:53 pm
Received:

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

Re: Substitute Bill No. 74-36 (COR) - An Act to *Amend* § 26203.2 and *Repeal* § 26203.3, Both of Article 2, Chapter 26, Title 11, Guam Code Annotated, Relative to Permanently Increasing the Gross Threshold for Limited Exemptions on the Business Privilege Taxes for Certain Small Businesses

Buenas yan Hafa Adai Madame Speaker:

Dear Madame Speaker:

In my State of the Island address earlier this year, I called on the Legislature to send me a bill that would permanently reduce the tax rate on the smallest of our small businesses. I am glad that the Legislature took heed of my call and passed Bill 74-36, which I have signed into law as ***Public Law No. 36-27***. I encouraged this measure because I understand that it will assist in improving the financial security of our existing businesses, encouraging our citizens to begin new enterprises, and helping to build a more prosperous Guam.

Senseremente,

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

COMMITTEE ON RULES
RECEIVED:
June 11, 2021
5:29 P.M.

Enclosure(s): Substitute Bill No. 74-36 (COR) *nka P.L. 36-27*

cc: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guåhan*
Compiler of Laws

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

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

This is to certify that **Substitute Bill No. 74-36 (COR), "AN ACT TO *AMEND* § 26203.2 AND *REPEAL* § 26203.3, BOTH OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY INCREASING THE GROSS THRESHOLD FOR LIMITED EXEMPTIONS ON THE BUSINESS PRIVILEGE TAXES FOR CERTAIN SMALL BUSINESSES,"** was on the 28th day of May 2021, duly and regularly passed.

Therese M. Terlaje

Therese M. Terlaje
Speaker

Attested:

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 1st day of June, 2021, at 1:46 o'clock P.M.

Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 6/11/2021

Public Law No. 36-27

2021-13808
RCVD AT CENTRAL FILES
JUN 1 '21 PM1:46

Elaine Tajalle

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. 74-36 (COR)
As substituted and amended on the Floor.

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

AN ACT TO *AMEND* § 26203.2 AND *REPEAL* § 26203.3, BOTH OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY INCREASING THE GROSS THRESHOLD FOR LIMITED EXEMPTIONS ON THE BUSINESS PRIVILEGE TAXES FOR CERTAIN SMALL BUSINESSES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 26203.2 of Article 2, Chapter 26, Title 11, Guam Code Annotated, is hereby *amended* to read as follows:

"**§ 26203.2. Limited Exemption for Certain Small Businesses.**

Notwithstanding any other provision of law, the taxes levied under this Article in excess of those generated from three percent (3%) of the gross proceeds of business privilege tax referenced in § 26202 shall not apply to the first Two Hundred Fifty Thousand Dollars ($250,000) earned or received per taxable year by any person from real property rentals, rental others, profession, retailing, service income, commission income, licensed insurance premium, and/or farming, whose gross annual income is in excess of Fifty Thousand Dollars ($50,000) but not more than Five Hundred Thousand Dollars ($500,000) during the most recent tax year; provided, however, that such person(s) shall be fully subject to three percent (3%) of the gross proceeds of business privilege tax referenced in § 26202, subject to the existing requirements and exemptions referenced elsewhere in this Article. The exemption set forth in this Section shall apply annually, commencing on the first day of the month of the new tax year, based on the gross annual income of a person during the most recent year, and shall end on the last day of the last month of the same tax year."

Section 2. § 26203.3 of Article 2, Chapter 26, Title 11, Guam Code Annotated, is hereby *repealed*.

Section 3. Severability. If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

Section 4. Effective Date. This Act shall be effective upon enactment and apply retroactively to January 1, 2020.