

*I Mina'Trentai Singko Na Liheslaturan*  
**BILL STATUS**

| BILL NO.  | SPONSOR  | TITLE  | DATE INTRODUCED      | DATE REFERRED | CMTE REFERRED | PUBLIC HEARING DATE | DATE COMMITTEE REPORT FILED | FISCAL NOTES | NOTES |
|-----------|--|--|----------------------|---------------|---------------|---------------------|-----------------------------|--------------|-------|
| 1-35 (LS) | Régine Biscoe Lee<br>James C. Moylan<br>T. R. Muña Barnes<br>J. S. San Agustin | AN ACT TO AMEND ITEMS (9), (28), (29), (30), (31) AND (32) OF § 26203(K); TO AMEND § 26203.1, AND TO ADD A NEW ITEM (37), ALL OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE BENEFIT AND GROSS INCOME THRESHOLD OF THE DAVE SANTOS ACT. | 1/7/19<br>11:17 a.m. |               |               |                     |                             |              |       |

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

Bill No. **1** -35 ( **LC** )

Introduced by:

Régine Biscoe Lee  
James C. Moylan  
T. R. Muña Barnes  
J. S. San Agustin

**AN ACT TO AMEND ITEMS (9), (28), (29), (30), (31) AND (32) OF § 26203(k); TO AMEND § 26203.1, AND TO ADD A NEW ITEM (37), ALL OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE BENEFIT AND GROSS INCOME THRESHOLD OF THE DAVE SANTOS ACT**

2019 JAN -7 AM 11:17

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

**Section 1.** Items (9), (28), (29), (30), (31) and (32) of § 26203(k) of Article 2, Chapter 26, Title 11, Guam Code Annotated, are hereby *amended* to read:

“(9) The first ~~Forty~~ Fifty Thousand Dollars (~~\$40,000~~ \$50,000) earned or received per taxable year by any person as rental income from real property whose gross annual rental income from real property is less than ~~Fifty Two Hundred Fifty~~ Two Hundred Fifty Thousand Dollars (~~\$50,000~~ \$250,000) during the most recent tax year. The exemption *shall* apply annually, commencing on the first day of the month of the new tax year, based on the gross annual rental 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.”

“(28) The first ~~Forty~~ Fifty Thousand Dollars (~~\$40,000~~ \$50,000) earned or received per taxable year by any person as income from retailing whose gross annual retail income is less than ~~Fifty Two Hundred Fifty~~ Two Hundred Fifty Thousand Dollars (~~\$50,000~~ \$250,000) during the most recent tax year. The exemption

1 *shall* apply annually, commencing on the first day of the month of the new tax  
2 year, subject to the gross annual retail income of a person during the most  
3 recent year, and *shall* end on the last day of the last month of the same tax  
4 year.

5 (A) ~~Fifty percent (50%) of the amounts received from the retail~~  
6 ~~sale of local produce, as defined in this Subdivision.~~

7 (B) ~~Local produce as used in this Subdivision shall mean the~~  
8 ~~following: locally produced crops, including, but not limited to, plants~~  
9 ~~and plant products collectively grown or cared for and used for food~~  
10 ~~and other useful purposes; locally raised livestock, including, but not~~  
11 ~~limited to, cattle, carabao, swine, sheep, goats, equine and poultry~~  
12 ~~raised for food or other purposes; and locally caught fish to include any~~  
13 ~~aquatic animal life, including, but not limited to, oysters, clams,~~  
14 ~~mollusks, mussels, crustaceans and other shellfish.”~~

15 “(29) The first ~~Forty~~ Fifty ~~Thousand~~ Thousand Dollars (~~\$40,000~~ \$50,000) earned  
16 or received per taxable year by any person as service income, which includes,  
17 but is not limited to, legal; medical; dental; accounting; consulting and  
18 engineering fees; commissions on real estate sales or property management;  
19 fees charged by barbershops, beauty parlors, shoe shining parlors, dry  
20 cleaning and laundry establishments; and automobile, appliance, electronics,  
21 and computer repair shops, whose gross annual service income is less than  
22 Fifty Two Hundred Fifty ~~Thousand~~ Thousand Dollars (~~\$50,000~~ \$250,000) during the  
23 most recent tax year. This exemption *shall* apply annually, commencing on  
24 the first day of the month of the new tax year, subject to the gross annual  
25 service income of the person during the most recent tax year, and *shall* end on  
26 the last day of the month of the same tax year.”

1           “(30) The first ~~Forty~~ Fifty Thousand Dollars (~~\$40,000~~ \$50,000) earned  
2 or received per taxable year by any person as rental income whose gross  
3 annual rental income is less than ~~Fifty~~ Two Hundred Fifty Thousand Dollars  
4 (~~\$50,000~~ \$250,000) during the most recent tax year. This exemption *shall*  
5 apply annually, commencing on the first day of the month of the new tax year,  
6 based on the gross annual rental income of a person during the most recent  
7 year, and *shall* end on the last day of the last month of the same tax year.”

8           “(31) The first ~~Forty~~ Fifty Thousand Dollars (~~\$40,000~~ \$50,000) earned  
9 or received per taxable year by a person, partnership or corporation as  
10 commission income whose gross annual commission income is less than ~~Fifty~~  
11 Two Hundred Fifty Thousand Dollars (~~\$50,000~~ \$250,000) during the most  
12 recent tax year. This exemption *shall* apply annually, commencing on the first  
13 day of the month of the new tax year, subject to the gross annual commission  
14 income of the person during the most recent tax year, and *shall* end on the last  
15 day of the month of the same tax year.”

16           “(32) The first ~~Forty~~ Fifty Thousand Dollars (~~\$40,000~~ \$50,000) earned  
17 or received per taxable year by a licensed insurance company as insurance  
18 premium income whose gross annual insurance premium income is less than  
19 ~~Fifty~~ Two Hundred Fifty Thousand Dollars (~~\$50,000~~ \$250,000) during the  
20 most recent tax year. This exemption *shall* apply annually, commencing on  
21 the first day of the month of the new tax year, subject to the gross annual  
22 insurance premium income of the person during the most recent tax year, and  
23 *shall* end on the last day of the month of the same tax year.”

24           **Section 2.** Item (37) of § 26203(k) of Article 2, Chapter 26, Title 11, Guam  
25 Code Annotated, is hereby *added* to read:

26           “(37) The first Forty Thousand Dollars (\$40,000) earned or received  
27 per taxable year by a person, partnership or corporation from the retail sale of

1 local produce, as defined in this Subdivision, whose gross annual sales is less  
2 than Two Hundred Fifty Thousand Dollars (\$250,000) during the most recent  
3 tax year. This exemption shall apply annually, commencing at the first day  
4 of the month of the new tax year, subject to the gross annual income of the  
5 person during the most recent tax year, and shall end on the last day of the  
6 month of the same tax year. Local produce as used in this Subdivision shall  
7 mean the following: locally produced crops, including, but not limited to,  
8 plants and plant products collectively grown or cared for and used for food  
9 and other useful purposes; locally raised livestock, including but not limited  
10 to, cattle, carabao, swine, sheep, goats, equine and poultry raised for food or  
11 other purposes; and locally caught fish to include any aquatic animal life,  
12 including, but not limited to, oysters, clams, mollusks, mussels, crustaceans  
13 and other shellfish.”

14 **Section 3.** § 26203.1 of Article 2, Chapter 26, Title 11, Guam Code  
15 Annotated, is hereby *amended* to read:

16 “§ 26203.1. **Exemption Limitation.** The aggregate amount of  
17 exemption allowed under Items (9), (28), (29) and (30) of § 26203(k) of this  
18 Chapter for the taxable year *shall not* exceed Fifty Two Hundred Fifty  
19 Thousand Dollars (\$50,000-\$250,000).”

20 **Section 4. Effective Date.** This Act *shall* be effective on October 1, 2019.