

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
35-38 (COR)	V. Anthony Ada Sabina F. Perez Christopher M. Dueñas Frank F. Blas, Jr. William A. Parkinson Joe S. San Agustin Chris Barnett Sabrina Salas Matanane Tina Rose Muña Barnes Shelly V. Calvo	AN ACT TO <i>ADD</i> A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM'S CORAL REEFS AND MARINE LIFE.	1/21/25 9:46 a.m.	1/28/25	Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure.	Request: 1/28/25 2/27/25	2/10/25 9:00 a.m.	2/28/25 As amended.	



OFFICE OF THE VICE SPEAKER V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

February 21, 2025

Honorable Frank F. Blas, Jr

Speaker

Mina'trentai Ocho na Liheslaturan Guåhan

163 Chalan Santo Papa

Hagåtña, Guam 96910

VIA: Honorable V. Anthony Ada

Chairperson, Committee on Rules

Re: Committee Report on Bill No. 35–38 (COR) As amended

Håfa adai Speaker Blas:

Transmitted herewith is the Committee Report on the **Bill No. 35–38 (COR) As amended by the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure** – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo - “AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”

Committee votes are as follows:

<u>7</u>	TO DO PASS
<u>0</u>	TO NOT PASS
<u>1</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE



COMMITTEE ON RULES

RECEIVED:

February 21, 2025 10:01 a.m.

Kamarin Nelson

Revisions Received:

February 28, 2025 2:46 p.m.

Si Yu'os ma'åse',

V. Anthony Ada



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

COMMITTEE REPORT

Bill No. 35-38 (COR)

As amended by the Committee on Land, Environment, Housing,
Agriculture, Parks and Infrastructure

Introduced by V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr.,
William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina
Rose Muña Barnes, Shelly V. Calvo

“AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 32,
TITLE 10, GUAM CODE ANNOTATED RELATIVE TO
PROHIBITING THE IMPORT OF SKINCARE PRODUCTS
THAT POSE A DANGER TO GUAM’S CORAL REEFS
AND MARINE LIFE.”



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

February 20, 2025

MEMORANDUM

To: All Members
Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure

From: Vice Speaker V. Anthony Ada 
Committee Chairperson

Subject: Committee Report on Bill No. 35-38 (COR), As amended

Transmitted herewith for your consideration is the Committee Report on **Bill No. 35-38 (COR), As amended by the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure** - Introduced by V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo - "AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM'S CORAL REEFS AND MARINE LIFE."

This report includes the following:

- COR Referral of Bill No. 35-38 (COR)
- Notices of Public Hearing
- Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Submitted Testimonies
- Committee Vote Sheet
- Committee Report Digest
- Bill No. 35-38 (COR)
- Bill No. 35-38 (COR) as amended by the Committee
- Bill No. 35-38 (COR) amended markup
- Fiscal Note for Bill No. 35-38 (COR)

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os ma'åse'



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

January 28, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

Attorney Darleen Hiton
Legislative Legal Counsel

From: **Senator Christopher M. Dueñas** 
Acting Chairperson, Committee on Rules

Subject: **Referral of Bill No. 35-38 (COR)**

Håfa Adai,

As per my authority as Acting Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 35-38 (COR)** – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo. – “AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”

Please ensure that the subject bill is referred to the Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure chaired by Vice Speaker V. Anthony Ada. I also request that the same be forwarded to the Prime Sponsor of the subject bill and to Management Information Services (MIS) for posting on our website.

A copy of the bill is available on our legislative website.

Should you have any questions or concerns, please feel free to contact Kamarin Nelson, Committee on Rules Director at 671-472-2461.





Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

FIRST NOTICE of Public Hearing: February 10, 2025

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Mon, Feb 3, 2025 at 12:10 PM

Bcc: phnotice@guamlegislature.gov, Chris Duenas <senator.duenas@guamlegislature.gov>, joseph.borja@land.guam.gov, "vince.arriola@dpw.guam.gov" <vince.arriola@dpw.guam.gov>

FOR IMMEDIATE RELEASE

February 3, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media

From: Vice Speaker V. Anthony Ada

Re: FIRST NOTICE of Public Hearing: February 10, 2025

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- **Bill No. 35-38 (COR)** – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo. – “AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”
- **Bill No. 26-38 (COR)** – Christopher M. Dueñas, V. Anthony Ada, Jesse A. Lujan, Tina Rose Muna Barnes, Frank Blas Jr., Vincent A. Borja, Shelly Vargas Calvo, Sabrina Salas Matanane, William A. Parkinson, Joe S. San Agustin. – “AN ACT TO STRENGTHEN HOUSING OPTIONS BY ADDING A NEW SUBARTICLE 3 TO ARTICLE 1 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CONSTRUCTION OF ACCESSORY DWELLING UNITS (ADUs) IN RESIDENTIAL ZONES.”

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Vice Speaker V. Anthony Ada at (671) 989-0855 or via electronic mail at vicespeakertonyada@guamlegislature.gov for further guidance.

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The Public Hearing will broadcast LIVE on local television (GTA Channel 21, Docomo Channel 117) and stream online via i Liheslaturan Guåhan's live feed. Written testimonies may be sent via email at vicespeakertonyada@guamlegislature.gov.

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Office of Vice Speaker V. Anthony Ada

38th Guam Legislature

I Mina'trentai Ocho Na Liheslaturan Guåhan

Guam Congress Building, 2nd Floor

163 Chalan Santo Papa

Hagåtña, Guam 96910

Phone: (671) 989-0855

Email: vicespeakertonyada@guamlegislature.gov

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3 attachments**2025-02-03 FIRST NOTICE of Public Hearing.pdf**

211K

**11a Bill No. 35-38 (COR) as introduced.pdf**

1697K

**11a Bill No. 26-38 (COR) as introduced.pdf**

1680K



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

FOR IMMEDIATE RELEASE

February 3, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media

From: Vice Speaker V. Anthony Ada

Re: FIRST NOTICE of Public Hearing: February 10, 2025

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FIRST NOTICE of Public Hearing: February 10, 2025

 PRINT

FIRST NOTICE of Public Hearing: February 10, 2025

PUBLIC HEARING



 **Posted on:** 02/03/2025 12:11 PM

 **Posted by:** Erin Grajek, Committee Director

 **Public Hearing Date:** 02/10/2025 09:00 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF VICE SPEAKER V. ANTHONY ADA (/notices?division_id=261)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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FOR IMMEDIATE RELEASE

February 3, 2025

MEMORANDUM**To: All Senators, Stakeholders, Media****From: Vice Speaker V. Anthony Ada****Re: FIRST NOTICE of Public Hearing: February 10, 2025**

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• **Bill No. 26-38 (COR)** – Christopher M. Dueñas, V. Anthony Ada, Jesse A. Lujan, Tina Rose Muna Barnes, Frank Blas Jr., Vincent A. Borja, Shelly Vargas Calvo, Sabrina Salas Matanane, William A. Parkinson, Joe S. San Agustin. – “AN ACT TO STRENGTHEN HOUSING OPTIONS BY ADDING A NEW SUBARTICLE 3 TO ARTICLE 1 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CONSTRUCTION OF ACCESSORY DWELLING UNITS (ADUs) IN RESIDENTIAL ZONES.”

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AD SCRIPT – 02/03/2025

FIRST NOTICE OF PUBLIC HEARING: FEB. 10, 2024

February 3, 2025

FIRST NOTICE of Public Hearing: February 10, 2025

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INVOICE: I LIHESLATURAN GUAHAN-37TH GUAM LEGISLATURE



600 Harmon Loop Road Ste 102
Dededo, GU 96929
Tel: 671.637.5826
Mobile: 671-687-8879

To: I LIHESLATURAN GUAHAN
38TH GUAM LEGISLATURE
Attn: Accounting Department

DATE 1/30/2025
INVOICE NO. 2652-00124-0000M

Date(s)	Service Details	Amount
1/30/2025	COMMITTEE ON LAND, ENVIRONMENT, HOUSING, AGRICULTURE, PARKS & INFRASTRUCTURE PH FIRST NOTICE 2.3.25 (2.10.25) Please make check payable to: KUAM PAYMENT IS DUE UPON RECEIPT OF INVOICE. THANK YOU.	\$ 160.00
		\$ 160.00

Please pay
amount stated
above.

Should you have any questions please contact: 671-687-8879 or 671-635-5836.



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

CHANGE to Notice of Public Hearing: February 10, 2025

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>
Bcc: phnotice@guamlegislature.gov

Fri, Feb 7, 2025 at 8:37 AM

FOR IMMEDIATE RELEASE

February 7, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
Re: CHANGE TO FIRST NOTICE of Public Hearing: February 10, 2025

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- **Bill No. 26-38 (COR)** – ~~Christopher M. Dueñas, V. Anthony Ada, Jesse A. Lujan, Tina Rose Muna Barnes, Frank Blas Jr., Vincent A. Borja, Shelly Vargas Calvo, Sabrina Salas Matanane, William A. Parkinson, Joe S. San Agustin.~~ “AN ACT TO STRENGTHEN HOUSING OPTIONS BY ADDING A NEW SUBARTICLE 3 TO ARTICLE 1 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CONSTRUCTION OF ACCESSORY DWELLING UNITS (ADUs) IN RESIDENTIAL ZONES.” *has been postponed until further notice at the request of the primary sponsor. The rescheduled hearing will be announced at a later date.*

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Vice Speaker V. Anthony Ada at (671) 989-0855 or via electronic mail at vicespeakertonyada@guamlegislature.gov for further guidance.

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Vice Speaker V. Anthony Ada

*Chairperson for Committee on Rules (COR). Land,
Environment, Housing, Agriculture, Parks, and
Infrastructure.*

38th Guam Legislature
Office of Vice Speaker V. Anthony Ada
I Mina'trentai Ocho Na Liheslaturan Guåhan
Guam Congress Building, 2nd Floor
163 Chalan Santo Papa
Hagåtña, Guam 96910

☎ 1-671-989-0855

✉ vicespeakertonyada@guamlegislature.gov

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 **2025-02-07 CHANGE TO FIRST NOTICE of Public Hearing.pdf**
828K



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

FOR IMMEDIATE RELEASE

February 7, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media

From: Vice Speaker V. Anthony Ada

Re: CHANGE TO FIRST NOTICE of Public Hearing: February 10, 2025

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CHANGE TO FIRST NOTICE of Public Hearing: February 10, 2025

CHANGE TO FIRST NOTICE of Public Hearing: February 10, 2025

PUBLIC HEARING

 **Posted on:** 02/07/2025 09:00 AM

 **Posted by:** Erin Grajek

 **Public Hearing Date:** 02/19/2025 09:00 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF VICE SPEAKER V. ANTHONY ADA (/notices?division_id=261)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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FOR IMMEDIATE RELEASE

February 7, 2025

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([https://guamlegislature.gov/38th Guam Legislature/Bills Introd](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introd)



uced_38th/Bill%20No.%2035-38%20(COR).pdf) – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo. – “AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”

· **Bill No. 26-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2026-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2026-38%20(COR).pdf)) – Christopher M. Dueñas, V. Anthony Ada, Jesse A. Lujan, Tina Rose Muna Barnes, Frank Blas Jr., Vincent A. Borja, Shelly Vargas Calvo, Sabrina Salas Matanane, William A. Parkinson, Joe S. San Agustin. “AN ACT TO STRENGTHEN HOUSING OPTIONS BY ADDING A NEW SUBARTICLE 3 TO ARTICLE 1 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CONSTRUCTION OF ACCESSORY DWELLING UNITS (ADUs) IN RESIDENTIAL ZONES.” *has been postponed until further notice at the request of the primary sponsor. The rescheduled hearing will be announced at a later date.*

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Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

SECOND NOTICE of Public Hearing: February 10, 2025

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>
Bcc: phnotice@guamlegislature.gov

Sat, Feb 8, 2025 at 8:00 AM

FOR IMMEDIATE RELEASE

February 8, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
Re: SECOND NOTICE of Public Hearing: February 10, 2025

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure will conduct a public hearing on **Monday, February 10, 2025 at 9:00 am** in the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

- **Bill No. 35-38 (COR)** – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo. – “AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”
- **Bill No. 26-38 (COR)** – ~~Christopher M. Dueñas, V. Anthony Ada, Jesse A. Lujan, Tina Rose Muna Barnes, Frank Blas Jr., Vincent A. Borja, Shelly Vargas Calvo, Sabrina Salas Matanane, William A. Parkinson, Joe S. San Agustin.~~ “AN ACT TO STRENGTHEN HOUSING OPTIONS BY ADDING A NEW SUBARTICLE 3 TO ARTICLE 1 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CONSTRUCTION OF ACCESSORY DWELLING UNITS (ADUs) IN RESIDENTIAL ZONES.” **has been postponed until further notice by request of the primary cosponsor. The rescheduled hearing will be announced at a later date.**

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**Vice Speaker V. Anthony Ada**

Chairperson for Committee on Rules (COR). Land, Environment, Housing, Agriculture, Parks, and Infrastructure.

38th Guam Legislature
Office of Vice Speaker V. Anthony Ada
I Mina'trentai Ocho Na Liheslaturan Guåhan
Guam Congress Building, 2nd Floor
163 Chalan Santo Papa
Hagåtña, Guam 96910

☎ 1-671-989-0855

✉ vicespeakertonyada@guamlegislature.gov

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2 attachments

 **2025-02-08 SECOND NOTICE of Public Hearing.pdf**
815K

 **11a Bill No. 35-38 (COR) as introduced.pdf**
1697K



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

FOR IMMEDIATE RELEASE

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SECOND NOTICE of Public Hearing: February 10, 2025

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PUBLIC HEARING

 **Posted on:** 02/08/2025 09:00 AM

 **Posted by:** Erin Grajek

 **Public Hearing Date:** 02/10/2025 09:00 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF VICE SPEAKER V. ANTHONY ADA (/notices?division_id=261)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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~~TO SKIN CARE, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM'S CORAL REEFS AND MARINE LIFE."~~

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AD SCRIPT – 02/08/2025

SECOND NOTICE OF PUBLIC HEARING: FEB. 10, 2024

February 8, 2025

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INVOICE: I LIHESLATURAN GUAHAN-37TH GUAM LEGISLATURE



600 Harmon Loop Road Ste 102
Dededo, GU 96929
Tel: 671.637.5826
Mobile: 671-687-8879

To: I LIHESLATURAN GUAHAN
38TH GUAM LEGISLATURE
Attn: Accounting Department

DATE 2/3/2025
INVOICE NO. 2652-00125-0000M

Date(s)	Service Details	Amount
2/3/2025	COMMITTEE ON LAND, ENVIRONMENT, HOUSING, AGRICULTURE, PARKS & INFRASTRUCTURE PH 2ND NOTICE 2.8.25 (2.10.25) Please make check payable to: KUAM PAYMENT IS DUE UPON RECEIPT OF INVOICE. THANK YOU.	\$ 160.00
		\$ 160.00

Please pay
amount stated
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Should you have any questions please contact: 671-687-8879 or 671-635-5836.



OFFICE OF THE VICE SPEAKER V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

PUBLIC HEARING

Public Hearing Room · Guam Congress Building
Monday, February 10, 2025 – 9:00 am

AGENDA

Bill No. 35-38 (COR) – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo. – “AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”

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V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guahan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

PUBLIC HEARING SIGN-IN SHEET

Monday, February 10, 2025 · 9:00 am · Public Hearing Room, Guam Congress Building

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NAME	AGENCY/ORGANIZATION	POSITION	TESTIMONY	CONTACT INFO
1. Becky Camacho	ABC stores	SUPPORT ☐ OPPOSE ☒	WRITTEN ☐ ORAL ☐	
2. Erin Limtiaw	ABC stores	SUPPORT ☐ OPPOSE ☒	WRITTEN ☐ ORAL ☐	
3. CAMILLE BAUTISTA	ABC STORES	SUPPORT ☐ OPPOSE ☒	WRITTEN ☐ ORAL ☐	
4. Michelle Lastimosa	Guam EPA	SUPPORT ☐ OPPOSE ☐	WRITTEN ☒ ORAL ☒	
5. Ashton Williams	Guam DOAG-DAWR	SUPPORT ☒ OPPOSE ☐	WRITTEN ☒ ORAL ☒	
6. Olivia Bañez	Guam DOAG-DAWR	SUPPORT ☒ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
7.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
8.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
9.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
10.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	



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V. Anthony Ada

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NAME	AGENCY/ORGANIZATION	POSITION	TESTIMONY	CONTACT INFO
1. Cara Lin	personal	SUPPORT ☒ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
2.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
3.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
4.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
5.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
6.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
7.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
8.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
9.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
10.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	

From:

Suncare Distributors: Todd and George Patterson

We are against bill 35-38 (COR),

Suncare Distributors have been importing Suncare and Sunblock to Guam for over 34 years. Back in the early 90's there was a limited selection of sunblock, Guam had major problems with tourists going to the emergency room for sun exposure and burns. A campaign was put together to educate tourist and locals with shelf talkers written in Japanese, Korean, and English on how important it is to use sunblock and explaining what each product does, we also made product more accessible.

Our sun rays are extremely strong here in Guam, unlike other areas, you need to apply sunblock if you go outdoors.

If this bill passes it will affect people who use high SPF sunblock but don't go in the ocean.

- Golfer's, farmer's, Police officer's (ex: directing traffic), families swimming in a swimming pool or water park, construction workers, military, athletes, etc...

This bill will cause us financial hardship and other companies like us, it would be impossible for us to sell out all our sunblock within 180 days. We have around \$540k worth of sunblock in our warehouse, plus what retailers already have on their shelves. I'm not even sure this could be done within 540 days. What will happen to all the products that haven't sold, go to the landfill? Will there be funding for companies like us and retailers to be reimbursed for losses? We shouldn't have to take a loss. We've provided sunblock to people and prevented skin cancer to a lot of people.

Who will be enforcing and regulating this ban? Customs and Dept. of Health can't handle it. We have a case with Dept. of Health waiting for an inspection for almost 1 year now.

What happens if a tourist brings in sunblock with the banned ingredients, or military?

Below are what happens in areas that have banned these ingredients from sunblock:

- Skin cancer has increased.
- Limited selection of products: Banning certain ingredients in sunblock will limit the availability of effective sunscreen options for consumers, potentially compromising sun protection. You will no longer have access to high SPF sunblock.
- Lack of Scientific Consensus: Critics argue that the evidence linking sunscreen ingredients to Environmental or health concerns is NOT conclusive, and more research is needed before implementing this ban.

Just because other areas have banned these ingredients doesn't mean we should just follow. Other options should be looked at before looking at this ban.



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Guam Bans 3 ingredients / Bill 35-38 (cor)

George Patterson [REDACTED]

Thu, Feb 13, 2025 at 5:10 PM

To: Tony Ada <vicespeakertonyada@guamlegislature.gov>

Cc: Todd Patterson [REDACTED]

"governor@guam.gov" <governor@guam.gov>, ltgovernor@guam.gov

Dear Vice Speaker Tony Ada,

Please see below for the correspondence with Suncare Distributors and the Vice-President of Edgewell, makers of Banana Boat Sun Products (the largest sun protection manufacture in the world), concerning the banning of the third ingredient Octocrylene.

Banning the third ingredient Octocrylene would only allow a Mineral based product to be sold with a retail value over \$40.00 per bottle.

With thousands of tourists arriving in Guam each year with an average stay of 3 days, the majority of our tourist will not purchase a \$40.00 bottle of sunblock along with golfers, construction workers, farmers, police officers, etc...

With that being said, we don't want to revert back to 1989, when our tourist was going to the emergency room for sun exposure and sun burns.

I hope you would reconsider banning all three ingredients and follow Hawaii's ban (Oxybenzone and Octinoxate).

By banning the third item Octocrylene, Guam will also need to

ban cosmetics, shampoos, conditioners, skin care, nail polish, etc...

Thank you for your consideration on Bill 35-38.

George Patterson

George Patterson

President

Suncare Distributors /Guam Self Storage

1122 Army Drive

Barrigada, Guam 96913

Office: (671) 633-6646

[REDACTED]

[REDACTED]

Web: <http://www.suncareguam.com>

----- Forwarded Message -----

From: Nuich, Ivan [REDACTED]

To: todd@suncareguam.com; georgeguam <[REDACTED]>

Subject: RE: Guam Bans 3 ingredients

Hi George and Todd

We met as a team to discuss this situation and here are our initial thoughts:

The product you source from the USA excludes Oxybenzone and Octinoxate. However, the USA sourced products most likely contains Octocrylene.

If this legislation goes ahead, it is likely that the majority of the sunscreen sold in Guam will be banned.

We are also interested to know if it is possible to make a submission to the regulators? Our main

argument could be that most brands comply with Hawaii regulations which banned Oxybenzone and Octinoxate.

If Guam bans the third ingredient, there would be massive disruption to supply locals and tourists in Guam. There would be very little choices. The alternative is Mineral products which are significantly higher priced.

To make new product without all three ingredients, would take 2 years. It can be done but it is certainly not quick or easy.

If you believe there is room for a submission, we will assist with providing some background facts regarding the safety of products and a timeline for formulation without all three ingredients. Could we get them to push out implementation for 3 years?

At the same time, we are investigating if there are any other products in our portfolio globally that are formulated without all three ingredients. If there are any products available, it would mean stickering to adhere to your labelling requirements.

Interested in your thoughts?

Regards

Ivan

Ivan Nuich

REGIONAL VICE PRESIDENT- OCEANIA

Level 1, Building B, 11 Talavera Road, Macquarie Park, NSW 2113. M: +61 (0) 419 961 709 I



From: todd@suncareguam.com <todd@suncareguam.com>
Sent: Tuesday, 11 February 2025 2:23 PM
To: Nuich, Ivan <ivan.nuich@edgewell.com>; georgeguam <[REDACTED]>
Cc: Winning, Ben <Ben.Winning@Edgewell.com>; Vincent, Michael <michael.vincent@Edgewell.com>; Clare, Belinda <Belinda.Clare@Edgewell.com>; Yadav, Sunny <Sunny.Yadav@Edgewell.com>; Zheng, Monica <Monica.Zheng@Edgewell.com>
Subject: RE: Guam Bans 3 ingredients

Hi Ivan,

Guam will be banning the following ingredients in sunblock:

- Oxybenzone
- Octinoxate
- Octocrylene

They are looking at passing the bill within 7 days, we will have 180 days after that to liquidate our stock. Problem we will face is that retailers don't want to take anymore products in fear of getting stuck with inventory that must be throw away and absorbing a loss.

Please see attached for a copy of the bill.

Thanks,

Todd Patterson

Director of Sales

Suncare Distributors

Tel: (671) 633-6646

Mobile: [REDACTED]

Email: todd@suncareguam.com

<https://suncareguam.com> [suncareguam.com]

February 14th, 2025

Citizen Testimony

Dear Senator Ada,

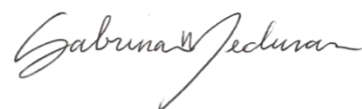
I am a marine biologist currently working in Guam and writing as a public citizen in support of Bill 35-38 (COR). I could explain the negative effects that oxybenzone, octinoxate, and octocrylene have on coral reproductive health or the importance of protecting coral reefs for our island, but I would like to instead share my experience seeing a similar bill passed in Hawai'i while working as a marine biologist in the tourism industry.

The state of Hawai'i passed a law banning the sale and distribution of oxybenzone and octinoxate in 2018. Vendors were given a grace period of almost three years to remove all sunscreen with such chemicals from shelves across each of the main Hawaiian islands. However, the challenge with reef-safe sunscreen is that "reef-safe" is not a regulated term and only refers to the removal of oxybenzone and octinoxate. Too often, good-intentioned consumers would purchase "reef-safe" labeled sunscreen without realizing that it contained other chemicals that were just as harmful. The only reef-safe sunscreen is mineral sunscreen containing either zinc oxide and/or titanium dioxide. Therefore, in addition to the Hawai'i state bill, individual counties in Hawai'i passed ordinances for stricter regulations. By 2023, Maui County and Hawai'i County were selling only reef-safe mineral sunscreens.

During the three year transitional time to remove oxybenzone and octinoxate in the state, I was working for a ecotourism company in Maui. Understandably, there were concerns from vendors with inventory of sunscreen, but I saw first-hand as businesses slowly moved towards more reef-safe options. Large businesses that adapted to the ban are still dominating in sales. However, while these large companies looked for alternative inventory in the early stages of the implementation of the ban, it gave opportunities to smaller local businesses that were already providing reef safe options to get their products into these larger stores. The outcome was the growth of local products and businesses. During the transition, I educated the public on why and how these chemicals effected the reefs and how to identify safer options. I witnessed firsthand how the community, when properly informed, advocated for this ban and took an active role in protecting their island. Even tourists were excited to learn how Hawai'i was leading the way in protecting reefs and were happy to use their money to protect the marine life they saw on their trips. Visitors also took what they learned and brought it back with them to their communities.

The Legislature of Guam has a responsibly to protect Guam's reefs, *our* reefs. It is not the responsibility of the public to have to read ingredients list to protect *our* reefs. Hawai'i was the first state to enact this kind of legislature, so I urge you to let Guam lead the way in the Marianas. The fact that two of the five Hawaiian counties committed to stricter sunblock chemical regulations than required in the state law shows the success of Hawai'i's bill. Coral reefs are vital to Guam's tourism and economy, and choosing to protect coral reefs and its associated marine life should be unquestionable.

Thank you,

A handwritten signature in cursive script, appearing to read "Sabrina Medina".

Sabrina Medina

Håfa adai Senator Ada,

My name is Olivia Bañez, and I am in favor of Bill 35-38 to prohibit the import of skincare products that pose a danger to Guam's coral reefs and marine life. I am a marine biologist working for the Guam Coral Reef Initiative with the Guam Department of Agriculture, but I am writing to you today as a private citizen to voice my support for this bill. I believe this bill is an important investment in the future of our island and our island's reefs because it ensures that when we get in the water to experience the reefs for ourselves, the sunblock we use doesn't cause more harm to reef ecosystems that are already under significant threat.

Since moving to Guam in 2022, I have been blown away by the beauty of this island's coral reefs. Coming from California, I was accustomed to cold, murky waters with marine species that were mostly brown or green in color. You can imagine how excited I was when I went snorkeling in Tumon Bay for the first time and saw fish and corals every color of the rainbow, and water so clear and warm that I stayed in the ocean for several hours and lost track of time! To this day, I continue to explore and enjoy Guam's coral reefs by snorkeling every week, of course, wearing my reef-safe sunblock or rashguard whenever I go. I am still just as amazed by Guam's colorful reefs today as I was on day one and the beauty I encounter inspires me to keep working hard to protect these ecosystems. I believe that experiencing the reef for oneself is an important part of learning to love and care for it. However, if the sunscreen we wear when we go in the water directly harms the reefs we are experiencing, then this is counter-productive. Banning toxic ingredients from our sunblock ensures that we play our part in leaving no trace and doing no harm when we enjoy our incredible reefs.

In addition to being special, Guam's coral reefs are very unique. Coral reefs in America are very rare in general, only occurring in the 5 U.S. territories and two U.S. states (Florida and Hawaii). On top of this, Guam's coral reefs have the highest number of coral species of any of these states and territories, with at least 480 coral species packed into just 42 miles² of reef area. By comparison, Florida, which already has a similar ban in place in Key West, has 82 species of corals spread across 350 miles of reef. You can see that our small island truly packs a punch when it comes to coral diversity. This is something I don't want to take for granted. If we are not careful and do not plan for the future, our colorful, biodiverse reefs could decline or die off entirely. While toxic sunscreen is not the only threat to coral reefs, it is one that we fully have the power to prevent. I support this bill because it is something tangible and actionable that we can do that will directly benefit our island's reef ecosystems.

I also appreciate this bill because it raises important points about what choices we can make now that will protect Guam's coral reefs in the future. I understand, however, that these choices are not easy and that investments in our future always come with sacrifices in the present. While I understand this ban would impact businesses in the short run, we are all reliant on Guam's coral reefs in the long run. As coral reefs are affected by toxic sunscreen chemicals, especially reefs of the heavily touristed Tumon Bay, the reefs may start to decline, leading fewer tourists to want to visit our less-than-vibrant reefs. Declining reefs also mean declining numbers of

locally-fished species that rely on the reef for food and habitat. This would affect all of Guam's residents, not just the businesses selling reef-unsafe sunblock. Instead of accepting this future, businesses currently selling reef-unsafe sunblock could pivot to selling reef-safe sunblock, just like other businesses have had to in Palau, the USVI, Hawaii, and other areas that have banned harmful sunblock chemicals.

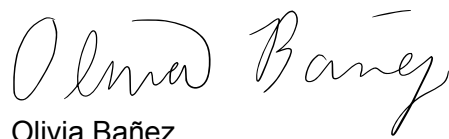
To further assist these businesses with adapting to the new rules associated with this ban, I would urge you to consider providing educational materials to these businesses so that they may consider getting ahead of the curve and importing sunblock with only reef-safe ingredients. This way, if the legislature were to ever follow in Palau's footsteps and ban even more toxic chemicals than the 3 listed on Bill 35-38, these businesses would be unaffected. At this time, sunblocks containing only the active ingredients Zinc Oxide and Titanium Dioxide are considered truly reef-safe. My organization has developed a reef-safe sunblock guide outlining this, which you are welcome to share with businesses to help educate them on this issue. The guide can be accessed here:

<https://static1.squarespace.com/static/637c51ca2f1cc50767846ba6/t/6708cca4f82cb43f64d86f2b/1728629933762/Re-edited+Reef-safe+sunblock+guide+final+%281%29.png>

I also would like to draw attention to the fact that Bill 35-38 would benefit some businesses that have already been selling only reef-safe sunblock. Places like the Numa'lo Refillery, a locally-run zero waste shop in the CHamoru Village, which sold only sunblock with reef-safe ingredients, would have benefited greatly from this bill. Unfortunately, the Numa'lo Refillery went out of business this past December. I wonder how many other struggling local businesses may benefit from this bill and the customers it may bring in. The voices of opposition from larger companies worried about this ban may be loud, but we cannot forget the quieter but equally important voices of smaller businesses that have already made difficult choices to prioritize the health of Guam's reefs by selling only non-toxic skincare products.

Thank you very much, Senator Ada, for taking the time to read my comments and opinions related to Bill 35-38. I think it is an important investment in the future of Guam's coral reefs and I am fully in support of its passage.

Sincerely,

A handwritten signature in black ink, appearing to read "Olivia Bañez". The signature is fluid and cursive, with the first name "Olivia" and last name "Bañez" clearly distinguishable.

Olivia Bañez



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Comment on Bill 35-38

Nina Peck [REDACTED]

Tue, Feb 11, 2025 at 11:13 AM

To: vicespeakertonyada@guamlegislature.gov

Hello Senator Ada,

I would like to comment/submit testimony on the recently proposed Bill 35-38 regarding the banning of sunscreens containing specific ingredients.

While I understand the sentiment behind this bill, my personal opinion is that this is concerned with sunscreen use in the ocean, and would impact those using sunscreen for terrestrial activities as well. Mineral sunscreens are not always a preferred option for consumers, and for those of us that spend a lot of time outdoors, the best sunscreen is the one you use. Not everyone likes mineral sunscreens, and trying to find good ones can be very expensive. Skin cancer risks might not occur to some, but it is of concern to me. When I am in the ocean, I try to be cognizant of my sunscreen choices, but on land, I will use it liberally to protect my health.

Has your office compiled a list of sunscreens currently being sold on Guam, including their active ingredients? What percentage of sunscreen products sold locally would be included in this ban? Does this include any sunscreens purchased online, or other cosmetic products that might contain UV blockers? I would also like to see any studies that have been conducted locally that measures water quality or levels of these chemicals—has this damage been documented here? Are there studies looking at the impacts of mineral sunscreen ingredients on corals, and what are those results?

Would it be possible to instead have education campaigns and reef safe sunscreen available in stores where tourists and others who might be engaging in marine activities can purchase them? What other avenues for protecting coral reefs are available? I see tourists standing on coral and have told them to not do that, but that arguably causes more measurable damage than these sunscreen ingredients. The largest impact on our reefs by far is bleaching caused by climate change, and this bill feels like a bandaid in the face of far larger issues.

My main issue is that I do not like having my sunscreen options limited for something that sounds possibly hypothetical, because to my understanding, there have been limited studies done on this, and none done here. What are the numbers available to back up this legislation? I do not want to have an increased risk of skin cancer, even if I am working on land, because of a bill that is catered mainly to tourists. I appreciate the effort that goes into crafting legislation, but I feel that this does not consider other consumers of sunscreen on island.

Respectfully,
Nina Peck



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Banning sunscreen:

Margaret Monroe [REDACTED]
To: vicespeakertonyada@guamlegislature.gov

Thu, Feb 13, 2025 at 6:32 AM

Hafa Afai,

I saw KUAM's segment about the possible law of banning products with the three non-reef safe chemicals.

If ALL products with those chemicals have to be banned with the law, then I am for that. I realize however, that not all people wearing the nail polish, for example, will go into the water. If ONLY sunscreen with those ingredients can be banned, then I prefer this option.

Also, if ALL products containing those chemicals have to be banned, then I am for the government or tax payers somehow subsidizing the vendors who may have to pay more for products without those chemicals to replace their inventory.

Regardless, I think ALL visitors to Guam need a short mandatory educational video played in the airport to emphasize the ban if it becomes law, but also to teach them how to treat our delicate ecosystems by NOT stepping on coral reefs when snorkeling. My husband creates media and films at UOG (Dr. Raymond Anderson in Communications). He would be happy to get a crew together to create this informational video for Guam!

Thank you for your service,

Margaret Monroe Anderson
[REDACTED]

Honorable Senator Tony Ada
Senator, 37th Guam Legislature
Legislative Building, 155 Hesler Place, Hagåtña, Guam

Håfa Adai, Senator Ada,

My name is Ayaka Yamaguchi. I am a long-term resident of Guam, having lived here for 26 years since I first moved from Japan at the age of 21. Guam is not just where I live—it is my home.

I am writing to you today as both a local resident and a passionate advocate for the protection of our island's unique marine environment. I was recently reminded of the ongoing efforts to address the harmful impact of certain sunscreens on our coral reefs, and I feel compelled to contribute my voice to this cause.

Allow me to share a little about my journey. When I first came to Guam, I worked at a beachfront activity center near Dusit Beach. At that time, I knew very little about the ocean's fragile ecosystem or how human activity—intentional or not—could harm marine life. I vividly remember cleaning up the beach after a military ship visit, collecting everything from debris to discarded items left behind. Back then, I didn't understand how significant these actions were for the environment. I wish I had known about coral bleaching and the damage caused by certain chemicals.

This is why I believe education is key—not just for tourists, but for locals like myself when I was younger, as well as for those working in the marine sports industry. Every marine sports company should be required to educate guests about reef-safe practices. With the right information, each of us can make a difference.

Later, I worked at Guam Plaza Hotel as a Public Relations and Advertising Manager. Afterward, I became the **Sales & Marketing Director at UnderWater World**, where I gained extensive experience in tourism marketing and learned about the incredible efforts of organizations like the **Guam Coral Reef Initiative** to protect Guam's marine life. These experiences have given me a unique perspective on how tourism, marketing, and environmental protection can—and must—work together.

Since the pandemic, I've explored Guam's natural beauty more than ever before, free diving in the ocean and hiking every mountain and jungle. Today, I work as a Media Coordinator and Tour Guide, introducing media and visitors to Guam's real history, culture, and environment. As a marketing professional and island advocate, I've hosted TV and radio programs in Japan to promote Guam and always strive to represent our island with authenticity and pride.

Despite these efforts, however, our coral reefs remain under constant threat. Scientific studies confirm that oxybenzone and octinoxate—common chemicals in many sunscreens—are highly

toxic to corals, contributing to bleaching and reef destruction. Healthy reefs are essential for marine biodiversity and act as natural barriers protecting our shores.

While I applaud the recent sunscreen ban initiative, **legislation alone is not enough. Education and outreach are critical for long-term success.** Many tourists, military personnel, and locals remain unaware of the environmental impact their actions can have. During the COVID-19 lockdowns, we witnessed nature's incredible resilience—fish returned in greater numbers, and our reefs began to recover. This shows that positive change is possible if we act together.

From my experience as a marketing expert, here are a few strategic recommendations:

- **Mandatory Education for Marine Sports Companies:** Require all marine activity providers to inform guests about reef-safe practices before they enter the water.
- **In-Flight and Immigration Videos:** Partner with Guam Visitors Bureau (GVB) to produce educational videos shown on flights and at immigration areas, highlighting the importance of reef protection.
- **Year-Round Educational Campaigns:** Launch continuous campaigns targeting both tourists and locals to build awareness of Guam's natural resources.
- **Environmental Pledge:** Ask visitors to sign a pledge at immigration, committing to respect and protect Guam's environment.
- **Integrate Ocean Protection into School Curriculums:** These studies and practices should be included in all elementary schools, normalizing environmental responsibility from a young age.

Sustainability should be at the heart of Guam's future growth. Protecting our natural beauty is not just an environmental responsibility; it is vital for the island's tourism industry and long-term success.

Thank you for your time and for your dedication to Guam. I would love to discuss these ideas further and be part of any efforts to protect our beautiful island home.

Sincerely,
Ayaka Yamaguchi
GVB Official Tour Guide
Marketing Representative, Skydive Guam
Former Sales & Marketing Director, UnderWater World

██████████

guamingochannel@gmail.com

PMB860 1270 N. Marine Corps Dr. Suite 101 Tamuning, Guam



GUAM ENVIRONMENTAL PROTECTION AGENCY • AHENSIAN PRUTEKSIÓN LINA'LA' GUÁHAN
LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSHUA F. TINORIO • LIEUTENANT GOVERNOR OF GUAM
MICHELLE C. R. LASTIMOZA • ADMINISTRATOR

Testimony of Michelle C. R. Lastimoza, Guam EPA Administrator: Monday • February 10, 2025

The Guam Environmental Protection Agency (Guam EPA) is supportive of any measure where reasonable action is taken to protect the coral reefs in Guam. Guam EPA wants to kindly inform this legislative body that the authority and enforcement of sunscreen lies with the Department of Public Health and Social Services (DPHSS) Division of Environmental Health's (DEH) Consumer Commodities Program. Title 10 (Health & Safety) Division 2 – (Environmental Health) Chapter 40 – Guam Food, Drug and Cosmetic Act (Guam FD&C). The Guam FD&C (as well as the US Food and Drug Administration (FDA)) regulates sunscreen as an over-the-counter drug. DEH enforces the importation, safety, and sale of these products. Guam EPA is not delegated to enforce the FD&C. I would ask this Legislative body to keep the enforcement authority with DPHSS DEH.

Having healthy coral reef ecosystems is extremely valuable. Not only does Guam rely on these ecosystems for the environmental benefit of coastal protection, it supports economic benefit, such as food and tourism. Our coral ecosystems face serious threats from a number of sources, including land-based pollution (such as stormwater run-off), coastal development, unsustainable fishing, disease, and invasive species. However, regardless of how corals are stressed, scientific studies show that with oxybenzone, octinoxate, and octocrylene in the water, coral growth and restoration is affected.

As swimmers lather up with sunscreen as a way to protect against the sun's scorching rays, it also has an unintended consequence of significant amounts of sunscreen accumulating in the water. Sunscreens are called "petrochemical" or "chemical" if their active ingredients are derived from petroleum. Some of the petrochemicals such as oxybenzone, octinoxate, and octocrylene found in sunscreen threaten the health of coral reefs. An August 2022 study by the National Academy of Sciences evaluated the use of sunscreen ingredients and their environmental impacts. The study found that certain chemical UV filters found in chemical sunscreen can harm aquatic life, including coral by causing deformities in both coral larvae and baby corals, damage to coral DNA, and abnormal skeletal growth. This is especially problematic in reef areas that are popular swimming and snorkeling locations. The sunscreen used by swimmers washes off and pollutes the reef, and damages the coral that is the essential to the reef ecosystem.

However, in considering both aisles of the scientific community, I want to make note that these studies were conducted in a laboratory. The same 2022 National Academies review of sunscreen in the environment found that between 1 and 10 µg/L of sunscreen chemicals that were found at the test site (a popular tourist spot) is a concentration comparable to 2 grains of sugar in a standard bathtub at the upper amount. That same review noted that toxic levels of sunscreen molecules, both in acute exposure and over time (chronic), are significantly higher than what was observed in that particular environment. So there's the argument that in some cases where studies claiming oxybenzone or octinoxate kill corals, the use of sunscreen concentrations were higher than what is observed in the environment. Additionally, while we recognize that increased ocean temperature is the leading cause of coral bleaching, we can attribute stormwater runoff and



GUAM EPA | 17-3304 Mariner Avenue Tiyan Barrigada, Guam 96913-1617 | Tel: (671) 588.4751 | Fax: (671) 588.4531 | epa.guam.gov
ALL LIVING THINGS OF THE EARTH ARE ONE • MANUNU TODU I MANLA'LA'

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pollution as a cause for near-shore coral bleaching. Some would argue there is no evidence that sunscreens play a significant role in these events.

This Agency supports the use of sunscreens that do not contain chemicals that are harmful to coral and marine life, like mineral-based sunscreens, as alternatives to chemical-based sunscreens. I cannot speak to the economic impact this may cause consumers or to the importers of sunscreen products containing oxybenzone, octinoxate, and octocrylene, or if the cost will increase for chemical-free sunscreens. I want to believe that most people who use Guam's recreational waters want to do the right thing and use products that won't damage our reefs or harm our marine life, while still having access to alternative products that provide protection against sun damage and reduce the risk of cancer.

Mineral sunscreen, which does not use (chemical) UV filters, is considered a better option because there are less effects to aquatic organisms, however nothing is truly "reef safe" as scientists are continually expanding our understanding of sunscreen toxicity. Meanwhile, as researchers continue to investigate this matter further, we recommend wearing UV protective clothing, like hats, shirts, pants, and sunglasses, and using shelter as an option.

Moreover, we recommend that studies specific to the concentrations of these chemicals in Guam waters be evaluated.

Dangkolu na si Yu'us ma'ase' for the opportunity to provide testimony today.

If you have any questions, please feel free to contact me at (671) 588-4751 or at michelle.lastimoza@epa.guam.gov.


MICHELLE C.R. LASTIMOZA



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Lourdes A. Leon Guerrero
Governor
Joshua F. Tenorio
Lt. Governor

Guam Department of Agriculture

Dipattamenton Agrikotturan Guåhan

163 Dairy Road, Mangilao, Guam 96913



Chelsa Muña
Director
Roy Gamboa
Deputy Director

February 14, 2025

Attn: Vice Speaker Tony Ada
Guam Legislature

RE: Written testimony regarding Bill No. 35-38

Håfa Adai Vice Speaker,

I am writing to provide testimony on behalf of the Guam Department of Agriculture's Division of Aquatic and Wildlife Resources. I am the program manager of the Guam Coral Reef Initiative, which is a section of DAWR devoted to the conservation and restoration of Guam's coral reefs, seagrasses, and mangroves. We were very happy to see the introduction of Bill No. 35-38, and we believe that this bill, if passed, will add another critical piece to the puzzle of coral reef and fisheries conservation.

Our coral reefs provide a wide range of ecosystem services to our island. They support thriving fish communities and a robust tourism industry, and they mitigate wave energy to protect our shorelines from erosion and prevent coastal flooding that could damage our infrastructure. Coral reefs worldwide are increasingly being threatened by warming ocean waters, coastal development, and declining water quality, particularly due to pollution. Locally, our reefs face additional threats from sedimentation, vessel groundings, marine invasive species, and recreational use. Our coral reefs are popular with both locals and visitors, who enjoy our diverse coral reef communities teeming with fish and other marine life. We have a responsibility to protect our coral reefs both for people and from people. We know that certain chemicals used in skincare products are harmful to our oceans—not just our corals, but also fish, sea turtles, and invertebrates. Some of these chemicals have already been banned (specifically for the protection of coral reefs) in other areas, including Hawaii, the U.S. Virgin Islands, and the Republic of Palau.

On Guam, it is not just easy to find products with these harmful ingredients—it is actually difficult to find products without these ingredients. Most of our major shopping centers, particularly those that cater to tourism, have few or no reef-safe skincare options. Most people are not aware that these chemicals are harmful to marine life, so they have little concern for buying and using these products. There is also little opportunity to educate people about the impacts of these chemicals. Consumers can pick up a bottle of sunblock at almost any store, slather it on their entire body, and head straight into the waters of Tumon Bay. By banning the import of products containing the most harmful chemical sunblock agents, we can ensure that swimmers, snorkelers, divers, and beachgoers are using less harmful alternatives.

As the government agency tasked with the management and protection of our natural resources, the Department of Agriculture's Division of Aquatic and Wildlife Resources strongly supports this bill and urges the legislature to pass Bill No. 35-38. There are many threats to coral reefs that we cannot control, and we should take every opportunity to protect our reefs from preventable local threats. Guam's coral reefs are a crown jewel among the United States' natural resources, and we appreciate the legislature's efforts to conserve and protect them.

Thank you,

A handwritten signature in black ink that reads "Ashton Williams". The signature is fluid and cursive, with the first name "Ashton" and last name "Williams" clearly distinguishable.

Ashton Williams
Guam Coral Reef Initiative
Division of Aquatic and Wildlife Resources
Guam Department of Agriculture



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Reef Safe sunscreen

Brenda Smith [REDACTED]

Thu, Feb 13, 2025 at 1:40 PM

To: vicespeakertonyada@guamlegislature.gov

Vice Speaker Ada,

I am writing to express my support of this bill.

Our reefs are a valuable asset. In light of the coral loss over the entire world, doing what we can to protect the ocean and its animals seems prudent.

There are plenty of alternative products that do not contain these harmful ingredients.

It would be nice to continue to promote things to protect our reefs. Showing videos on incoming flights about how to protect the reef and not walk on it or use toxic chemicals would be amazing. All the flights to Hawaii used to show this as well as things about safety (rip currents).

Thanks for your work on this important topic.

Brenda Smith
Piti, Guam



ABC Stores
766 Pohukaina Street
Honolulu, Hawaii 96813-5391
www.abcstores.com

Telephone: (808) 591-2550
Fax: (808) 591-2039
E-mail: mail@abcstores.com

February 11, 2025

Chairperson, Vice Speaker V. Anthony Ada
Vice Chairperson, Senator Christopher M. Duenas
Members of the Committee on Land, Environment, Housing, Agriculture, Parks, and
Infrastructure
Guam Congress Building
163 Chalan Santo Papa
Hagatna, Guam 96910

**Re: Bill No. 35-38(COR), propose an amendment in striking out line 24 (3)
Octocrylene from 15 § 32202**

Hafa Adai Chair Ada, Vice Chair Duenas, and Members of the Committee on Land,
Environment, Housing, Agriculture, Parks, and Infrastructure. My name is John Mark
Mageo, Employee Relations and Government Affairs Manager of ABC Stores.

ABC Stores operate in Hawaii, Las Vegas, Guam, and Saipan and employ over 2,200
residents. We would like to propose an amendment in striking out Octocrylene from the
list of banned ingredients on Bill 35-38 (COR). Majority of our stores are located on
islands surrounded by marine life and the ocean, and we understand the importance of
taking care of the environment. However, current research on Octocrylene's
environmental impact is still evolving. More comprehensive studies are needed to fully
understand its effects on marine life.

We feel that we should follow the banned guidelines as we do in Oahu. "Importantly, the
FDA emphasized in a September 27, 2021 announcement that sunscreens made with
these ingredients are not considered unsafe and will remain on the market to be used as
part of consumers' sun-safe practices while more data are collected" ([Octocrylene -
Cosmetics Info](#)).

Thank you for this opportunity to submit a letter of proposal to amend a change in Bill
35-38 (COR).

Mahalo,

John Mark Mageo
Employee Relations and Government Affairs Manager
[Redacted]
jmageo@abcstores.com



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

COMMITTEE VOTE SHEET

Bill No. 35–38 (COR) As amended by the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo – “AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.”

	SIGNATURE/ DATE OF SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Vice Speaker V. Anthony Ada Chairperson	 02/20/2025	✓				
Senator Christopher M. Dueñas Vice Chairperson	evote 02/20/2025	✓				
Speaker Frank F. Blas, Jr. Member	evote 02/20/2025	✓				
Senator Sabrina Salas Matanane Member						
Senator Shelly V. Calvo Member	evote 02/20/2025	✓				
Senator Vincent A.V. Borja Member	evote 02/20/2025	✓				
Senator Sabina F. Perez Member						
Senator Chris Barnett Member	evote 02/20/2025			✓		
Senator Tina Muña Barnes Member	evote 02/20/2025	✓				
Senator Joe S. San Agustin Member	evote 02/20/2025	✓				



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Senator Vince Borja <vince.borja@guamlegislature.gov>

Thu, Feb 20, 2025 at 2:49 PM

To: Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>

Cc: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, "Speaker Frank F. Blas Jr." <speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

To do pass.

[Quoted text hidden]



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>

Thu, Feb 20, 2025 at 2:48 PM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Cc: Chris Duenas <senator.duenas@guamlegislature.gov>, "Speaker Frank F. Blas Jr."

<speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Office of Senator

Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, vince.borja@guamlegislature.gov, Office Senator

Perez <office.senatorperez@guamlegislature.gov>, Senator Darrel Christopher Barnett

<malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>,

tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

to do pass

[Quoted text hidden]

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov> Thu, Feb 20, 2025 at 6:36 PMTo: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>Cc: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, vince.borja@guamlegislature.gov, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

Hafa Adai,

To Do Pass

Respectfully,

**Office of the People • Senator Shelly V. Calvo**

Majority Whip & Chairwoman,

Committee on Child Welfare, Youth Affairs, Senior Citizens, Women's Affairs, Disability Services, the Arts, Culture, Historic Preservation and *Hagåtña* Restoration**38th Guam Legislature**163 Chalan Santo Papa, *Hagåtña*, Guam 96910

T +1 (671) 989-5682

E officeofsenatorshellycalvo@guamlegislature.gov

[Quoted text hidden]



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Joe S. San Agustin <senatorjoessanagustin@gmail.com>

Thu, Feb 20, 2025 at 2:57 PM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Cc: Chris Duenas <senator.duenas@guamlegislature.gov>, "Speaker Frank F. Blas Jr."

<speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Office of Senator

Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, vince.borja@guamlegislature.gov, Office Senator

Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes

<senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett

<malafunkshun@guamlegislature.gov>, tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

To Do Pass

The Office of Senator Joe S. San Agustin*I Mina'trentai Ocho na Liheslaturan Guåhan*

38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

T: (671) 989-5445 F: (671) 969-6737 E: senatorjoessanagustin@gmail.comWebsite: www.senatorjoessanagustin.com

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Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Thu, Feb 20, 2025 at 4:46 PM

To: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

Cc: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, vince.borja@guamlegislature.gov, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

To Do Pass

**Speaker, Frank F. Blas, Jr.****Office of Speaker Frank F. Blas, Jr.****I Mina'trentai Ocho na Lihenslaturan Guåhan 38th Guam Legislature****Guam Congress Building, 163 Chalan Santo Papa, Hagatña****(671)969-6456****speakerblas@guamlegislature.gov****Guam Legislature (@GuamLegislature) | Twitter**

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Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Thu, Feb 20, 2025 at 2:03 PM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Cc: "Speaker Frank F. Blas Jr." <speakerblas@guamlegislature.gov>, Office Senator Bri

<office.senatorbri@guamlegislature.gov>, Office of Senator Shelly Calvo

<officeofsenatorshellycalvo@guamlegislature.gov>, vince.borja@guamlegislature.gov, Office Senator Perez

<office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes

<senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett

<malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>,

tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

TO DO PASS

--



Office of Senator Christopher M. Dueñas

Chairman, Committee on Government Finance and Operations

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554

[Quoted text hidden]



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

REQUEST for E-vote: Committee Report - Bill No. 35-38 (COR)

Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>

Thu, Feb 20, 2025 at 2:12 PM

To: Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Cc: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, "Speaker Frank F. Blas Jr." <speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, vince.borja@guamlegislature.gov, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, tiffany.ko@guamlegislature.gov, brenda.judicpa@guamlegislature.gov

To report out only.

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The Office of Senator Chris Barnett

I Mina'trentai Ocho Na Liheslaturan Guåhan

Suite 202 · Calvo- Arriola Building · 259 Martyr St. · Hagåtña, Guam 96910
(671)969-3586 · malafunkshun@guamlegislature.gov

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OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 35-38 (COR) was introduced on **January 21, 2025**, by Vice Speaker V. Anthony Ada and was subsequently referred by the Committee on Rules to the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure on **January 28, 2025**.

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure convened a public hearing on February 10, 2025, at 9:00 am at the Public Hearing Room of the Guam Congress Building.

Public Notice Requirements

Public Hearing notices were disseminated via **e-mail** to all senators and all main media broadcasting outlets on **February 3, 2025** (5-Day Notice), and again on **February 8, 2025** (48-Hour Notice).

Senators Present

Senator Christopher M. Dueñas – Committee Vice Chairperson
Speaker Frank F. Blas, Jr. – Committee Member
Senator Sabrina Salas Matanane – Committee Member
Senator Shelly V. Calvo – Committee Member
Senator Vincent A.V. Borja – Committee Member
Senator Chris Barnett – Committee Member
Senator Telo T. Taitague
Senator William A. Parkinson

Attendees

Becky Camacho, ABC Stores
Erin Limtiaco, ABC Stores
Camille Bautista, ABC Stores
Michelle Lastimoza, Guam Environmental Protection Agency
Ashton Williams, Guam Department of Agriculture – Department of Aquatic and Wildlife Resources
Olivia Bañez, Guam Department of Agriculture – Department of Aquatic and Wildlife Resources
Cara Lin

Written Testimony Provided by

Todd and George Patterson - Suncare Distributors
Sabrina Medina
Olivia Bañez
Nina Peck
Margaret Monroe Anderson

Ayaka Yamaguchi
Michelle Lastimoza
Ashton Williams
Brenda Smith
John Mark Mageo, Employee Relations and Government Affairs Manager – ABC Stores

II. SUMMARY OF TESTIMONY & DISCUSSION

The public hearing was Called-to-Order at 9:02 am

Ms. Michelle Lastimoza, Administrator of the Guam Environmental Protection Agency orally presented submitted written testimony included in this report, supporting any measure where reasonable action is taken to protect Guam's coral reefs. Ms. Lastimoza recommended that authority and enforcement of Bill No. 35-38 (COR) within DPHSS Division of Environmental Health's Consumer Commodities Program and place bill into 10GCA Chapter 40 rather than Chapter 32, the Hazardous Substance Act as it does not meet the definition of a hazardous substance.

Ms. Ashton Williams, Program Manager of the Guam Coral Initiative – Department of Aquatic and Wildlife Resources of the Guam Department of Agriculture orally presented submitted written testimony included in this report supporting the Bill.

Vice Chairperson Duenas asked Ms. Lastimoza if she would support the bill if suggested amendments were made to the bill.

Ms. Lastimoza reiterated that GEPA does not have the authority to enforce the Food, Drug and Cosmetic Act but would be in support of the enforcement of this bill for environmental reasons.

Vice Chairperson Duenas asked Ms. Williams about other parts of the world that have similar legislation and if these bans are prolific throughout tourism and coral reef destinations and how this has affected Hawaii.

Ms. Williams responded that this is "a bit of an American problem because of all of our chemical sunblock agents are quite old" and that new chemical sunblock agents have not been approved by the FDA since 1999. She also said that many other countries have more options for sunblock; and that she "can't speak to the economics but in terms of choice, if you don't give people that choice, they can't buy it and use it."

Senator Telo T. Taitague asked if there have been "any products or certain chemicals that if EPA monitors that bans from being brought into Guam,"; how GEPA monitors these things; how violation are processed; if the bill passes as is, can GEPA do enforcement; and expressed concern communicated to her from a company concerned over their current inventory and the 180 days would not be enough time to sell their stock, asking to be grandfathered in.

Ms. Lastimoza referred to pesticides that are not registered with USEPA are prohibited, fixtures with lead, and plastic bags; GEPA's pesticide enforcement program's notice of arrival that requires that anyone importing pesticides has to report quantities and product they are importing for GEPA's approval; market place inspections to see whether things slip through customs or are brought in illegally; GEPA verifies that construction fixtures are lead-free; and marketplace inspections relative to plastic bags; violators are given a notice of violation order of compliance to pay the penalty or dispute order before GEPA's board or, if not corrected via board, it is forwarded to the attorney general's office; that this is not their jurisdiction.

Committee Member Senator Vincent A.V. Borja asked if the panel if a complete ban is necessary or if stricter regulations or public education would be equally effective.

Ms. Lastimoza said that the FDA still considers these products to be safe for humans to use but as an environmental protection agency, she is all for protecting our reefs, vital to protection from coastal erosion.

Ms. Williams reiterated that there are other chemical sunblock options that would replace these and that it would not be a total ban on chemical sunblock, only on the three chemicals mentioned in bill; and that she does not believe people typically look for specific ingredients in the sunblock

Committee Member Senator Sabrina Salas Matanane asked Ms. Williams if she could explain how these three chemicals affect our coral reefs.

Ms. Williams said that while there haven't been any studies done on Guam's corals specifically and that all studies have been lab studies, the studies show these chemicals damage the DNA of coral; malformations in coral, fish and invertebrate larvae and damage to sea turtles; that in the real world there are many things damaging our coral reefs such as warming ocean waters and sedimentation and "any local stressor that we can help to mitigate is something good that we can do."

Committee Member Senator Chris Barnett expressed support of the bill as cosponsor.

Committee Member Senator Shelly V. Calvo expressed support of the bill as cosponsor and asked about current efforts to combat this issue before the introduction of the bill; are there recommendations on what products we can use as a substitute to these ingredients.

Ms. Williams referred to the Coral Reef Initiative has done sunblock outreach for several years, materials on their website, information cards, and they do "probably forty outreach events a year."; they do not recommend specific brands, show ingredients that should be avoided and recommend covering up using UV protective clothing.

Senator William A. Parkinson expressed support of the bill as cosponsor and disagreed with notion to grandfather in previous stock.

Senator Eulogio Shawn Gumataotao asked what is available to help enforce proposed ban through education.

Ms. Williams said they cannot force companies put educational information in their stores where people buy their products, you cannot force people to read signage that is available, and that overall, education has varied and difficult to track effects on behavior and that removing the option is the most effective way to make this happen.

Ms. Lastimoza said if this ban happens, they would put out educational flyers at point of sale and referenced similar material used for dengue and COVID-19.

Chairperson V. Anthony Ada closed refencing how COVID-19 gave our ecosystem and marine life a chance to regenerate due to people not being able to go in the water and that this may be an opportune time to move forward with this legislation.

The public hearing was adjourned at **9:50 am.**

III. FINDINGS & RECOMMENDATIONS

The committee finds that the bill was widely supported by the community to include the Guam EPA (GEPA), the Guam Department of Agriculture and the Guam Hotel and Restaurant Association. GEPA, however, suggested that the statute be relocated from the Chapter of Public Law related to hazardous substances as the chemical that the bill will ban from import into Guam are US FDA

approved for skincare products.

Therefore, the Committee amends the bill to relocate the provision of the bill to Chapter 63, 5 GCA which includes laws that cover marine life protection and coral reefs. Such conservation programs are applicable laws are enforced by the Guam Department of Agriculture.

The committee further finds that GEPA's enforcement role on Guam applies mainly to federal environmental law and regulations and, as such, GEPA is federally funded for that purpose. Therefore, if any skincare products, in the future, are found to contain substances that are determined to be hazardous to the environment and are either banned or regulated by federal agencies, GEPA would be the responsible local agency to regulate such substances.

Therefore, the Committee amends the bill to include GEPA and DPHSS along with the addition of the Guam Department of Agriculture in the bill, although the roles of GEPA and DPHSS will be limited unless US EPA, the FDA or another federal agency either bans or restricts the use of chemicals in skincare products. The enforcement of the import on the products that contain chemicals banned by this bill will be the primary responsibility of the Guam Department of Agriculture.

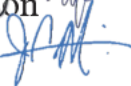
The committee further finds that Guam Customs and Quarantine Agency already enforces laws that ban or restrict the importation of products regulated by these three agencies so no changes its existing laws are necessary.

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure hereby reports out Bill No. 35–38 (COR) As amended by the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure – V. Anthony Ada, Sabina F. Perez, Christopher M. Dueñas, Frank Blas, Jr., William A. Parkinson, Joe S. San Agustin, Chris Barnett, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo - “AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM’S CORAL REEFS AND MARINE LIFE.” with the recommendation **TO DO PASS.**

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

Bill No. 35 -38 (COR)

Introduced by:

V. Anthony Ada 
Sabina F. Perez 
Christopher M. Dueñas 
Frank Blas, Jr. 
William A. Parkinson 
Joe S. San Agustin 
Chris Barnett 
Sabrina Salas Matanane 
Tina Rose Muña Barnes 

Shelly V. Calvo 

**AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 32,
TITLE 10, GUAM CODE ANNOTATED RELATIVE TO
PROHIBITING THE IMPORT OF SKINCARE
PRODUCTS THAT POSE A DANGER TO GUAM'S
CORAL REEFS AND MARINE LIFE.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds
that there is a growing trend among coastal countries, states and territories to ban the
importation of skincare products, such as sunscreens, that contain chemicals or
substances that are harmful to their marine ecosystems. Such bans include products
that contain the chemicals oxybenzone, octinoxate, and octocrylene.

I Liheslaturan Guåhan further finds that the US Virgin Islands bans the
importation and possession of all three of these products while the state of Hawaii
bans the importation of oxybenzone and octinoxate. Closer to Guam, the Republic
of Belau bans the import of products containing oxybenzone, octinoxate,

1 octocrylene, 4-methyl-benzylidene camphor, Triclosan, Methyl paraben, Ethyl
2 paraben, Butyl paraben, Benzyl paraben and Phenoxyethanol.

3 *I Liheslaturan Guåhan* further finds that according to the US National Parks
4 Service, sunscreen pollution can have major impacts on corals, fish, mammals - the
5 whole ecosystem. Not only can it bleach or deform corals, but it can also impair the
6 growth of green algae, an essential part of the food web. The effects can be seen all
7 the way up the food chain, even affecting at-risk species like the Hawaiian green sea
8 turtle. Unfortunately, through water sampling around coral reef sites, the National
9 Park Service has detected high concentrations of some of these harmful chemicals
10 such as oxybenzone, octinoxate, and avobenzone.

11 It is the intent of *I Liheslaturan Guåhan* to ban the import of skincare products
12 containing the chemicals oxybenzone, octinoxate and octocrylene and to give the
13 Guam Environmental Protection Agency and the Guam Department of Public Health
14 and Social Services the authority to restrict the import of products that contain
15 chemicals or other substances that may harm Guam's marine ecosystem.

16 **Section 2.** A new Article 2 is *added* to Chapter 32, Title 10 Guam Code
17 Annotated to read as follows:

18 **“Article 2.**

19 **Environmentally Toxic/Hazardous Skincare Products**

20 **§ 32201. Definitions.**

21 (a) Skincare Products are any substances, including but not
22 limited to, cosmetics, hair care products, sunscreen products, bath and
23 shower products and any product used for cleansing, enhancing the
24 appearance of or protecting the skin, hair and nails of a person.

25 (b) FDA approved substances are any chemical or substance
26 found in skincare products that requires the approval of the United
27 States Food and Drug Administration.

1 (c) *Non-FDA approved substances* are any chemical or substance
2 found in skincare products that do not require the approval of and are
3 not banned by the United States Food and Drug Administration.

4 (d) *FDA banned substances* are any chemical or substance that is
5 prohibited by the United States Food and Drug Administration for use
6 in skincare products.

7 (e) *Guam EPA/DPHSS banned substances* are any chemical or
8 substance that is prohibited by the Guam Environmental Protection
9 Agency (Guam EPA or GEPA) or the Guam Department of Public and
10 Social Services (DPHSS) for use in skincare products.

11 (f) *Guam EPA or GEPA* means the Guam Environmental
12 Protection Agency.

13 (g) *DPHSS* means the Guam Department of Public Health and
14 Social Services.

15 **§ 32202. Guam Banned Skincare Products List.**

16 The Guam Banned Skincare Products List includes:

17 (a) Any skincare products that include FDA banned substances,
18 Guam EPA/DPHSS banned substances and substances banned by the
19 United States Environmental Protection Agency, Public Law or by the
20 Guam Administrative Rules and Regulations.

21 (c) Skincare products than contain the following substances:

22 (1) Oxybenzone (benzophenone-3),

23 (2) Octinoxate (octyl methoxycinnamate) and

24 (3) Octocrylene.

25 (d) Any FDA approved substances non-FDA approved
26 substances that have been determined by the Guam Environmental
27 Protection Agency or the Guam Department of Public Health and Social

1 Services to pose a threat to Guam's Marine Ecosystem including all
2 species of marine life and their habitats.

3 (e) Items on the Guam Banned Skincare Products list shall not be
4 imported into Guam. Violations of the ban are subject to civil fines that
5 are not less than One Hundred Dollars (\$100.00) and no more than Five
6 Thousand Dollars (\$5,000.00). The civil fines enacted by this section
7 are in addition to any other fines that exist pursuant to other provisions
8 of Public Law.

9 **§ 32203. Process for adding substances that pose a threat to Guam**
10 **marine ecosystem to the Guam Banned Skincare Products List.**

11 (a) The Guam Environmental Protection Agency and the Guam
12 Department of Public Health and Social Services shall, either separately
13 or jointly, develop Rules and Regulations, pursuant to Chapter 9, 5
14 GCA to add FDA approved or non-FDA approved skincare products to
15 the Guam Banned Skincare Products List (§ 32202 of this Title) if such
16 products are found to contain any substance that poses a threat to
17 Guam's marine ecosystem.

18 (b) Notice shall be given of the ban as follows:

19 (1) Banned products containing a non-FDA approved
20 substance that is determined to be a threat to Guam's Marine
21 ecosystem – not less than thirty (30) days.

22 (2) Banned products containing an FDA approved
23 substance that is determined to be a threat to Guam's Marine
24 ecosystem – not less than one hundred eighty (180) days

25 **§ 32204. Posting and Updating of the Guam Banned Skincare**
26 **Products List.**

1 The Guam Banned Skincare Products List on the websites of the Guam
2 Environmental Protect Agency and the Guam Department of Public Health
3 and Social Services. The listing shall be updated within thirty (30) days of
4 each addition to the list.”

5 **Section 3. Effective Date**

6 This Act is effective upon enactment except that § 32202 (c) & (e), as enacted
7 by Section 2 of this Act, shall be effective one hundred eighty (180) days from the
8 date of enactment.

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

Bill No. 35-38 (COR)

As Amended by the Committee on Land,
Environment, Housing, Agriculture,
Parks and Infrastructure

Introduced by:

V. Anthony Ada
Sabina F. Perez
Christopher M. Dueñas
Frank Blas, Jr.
William A. Parkinson
Joe S. San Agustin
Chris Barnett
Sabrina Salas Matanane
Tina Rose Muña Barnes
Shelly V. Calvo

**AN ACT TO *ADD* A NEW ARTICLE 10 TO CHAPTER63,
TITLE5, GUAM CODE ANNOTATED RELATIVE TO
PROHIBITING THE IMPORT OF SKINCARE
PRODUCTS THAT POSE A DANGER TO GUAM'S
CORAL REEFS AND MARINE LIFE.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that there is a growing trend among coastal countries, states and territories to ban the importation of skincare products, such as sunscreens, that contain chemicals or substances that are harmful to their marine ecosystems. Such bans include products that contain the chemicals oxybenzone, octinoxate, and octocrylene.

I Liheslaturan Guåhan further finds that the US Virgin Islands bans the importation and possession of all three of these products while the state of Hawaii bans the importation of oxybenzone and octinoxate. Closer to Guam, the Republic

1 of Belau bans the import of products containing oxybenzone, octinoxate,
2 octocrylene, 4-methyl-benzylidene camphor, Triclosan, Methyl paraben, Ethyl
3 paraben, Butyl paraben, Benzyl paraben and Phenoxyethanol.

4 *I Liheslaturan Guåhan* further finds that according to the US National Parks
5 Service, sunscreen pollution can have major impacts on corals, fish, mammals - the
6 whole ecosystem. Not only can it bleach or deform corals, but it can also impair the
7 growth of green algae, an essential part of the food web. The effects can be seen all
8 the way up the food chain, even affecting at-risk species like the Hawaiian green sea
9 turtle. Unfortunately, through water sampling around coral reef sites, the National
10 Park Service has detected high concentrations of some of these harmful chemicals
11 such as oxybenzone, octinoxate, and avobenzone.

12 It is the intent of *I Liheslaturan Guåhan* to ban the import of skincare products
13 containing the chemicals oxybenzone, octinoxate and octocrylene and to give the
14 Guam Department of Agriculture, the Guam Environmental Protection Agency and
15 the Guam Department of Public Health and Social Services the authority to restrict
16 the import of products that contain chemicals or other substances that may harm
17 Guam's marine ecosystem.

18 **Section 2.** A new Article 10 is *added* to Chapter 63, Title 5 Guam Code
19 Annotated to read as follows:

20 **“Article 10.**

21 **Environmentally Toxic/Hazardous Skincare Products**

22 **§ 631001. Definitions.**

23 (a) Skincare Products are any substances, including but not
24 limited to, cosmetics, hair care products, sunscreen products, bath and
25 shower products and any product used for cleansing, enhancing the
26 appearance of or protecting the skin, hair and nails of a person.

1 (b) FDA approved substances are any chemical or substance
2 found in skincare products that requires the approval of the United
3 States Food and Drug Administration.

4 (c) Non-FDA approved substances are any chemical or substance
5 found in skincare products that do not require the approval of and are
6 not banned by the United States Food and Drug Administration.

7 (d) FDA banned substances are any chemical or substance that is
8 prohibited by the United States Food and Drug Administration for use
9 in skincare products.

10 (e) Guam EPA/DPHSS banned substances are any chemical or
11 substance that is prohibited by the Guam Environmental Protection
12 Agency (Guam EPA or GEPA) or the Guam Department of Public and
13 Social Services (DPHSS) for use in skincare products.

14 (f) Guam EPA or GEPA means the Guam Environmental
15 Protection Agency.

16 (g) DPHSS means the Guam Department of Public Health and
17 Social Services.

18 **§ 631002. Guam Banned Skincare Products List.**

19 The Guam Banned Skincare Products List includes:

20 (a) Any skincare products that include FDA banned substances,
21 Guam Department of Agriculture, Guam EPA/DPHSS banned
22 substances and substances banned by any United States Federal
23 Department or Agency, Public Law or by the Guam Administrative
24 Rules and Regulations.

25 (b) Skincare products than contain the following substances:

26 (1) Oxybenzone (benzophenone-3),

27 (2) Octinoxate (octyl methoxycinnamate) and

1 (3) Octocrylene.

2 (c) Any FDA approved substances non-FDA approved
3 substances that have been determined by the Guam Department of
4 Agriculture, Guam Environmental Protection Agency or the Guam
5 Department of Public Health and Social Services to pose a threat to
6 Guam's Marine Ecosystem including all species of marine life and their
7 habitats.

8 (d) Items on the Guam Banned Skincare Products list shall not be
9 imported into Guam. Violations of the ban are subject to civil fines that
10 are not less than One Hundred Dollars (\$100.00) and no more than Five
11 Thousand Dollars (\$5,000.00). The civil fines enacted by this section
12 are in addition to any other fines that exist pursuant to other provisions
13 of Public Law.

14 **§ 631003. Process for adding substances that pose a threat to Guam**
15 **marine ecosystem to the Guam Banned Skincare Products List.**

16 (a) The Guam Department of Agriculture, the Guam
17 Environmental Protection Agency and the Guam Department of Public
18 Health and Social Services shall, either separately or jointly, develop
19 Rules and Regulations, pursuant to Chapter 9, 5 GCA to add FDA
20 approved or non-FDA approved skincare products to the Guam Banned
21 Skincare Products List (§631002 of this Title) if such products are
22 found to contain any substance that poses a threat to Guam's marine
23 ecosystem.

24 (b) Notice shall be given of the ban as follows:

25 (1) Banned products containing a non-FDA approved
26 substance that is determined to be a threat to Guam's Marine
27 ecosystem – not less than thirty (30) days.

1 (2) Banned products containing an FDA approved
2 substance that is determined to be a threat to Guam’s Marine
3 ecosystem – not less than one hundred eighty (180) days

4 **§ 631004. Posting and Updating of the Guam Banned Skincare**
5 **Products List.**

6 The Guam Banned Skincare Products List on the websites of the Guam
7 Department of Agriculture, the Guam Environmental Protect Agency and the
8 Guam Department of Public Health and Social Services. The listing shall be
9 updated within thirty (30) days of each addition to the list.”

10 **Section 3. Effective Date**

11 This Act is effective upon enactment except that § 631002 (c) & (e), as enacted
12 by Section 2 of this Act, shall be effective one hundred eighty (180) days from the
13 date of enactment.

COMMITTEE MARKUP

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

Bill No. 35-38 (COR)

Introduced by:

V. Anthony Ada
Sabina F. Perez
Christopher M. Dueñas
Frank Blas, Jr.
William A. Parkinson
Joe S. San Agustin
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Tina Rose Muña Barnes
Shelly V. Calvo

AN ACT TO *ADD* A NEW ARTICLE ~~210~~ TO CHAPTER ~~3263~~, TITLE—~~105~~, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM'S CORAL REEFS AND MARINE LIFE.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that there is a growing trend among coastal countries, states and territories to ban the importation of skincare products, such as sunscreens, that contain chemicals or substances that are harmful to their marine ecosystems. Such bans include products that contain the chemicals oxybenzone, octinoxate, and octocrylene.

I Liheslaturan Guåhan further finds that the US Virgin Islands bans the importation and possession of all three of these products while the state of Hawaii bans the importation of oxybenzone and octinoxate. Closer to Guam, the Republic of Belau bans the import of products containing oxybenzone, octinoxate,

1 octocrylene, 4-methyl-benzylidene camphor, Triclosan, Methyl paraben, Ethyl
2 paraben, Butyl paraben, Benzyl paraben and Phenoxyethanol.

3 *I Liheslaturan Guåhan* further finds that according to the US National Parks
4 Service, sunscreen pollution can have major impacts on corals, fish, mammals - the
5 whole ecosystem. Not only can it bleach or deform corals, but it can also impair the
6 growth of green algae, an essential part of the food web. The effects can be seen all
7 the way up the food chain, even affecting at-risk species like the Hawaiian green sea
8 turtle. Unfortunately, through water sampling around coral reef sites, the National
9 Park Service has detected high concentrations of some of these harmful chemicals
10 such as oxybenzone, octinoxate, and avobenzone.

11 It is the intent of *I Liheslaturan Guåhan* to ban the import of skincare products
12 containing the chemicals oxybenzone, octinoxate and octocrylene and to give the
13 Guam Department of Agriculture, the Guam Environmental Protection Agency and
14 the Guam Department of Public Health and Social Services the authority to restrict
15 the import of products that contain chemicals or other substances that may harm
16 Guam's marine ecosystem.

17 **Section 2.** A new Article 210 is *added* to Chapter ~~3263~~, Title ~~495~~ Guam Code
18 Annotated to read as follows:

19 **“Article ~~210~~.**

20 **Environmentally Toxic/Hazardous Skincare Products**

21 **§ ~~32201631001~~. Definitions.**

22 (a) Skincare Products are any substances, including but not
23 limited to, cosmetics, hair care products, sunscreen products, bath and
24 shower products and any product used for cleansing, enhancing the
25 appearance of or protecting the skin, hair and nails of a person.

1 (b) *FDA approved substances* are any chemical or substance
2 found in skincare products that requires the approval of the United
3 States Food and Drug Administration.

4 (c) *Non-FDA approved substances* are any chemical or substance
5 found in skincare products that do not require the approval of and are
6 not banned by the United States Food and Drug Administration.

7 (d) *FDA banned substances* are any chemical or substance that is
8 prohibited by the United States Food and Drug Administration for use
9 in skincare products.

10 (e) *Guam EPA/DPHSS banned substances* are any chemical or
11 substance that is prohibited by the Guam Environmental Protection
12 Agency (Guam EPA or GEPA) or the Guam Department of Public and
13 Social Services (DPHSS) for use in skincare products.

14 (f) *Guam EPA or GEPA* means the Guam Environmental
15 Protection Agency.

16 (g) *DPHSS* means the Guam Department of Public Health and
17 Social Services.

18 **§ ~~32202631002~~. Guam Banned Skincare Products List.**

19 The Guam Banned Skincare Products List includes:

20 (a) Any skincare products that include FDA banned substances,
21 ~~Guam Department of Agriculture,~~ Guam EPA/DPHSS banned
22 substances and substances banned by ~~the—any~~ United States
23 ~~Environmental Protection Federal Department or~~ Agency, Public Law
24 or by the Guam Administrative Rules and Regulations.

25 (b) Skincare products than contain the following substances:

26 (1) Oxybenzone (benzophenone-3),

27 (2) Octinoxate (octyl methoxycinnamate) and

1 (3) Octocrylene.

2 (c) Any FDA approved substances non-FDA approved
3 substances that have been determined by the ~~Guam Department of~~
4 ~~Agriculture~~, Guam Environmental Protection Agency or the Guam
5 Department of Public Health and Social Services to pose a threat to
6 Guam’s Marine Ecosystem including all species of marine life and their
7 habitats.

8 (d) Items on the Guam Banned Skincare Products list shall not be
9 imported into Guam. Violations of the ban are subject to civil fines that
10 are not less than One Hundred Dollars (\$100.00) and no more than Five
11 Thousand Dollars (\$5,000.00). The civil fines enacted by this section
12 are *in addition to* any other fines that exist pursuant to other provisions
13 of Public Law.

14 **§ ~~32203~~631003. Process for adding substances that pose a threat to**
15 **Guam marine ecosystem to the Guam Banned Skincare Products List.**

16 (a) The ~~Guam Department of Agriculture~~, the Guam
17 Environmental Protection Agency and the Guam Department of Public
18 Health and Social Services shall, either separately or jointly, develop
19 Rules and Regulations, pursuant to Chapter 9, 5 GCA to add FDA
20 approved or non-FDA approved skincare products to the Guam Banned
21 Skincare Products List (§ ~~32202-631002~~ of this Title) if such products
22 are found to contain any substance that poses a threat to Guam’s marine
23 ecosystem.

24 (b) Notice shall be given of the ban as follows:

25 (1) Banned products containing a non-FDA approved
26 substance that is determined to be a threat to Guam’s Marine
27 ecosystem – not less than thirty (30) days.

1 (2) Banned products containing an FDA approved
2 substance that is determined to be a threat to Guam’s Marine
3 ecosystem – not less than one hundred eighty (180) days

4 **§ ~~32204631004~~. Posting and Updating of the Guam Banned**
5 **Skincare Products List.**

6 The Guam Banned Skincare Products List on the websites of the ~~Guam~~
7 ~~Department of Agriculture, the~~ Guam Environmental Protect Agency and the
8 Guam Department of Public Health and Social Services. The listing shall be
9 updated within thirty (30) days of each addition to the list.”

10 **Section 3. Effective Date**

11 This Act is effective upon enactment except that § ~~32202631002~~ (c) & (e), as
12 enacted by Section 2 of this Act, shall be effective one hundred eighty (180) days
13 from the date of enactment.



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

February 27, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Fiscal Note for Bill No. 35-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note for the following bill:

Bill No. 35-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly forward the same to Management Information Services (MIS) for posting on our website.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 35-38 (COR)**

AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 32, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE IMPORT OF SKINCARE PRODUCTS THAT POSE A DANGER TO GUAM'S CORAL REEFS AND MARINE LIFE.

Department/Agency Appropriation Information		
Dept./Agency Affected: Guam Environmental Protection Agency (GEPA)	Dept./Agency Head: Michelle Lastimoza, Administrator	
Department's General Fund (GF) appropriation(s) to date: Operations (\$422,741); Beach Monitoring (\$46,903)		469,644
Department's Other Fund (Specify) appropriation(s) to date: Guam Environmental Trust Fund (\$492,444); Water Research and Development Fund (\$80,999); Solid Waste Operations Fund (\$202,992)		776,435
		\$1,246,079

Dept./Agency Affected: Department of Public Health and Social Services	Dept./Agency Head: Theresa C. Arriola, Director	
Department's General Fund (GF) appropriation(s) to date: Operations (\$58,150,402); Health Insurance Premiums for Foster Children (\$1,855,841); Child Protective Services Program (\$2,220,129); Miscellaneous Appropriation for Grants for Homelessness (\$500,000)		\$70,787,961
Department's Other Fund appropriation(s) to date: Environmental Health Fund (\$1,415,223); Health Professional Licensing Office Revolving Fund (\$338,801); Office of Vital Statistics Revolving Fund (\$225,014); DPHSS Sanitary Inspection Revolving Fund (\$424,986); Healthy Futures Fund for Guam Cancer Registry (\$389,144)		\$2,793,168
Total Department/Agency Appropriation(s) to date:		\$73,581,129

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2024 Unreserved Fund Balance		\$0	\$0
FY 2025 Adopted Revenues	\$0	\$0	\$0
FY 2025 Appro. (P.L. 37-125)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill:						
	One Full Fiscal Year	For Remainder of FY 2025 (if applicable)	FY 2026	FY 2027	FY 2028	FY 2029
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Guam Environmental Trust Fund 1/	\$0	1/	1/	1/	1/	1/
Total	\$0	1/	1/	1/	1/	1/

- Does the bill contain "revenue generating" provisions? / X / Yes / / No
If Yes, see Attachment.
- Is amount appropriated adequate to fund the intent of the appropriation? / X / N/A / / Yes / / No
If no, what is the additional amount required? \$ / / N/A
- Does the Bill establish a new program/agency? / / Yes / X / No
If yes, will the program duplicate existing programs/agencies? / X / N/A / / Yes / / No
Is there a federal mandate to establish the program/agency? / / Yes / X / No
- Will the enactment of this Bill require new physical facilities? / / Yes / X / No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / X / Yes / / No
/X / Requested agency comments not received by due date / / Other:

Analyst: <u>William P. Taitingfong</u>	Date: <u>2/21/25</u>	Director: <u>Lester L. Carlson, Jr.</u>	Date: FEB 27 2025
William P. Taitingfong, Acting BMA Supvr. Lester L. Carlson, Jr., Director			

Comments:

1/ See attached comments on Bill 35-38 (COR).

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 35-38 (COR)
(for revenue generating provisions)

Projected Multi-Year Revenues					
	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029
General Fund	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	1/	1/	1/	1/
Total	1/	1/	1/	1/	1/

Comments: 1/ Bill No. 35-38 provides for civil fines that are not less than \$100.00 and no more than \$5,000.00 for violations of the proposed ban on the importation of skincare products, such as sunscreens, that contain chemicals or substances that are harmful to the Guam's marine ecosystem. The Bureau provides a potential revenue impact from \$1,200.00 to as much as \$60,000.00 annually should there be at least 1 violation per month at the minimum of \$100.00 ($\$100.00 \times 12 = \$1,200.00$) and at the maximum of \$5,000.00 ($\$5,000.00 \times 12 \text{ months} = \$60,000.00$).

Bureau of Budget and Management Research
Comments on Bill No. 35-38 (COR)

The proposed legislation is an act to *add* a new Article 2 to Chapter 32, Title 10, Guam Code Annotated relative to prohibiting the import of skincare products that pose a danger to Guam's coral reefs and marine life.

The intent of the Bill is to impose a ban on the importation of skincare products, such as sunscreens, that contain chemicals or substances that are harmful to marine ecosystems. Such bans to include products that contain the chemicals oxybenzone, octinoxate, and octocrylene. The Bill will also give the Guam Environmental Protection Agency (GEPA) and the Guam Department of Public Health and Social Services the authority to restrict the import of products that contain chemicals or other substances that may harm Guam's marine ecosystem. Additionally, the proposed Bill establishes civil fines of not less than \$100.00 and no more than \$5,000.00 for violations of the ban.

It should be noted that the Bureau had sought input on the proposed Bill 35-38 from the GEPA on January 28, 2025 and follow-up requests on February 17 and February 20, 2025 and has not received any official comments as of the date of this fiscal note.

However, according to comments received from the DPHSS Division of Environmental Health (DEH), the DEH does not anticipate any significant fiscal impact if Bill 35-38 is enacted. In regards to the revenues from the civil fines imposed on violations, the DEH notes that the monies can be deposited into their Environmental Health Revolving Fund since regulations are adopted for monetary penalties. However, the monetary provision is only for permitted facilities (those with sanitary permits), so, establishments that sell only cosmetics (such as skincare products) do not require a permit. The DEH also note that the GEPA may say different as to the deposits of such revenues collected into a GEPA Fund, as the DPHSS-DEH did not participate in the drafting of the Bill.

The Bureau notes that Bill 35-38, if enacted, could pose a positive financial impact to either DPHSS-DEH or GEPA in terms of additional revenues collected from the civil fines imposed for violations of the proposed ban. The Bill could provide a potential revenue impact of \$1,200.00 to as much as \$60,000.00 annually should there be at least 1 violation per month at the minimum of \$100.00 and at the maximum of \$5,000.00. Additionally, the Bureau recommends that the proposed legislation include clarification as to the identity of the Special Revenue Fund and the Department / Agency that the revenues collected can be deposited.