


*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
<b>334-38 (COR)</b>	V. Anthony Ada	AN ACT TO <i>REPEAL AND REENACT</i> CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.	6/16/26 3:07 p.m.						

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

**Bill No. 334-38 (COR)**

Introduced by:

V. Anthony Ada  \_\_\_\_\_

**AN ACT TO REPEAL AND REENACT CHAPTER 14,  
DIVISION 4, CHAPTER 12, TITLE 8, GUAM  
ADMINISTRATIVE RULES AND REGULATIONS  
RELATIVE TO UPDATING INVASIVE SPECIES FEES  
AND COLLECTION AND ADMINISTRATIVE  
PROVISIONS.**

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

2 **Section 1.** Chapter 14, Division 4, Title 8 Guam Administrative Rules and  
3 Regulations is *repealed and reenacted* to read as follows:

4 **~~Division 4~~**  
5 **~~Invasive Species Inspection Fee~~**  
6 **~~Chapter 14~~**  
7 **~~Invasive Species Inspection Fee~~**

8 ~~§ 14101.— Fee Established.~~

9 ~~§ 14102.— Fee Assessment.~~

10 ~~§ 14103.— Failure to Pay or Remit Assessed Fee.~~

11 **~~§ 14101.— Fee Established.~~**

12 ~~The Department of Agriculture establishes a fee for the inspection, quarantine,~~  
13 ~~eradication, and management of invasive species brought into Guam. The fee shall~~  
14 ~~be paid by the carrier company, who shall forward the payment to the Department~~  
15 ~~of Agriculture, Biosecurity Division. For purposes of this Chapter, a “carrier~~  
16 ~~company” is defined as a company that arranges the transport of cargo from point of~~

1 origin to a final destination with shipping companies, and may be a shipping  
2 company.

3 **§ 14102. — Fee Assessments.**

4 (a) ~~The following fees shall be assessed and collected on the items described~~  
5 ~~herein on a per voyage basis:~~

6 (1) ~~Seventy five cents (\$0.75) on each one thousand (1,000) pounds of bulk~~  
7 ~~sand, quarried product, or cement bulk freight or part thereof;~~

8 (2) ~~Twenty six Dollars (\$26.00) per each twenty-foot equivalent unit (TEU);~~

9 (3) ~~Two Dollars (\$2.00) on each revenue ton, as defined by the Port Authority~~  
10 ~~of Guam tariff, of break bulk or cargo that is not in a container.~~

11 (b) ~~Coal bulk freight and liquid bulk freight shall be exempt from fees under this~~  
12 ~~Section.~~

13 (c) ~~All fees collected shall be deposited into the Guam Invasive Species~~  
14 ~~Inspection Fee Fund and expended as mandated in Public Law 31-043.~~

15 **§ 14103. — Failure to Pay or Remit Assessed Fee.**

16 ~~The following fees shall be imposed for failure to pay, bill, or remit the Guam~~  
17 ~~Invasive Species Inspection Fee provided for above:~~

18 (a) ~~A person responsible for paying the freight charges to the transportation~~  
19 ~~company who fails to pay the fee; or~~

20 (b) ~~A transportation company that fails to:~~

21 (1) ~~Bill the fee, within fifteen days of the delivery of the freight, to the~~  
22 ~~person responsible for paying the freight charges to the transportation~~  
23 ~~company;~~

24 (2) ~~Remit the fee to the Department of Agriculture within forty five days~~  
25 ~~of collecting the fee from the person responsible for paying the freight~~  
26 ~~charges to the transportation company, shall pay two times the amount of the~~  
27 ~~fee or \$50, whichever is higher.~~

1 Division 4

2 Invasive Species Inspection Fee

3 Chapter 14

4 Invasive Species Inspection Fee

5 § 14101. Definitions.

6 § 14102. Fee Established.

7 § 14103. Fee Assessment.

8 § 14104. Failure to Pay or Remit Assessed Fee.

9 **§ 14101. Definitions.**

10 As used in this chapter:

11 (a) “Entity” – means a person other than an individual (Definition  
12 reference: 18 GCA CH. 17 The Guam Uniform Limited Cooperative  
13 Association Act §17102. Definitions)

14 (b) “Transshipment container” – means a container discharged from  
15 one vessel, stored in a secure bonded container yard, and transported through  
16 another vessel.

17 (c) “Empties container” - means an unladen shipping container being  
18 returned or repositioned to be used to load and transport cargo.

19 (d) “Break bulk cargo” – is defined as cargo that is not containerized,  
20 but which is otherwise packaged or bundled. (Reference: Code of Federal  
21 Regulations; eCFR 149.1 Definitions)

22 **§ 14102. Fee Established.**

23 The Department of Agriculture establishes a fee for the inspection, quarantine,  
24 eradication, and management of invasive species brought into Guam. The fee shall  
25 be paid by the entities responsible for paying the freight charges to the transportation  
26 company, who shall collect the fee and forward the payment to the Department of  
27 Agriculture, Biosecurity Division, provided that the carrier company shall not be

1 liable for any fee that is not paid by the entities responsible for the paying the freight  
2 charges to the carrier company. For purposes of this Chapter, a “carrier company” is  
3 defined as a company that arranges the transport of cargo from point of origin to a  
4 final destination with shipping companies, and may be a shipping company.

5 **§ 14103. Fee Assessments.**

6 (a) The following fees shall be assessed and collected on the items  
7 described herein on a per voyage basis:

8 (1) Seventy-five cents (\$0.75) on each one thousand (1,000)  
9 pounds of bulk sand, quarried product, or cement bulk freight or part  
10 thereof;

11 (2) Twenty-six Dollars (\$26.00) per each twenty-foot equivalent  
12 unit (TEU);

13 (3) Two Dollars (\$2.00) on each revenue ton, as defined by the  
14 Port Authority of Guam tariff, of break bulk or cargo that is not in a  
15 container.

16 (b) Coal bulk freight and liquid bulk freight shall be exempt from fees  
17 under this Section.

18 (c) Transshipment container and empty container shall be exempt from  
19 fees under this Section.

20 (d) Transshipment of breakbulk cargo shall be exempt from fees under  
21 this Section.

22 (e) All fees collected shall be deposited into the Guam Invasive Species  
23 Inspection Fee Fund and expended as mandated in Public Law 31-043.

24 **§ 14104. Failure to Pay or Remit Assessed Fee.**

25 The following fees shall be imposed for failure to pay, bill, or remit the Guam  
26 Invasive Species Inspection Fee provided for above:

1           (a) A entity responsible for paying the freight charges to the carrier  
2           company who fails to pay the fee; or

3           (b) A carrier company that fails to:

4                   (1) Remit the fee to the Department of Agriculture within Forty-  
5                   five (45) calendar days of the invoice billing date to the entities  
6                   responsible for paying the freight charges to the carrier company, shall  
7                   pay two times the amount of the fee or Fifty Dollars (\$50), whichever  
8                   is higher.