I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN

2018 (SECOND) Regular Session

LEGISLATIVE SESSION VOTING RECORD

Bill No. 318-34 (COR) As corrected by the Prime Sponsor; amended and substituted by the Committee on Education, Finance and Taxation; and further amended on the Floor.					**Speaker Antonio R. Unpingco Legislative Session Hall** **December 17, 2018**	
NAME	**Aye**	**Nay**	**Not Voting/ Abstained**	**Out During Roll Call**	**Absent**	**Excused**
Senator Thomas C. **ADA**	✓					
Senator FRANK B. **AGUON, JR.**	✓					
Senator William M. **CASTRO**	✓					
Senator James V. **ESPALDON**	✓					
Senator Fernando Barcinas **ESTEVES**	✓					
Senator Régine Biscoe **LEE**	✓	I				
Senator Tommy **MORRISON**	✓					
Senator Louise B. **MUÑA**					✓	✓
Senator Telena Cruz **NELSON**	✓					
Senator Dennis G. **RODRIGUEZ, Jr.**	✓					
Senator Joe S. San **AGUSTIN**	✓					
Senator Michael F.Q. **SAN NICOLAS**	✓					
Acting Speaker Therese M. **TERLAJE**	✓	I				
Senator Mary Camacho **TORRES**	✓	I				

TOTAL:	**13**				**1**	**1**
	Aye	**Nay**	**Not Voting/ Abstained**	**Out During Roll Call**	**Absent**	**Excused**

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass

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2018 (SECOND) Regular Session

Bill No. 318-34 (COR)
As corrected by the Prime Sponsor;
substituted by the Committee on
Education, Finance and Taxation;
and amended on the Floor.

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Introduced by: Joe S. San Agustin

AN ACT TO *AMEND* § 64.70(c)(1)(A) AND *ADD* NEW SUBSECTIONS (g), (h), (i), AND (j) TO § 64.70 OF ARTICLE 2, CHAPTER 64, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE PREMISES ON WHICH BINGO OPERATIONS MAY BE HELD, ANNUAL REPORTING, PAYMENTS TO INDIVIDUALS, AND BINGO EQUIPMENT.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 64.70(c)(1)(A) of Article 2, Chapter 64, Title 9, Guam Code Annotated, is *amended* to read:

"(A) The application form *shall* include:

(i) the name and address of the applicant;

(ii) the evidences on which the applicant relies in order to qualify under Subsection (b);

(iii) the names of three (3) officers or members of the organization who *shall* be responsible for the operation of the gambling activities;

(iv) the address of the premises on which the operation of the gambling activities will be held; and

(v) the uses to which the net proceeds will be applied."

Section 2. A new § 64.70(g) is *added* to Article 2 of Chapter 64, Title 9, Guam Annotated, to read:

"(g) Notwithstanding any other law, rule or regulation, a non-profit tax exempt organization issued a permit pursuant to Subsection (c) may conduct bingo operations on any premises where it is authorized to do so by the Department of Revenue and Taxation, regardless of whether the premises is owned or leased by it or another non-profit tax exempt organization. However, the use of such premises *shall not* be conditioned on the payment of a share of bingo proceeds."

Section 3. A new § 64.70(h) is *added* to Article 2 of Chapter 64, Title 9, Guam Annotated, to read:

"(h) Notwithstanding any other law, rule or regulation, a bingo licensee, as that term is used in Title 3 GAR Chapter 7, is required to own all equipment used to conduct the bingo games or lease such equipment from an organization licensed with the Department of Revenue and Taxation (DRT). However, the use of such premises *shall not* be conditioned on the payment of a share of bingo proceeds."

Section 4. A new § 64.70(i) is *added* to Article 2 of Chapter 64, Title 9, Guam Annotated, to read:

"(i) Notwithstanding any other law, rule or regulation, a bingo licensee, as that term is used in Title 3 GAR Chapter 7, *shall* file an annual itemized report with the Gaming Control Commission each year disclosing the gross receipts and all expenses and expenditures associated with the operation of the bingo games. Such report *shall* be filed on or before April

15th of every year. The report must be prepared on the form prescribed and provided by the Gaming Control Commission."

Section 5. A new § 64.70(j) is *added* to Article 2 of Chapter 64, Title 9, Guam Annotated, to read:

"(j) Notwithstanding any other law, rule or regulation, no person or organization may receive any money or other consideration for salary, expense money, or any other fees for the operation of or assistance with regard to any bingo game, except that a member or auxiliary member of the licensed non-profit tax exempt organization who assists in the conducting of such games on such day *shall* be compensated based on the prevailing wages according to the member's position."

Section 6. The Department of Revenue and Taxation *shall*, within thirty (30) days of enactment of this Act, promulgate rules and regulations or amend existing rules and regulations to enforce the provisions of this Act.