

I Mina'trentai Singko 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
81-35 (COR) As amended by the Committee on Environment, Revenue and Taxation, and Procurement	Sabina Flores Perez Therese M. Terlaje Telo T. Taitague	AN ACT TO ADD A NEW § 5008.4 TO CHAPTER 5 OF TITLE 5, GUAM CODE ANNOTATED, AND A NEW CHAPTER 56, DIVISION 11, TO TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO MANDATING, TO THE MAXIMUM EXTENT PRACTICABLE, THE PURCHASE OF ENERGY EFFICIENT PRODUCTS BY THE GOVERNMENT OF GUAM.	4/10/19 2:08 p.m.	4/19/19	Committee on Environment, Revenue and Taxation, and Procurement	5/8/19 9:00 a.m.	8/2/19 10:32 a.m.	Request: 4/22/19 5/28/19	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	NOTES			
	9/30/19	AN ACT TO ADD A NEW § 5008.3 TO SUBARTICLE A OF ARTICLE 1, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, AND A NEW CHAPTER 56 OF DIVISION 11, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO MANDATING, TO THE MAXIMUM EXTENT PRACTICABLE, THE PURCHASE OF ENERGY EFFICIENT PRODUCTS BY THE GOVERNMENT OF GUAM.	10/4/19	10/7/19	10/18/19				



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Tina Sanchez 

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
Thirty-Fifth Guam Legislature

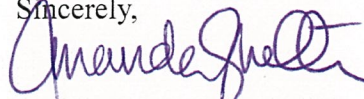
October 7, 2019

The Honorable Lourdes A. Leon Guerrero
I Maga'hågan Guåhan
Ufisinan I Maga'håga
Hagåtña, Guam 96910

Dear *Maga'håga* Leon Guerrero:

Transmitted herewith are **Bill Nos. 76-35 (COR), 81-35 (COR), 93-35 (COR), 128-35 (LS), 136-35 (COR), 149-35 (COR), and 169-35 (COR)**; and **Substitute Bill No. 155-35 (COR)**, which were passed by *I Mina'trentai Singko Na Liheslaturan Guåhan* on October 4, 2019.

Sincerely,



AMANDA L. SHELTON
Legislative Secretary

Enclosure (8)



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

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

This is to certify that **Bill No. 81-35 (COR)**, “AN ACT TO **ADD A NEW § 5008.3 TO SUBARTICLE A OF ARTICLE 1, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, AND A NEW CHAPTER 56 OF DIVISION 11, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO MANDATING, TO THE MAXIMUM EXTENT PRACTICABLE, THE PURCHASE OF ENERGY EFFICIENT PRODUCTS BY THE GOVERNMENT OF GUAM,**” was on the 4th day of October 2019, 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 7th day of Oct,
2019, at 12:34 o'clock P.M.

Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: _____

Public Law No. _____

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

Bill No. 81-35 (COR)

As amended by the Committee on Environment,
Revenue and Taxation, and Procurement.

Introduced by:

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

**AN ACT TO ADD A NEW § 5008.3 TO SUBARTICLE A OF
ARTICLE 1, CHAPTER 5, TITLE 5, GUAM CODE
ANNOTATED, AND A NEW CHAPTER 56 OF DIVISION
11, TITLE 22, GUAM ADMINISTRATIVE RULES AND
REGULATIONS, RELATIVE TO MANDATING, TO THE
MAXIMUM EXTENT PRACTICABLE, THE PURCHASE
OF ENERGY EFFICIENT PRODUCTS BY THE
GOVERNMENT OF GUAM.**

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

2 **Section 1.** A new § 5008.3 is hereby *added* to Subarticle A of Article 1,
3 Chapter 5, Title 5, Guam Code Annotated, to read:

1 required to include in its bid specifications the requirement that the product
2 be an energy efficient product.

3 (d) The requirements of Subsections (a) and (b) of this Section *shall*
4 be waived if the government of Guam entity can demonstrate, in writing, to
5 the satisfaction of the Administrator of the Guam Environmental Protection
6 Agency, or his/her designee, that the interests of the government of Guam
7 would be better served by procuring a non-energy efficient product by
8 meeting *at least* one (1) of the following criteria:

9 (1) the product is not available competitively;

10 (2) the product is not available within a reasonable time
11 frame, or, if an emergency situation exists, in a time frame to meet the
12 needs of the emergency;

13 (3) the product is shown to not be cost-effective on a life-cycle
14 basis; or

15 (4) the product does not meet appropriate performance
16 standards.

17 (e) If a government of Guam entity disagrees with the waiver
18 decision provided pursuant to Subsection (d) of this Section, it may appeal the
19 decision to the Board of Directors of the Guam Environmental Protection
20 Agency, which may overrule or amend the decision by majority vote.

21 (f) The Administrator of the Guam Environmental Protection
22 Agency may delegate waiver authority, as outlined in Subsection (d) of this
23 Section, to the Director of the Guam Energy Office or his/her designee.”

24 **Section 3. Effective Date.** This Act *shall* be effective three (3) months after
25 its enactment.

26 **Section 4. Severability.** If any provision of this Act or its application to
27 any person or circumstance is found to be invalid or contrary to law, such invalidity

1 *shall not* affect other provisions or applications of this Act that can be given effect
2 without the invalid provision or application, and to this end the provisions of this
3 Act are severable.