

I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
95-36 (LS)	Amanda L. Shelton Jose "Pedro" Terlaje Clynton E. Ridgell Tina Rose Muña Barnes Telena Cruz Nelson V. Anthony Ada James C. Moylan Frank Blas Jr. Christopher M. Dueñas	AN ACT TO AMEND § 77104.1 OF ARTICLE 1, CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING ALL PEACE OFFICERS IN THE ENFORCEMENT OF ALCOHOL FREE ZONES.	3/25/21 1:55 p.m.	3/26/21	Committee on Air Transportation, Parks, Tourism, Higher Education and the Advancement of Women, Youth, and Senior Citizens			Request: 3/29/21 4/5/21



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

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April 5, 2021

MEMO

To: **Rennae Meno**
Clerk of the Legislature

From: **Vice Speaker Tina Rose Muña Barnes**
Chairperson, Committee on Rules

Re: **Fiscal Notes for Bill Nos. 91-36 (LS), 95-36 (LS), and 98-36 (LS)**

Buenas yan Håfa adai.

Attached, please find the fiscal notes for the following bills:

Bill No. 91-36 (LS)

Bill No. 95-36 (LS)

Bill No. 98-36 (LS)

Please forward the same to Management Information Services (MIS) for posting on our website.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 95-36 (COR)**

AN ACT TO AMEND § 77104.1 OF ARTICLE 1, CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING ALL PEACE OFFICERS IN THE ENFORCEMENT OF ALCOHOL FREE ZONES.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Parks and Recreation (DPR)	Dept./Agency Head: Roque Alcantara, Director
Department's General Fund (GF) appropriation(s) to date:	\$2,109,016
Department's Other Fund appropriation(s) to date: Limited Gaming Fund (\$535,801); Public Recreation Services Fund (\$116,456); Tourist Attraction Fund (\$891,155)	\$1,543,412
Total Department/Agency Appropriation(s) to date:	\$3,652,428

Fund Source Information of Proposed Appropriation

	General Fund:	Special Fund:	Total:
FY 2020 Unreserved Fund Balance	\$0	\$0	\$0
FY 2021 Adopted Revenues	\$0	0	0
FY 2021 Appro. (P.L. 35-99)	\$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 2021 (if applicable)	FY 2022	FY 2023	FY 2024	FY 2025
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	1/	\$0	\$0	\$0	\$0
Total	1/	1/	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / / Yes / X/ 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? \$ _____ /X/ N/A
- Does the Bill establish a new program/agency? /X/ Yes / / No
If yes, will the program duplicate existing programs/agencies? / / N/A / / Yes /X/ 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: DPR & OAG / / Other:

Analyst: Raymond Rieta, BMA II **Date:** 4/2/2021 **Director:** Lester L. Carlson, Jr., Director **Date:** APR 05 2021

Notes:
1/: See additional Comments.

Bureau of Budget & Management Research
Comments on Bill No. 95-36 (LS)

Bill No. 95-36 proposes to amend § 77104.1 of Article 1, Chapter 77, Title 21, Guam Code Annotated to give jurisdiction to all peace officers, as defined in 17 GCA, § 51101(b), to issue citations to any person who possesses or consumes alcohol in an “Alcohol Free Zone” (AFZ) within the Guam Territorial Park system. Existing law authorizes only Territorial Park Patrol Officers and Guam Police Officers jurisdiction in these AFZs. The Bill expands this jurisdiction to all peace officers, to include officers from the Guam Police Department, Guam Airport Police, Guam Port Authority Police, Department of Corrections, Customs and Quarantine Agency, Department of Youth Affairs, Division of Aquatic and Wildlife Resources, Attorney General’s Office, Unified Guam Judiciary, and the Guam Fire Department.

In accordance with § 77104.2 (d), all fines collected as a result of penalties imposed by § 77104.1 shall be deposited in the “Public Recreation Services Fund (PRSF)”, which was created specifically for the Department of Parks and Recreation (DPR). Because the Bill proposes to increase the resources to issue citations, the fines associated with each additional violation would contribute to the overall deposits into the PRSF. However, absent additional information such as how many citations are issued in a given time period, how much of the fines are actually paid and what percentage of the fines contribute to the PRSF, a more accurate fiscal impact of this legislation cannot be determined at this time. Furthermore, the expansion of additional peace officers to issue citations in AFZs may affect each agencies’ operational budgets should they assign officers to patrol and monitor these AFZs outside their regular areas of operation.