

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
260-37 (COR) As amended by the Committee on Fire, Agriculture, Power and Energy Utilities, Public Transit, Unemployment Insurance, and Universal Health Insurance; and further amended on the Floor.	William A. Parkinson	AN ACT TO ADD A NEW § 8108(7) OF DIVISION 1, CHAPTER 8, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO LAWFUL OPERATION OF CANNABIS-RELATED FACILITIES.	3/13/24 12:13 p.m.	3/19/24	Committee on Fire, Agriculture, Power and Energy Utilities, Public Transit, Unemployment Insurance and Universal Health Insurance	Request: 3/19/24 3/25/24	4/4/24 2:00 p.m.	5/13/24 3:41 p.m.	Additional Testimony 5/22/24
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	NOTES			
	6/24/24	AN ACT TO ADD A NEW § 8108(a)(7) OF DIVISION 1, CHAPTER 8, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO THE LAWFUL OPERATION OF CANNABIS-RELATED FACILITIES.	7/10/24	7/10/24	7/22/24				



COPY

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
Thirty-Seventh Guam Legislature

July 10, 2024

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

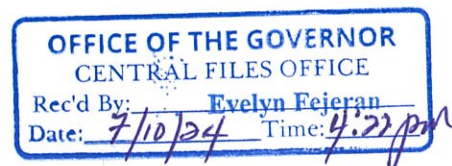
Dear *Maga'håga* Leon Guerrero:

Transmitted herewith are **Bill Nos. 14-37 (COR), 39-37 (COR), 155-37 (LS), 190-37 (COR), 239-37 (COR), 243-37 (COR), 246-37 (COR), 260-37 (COR), 261-37 (LS), 264-37 (COR), 265-37 (COR), 273-37 (COR), 275-37 (COR), 280-37 (LS), 288-37 (LS), 294-37 (COR), 296-37 (COR) and Substitute Bill Nos. 6-37 (COR), 175-37 (COR), and 267-37 (COR)** which were passed by *I Mina'trentai Siette Na Liheslaturan Guåhan* on July 10, 2024.

Sincerely,

AMANDA L. SHELTON
Legislative Secretary

Enclosure (20)



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 **Bill No. 260-37 (COR)**, “AN ACT TO ADD A NEW § 8108(a)(7) OF DIVISION 1, CHAPTER 8, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO THE LAWFUL OPERATION OF CANNABIS-RELATED FACILITIES,” was on the 10th day of July 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 10th day of July,
2024, at 4:22 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 SIETTE NA LIHESLATURAN GUÅHAN
2024 (SECOND) Regular Session

Bill No. 260-37 (COR)

As amended by the Committee on Fire, Agriculture, Power and Energy Utilities, Public Transit, Unemployment Insurance, and Universal Health Insurance; and further amended on the Floor.

Introduced by:

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

**AN ACT TO ADD A NEW § 8108(a)(7) OF DIVISION 1,
CHAPTER 8, TITLE 11, GUAM CODE ANNOTATED,
RELATIVE TO THE LAWFUL OPERATION OF
CANNABIS-RELATED FACILITIES.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that under the authority granted by 11 GCA, Chapter 8, § 8110 of the Guam
4 Cannabis Industry Act, the Guam Cannabis Board promulgated rules regarding
5 the need for cannabis testing (see Article 7 of the Cannabis Control Board's
6 Rules and Regulations).

1 *I Liheslatura* finds that the requirements for a cannabis testing facility, as
2 defined in 11 GCA, Chapter 8, § 8102(1), while laudable, could stop Guam’s
3 cannabis industry before it starts.

4 *I Liheslatura* further finds that currently there are no cannabis testing
5 facility companies on island that can or will meet the requirement that it be ISO
6 17025 accredited or certified by the Americans for Safe Access Patient Focused
7 Certification Program, but there are several companies attempting to establish a
8 cannabis business.

9 *I Liheslatura* finds that requiring a cannabis testing facility where none
10 exists will further delay and derail Guam’s cannabis industry.

11 *I Liheslatura* further finds that some testing is not only beneficial but
12 needed.

13 Through this Act, *I Liheslaturan Guåhan* intends to exempt cannabis
14 businesses from some of the testing requirements while there is no cannabis
15 testing facility on island.

16 **Section 2.** A new § 8108(a)(7) is hereby *added* to Chapter 8, Division 1,
17 Title 11, Guam Code Annotated, to read:

18 “(7) delivering, distributing, or selling cannabis to consumers or other
19 cannabis businesses *if and only if* there is no cannabis testing facility on Guam
20 that is ISO 17025 accredited or certified by the Americans for Safe Access
21 Patient Focused Certification Program. So long as the cannabis flowers or buds are
22 marked with a label indicating the amount, strain, batch number, and date of
23 harvest, name and address of licensed cultivation company and manufacturing
24 company, as applicable, there shall be a disclaimer stating, (A) “the marijuana
25 contained within this package has not been tested for contaminants”; and (B)
26 “Marijuana use can be addictive and can impair an individual’s ability to drive
27 a motor vehicle or operate heavy machinery. Marijuana smoke contains

1 carcinogens and can lead to an increased risk for cancer, tachycardia,
2 hypertension, heart attack, and lung infection. KEEP OUT OF REACH OF
3 CHILDREN.”

4 (A) Upon the licensure and opening of a cannabis testing facility
5 by the Guam Cannabis Control Board, all cannabis must be tested as
6 required by the applicable rules and regulations. The Guam Cannabis
7 Control Board shall notify every licensee that it has ten (10) days to
8 demonstrate that it is compliant with the relevant testing requirements.
9 The company’s Responsible Official is responsible for demonstrating
10 compliance.

11 (B) Notwithstanding any other provision of law, rule, or
12 regulation, in the absence of a licensed cannabis testing facility on
13 Guam, cannabis cultivators may deliver, distribute or sell cannabis
14 flowers or buds; provided, the cannabis cultivator attests under
15 penalty of perjury their cannabis flowers or buds meets the
16 requirements relating to contaminants contained in 3 GARR §
17 9802(f)(2).”

18 **Section 3.** Section 8108(a)(7) of Chapter 8, Division 1, Title 11, Guam
19 Code Annotated, shall be effective ninety (90) days after enactment. Section
20 8108(a)(7) of Chapter 8, Division 1, Title 11, Guam Code Annotated, shall sunset
21 two (2) years after the date of enactment.