

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	
306-35 (COR) As amended by the Committee on Economic Development, Agriculture, Maritime Transportation, Power and Energy Utilities, and Emergency Response	Clynton E. Ridgell	AN ACT TO AMEND §§ 63118, 63121 , AND 63122 OF ARTICLE 1, CHAPTER 63, TITLE 5, GUAM CODE ANNOTATED; TO AND ADD A NEW § 62104.1.1 § 62104.3(i) TO OF ARTICLE 1, CHAPTER 62, ALL OF TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §§ 11320 AND 11321 OF CHAPTER 11, TITLE 9, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO LIFTING RESTRICTIONS PREVENTING THE CONTROL OF THE FERAL PIG POPULATION AND RESTRICTING THE RELEASE OF PIGS	2/27/20 4:40 p.m.	6/16/20	Committee on Economic Development, Agriculture, Maritime Transportation, Power and Energy Utilities, and Emergency Response	7/1/20 9:00 a.m.	9/18/20 2:55 p.m.	4/2/20		
			SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES
			10/12/20	AN ACT TO AMEND §§ 63118, 63121, AND 63122 OF ARTICLE 1, CHAPTER 63, AND ADD A NEW § 62104.3(i) TO ARTICLE 1 OF CHAPTER 62, ALL OF TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §§ 11320 AND 11321 OF CHAPTER 11, TITLE 9, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO LIFTING RESTRICTIONS PREVENTING THE CONTROL OF THE FERAL PIG POPULATION AND RESTRICTING THE RELEASE OF PIGS.	10/19/20	10/19/20	10/30/20	35-106	10/30/20	Received: 10/30/20 Mess and Comm. Doc. No. 35GL-20-2393.

LOURDES A. LEON GUERRERO
MACA'HAGA • GOVERNOR



JOSHUA F. TENORIO
SIGUNDO MACA'LÁHI • LIFUTENANT GOVERNOR

October 30, 2020

35GL-20-2393
Speaker Tina Rose Muña Barnes

HONORABLE TINA ROSE MUÑA BARNES

Speaker

I Mina'trentai Singko Na Liheslaturan Guåhan

35th Guam Legislature

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

OCT 30 2020
Time 6:41
Received By: *EB...*

Re: Bill No. 306-35 (COR) - An Act to Amend §§ 63118, 63121, and 63122 of Article 1, Chapter 63, and Add a New § 62104.3(i) to Article 1 of Chapter 62, All of Title 5, Guam Code Annotated; and to Amend §§ 11320 and 11321 of Chapter 11, Title 9, Guam Administrative Rules and Regulations, Relative to Lifting Restrictions Preventing the Control of the Feral Pig Population and Restricting the Release of Pigs

Dear Madame Speaker:

Unfortunately, over the past few years, Guam's feral pig population has increased to the point where continued unchecked growth may have serious detrimental effects on our environment, our agriculture, and our property. Bill No. 306-35 adds feral pigs to the statutory list of unprotected animals and removes administrative regulations requiring licenses to take feral pigs. It is now known as **Public Law No. 35-106**.

Senseramente,

LOURDES A. LEON GUERRERO

I Maga'hagan Guåhan

Governor of Guam

Enclosure: Bill No. 306-35 (COR) *nka P.L. 35-106*

cc via email: *Sigundo Maga'låhen Guåhan*
Compiler of Laws

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2020 (SECOND) Regular Session

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

This is to certify that **Bill No. 306-35 (COR), "AN ACT TO AMEND §§ 63118, 63121, AND 63122 OF ARTICLE 1, CHAPTER 63, AND ADD A NEW § 62104.3(i) TO ARTICLE 1 OF CHAPTER 62, ALL OF TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §§ 11320 AND 11321 OF CHAPTER 11, TITLE 9, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO LIFTING RESTRICTIONS PREVENTING THE CONTROL OF THE FERAL PIG POPULATION AND RESTRICTING THE RELEASE OF PIGS,"** was on the 19th day of October 2020, 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 19th day of October
2020, at 5:40 o'clock P.M.



Assistant Staff Officer
Maga'håga's Office

APPROVED:



Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 10/30/2020

Public Law No. 35-106

2020-11979
Jessica Cruz

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2020 (SECOND) Regular Session

Bill No. 306-35 (COR)

As amended by the Committee on Economic Development,
Agriculture, Maritime Transportation, Power and
Energy Utilities, and Emergency Response.

Introduced by:

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

AN ACT TO *AMEND* §§ 63118, 63121, AND 63122 OF ARTICLE 1, CHAPTER 63, AND *ADD* A NEW § 62104.3(i) TO ARTICLE 1 OF CHAPTER 62, ALL OF TITLE 5, GUAM CODE ANNOTATED; AND TO *AMEND* §§ 11320 AND 11321 OF CHAPTER 11, TITLE 9, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO LIFTING RESTRICTIONS PREVENTING THE CONTROL OF THE FERAL PIG POPULATION AND RESTRICTING THE RELEASE OF PIGS.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there has been an explosion in the population of feral pigs to levels that are

1 unsafe and unsustainable. Feral pigs are an invasive species that are a threat to public
2 safety and the environment. Not only have feral pigs been found to cause physical
3 harm to people and property in our community, but feral pigs also feed on local
4 farmers' crops as well as on many native species of plants that must be protected.
5 Furthermore, feral pigs' consumption of many root plants prevents these plants from
6 retaining soil. This increases erosion, causing sediment to runoff into our oceans,
7 choking out our coral from much-needed sunlight and exacerbating coral bleaching.
8 The increased sedimentation contributes to fish kill events.

9 *I Liheslaturan Guåhan* further finds that feral pigs are not listed as an
10 unprotected species, providing a barrier for the community to take action for the
11 extraction or culling of feral pigs, whether it be individuals on their private property
12 or people contracted as a form of pest control.

13 *I Liheslaturan Guåhan* finds that because of the danger feral pigs cause, fees
14 for their trapping are not beneficial for our community and should be removed.

15 Therefore, it is the intent of *I Liheslaturan Guåhan* to place feral pigs on the
16 unprotected species list and to eliminate restrictions and fees for their capture; and,
17 to ban the release of pigs, both domesticated and feral, in the hopes of reducing this
18 threat to public safety and our natural environment.

19 **Section 2.** § 63118 of Article 1, Chapter 63, Title 5, Guam Code Annotated,
20 is *amended* to read:

21 **“§ 63118. Unprotected Wild Animals.**

22 The following wild animals may be taken in the daytime:

- 23 (a) wild dogs;
- 24 (b) wild cats;
- 25 (c) reptiles;
- 26 (d) rats; or
- 27 (e) feral pigs.”

1 **Section 3.** §§ 63121 and 63122 of Article 1, Chapter 63, Title 5, Guam Code
2 Annotated, are *amended* to read:

3 “**§ 63121. Protection of Wild Animals.**

4 It shall be unlawful for any person to take, buy, sell, transport, or
5 possess any wild or feral animal, or any part thereof, *except* as authorized in
6 this Article or as authorized by regulations made under 5 GCA §§ 62104,
7 62104.3(i), and 63127.

8 **§ 63122. Revocable Permit to Take Wild Birds and Wild and**
9 **Feral Animals.**

10 Any owner or tenant of land or property that is being damaged or
11 destroyed, or is in danger of being damaged or destroyed by any protected
12 wild bird or wild or feral animal, may apply to the Director for a revocable
13 permit to take such wild bird, or wild or feral animal. The Director, upon
14 satisfactory evidence of such damage or destruction, actual or threatened, may
15 issue a revocable permit for the taking of such bird or wild or feral animal. It
16 shall be unlawful for any person to violate the conditions of any revocable
17 permit issued under the provisions of this Section.”

18 **Section 4.** A new § 62104.3(i) is *added* to Article 1 of Chapter 62, Title 5,
19 Guam Code Annotated, to read:

20 “(i) Release of Pigs. It shall be considered unlawful to release a pig,
21 whether a captured feral pig or a pig domesticated as a pet or livestock. Once
22 in a person’s possession, pigs shall be either:

23 (1) killed and disposed of in accordance with guidelines to be
24 developed by the Director of the Department of Agriculture;

25 (2) slaughtered, which shall mean killed for the purposes of
26 obtaining the meat therefrom for human consumption; or

(3) domesticated and cared for in accordance with this Chapter and accompanying rules and regulations.”

Section 5. §§ 11320 and 11321 of Article 3, Chapter 11, Title 9, Guam Administrative Rules and Regulations, are *amended* to read:

“§ 11320. Non-Commercial Trapping License Fees and Bag Limits.

Non-commercial trapping license fees and bag limits shall be as follows:

Maximum number of traps shall not exceed 15 traps.

Species	Fee	Season	Season
(a) Deer (<i>Cervus mariannus</i>)	\$100.00	Year-round	3
(b) Feral Asiatic water buffalo (carabao) (<i>Bubalus bubalis</i>)	\$250.00	Year-round	2

Only a single, non-commercial trapping license may be purchased each fiscal year by any one person.

§ 11321. Commercial Trapping License Fees and Bag Limits.

Commercial trapping license fees and bag limits shall be as follows:

Maximum number of traps shall not exceed 40 traps.

Species	Fee	Season	Season
(a) Deer (<i>Cervus mariannus</i>)	\$1000.00	Year-round	Unlimited
(b) Feral Asiatic water buffalo (carabao) (<i>Bubalus bubalis</i>)	\$1000.00	Year-round	Unlimited

Only a single commercial trapping license may be purchased each fiscal year by any one person.”

Section 6. Effective Date. This Act shall be effective upon enactment.

1 **Section 7. Severability.** If any provision of this Act or its application to any
2 person or circumstance is found to be invalid or contrary to law, such invalidity shall
3 not affect other provisions or applications of this Act that can be given effect without
4 the invalid provision or application, and to this end the provisions of this Act are
5 severable.