

I Mina'trentai Sais 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
193-36 (COR)	Clynton E. Ridgell	AN ACT TO AMEND § 24102 OF CHAPTER 24, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING ESTABLISHMENTS THAT HARVEST AND SELL HONEY AND HONEYCOMB, AND ADDING NOT-FOR-PROFIT ORGANIZATIONS THAT PROVIDE ASSISTANCE TO AGRICULTURAL PRODUCERS, FROM MANDATED SANITARY PERMIT REQUIREMENTS.	9/9/21 9:13 a.m.						

I MINA 'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. 193-36 (COR)

Introduced by:

Clynton E. Ridgell 

AN ACT TO AMEND § 24102 OF CHAPTER 24, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING ESTABLISHMENTS THAT HARVEST AND SELL HONEY AND HONEYCOMB, AND ADDING NOT-FOR-PROFIT ORGANIZATIONS THAT PROVIDE ASSISTANCE TO AGRICULTURAL PRODUCERS, FROM MANDATED SANITARY PERMIT REQUIREMENTS.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 there already exists in Guam law exemptions for establishments that exclusively sell
4 unprocessed fruits, vegetables, nuts, eggs, live poultry, and other products, so long
5 as the establishment is run by the original producer of said products in his or her own
6 property.

7 *I Liheslaturan Guåhan* further finds that there has been increased interest and
8 investment by local entrepreneurs in apiculture, which is the practice of cultivating
9 and maintaining bee colonies for the commercial production of honey. This practice
10 is more commonly referred to as beekeeping.

11 *I Liheslaturan Guåhan* further finds that a disparity currently exists where
12 beekeepers must obtain a sanitary permit to sell honey and honeycomb that they
13 have produced at an establishment on their own property, whereas producers of the

1 other products listed above do not. The production and harvesting of honey and
2 honeycomb results in an unprocessed, naturally made product that should fall into
3 the current exemption guidelines.

4 Therefore, it is the intent of *I Liheslaturan Guåhan* to exempt sanitary permit
5 requirements for not for profit organizations that work with local farmers and
6 establishments that locally harvest and sell honey and honeycomb by amending §
7 24102 of Chapter 24, Title 10 Guam Code Annotated.

8 **Section 2.** § 24102 of Chapter 24, Title 10, Guam Code Annotated, is
9 *amended* to read:

10 “§ **24102. Exclusions.** Food establishment does not include: (a) An eating and
11 drinking establishment as defined in Chapter 23 of this Part; (b) Any establishment for
12 the killing of livestock for private consumption of the products and not for sale to
13 others; and (c) Any establishment, including any market, wayside stand or roadside
14 stand, used exclusively for the sale of fresh, unprocessed fruits, vegetables, nuts,
15 eggs, honey, honeycomb, live poultry, live pigs or other live animals except dogs
16 and cats, by the original producer thereof in his own property; or liquor, canned
17 and bottled soft drinks; and (d) Any establishment, including any market, wayside
18 stand or roadside stand, operated by a not for profit organization, which shall
19 include, but not be limited to cooperative associations and community-supported
20 agriculture groups, that assists one or more producers of the items in (c) above with
21 the consolidation and distribution of products for sale to customers. For the
22 purposes of this subsection, “customer” shall mean the end user of a product and
23 shall not include a retail store or wholesale business.”

24 **Section 3. Effective Date.** This Act *shall* be effective upon enactment.

25 **Section 4. Severability.** If any provision of this Act or its application to any
26 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*
27 *not* affect other provisions or applications of this Act that can be given effect without

1 the invalid provision or application, and to this end the provisions of this Act are
2 severable.