

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (First) Regular Session

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Bill No 151-32 (COR)

Introduced by:

v.c. pangelinan 

**AN ACT TO ADD A NEW SUB SECTION (A) TO § 77114.1
AND § 77115 OF ARTICLE 1, CHAPTER 77, TITLE 21
GUAM CODE ANNOTATED RELATIVE TO FEES AND
REVENUE FROM CONCESSIONS AND USES.**

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. § 77114.1 of Article 1, Chapter 77, Title 21 Guam Code Annotated is
3 hereby amended to read:

4 “§ 77114.1 Fees. The Parks and Recreation Commission (the “Commission”)
5 may collect fees, charges and assessments for the following:

6 The use of park shelters, pavilions and open areas by the public and by park vendors,
7 the use of recreation facilities, sign-up fees, concession, billboards, equipment rentals,
8 facility rentals, overnight camping fees, and commercial photography fees as
9 established by the Commission. The Commission shall establish a fee schedule for the
10 foregoing uses of the Guam Territorial Park System and recreational facilities. All
11 such fee schedules shall be adopted in compliance with the Administrative
12 Adjudication Law. All fees collected under such schedules shall be deposited into the
13 Fund. Any fee schedule and the Recreation Activity Revolving fee schedule adopted
14 by the Commission prior to the enactment of this 26012.1 shall remain in effect until
15 altered and may be so altered or modified by the Commission only after public

1 hearing on any proposed changes, in compliance with the Administrative Adjudication
2 Law.

3 a.) The Commission shall develop a policy specific to vendors wishing to do
4 business within our Territorial Park system whose services showcase the
5 island’s cultural heritage, history and legacy; and who offer products “Made in
6 Guam” that have the Guam Product Seal permit, or showcase Guam’s livestock
7 such as the Carabao and other animals historically identified with the island,
8 and agricultural products grown locally and activities identified with Guam.

9 All offerings by these vendors such as handmade products, park rides, and or
10 photo opportunities shall demonstrate cultural practices, craftsmanship, and
11 design readily identified in Guam’s history that showcase the island’s heritage,
12 history, and legacy. These vendors shall be exempt from fees; however, the
13 Commission may establish terms and conditions specific to these vendors as
14 they do business or offer their products or activities in our territorial park
15 system.

16 b.) The Commission may limit the number and type of vendors per park, in
17 accordance with its administrative rules and regulations, whose services
18 showcase the island’s cultural heritage, history and legacy. “

19 **Section 2.** § 77115 of Article 1, Chapter 77, Title 21 Guam Code Annotated is hereby
20 amended to read:

21 **“§ 77115. Revenue from Concessions and Uses.**

22 The Director is authorized to grant permits to individuals or groups to establish
23 concessions on or otherwise use any part of the Guam Territorial Park System, the
24 fees for which shall be deposited in the Parks Fund; provided, that any person or
25 group granted such a permit shall not be required to give bond or obtain products
26 liability insurance or personal injury liability insurance.

1 a.) Notwithstanding any other provision of law, vendors wishing to do business
2 within our Territorial Park system, whose services showcase the island’s
3 cultural heritage, history and legacy; and who offer products “Made in Guam”
4 that have the Guam Product Seal permit, or showcase Guam’s livestock such as
5 the Carabao and other animals historically identified with the island, and
6 agricultural products grown locally and activities identified with Guam, shall be
7 exempt from vendor fees assigned by the Department of Parks and Recreation.
8 All offerings by these vendors such as handmade products, park rides, and or
9 photo opportunities shall demonstrate cultural practices, craftsmanship, and
10 design readily identified in Guam’s history that showcase the island’s heritage,
11 history, and legacy.”