

I MINA'TRENTA NA LIHESLATURAN GUÅHAN  
THIRTIETH GUAM LEGISLATURE  
2010 (FIRST) REGULAR SESSION

BILL NO. <sup>350-30</sup> \_\_\_\_\_ (COR)

2010-11-26  
LWU

Introduced by:

v. c. pangeliapan  
B.J.F. Cruz

**AN ACT TO REPEAL SECTION 30106 (c) OF CHAPTER 30, TITLE 11 OF THE GUAM CODE ANNOTATED RELATIVE TO EXEMPTIONS FROM HOTEL OCCUPANCY TAX.**

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

**Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*

*Guahan* assigns the funding of priority programs and projects of the island's tourism industry a high priority particularly in light of the diminishing number of visitors we are seeing today and the level of global and regional competition for tourists that Guam presently encounters. It has become apparent to all who are part of the industry or who are responsible for providing financial, environmental or physical resources to the industry that we must build and maintain a competitive edge in order to continue forward. To achieve this, we must safeguard the revenue stream supporting the industry and collect the appropriate transit tax assessment on all of the lodging and hospitality services provided by the industry. It is recognized that the government tax collected and deposited into the TAF has become essential in providing the resources needed for this industry to evolve progressively. As such, *I' Liheslaturan Guahan* wishes to embark upon viable opportunities to maintain the financial integrity of the government

1 revenues of the TAF by removing collection impediments and or leakages  
2 that hinder the TAF be they policy based or systematic oversight related to  
3 the process of assessing taxes and collecting revenues due to the government  
4 of Guam.

5 **Section 2.** Section 30106 (c) of Chapter 30, Title 11 of the Guam  
6 Code Annotated is hereby repealed in its entirety:

7 **“§ 30106. Exclusions and Exemptions.**

8 ~~(c) The tax imposed by this Chapter shall not apply to any~~  
9 ~~transaction involving a sale to the government of Guam, the~~  
10 ~~government of the United States, the government of any Foreign~~  
11 ~~Sovereignty, or any agency or instrumentality of any of the foregoing~~  
12 ~~governments in regard to any activity or function engaged in.~~

13 **Section 3. Effective Date.** This Act shall become effective upon  
14 enactment.

15 **Section 4. Severability.** If any provisions of this Act or the  
16 application thereof to any person or circumstance is held invalid, such  
17 invalidity shall not affect any other provision or application of this Act  
18 which can be given effect without the invalid provision or application, and to  
19 this end the provisions of this Act are severable.

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