

*I Mina'trentai Ocho 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 |
|---|--|--|-----------------------|--------------------|--|---------------------------------|----------------------|-----------------------------|-------|
| 141-38 (COR)<br>As amended by the Committee on Transportation, Tourism, Customs, Utilities, and Federal and Foreign Affairs;<br>and further amended on the Floor. | Sabina Flores Perez<br>Chris Barnett<br>Therese M. Terlaje<br>Tina Rose Muña Barnes<br>William A. Parkinson<br>V. Anthony Ada<br>Frank F. Blas, Jr.<br>Christopher M. Dueñas<br>Eulogio Shawn Gumataotao<br>Sabrina Salas Matanane<br>Joe S. San Agustin<br>Telo T. Taitague | AN ACT TO ADD A NEW § 51104(h) TO ARTICLE 1, CHAPTER 51, DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, TO REPEAL § 23104(d)(5), AND ADD A NEW § 23104.1 TO ALL OF CHAPTER 23, DIVISION 4, TITLE 22 OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO EXPANDING LIMITED EXEMPTIONS FROM PERMITTING REQUIREMENTS FOR SMALL-SCALE, ON-SITE COMPOSTING ACTIVITIES. | 5/12/25<br>10:06 a.m. | 5/22/25            | Committee on Transportation, Tourism, Customs, Utilities, and Federal and Foreign Affairs. | Request: 5/22/25<br><br>5/29/25 | 7/11/25<br>2:00 p.m. | 3/10/26<br>As Amended.      |       |
|   | <b>SESSION DATE</b>  | <b>TITLE</b>   | <b>DATE PASSED</b>    | <b>TRANSMITTED</b> | <b>DUE DATE</b>  | <b>NOTES</b>                    |                      |                             |       |
|   | 3/23/26  | AN ACT TO ADD A NEW § 51104(h) TO ARTICLE 1, CHAPTER 51, DIVISION 2, TITLE 10, GUAM CODE ANNOTATED; TO REPEAL § 23104(d)(5), AND ADD A NEW § 23104.1 ALL OF CHAPTER 23, DIVISION 4, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO EXPANDING LIMITED EXEMPTIONS FROM PERMITTING REQUIREMENTS FOR SMALL-SCALE, ON-SITE COMPOSTING ACTIVITIES.         | 3/27/26               | 3/27/26            | 4/8/26   |                                 |                      |                             |       |



**COPY**

*I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN*  
Thirty-Eighth Guam Legislature

March 27, 2026

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. 65-38 (COR), 131-38 (COR), 141-38 (COR), 142-38 (COR), 205-38 (COR), 214-38 (COR), 218-38 (COR), 228-38 (COR), 231-38 (COR), 233-38 (COR), 234-38 (COR), 237-38 (COR), 245-38 (COR), 254-38 (COR), 262-38 (LS), 263-38 (LS), and 279-38 (COR), and Substitute Bill Nos. 206-38 (COR) and 246-38 (COR) which were passed by *I Mina'trentai Ocho Na Liheslaturan Guåhan* on March 27, 2026.

Sincerely,

**Senator Sabrina Salas Matanane**  
**Legislative Secretary**

*POTU Jesse J. Castro*

*8:24pm, 3.27.26*

Enclosure (19)



*I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN*  
2026 (SECOND) Regular Session

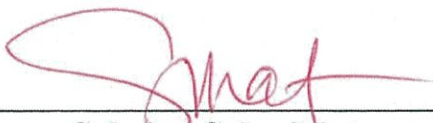
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'HÅGAN GUÅHAN**

This is to certify that **Bill No. 141-38 (COR)**, "AN ACT TO *ADD A NEW § 51104(h) TO ARTICLE 1, CHAPTER 51, DIVISION 2, TITLE 10, GUAM CODE ANNOTATED; TO REPEAL § 23104(d)(5), AND ADD A NEW § 23104.1 ALL OF CHAPTER 23, DIVISION 4, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO EXPANDING LIMITED EXEMPTIONS FROM PERMITTING REQUIREMENTS FOR SMALL-SCALE, ON-SITE COMPOSTING ACTIVITIES,*" was on the 27<sup>th</sup> day of March 2026, duly and regularly passed.



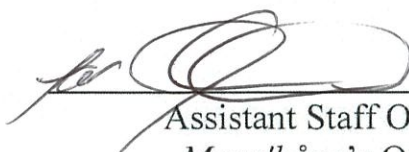
Frank F. Blas, Jr  
Speaker

Attested:



Sabrina Salas Matanane  
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 27 day of March 2026, at 8:24 o'clock P.M.



Assistant Staff Officer  
*Maga'håga's Office*

APPROVED:

*POTU Jesus J. Castro*  
*Executive Secretary*

Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

***I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN***  
**2025 (FIRST) Regular Session**

**Bill No. 141-38 (COR)**

As amended by the Committee on Transportation, Tourism,  
Customs, Utilities, and Federal and Foreign Affairs;  
and further amended on the Floor.

Introduced by:

Sabina Flores Perez  
Chris Barnett  
Therese M. Terlaje  
Tina Rose Muña-Barnes  
William A. Parkinson  
V. Anthony Ada  
Frank F. Blas, Jr.  
Christopher M. Dueñas  
Eulogio Shawn Gumataotao  
Sabrina Salas Matanane  
Joe S. San Agustin  
Telo T. Taitague  
Vincent A.V. Borja  
Shelly V. Calvo  
Jesse A. Lujan

**AN ACT TO *ADD* A NEW § 51104(h) TO ARTICLE 1, CHAPTER 51, DIVISION 2, TITLE 10, GUAM CODE ANNOTATED; TO *REPEAL* § 23104(d)(5), AND *ADD* A NEW § 23104.1 ALL OF CHAPTER 23, DIVISION 4, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO EXPANDING LIMITED EXEMPTIONS FROM PERMITTING REQUIREMENTS FOR SMALL-SCALE, ON-SITE COMPOSTING ACTIVITIES.**

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

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

3 that, “when processed correctly (in an “aerobic” or oxygen-filled environment),  
4 organic materials can produce valuable nutrient rich products, such as compost,  
5 suitable for soil enhancement and food cultivation. However, when intermingled  
6 with other waste and disposed in a landfill or dump (an “anaerobic” environment),  
7 organic material can release toxic leachate and generate methane gas.” Methane gas  
8 contributes largely to climate change and leachate poses risks to the surrounding  
9 environment, water sources, and the community at large. Composting, or the  
10 “controlled degradation of organic solid waste,” is suggested as one of the top  
11 methods for diverting organic waste away from landfills, with the additional benefits  
12 of creating a potential source of nutrient-rich soil and natural fertilizer for  
13 agricultural production, sequestering carbon, decreasing the need for chemical  
14 fertilizers, pesticides, and irrigation, reducing stormwater runoff, and reducing  
15 erosion.

16           *I Liheslatura* finds that diverting organic waste through composting leads to  
17 various benefits including reducing greenhouse gas emissions from the landfill,  
18 decreasing the harmful public health and environmental impacts from landfilled  
19 organic waste, reducing the costs of solid waste management associated with the  
20 landfill, and reduces the need to expand existing landfill cells and protecting  
21 undeveloped land from future landfill expansion.

22           *I Liheslatura* finds that the Guam 2019 Waste Composition Study notes that  
23 organic waste such as food twenty-six percent (26%), paper and paperboard fifteen  
24 percent (15%), and yard trimmings one percent (1%) comprise around forty-two  
25 percent (42%) of our island’s total landfilled waste. However, the Guam  
26 Environmental Protection Agency (GEPA) noted that composting only comprised  
27 fourteen percent (14%) of Guam’s waste disposal pathways in 2017.

1            *I Liheslatura* finds that the GEPA administers grant support for programs  
2 aimed at increasing composting activities throughout Guam, such as the  
3 “Composting In Every Village” initiative, which offers incentives and provides  
4 technical assistance to promote at-home composting. These initiatives are relatively  
5 new and will serve around four hundred (400) households in two (2) years.  
6 Additional support and opportunities are needed to enable composting activities to  
7 thrive throughout *Guåhan*.

8            *I Liheslatura* finds that the GEPA requires permits and a permit fee of one-  
9 hundred dollars (\$100) for the construction, establishment, or operation of any solid  
10 waste composting facility. The Guam Administration Rules and Regulations only  
11 provides one permitting exemption for ‘composted waste generated from no more  
12 than three (3) households for personal use.’ However, there are no permitting  
13 exemptions for other small-scale composting activities.

14            Therefore, it is the intent of *I Liheslaturan Guåhan* to divert organic waste  
15 from the landfill by creating greater opportunities for small-scale, decentralized  
16 composting within our community, through the implementation of permitting  
17 exemptions for apartment buildings, farmers, food establishments, retail grocers,  
18 hotels, schools, and officially designated community gardens.

19            **Section 2.** A new § 51104(h) is hereby *added* to Article 1, Chapter 51,  
20 Division 2, Title 10, Guam Code Annotated, to read:

21            “(h) The Administrator is authorized, by regulations promulgated in  
22 accordance with the Administrative Adjudication Law found in Chapter 9,  
23 Title 5 Guam Code Annotated, to exempt small-scale composting activities  
24 from the requirements of this Section provided that such exemption would not  
25 adversely affect the environment, spread potentially invasive pests, and would  
26 advance the objectives of the Guam Integrated Solid Waste Management Plan  
27 and the Zero Waste Master Plan.”

1           **Section 3.** § 23104(d)(5) of Chapter 23, Division 4, Title 22, Guam  
2 Administrative Rules and Regulations, is hereby *repealed*.

3           **Section 4.** A new § 23104.1 is hereby *added* to Chapter 23, Division 4, Title  
4 22, Guam Administrative Rules and Regulations, to read:

5                   **“§ 23104.1. Exemptions: Small-scale Composting Activities.**

6                   (a) For purposes of this Section, the following definitions  
7 shall apply:

8                                 (1) ‘Community Garden’ means collaborative garden  
9 projects on shared open spaces where participants share in the  
10 maintenance and products of the garden, including healthful  
11 fresh fruits and vegetables and consists of less than one half acre  
12 of working area; accepts less than forty (40) cubic yards annually  
13 of only yard and landscape compostable materials, clean and  
14 untreated wood chips, or vegetable food wastes.

15                                (2) ‘On-site’ means on the same or geographically  
16 contiguous property which may be divided by public or private  
17 right-of-way, provided the entrance and exit between the  
18 properties is at a crossroads intersection and access is by crossing  
19 as opposed to going along the right-of-way. Noncontiguous  
20 properties owned by the same person but connected by a right-  
21 of-way which the owner controls and to which the public does  
22 not have access are also considered on-site property.

23                                (3) ‘School’ means the same as § 25101(c), Chapter 25,  
24 Title 10, Guam Code Annotated.

25                                (4) ‘Small-Scale Composting’ means a composting  
26 activity that does not generate compost in excess of the following  
27 for any given month:

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(i) Four (4) cubic yards for residences, apartment buildings, restaurant, retail grocer, or hotel;

(ii) Eight (8) cubic yards for designated community gardens or schools; or

(iii) Ten (10) cubic yards for farms.

(5) 'Vector' means any rodents, flies, mosquitoes, or other animals and insects capable of transmitting disease to humans.

(6) 'Buffer zones' means an area with boundaries designated to separate.

(7) 'Invasive Species' is an alien species whose introduction does or is likely to cause economic or environmental harm or harm to human health.

(b) Except as provided otherwise in this Chapter, the activities listed in this Section are exempted from permitting requirements set forth in this Chapter. Nothing in this section precludes the Agency from inspecting an exempted activity to verify that the activity is being conducted in a manner that qualifies as an exempted activity or from taking any appropriate enforcement action to ensure the protection of human health and the environment. The following are exempted activities:

(1) Small-scale, onsite composting from no more than three (3) households and/or no more than one (1) apartment building for onsite use, not to exceed four (4) cubic yards of compost within any given month;

(2) Small-scale, onsite composting at any formally designated community garden or school, as defined in this

1 Section, for onsite use, not to exceed eight (8) cubic yards within  
2 any given month;

3 (3) Small-scale, onsite composting by any licensed  
4 restaurant, retail grocer, and hotel for on-site use, not to exceed  
5 eight (8) cubic yards of compost within any given month; or

6 (4) Small-scale, onsite composting generated by  
7 farming and agricultural activities for on-site use, not to exceed  
8 ten (10) cubic yards within any given month;

9 (c) Prohibitions. For the purposes of this Section, it is  
10 prohibited to compost, receive, handle, or store the following:

11 (1) Hazardous or toxic waste in accordance with 40  
12 CFR Part 261;

13 (2) Biosolids;

14 (3) Animal by-products;

15 (4) Any other non-organic material; and

16 (5) Other materials determined by the Agency.

17 (d) All handling activities related to this Section shall be  
18 conducted in a manner that prevents the attraction of pests and vectors  
19 and minimizes odor impacts, leachate runoff, and litter, so as to not  
20 cause a risk to human health and the environment. Minimum buffer  
21 zones shall be established and maintained for on-site composting, as  
22 follows:

23 (i) apartment building for onsite use, not to exceed four  
24 (4) cubic yards of compost; should have a minimum buffer zone  
25 of five (5) feet from either manmade structure or a natural barrier,  
26 such as a managed line of trees.

1 (ii) Onsite composting at any formally designated  
2 community garden, school, licensed restaurant, retail grocer, or  
3 hotel for on-site use, not to exceed eight (8) cubic yards of  
4 compost; should have a minimum buffer zone of twelve (12) feet  
5 from either manmade structure or a natural barrier, such as a  
6 managed line of trees.

7 (iii) Onsite composting generated by farming and  
8 agricultural activities for on-site use, not to exceed ten (10) cubic  
9 yards; should have a minimum buffer of eighteen (18) feet from  
10 either manmade structure or a natural barrier, such as a managed  
11 line of trees.

12 (e) The transport, sale, or giveaway of any composted  
13 material is not an exempted activity pursuant to this Section and shall  
14 be subject to permitting requirements by the Agency.

15 (f) In implementing this Section, the Agency may promote  
16 exempted activities through educational campaigns such as but not  
17 limited to community outreach, online advertisements, newsletters,  
18 bulletins, and handouts that inform the public about the exemptions for  
19 small-scale composting activities and proper composting methods.”

20 **Section 5. Severability.** If any provision of this Act or its application to any  
21 person or circumstance is found to be invalid or inorganic, such invalidity shall not  
22 affect other provisions or applications of this Act that can be given effect without  
23 the invalid provision or application, and to this end the provisions of this Act are  
24 severable.

25 **Section 6. Effective Date.** This Act shall be effective upon enactment  
26 except Sections 3 and 4 shall be effective one hundred eighty (180) days from  
27 enactment.