

*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
127-38 (COR)	Sabina Flores Perez V. Anthony Ada	AN ACT TO ADD A NEW § 28112(d) OF CHAPTER 28, TITLE 11 GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES' INSPECTION CAPACITY TO PROTECT THE HEALTH OF OUR PEOPLE.	4/23/25 8:16 a.m.						

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

**Bill No. 127-38 (COR)**

Introduced by:

Sabina Flores Perez   
V. Anthony Ada 

**AN ACT TO *ADD* A NEW § 28112(d) OF CHAPTER 28,  
TITLE 11 GUAM CODE ANNOTATED, RELATIVE TO  
STRENGTHENING DEPARTMENT OF PUBLIC  
HEALTH AND SOCIAL SERVICES' INSPECTION  
CAPACITY TO PROTECT THE HEALTH OF OUR  
PEOPLE.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*  
3 finds that the Department of Public Health and Social Services' (DPHSS)  
4 Department of Environmental Health (DEH) regulates a significant amount of  
5 imported consumer commodities. Consumer commodities may pose direct risks to  
6 human health, especially if they are adulterated, mislabeled, or are in violation of  
7 federal and local health and safety regulations.

8 *I Liheslatura* finds that DEH specifically enforces the Guam Food, Drug, and  
9 Cosmetic Act to ensure that all food, drugs, cosmetics, and medical devices  
10 imported, distributed, and sold in Guam are in compliance with laws and regulations  
11 in order to protect public health and safety from the potential for foodborne illness  
12 outbreaks, long-term exposure to harmful chemicals and emerging contaminants,  
13 and resultant increased healthcare costs and burdens.

1            *I Liheslatura* finds that DEH’s workload and responsibilities have expanded  
2 within the last few years due to an increase in inspections of imported consumer  
3 goods in partnership with the U.S. Food and Drug Administration (FDA) and the  
4 Guam Customs and Quarantine Agency (CQA), a rise in illegal and mislabeled  
5 products entering the market via e-commerce and small volume importers, newly  
6 regulated and emerging contaminants that requires modern testing and surveillance  
7 infrastructure, and greater public demand for transparency, accountability, and rapid  
8 responses to health threats. The increase in commodities inspection since the  
9 Partnership Agreement between DPHSS, FDA, and CQA has, in one year, shown a  
10 286% increase in suspected violative importations– which involved approximately  
11 203 referred detainments and 143,000 commodities.

12            *I Liheslaturan Guåhan* further finds that additional funding may enable DEH  
13 to expand inspection capacity at ports of entry, warehouses, and retail stores,  
14 modernize laboratory testing capabilities to detect emerging threats such as  
15 unapproved pharmaceutical ingredients, microplastic contamination, and  
16 carcinogenic compounds in food and cosmetics, develop rapid response capabilities,  
17 targeted recall, and traceback investigations, increase enforcement for repeat  
18 violators and to deter potential bad actors, and to raise consumer awareness of the  
19 dangers of adulterated or misbranded goods.

20            Therefore, it is the intent of *I Liheslaturan Guåhan* to facilitate the transfer of  
21 twenty percent (20%) of Use Taxes to the Department of Public Health and Social  
22 Services Environmental Health Revolving Fund to cover costs associated with the  
23 inspections of all food, drugs, cosmetics, and medical devices imported, distributed,  
24 sold, and used on Guam for the protection of public health and safety.

25            **Section 2.** A new § 28112(d) of Chapter 28, Title 11 Guam Code Annotated  
26 is hereby *added* to read as follows:

27            “(d) Sums based on twenty percent (20%) of the total Use Tax collected in the  
28 previous fiscal year shall be continuously appropriated to the Department of Public

1 Health and Social Services (DPHSS) Environmental Health Revolving Fund to  
2 cover costs associated with inspection activities of all food, drugs, cosmetics, and  
3 medical devices imported, distributed, sold, and used on Guam. The Director of the  
4 Department of Public Health and Social Services shall submit annually a detailed  
5 budget to *I Liheslaturan Guåhan*. Notwithstanding any other provision of law, the  
6 monies appropriated by this section, *supra*, shall be allocated to the DPHSS  
7 Environmental Health Revolving Fund within twenty (20) days following the end of  
8 the month that the funds were collected.”

9       **Section 3. Enactment Date.** This Act shall be effective on October 1,  
10 2025.

11       **Section 4. Severability.** If any provision of this Act or its application to any  
12 person or circumstance is found to be invalid or inorganic, such invalidity shall not  
13 affect other provisions or applications of this Act that can be given effect without  
14 the invalid provision or application, and to this end the provisions of this Act are  
15 severable.