

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
195-36 (COR)	Clynton E. Ridgell	AN ACT TO AMEND § 35102 OF CHAPTER 35, DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PERMITTING RAISING POULTRY OR FOWL, AQUACULTURE SYSTEMS, AND AQUAPONIC SYSTEMS IN RESIDENTIAL AREAS.	9/9/21 9:26 a.m.						

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

Bill No. 195-36 (COR)

Introduced by:

Clynton E. Ridgell 

**AN ACT TO AMEND § 35102 OF CHAPTER 35, DIVISION
2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE
TO PERMITTING RAISING POULTRY OR FOWL,
AQUACULTURE SYSTEMS, AND AQUAPONIC
SYSTEMS IN RESIDENTIAL AREAS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that according to the State Level Participation Benefits report published by the
4 United States Department of Agriculture (USDA), as of July 2020, at least 52,394
5 individuals are participating in the Supplemental Nutrition Assistance Program
6 (SNAP), an increase of eighteen percent (18%) between April 2019 and April 2020.

7 *I Liheslaturan Guåhan* further finds that the pandemic crisis has also led to
8 increased participation and dependence on programs such as SNAP. Supply chain
9 and food source shortages from abroad prompts the island's need for families to have
10 greater access to opportunities that would achieve food security and food
11 sovereignty while reducing dependence on imported goods or public assistance.

12 Allowing people living in residential areas different options in terms of home
13 agriculture will create more potential avenues to addressing food security. Not only
14 can people start businesses and stimulate the economy from home without needing

1 additional land, but people can also grow different types of products for their own
2 personal consumption.

3 It is therefore the intent of *I Liheslaturan Guåhan* to lift restrictions on
4 keeping poultry or fowl and to permit aquaculture or aquaponic systems in
5 residential areas.

6 **Section 2.** § 35102 of Chapter 35, Division 2, Title 10, Guam Code
7 Annotated, is *amended* to read:

8 **“§ 35102. Exclusion of Animals.**

9 (a) No owner or occupant shall keep or allow to be kept upon any premises
10 owned by him, or in his possession or control, any pigs, horses, cattle, sheep, goats
11 or carabao in any residential area except those zoned as agricultural areas.

12 (b) Poultry or fowl may be kept upon any premises provided the number
13 does not exceed twenty (20), ~~they are kept fifty (50) feet away from any building,~~
14 ~~and, they are kept clean and free, from any accumulation of excreta, decayed food~~
15 ~~and filth of every kind, and that a permit is acquired from the Department of~~
16 Agriculture.

17 (c) Aquaculture or aquaponic systems are permissible upon any premises
18 provided a permit is acquired from the Department of Agriculture. Each system must
19 be kept clean and free from any accumulation of excreta, decayed food, and filth of
20 every kind.

21 A waste management or effluent management plan must be provided to the
22 Department of Agriculture upon application for the required permit referenced in (b)
23 and (c) of this Section.”

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.