

*I Mina'Trentai Dos Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>401-32 (COR)</b>	Dennis G. Rodriguez, Jr., R. J. Respicio	AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.	9/22/14 4:07 p.m.	09/22/14	Committee on Rules, Federal, Foreign, & Micronesian Affairs, Human & Natural Resources, and Election Reform	09/29/14 9:00 a.m.	09/30/14 9:32 a.m.	<b>Fiscal Note Request 9/23/14</b> <b>Fiscal Note Recd 9/29/14</b>

SENATOR RORY J. RESPICIO  
MAJORITY LEADER

CHAIRPERSON  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Libeslaturan Guåhan*  
THIRTY-SECOND GUAM LEGISLATURE

SEP 30 2014

The Honorable Judith T. Won Pat, Ed.D.  
Speaker  
I Mina'trentai Dos na Liheslaturan Guåhan  
155 Hesler Place  
Hagåtña, Guam 96910

**RE: Committee Report on Bill No. 401-32 (COR) As Introduced**

*Hafa Adai* Speaker Won Pat:

The Committee on Rules, Federal, Foreign & Micronesian Affairs, Human & Natural Resources, and Election Reform hereby reports out its findings and recommendations on **Bill No. 401-32 (COR) As Introduced**- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by Senator Dennis G. Rodriguez, Jr.  
Committee votes are as follows:

- 8 TO PASS
- \_\_\_\_\_ NOT TO PASS
- 1 TO REPORT OUT ONLY
- \_\_\_\_\_ TO ABSTAIN
- \_\_\_\_\_ TO PLACE IN INACTIVE FILE

Very Truly Yours,

*Rory J. Respicio*  
Rory J. Respicio

2014 SEP 30 AM 9:32  
*[Signature]*

SENATOR RORY J. RESPICIO  
MAJORITY LEADER

CHAIRPERSON  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Liheslaturan Guåhan*  
THIRTY-SECOND GUAM LEGISLATURE

**COMMITTEE REPORT ON  
BILL NO. 401-32 (COR)  
As Introduced**

**“AN ACT TO AMEND  
CHAPTER V (O)(3) OF PUBLIC  
LAW 32-181 RELATIVE TO THE  
PROTECTION OF GUAM’S  
NATURAL RESOURCES,” by  
Senator Dennis G. Rodriguez, Jr.**

SENATOR RORY J. RESPICIO  
MAJORITY LEADER

CHAIRPERSON  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM




*I Mina'trentai Dos na Libeslaturan Guåban*  
THIRTY-SECOND GUAM LEGISLATURE

SEP 30 2014

MEMORANDUM

**To:** All Members  
*Committee on Rules, Federal, Foreign & Micronesian Affairs, and Human & Natural Resources; and Election Reform*

**From:** Senator Rory J. Respicio 

**Subject:** Committee Report on Bill No. 401-32 (COR) As Introduced

Transmitted herewith for your review and consideration is the **Bill No. 401-32 (COR) As Introduced-** "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by **Senator Dennis G. Rodriguez, Jr.**

This report includes the following supporting documents:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 401-32 (COR) As Introduced
- Public Hearing Sign-in Sheet
- Referral of Bill No. 401-32 (COR) As Introduced
- Fiscal Note for Bill No. 401-32 (COR) As Introduced
- Public Hearing Notices
- Public Hearing Agenda

Please take the appropriate action on the attached voting 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!*

**SENATOR RORY J. RESPICIO**  
**MAJORITY LEADER**

**CHAIRPERSON**  
 COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
 HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Libeslaturan Guåhan*  
**THIRTY-SECOND GUAM LEGISLATURE**

**COMMITTEE VOTING SHEET**

**Bill No. 401-32 (COR)- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by Senator Dennis G. Rodriguez, Jr.**

	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Rory J. Respicio Chairperson		<input checked="" type="checkbox"/> 9-29-14				
Senator Thomas C. Ada Vice-Chairperson		<input checked="" type="checkbox"/>				
Speaker Judith T. Won Pat, Ed.D. Member				<input checked="" type="checkbox"/> 9-29-14		
Vice-Speaker Benjamin J.F. Cruz Member		<input checked="" type="checkbox"/> 9/29/14				
Legislative Secretary Tina Rose Muña Barnes Member		<input checked="" type="checkbox"/>				
Senator Dennis G. Rodriguez, JR. Member		<input checked="" type="checkbox"/> 9/29/14				
Senator Frank Blas Aguon Jr. Member						
Senator Michael F.Q. San Nicolas Member		<input checked="" type="checkbox"/> 9/29/14				
Minority Leader Senator V. Anthony Ada Member		<input checked="" type="checkbox"/> 9/30/14				
Senator Aline Yamashita Member		<input checked="" type="checkbox"/> 9/30/14				

**SENATOR RORY J. RESPICIO**  
**MAJORITY LEADER**

**CHAIRPERSON**  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Libeslaturan Guåhan*  
**THIRTY-SECOND GUAM LEGISLATURE**

COMMITTEE REPORT DIGEST

I. OVERVIEW

**Bill No. 401-32 (COR)**- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by **Senator Dennis G. Rodriguez, Jr.** introduced on September 22, 2014; and was subsequently referred to the Committee on Rules; Federal, Foreign & Micronesia Affairs; and Human & Natural Resources; and Election Reform on September 22, 2014.

Senator Rory J. Respicio, Chairperson of the Committee on Rules; Federal, Foreign & Micronesia Affairs; and Human & Natural Resources; and Election Reform convened a public hearing on **Bill No. 401-32 (COR)** on Monday, September 29, 2014, 9:00 A.M. in the Legislature's Public Hearing Room to receive public testimony on the measure.

Public Notice Requirements

In accordance with the Open Government Law, notices were disseminated to all senators and to all main media broadcasting outlets, first on September 22, 2014 and again on September 25, 2014.

Senators Present

Senator Rory J. Respicio, Chairperson  
Senator Dennis G. Rodriguez, Jr., Member  
Senator Aline A. Yamashita, Member  
Senator Christopher M. Duenas

II. SUMMARY OF TESTIMONY & DISCUSSION

No one signed in to testify.

Mariquita F. Taitague, Director, Department of Agriculture, provided two (2) written statements on the bill. *(Please see attached)*

Senator Rory J. Respicio called the public hearing to order at 9:00 A.M. deferred to Senator Dennis G. Rodriguez, Jr. to provide opening remarks the main sponsor of **Bill No. 401-32 (COR)**.

Senator Dennis G. Rodriguez, Jr.

The intent of the bill is that this provision in the budget law will ensure there is no interruption and that the identification of these funds now will remain in that capacity to protect Guam's natural resources. Working with the Department of Agriculture, the revisions that we have in this bill will ensure that the three conservation recruits are there and their services will not be interrupted after tomorrow.

Senator Rory J. Respicio

The only amendment I would make to this bill is to add more co-sponsor which we can do on the Session Floor.

Senator Respicio thanked his colleagues present and considered **Bill No. 401-32 (COR)** duly heard.

III. FINDINGS AND RECOMMENDATIONS

The Committee on Rules, Federal, Foreign & Micronesia Affairs, and Human & Natural Resources; and Election Reform hereby reports out **Bill No. 401-32 (COR)** with the recommendation TO DO PASS.

MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN  
2014 (SECOND) Regular Session

Bill No. 401 -32 (COR)

Introduced by:

D.G. RODRIGUEZ, JR.   
R.J. RESPICIO 

AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW  
32-181 RELATIVE TO THE PROTECTION OF GUAM'S  
NATURAL RESOURCES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Item (o)(3) of Chapter V, public Law 32-181 is hereby amended,  
to read:

**“Protection of Guam’s Natural Resources.** The sum of Four Hundred  
Twenty Five Thousand Dollars (\$425,000) *shall* be allocated from the General  
Fund appropriation in Subsection (o)(1) to the AGR to pay for salaries and benefits  
for up to eight (8) additional, Competitive Limited Term Appointment, Forestry  
I positions to assist in the protection of Guam’s wild land, conservation reserves  
and urban areas, and to further promote and support the health and productivity  
of Guam’s forest lands. This allocation *shall* be used in part and as necessary  
to pay for salaries and benefits for the three (3) Competitive Limited Term  
Appointment, Conservation Officer-I Recruit positions presently filled beyond the  
federal grant funding, which expires September 30, 2014, with no interruption in  
service to enforce Guam’s laws and regulations for the protection of fish, wildlife,  
endangered and threatened species and forestry laws. AGR *shall* submit a status  
report, *no later than* six (6) months following the enactment of this Act, to /

*Maga'lahen Guahan* and to the Speaker of *I Liheslaturan Guahan* relative to the expenditure of funds allocated herein.”

**Section 2. Severability.** If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are severable.

**Section 3. Effective Date.** This Act shall become immediately effective upon enactment.



SENATOR RORY J. RESPICIO  
 MAJORITY LEADER

CHAIRPERSON  
 COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
 HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Libeslaturan Guåhan*  
 THIRTY-SECOND GUAM LEGISLATURE

PUBLIC HEARING SIGN-IN SHEET

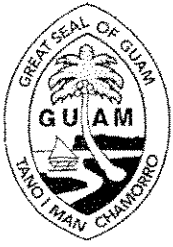
Monday, September 29, 2014 • 9:00 AM

*I Libeslatura* • Public Hearing Room • Hagåtña, Guam

Bill No. 401-32 (COR)- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by Senator Dennis G. Rodriguez, Jr.

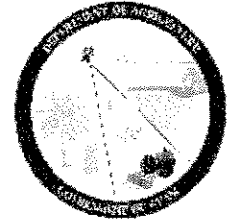
NAME	AGENCY OR ORGANIZATION	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	PHONE NUMBER	EMAIL ADDRESS

*none*



# Department of Agriculture Dipattamenton Agrikottura

163 Dairy Road, Mangilao, Guam 96913



Edward J.B. Calvo  
Governor

Raymond S. Tenorio  
Lt. Governor

Director's Office  
Agricultural Dev. Services  
Animal Health  
Aquatic & Wildlife Resources  
Forestry & Soil Resources  
Plant Nursery  
Plant Inspection Facility

300-7964/65/66; Fax 734-6569  
300-7972/73/67; Fax 734-6569  
300-7965/66; Fax 734-6569  
735-3955/56; Fax 734-6570  
300-7975/76; Fax 734-6569  
300-7974; Fax 734-6569  
475-1426/27; Fax 477-9487

Mariquita F. Taitague  
Director

Matthew L.G. Sablan  
Deputy Director

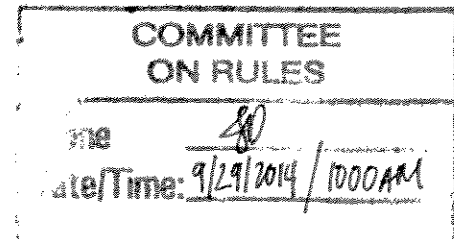
September 29, 2014

The 32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagatna, Guam 96910

**Re: Justification for Keeping the 3 Conservation Officer Recruits – Bill 401-32 (P.L. 32-181)**

Hafa Adai! Senator Rodriguez is considering a bill that would retain the current Conservation Officer Recruits by amending the current Budget Laws FY15 language from Conservation Officer 1 to Conservation Officer Recruit. We provide the justification for this amendment.

1. The initial funding source that paid for the salaries of the recruits came from a Coral Reef Initiative funding. It was incumbent upon the Government of Guam to find funding to utilize the skills initially paid for by the federal grant. Note: Should attach original MOU that states that GovGuam find funding.
2. By amending Public Law 32-181 from Conservation Officer 1 to Conservation Recruit, the Department would save approximately \$12,000 with the hiring of the three (3) Conservation Recruit Limited Term Appointments.
3. The three Conservation Officer Recruits have and are being trained to handle the issues and challenges that a Conservation Officer would be tasked with. These Recruits have been trained in a wide-range of duties. The Government of Guam through the program had invested time and resources to train these officers. They function as an important component and step to the protection of Guam's natural resources.
4. In the short time they have been with the Department (DAWR) these officers have learned and trained in a wide range of duties from basic arrest procedures, writing arrest reports, surveillance, and other conservation officer procedures.
5. They have had the opportunity to be in the general public for out-reach, and school presentations. The Officers possess the important combination enthusiasm and assertiveness important in law enforcement.



6. They are being qualified to handle firearms.
7. The Department has already invested a lot of time and effort to train the officers in the duties and responsibilities required of an officer. If the Department is unable to maintain the officers, and the hiring of officers has to be reinitiated, it may be the better part of the FY15 before officers can be interviewed, tested and then hired. More time and effort would have to be invested to retrain new officers. We have officers who have passed the initial phase, and we have trained them, as well.
8. The current Officer Recruits are very enthusiastic and willing group of individuals. Their enthusiasm and training will provide the Department/Division with the capacity to protect Guam resources. The current pool of veteran officers makes it important that the Department begins training its officers now.

Thank you for the opportunity to replace a slowly senescent law enforcement force, with vibrant energetic officers should not be missed. It would be unfortunate if we lose them.

Sincerely,

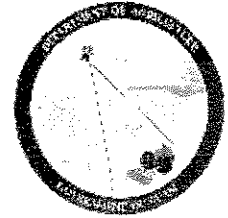


**MARIQUITA F. TAITAGUE**



# Department of Agriculture Dipattamenton Agrikottura

163 Dairy Road, Mangilao, Guam 96913



Edward J.B. Calvo  
Governor

Raymond S. Tenorio  
Lt. Governor

Director's Office  
Agricultural Dev. Services  
Animal Health  
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Forestry & Soil Resources  
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735-3955/56; Fax 734-6570  
300-7975/76; Fax 734-6569  
300-7974; Fax 734-6569  
475-1426/27; Fax 477-9487

Mariquita F. Taitague  
Director

Matthew L.G. Sablan  
Deputy Director

September 29, 2014

## Memorandum

**To:** Members of the 32<sup>nd</sup> Guam Legislature  
**From:** Director, Department of Agriculture  
**Subject:** **Justification for Recruitment of Forestry Aides**

Hafa Adai! Listed below are the justification for recruitment of Forestry Aide I positions:

1. Forestry Aide I positions are needed to assist in the protection of Guam's wild land, conservation reserves, and urban areas;
2. To further promote and support the health and productivity of Guam's forest lands;
3. We are mandated to fight wild land fires and with the existing staffing we are compromising the safety of our personnel. We only have five (5) personnel to suppress fires which is broken down to two teams of 3 and 2 per team;
4. Soil erosion is a major problem throughout the island. Forestry is the only division within Gov Guam with the responsibility for conducting reforestation work to address this critical issue; and
5. Collaboration with other agencies, UOG, BSP, EPA, GFD, Boy Scouts, NRCS, Northern and Southern water conservation district, GVB, Parks and Recreation, Mayor Council, Rotary Club, Public and private schools. We provide support to all these organization with our programs to enhance their programs.

Thank you for your consideration.

*M. F. Taitague*  
MARIQUITA F. TAITAGUE

<b>COMMITTEE ON RULES</b>	
Name	SD
Date/Time:	9/29/2014 / 1000 AM

*I Mina'Trentai Dos Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>401-32 (COR)</b>	Dennis G. Rodriguez, Jr., R. J. Respicio	AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.	9/22/14 4:07 p.m.	09/22/14	Committee on Rules, Federal, Foreign, & Micronesian Affairs, Human & Natural Resources, and Election Reform			<b>Fiscal Note Request 9/23/14</b>



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Lina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

September 29, 2014

## Memorandum

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

**From:** Senator Rory J. Respicio  
*Majority Leader & Rules Chair*

**Subject:** Fiscal Notes

*Hafa Adai!*

Attached please find the fiscal note for the bill number listed below. Please note that the fiscal note is issued on the bills as introduced.

### FISCAL NOTE:

Bill No. 401-32(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

2014 SEP 29 11 29 AM

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 401-32**

**AN ACT TO AMEND CHAPTER V (a)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Department of Agriculture	Dept./Agency Head: Mariquita F. Taitague, Director
Department's General Fund (GF) appropriation(s) to date:	3,424,312
Department's Other Fund (Guam Plant Insepction & Permit Fund) appropriations to date:	90,131
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$3,514,443</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2014 Unreserved Fund Balance		\$0	\$0
FY 2015 Adopted Revenues	\$648,044,542	\$0	\$648,044,542
FY 2015 Appro. (P.L. 32-181)	(\$648,044,811)	\$0	(\$648,044,811)
Sub-total:	(\$269)	\$0	(\$269)
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>(\$269)</b>	<b>\$0</b>	<b>(\$269)</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2015 (if applicable)	FY 2016	FY 2017	FY 2018	FY 2019
General Fund	\$118,755	\$0	\$133,423	\$133,423	\$133,423	\$133,423
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$118,755</b>	<b>\$0</b>	<b>\$133,423</b>	<b>\$133,423</b>	<b>\$133,423</b>	<b>\$133,423</b>

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

Analyst: <u>Arthur R. Mariano</u>	Date: <u>9/26/14</u>	Director: <u>Anthony C. Blaz, Acting Director</u>	Date: <b>SEP 26 2014</b>
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Footnotes:  
See attachment to fiscal note.

**Bureau of Budget & Management Research**  
**Attachment to Fiscal Note No. 401-32 (COR)**

**Comments:**

Sec. 1 of Bill 401-32 (COR) amends Chapter V (o)(3) of P.L. 32-181 (FY15 Budget Act), to change the positions to be funded in FY15 from Conservation Officer I(s) to Conservation Officer Recruits. The projected fiscal impact on the General Fund (GF) in FY15 is approximately \$118,755 but would increase to \$133,423 in FY16 and prospectively assuming the same three (3) FTE(s) are promoted to Conservation Office I(s). FY15 costs would be covered by the funding authority in the aforementioned Chapter of P.L.32-181. It should be noted that the affected positions are currently 100% federally-funded and were filled via Competitive Limited Term Appointments (CLTA). The Bureau is highly concerned with the proposed *shift* of federally-funded positions to the GF as it may set precedence for other Government of Guam departments to take similar action in order to retain employees hired via CLTA. The proposed Bill also contradicts provisions of P.L. 28-187 relative to CLTA hiring as, in this case, it provides added employment protection to *limited-term* employees and thereby places undue financial pressure on the Government of Guam's GF. Needless to say, the Department has existing mandates that must be met and which the aforementioned appropriation can be applied towards. These include additional personnel and equipment needed by the Department's Animal Health Division to increase its stray animal control efforts as well as funding needs in the Forestry Division due to non-availability of federal matching funds in FY15.





Eddie Baza Calvo  
Governor

Raymond S. Tenorio  
Lieutenant Governor

# Department of Agriculture

## Dipattamenton Agrikottura

163 Dairy Road, Mangilao, Guam 96913

Director's Office  
Agricultural Development Services  
Plant Nursery  
Aquatic & Wildlife Resources  
Forestry & Soil Resources  
Plant Inspection Station

300-7964, 65, 66; Fax 734-6569  
300-7967, 71  
300-7972  
735-3955/56; Fax: 734-6570  
300-7975,76; Fax: 734-0111  
475-1426/27; FAX: 477-9487



Mariquita F. Taitague  
Director

Matthew L.G. Sablan  
Deputy Director

September 25, 2014

To: Art Mariano, BBMR  
From: Director, Department of Agriculture  
Subject: Comment on Bill No. 401-32 (COR)

Pursuant to P.L. 32-181, the Department of Agriculture was budgeted \$425,000 to recruit 11 Competitive Limited Term Appointment (LTA) positions (8 Forestry Aide I and 3 Conservation Officer I) for FY2015. These positions are needed in these Divisions - Forestry & Soil Resources and Aquatic & Wildlife Resources, Law Enforcement Section to replace positions vacated due to separation, retirement or resignation. Thus, the nature of these new hires is a temporary status subject to expiration September 30, 2015.

The Department's General Fund budget ceiling in the amount \$3,00,986 covered existing employees and vacant positions of three (3) Animal Control Officer I with 2 vehicles in the Animal Health Division that village Mayors' continue to insist the dire need of increasing personnel in compliance with local laws that cannot be accomplished with only 3 existing employees to oversee the demand of residents, communities and other entities for assistance for either biting dogs, stray, running at large, sick, vicious or carcasses on roadways or government properties. The approved budget of \$3,424,312 (GF) is inclusive of \$94,955 for Guam Animal In Need (G.A.I.N.), a Non-Profit Organization, and \$425,000 for the new LTA positions, with a remainder of \$2,904,357. This is a reduction of \$105,629 from our budget ceiling.

This reduction from our budget impacted our ability to increase much needed manpower and to fulfill the duties and responsibilities in the Animal Health Division.

The Forestry and Soil Resources is a federal/local match program, and unfortunately, will not receive federal match funding for their FY2014 but with 100% General Fund. (Their match fund grant period would have started June 1, 2014 - May 31, 2015.) The Conservation Recruits (3) were recruited at LTA status with a 100% Federal Fund and will expire 30 September 2014.

*M. F. Taitague*  
MARIQUITA F. TAITAGUE

RECEIVED  
SEP 25 2014  
Bureau of Budget and  
Management Research



**COMMITTEE ON RULES**

*I Mina'trentai Dos na Lihelaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

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Member

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Dennis C. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

**September 23, 2014**

**VIA E-MAIL**

[joey.calvo@bbmr.guam.gov](mailto:joey.calvo@bbmr.guam.gov)

**Jose S. Calvo**  
**Acting Director**  
**Bureau of Budget & Management Research**  
**P.O. Box 2950**  
**Hagåtña, Guam 96910**

**RE: Request for Fiscal Notes– Bill No. 397-32 (COR) through 401-32(COR)**

*Hafa Adai* Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Dos na Lihelaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal note for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
397-32 (COR)	R. J. Respicio, J.T. Won Pat, Ed.D., T. C. Ada	AN ACT TO APPROPRIATE \$600,000 FOR A GYMNASIUM AND SPORTS CLASSROOMS IN NORTHERN GUAM.
398-32 (COR)	Aline A. Yamashita, Ph.D.	AN ACT TO SUPPORT GUAM'S MUSICIANS AND ENTERTAINERS BY AMENDING §3414 OF ARTICLE 4, CHAPTER 3, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMITTING ON-SALE LICENSEES TO SELL AND SERVE ALCOHOLIC BEVERAGES DURING EXTENDED HOURS.
399-32 (COR)	R. J. Respicio	AN ACT TO AMEND § 3218, CHAPTER 3, ARTICLE 2, TITLE 16 OF THE GUAM CODE ANNOTATED TO UPDATE THE CURRENT STANDARDS ON THE SALE OF OLD TIRES.
400-32 (COR)	R. J. Respicio	AN ACT TO ADOPT THE UNIFORM ENFORCEMENT OF FOREIGN JUDGMENTS ACT ("UEFJA") AND THE UNIFORM FOREIGN MONEY JUDGMENTS RECOGNITION ACT ("UFMJRA").
401-32 (COR)	Dennis G. Rodriguez, Jr., R. J. Respicio	AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.

*I Mina'Trentai Dos Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
401-32 (COR)	Dennis G. Rodriguez, Jr., R. J. Respicio	AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.	9/22/14 4:07 p.m.	09/22/14	Committee on Rules, Federal, Foreign, & Micronesian Affairs, Human & Natural Resources, and Election Reform			



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

September 22, 2014

### MEMORANDUM

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

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From:** **Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

**Subject: Referral of Bill No. 401-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 401-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

SENATOR RORY J. RESPICIO  
MAJORITY LEADER

CHAIRPERSON  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM




*I Mina'trentai Dos na Liheslaturan Guåhan*  
THIRTY-SECOND GUAM LEGISLATURE

September 22, 2014

MEMORANDUM

To: All Members  
All Media

From: Majority Leader Rory J. Respicio 

Subject: First Notice of Public Hearing– Monday, September 29, 2014

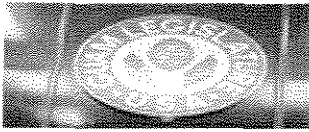
*Håfa Adai!* Please be advised that the Committee on Rules; Federal, Foreign & Micronesian Affairs; Human & Natural Resources; and Election Reform will be conducting the following on **Monday, September 29, 2014 beginning at 9:00 A.M.**, in the Legislature's Public Hearing Room:

9:00 A.M. Public Hearing

- Bill No. 401-32 (COR)- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by Senator Dennis G. Rodriguez, Jr.

Written testimony for the hearings should be addressed to Senator Rory J. Respicio, Chairperson, Committee on Rules; Federal, Foreign & Micronesian Affairs, Human & Natural Resources; Election Reform, and may be submitted via email to [cor@guamlegislature.org](mailto:cor@guamlegislature.org); fax to (671) 472-3547; or hand-delivery/mail to 155 Hesler Place, *Hågatña*, Guam 96910. The hearings will be broadcast live on MCV channel 117 and GTA channel 21. Should special assistance or accommodations be required, please contact Elaine Tajalle at my office at (671) 472-7679 or by e-mail at [etajalle@guamlegislature.org](mailto:etajalle@guamlegislature.org). *Si Yu'os ma'åse'!*

cc: All Senators  
Clerk of the Legislature  
Legal Counsel  
Sergeant-at-Arms/AV  
MIS



## First Notice of Public Hearing– Monday, September 29, 2014

Senator Rory J. Respicio <cor@guamlegislature.org> Mon, Sep 22, 2014 at 6:12 PM  
To: "Aline A. Yamashita, Ph.D" <aline4families@gmail.com>, "Christopher M. Duenas" <duenasenator@gmail.com>, "Dennis G. Rodriguez" <senatordrodriguez@gmail.com>, "Frank Blas Aguon, Jr." <aguon4guam@gmail.com>, "Judith T. Won Pat, Ed.D." <speaker@judiwonpat.com>, "Thomas C. Ada" <tom@senatorada.org>, Tina Rose Muna Bames <senator@tinamunabames.com>, "V. Anthony Ada" <senatortonyada@guamlegislature.org>, vicente 'ben' pangelinan <senbenp@guam.net>, "Benjamin JF Cruz" <senator@senatorbjcruz.com>, "Brant McCreddie" <brantforguam@gmail.com>, "Michael F. Q. San Nicolas" <senatorsannicolas@gmail.com>, "Michael T. Limtiaco" <mike@mikelimtiaco.com>, "Thomas (Tommy) Morrison" <tommy@senatormorrison.com>, "hottips@kuam.com" <hottips@kuam.com>, "mvariety@pticom.com" <mvariety@pticom.com>, "news@guampdn.com" <news@guampdn.com>, "news@k57.com" <news@k57.com>  
Bcc: Guam Legislature Clerks <clerks@guamlegislature.org>, Therese Terlaje <tterlaje@guam.net>, mis <mis@guamlegislature.org>, av@guamlegislature.org, Tom Unsiog <sgtarms@guamlegislature.org>, Joe San Agustin <joesa@guamlegislature.org>, phnotice <phnotice@guamlegislature.org>, Bernadette Meno <guam.avon@gmail.com>, bill phillips <phillipsguam@gmail.com>, Elaine Tajalle <etajalle@guamlegislature.org>, Jennifer Louise Dulla <jennifer.lj.dulla@gmail.com>, mary louise wheeler <mlwheeler2000@yahoo.com>, Mary Maravilla <mary@guamlegislature.org>, "Rory J. Respicio" <rorforguam@gmail.com>, Tyrone Taitano <tjtaitano@cs.com>, "Vince P. Arriola" <vparriola1@gmail.com>, Eric Palacios <eric.palacios@epa.guam.gov>, Yvette Cruz <yvette.cruz@epa.guam.gov>, Robert Perron <rperron@ite.net>

September 22, 2014

### MEMORANDUM

To: All Members

All Media

From: Majority Leader Rory J. Respicio

Subject: First Notice of Public Hearing– Monday, September 29, 2014

*Håfa Adai!* Please be advised that the Committee on Rules; Federal, Foreign & Micronesia Affairs; Human & Natural Resources; and Election Reform will be conducting the following on **Monday, September 29, 2014 beginning at 9:00 A.M.**, in the Legislature's Public Hearing Room:

#### 9:00 A.M. Public Hearing

- Bill No. 401-32 (COR)- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE


**TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by Senator Dennis G. Rodriguez, Jr.**

Written testimony for the hearings should be addressed to Senator Rory J. Respicio, Chairperson, Committee on Rules; Federal, Foreign & Micronesian Affairs, Human & Natural Resources; Election Reform, and may be submitted via email to [cor@guamlegislature.org](mailto:cor@guamlegislature.org); fax to (671) 472-3547; or hand-delivery/mail to 155 Hesler Place, *Hågatña*, Guam 96910. The hearings will be broadcast live on MCV channel 117 and GTA channel 21. Should special assistance or accommodations be required, please contact Elaine Tajalle at my office at (671) 472-7679 or by e-mail at [etajalle@guamlegislature.org](mailto:etajalle@guamlegislature.org). *Si Yu'os ma'åse'!*

cc: All Senators  
  
Clerk of the Legislature  
  
Legal Counsel  
  
Sergeant-at-Arms/AV  
  
MIS

—  
**Majority Leader Rory J. Respicio**  
Chairperson, Committee on Rules;  
Federal, Foreign & Micronesian Affairs;  
Human & Natural Resources; and Election Reform  
*I Mina Trentai Dos na Liheslaturan Guåhan*  
155 Hesler Place, Ste. 302  
Hagåtña, Guam 96910  
Phone: (671) 472-7679  
Fax: (671) 472-3547

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SENATOR RORY J. RESPICIO  
MAJORITY LEADER

CHAIRPERSON  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM




*I Mina'trentai Dos na Libeslaturan Guåban*  
THIRTY-SECOND GUAM LEGISLATURE

September 25, 2014

**MEMORANDUM**

**To:** All Members  
All Media

**From:** Majority Leader Rory J. Respicio 

**Subject:** Second Notice of Public Hearing– Monday, September 29, 2014

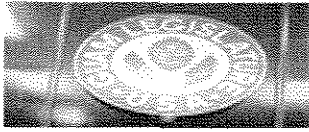
*Håfa Adai!* Please be advised that the Committee on Rules; Federal, Foreign & Micronesian Affairs; Human & Natural Resources; and Election Reform will be conducting the following on **Monday, September 29, 2014 beginning at 9:00 A.M.**, in the Legislature's Public Hearing Room:

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cc: All Senators  
Clerk of the Legislature  
Legal Counsel  
Sergeant-at-Arms/AV  
MIS



## Second Notice of Public Hearing– Monday, September 29, 2014

**Senator Rory J. Respicio** <cor@guamlegislature.org> Thu, Sep 25, 2014 at 8:22 AM  
To: "Aline A. Yamashita, Ph.D" <aline4families@gmail.com>, "Christopher M. Duenas" <duenasenator@gmail.com>, "Dennis G. Rodriguez" <senatordrodriguez@gmail.com>, "Frank Blas Aguon, Jr." <aguon4guam@gmail.com>, "Judith T. Won Pat, Ed.D." <speaker@judiwonpat.com>, "Thomas C. Ada" <tom@senatorada.org>, Tina Rose Muna Barnes <senator@tinamunabarnes.com>, "V. Anthony Ada" <senatortonyada@guamlegislature.org>, vicente 'ben' pangelinan <senbenp@guam.net>, "Benjamin JF Cruz" <senator@senatorbjcruz.com>, "Brant McCreadie" <brantforguam@gmail.com>, "Michael F. Q. San Nicolas" <senatorsannicolas@gmail.com>, "Michael T. Limtiaco" <mike@mikelimtiaco.com>, "Thomas (Tommy) Morrison" <tommy@senatormorrison.com>, "hottips@kuam.com" <hottips@kuam.com>, "mvariety@pticom.com" <mvariety@pticom.com>, "news@guampdn.com" <news@guampdn.com>, "news@k57.com" <news@k57.com>  
Bcc: Guam Legislature Clerks <clerks@guamlegislature.org>, Therese Terfaje <tterfaje@guam.net>, mis <mis@guamlegislature.org>, av@guamlegislature.org, Tom Unsiog <sgtarms@guamlegislature.org>, Joe San Agustin <joesa@guamlegislature.org>, phnotice <phnotice@guamlegislature.org>, Bernadette Meno <guam.avon@gmail.com>, bill phillips <phillipsguam@gmail.com>, Elaine Tajalle <etajalle@guamlegislature.org>, Jennifer Louise Dulla <jennifer.lj.dulla@gmail.com>, mary louise wheeler <mlwheeler2000@yahoo.com>, Mary Maravilla <mary@guamlegislature.org>, "Rory J. Respicio" <ror@guamlegislature.org>, Tyrone Taitano <tjtaitano@cs.com>, "Vince P. Arriola" <vpamiola1@gmail.com>, Eric Palacios <eric.palacios@epa.guam.gov>, Yvette Cruz <yvette.cruz@epa.guam.gov>, Robert Perron <rperron@ite.net>

September 25, 2014

### MEMORANDUM

**To:** All Members  
All Media

**From:** Majority Leader Rory J. Respicio

**Subject:** Second Notice of Public Hearing– Monday, September 29, 2014

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cc: All Senators  
  
Clerk of the Legislature  
  
Legal Counsel  
  
Sergeant-at-Arms/AV  
  
MIS

—  
**Majority Leader Rory J. Respicio**  
Chairperson, Committee on Rules;  
Federal, Foreign & Micronesian Affairs;  
Human & Natural Resources; and Election Reform  
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155 Hesler Place, Ste. 302  
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Fax: (671) 472-3547



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**Listserv: phnotice@guamlegislature.org**  
**As of July 7, 2014**

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**Listserv:** phnotice@guamlegislature.org  
As of July 7, 2014

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tommy@senatormorrison.com
tony@senatorada.org

**Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)  
As of July 7, 2014**

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<a href="mailto:lterlaje@guam.net">lterlaje@guam.net</a>
<a href="mailto:uperez@senbenp.com">uperez@senbenp.com</a>
<a href="mailto:vejohntorres@guamlegislature.org">vejohntorres@guamlegislature.org</a>
<a href="mailto:vincent@tinamunabarnes.com">vincent@tinamunabarnes.com</a>
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<a href="mailto:xiosormd@yahoo.com">xiosormd@yahoo.com</a>
<a href="mailto:ylee2@guam.gannett.com">ylee2@guam.gannett.com</a>
<a href="mailto:zita@mvguam.com">zita@mvguam.com</a>
<a href="mailto:zpalomo@guamag.org">zpalomo@guamag.org</a>

**SENATOR RORY J. RESPICIO**  
**MAJORITY LEADER**

**CHAIRPERSON**  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Libeslaturan Guåban*  
**THIRTY-SECOND GUAM LEGISLATURE**

**PUBLIC HEARING**

**Monday, September 29, 2014 • 9:00 AM**  
**Legislature's Public Hearing Room • Hagåtña, Guam**

**AGENDA**

- I. Call to Order**
- II. Announcements**
- III. Items for Public Consideration**
  - **Bill No. 401-32 (COR)- "AN ACT TO AMEND CHAPTER V (O)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES," by Senator Dennis G. Rodriguez, Jr.**
- IV. Closing Remarks**
- V. Adjournment**

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For copies of the above mentioned bills, please visit the Guam Legislature's website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimony should be addressed to Senator Rory J. Respicio, Chairperson, and may be submitted via hand-delivery to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, via e-mail to [cor@guamlegislature.com](mailto:cor@guamlegislature.com), or via facsimile to (671) 472-3547. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Elaine Tajalle at our office. For more information, please call 472-7679. We look forward to your attendance and participation. *Si Yu'os ma'åse'!*



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

September 29, 2014

## Memorandum

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

**From:** Senator Rory J. Respicio  
*Majority Leader & Rules Chair*

**Subject:** Fiscal Notes

*Hafa Adai!*

Attached please find the fiscal note for the bill number listed below. Please note that the fiscal note is issued on the bills as introduced.

### FISCAL NOTE:

Bill No. 401-32(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
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Legislative Secretary  
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Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

2014 SEP 29 PM 2:44



**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 401-32**

**AN ACT TO AMEND CHAPTER V (a)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.**

**Department/Agency Appropriation Information**

Dept./Agency Affected: <b>Guam Department of Agriculture</b>	Dept./Agency Head: <b>Mariquita F. Taitague, Director</b>
Department's General Fund (GF) appropriation(s) to date:	<b>3,424,312</b>
Department's Other Fund (Guam Plant Insepection & Permit Fund) appropriations to date:	<b>90,131</b>
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$3,514,443</b>

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
FY 2014 Unreserved Fund Balance		\$0	\$0
FY 2015 Adopted Revenues	\$648,044,542	\$0	\$648,044,542
FY 2015 Appro. (P.L. 32-181)	(\$648,044,811)	\$0	(\$648,044,811)
Sub-total:	(\$269)	\$0	(\$269)
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	(\$269)	\$0	(\$269)

**Estimated Fiscal Impact of Bill**

	One Full Fiscal Year	For Remainder of FY 2015 (if applicable)	FY 2016	FY 2017	FY 2018	FY 2019
General Fund	\$118,755	\$0	\$133,423	\$133,423	\$133,423	\$133,423
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$118,755</b>	<b>\$0</b>	<b>\$133,423</b>	<b>\$133,423</b>	<b>\$133,423</b>	<b>\$133,423</b>

1. Does the bill contain "revenue generating" provisions? // Yes    /X/ No  
If Yes, see attachment
2. 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
3. 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? /X/ N/A    // Yes    // No
4. Will the enactment of this Bill require new physical facilities? // Yes    /X/ No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X/ Yes    // No  
// Requested agency comments not received by due date      // Other:

Analyst: Arthur R. Mariano      Date: 9/26/14      Director: Anthony C. Blaz, Acting Director      Date: **SEP 26 2014**

Footnotes:  
See attachment to fiscal note.

**Bureau of Budget & Management Research**  
**Attachment to Fiscal Note No. 401-32 (COR)**

**Comments:**

Sec. 1 of Bill 401-32 (COR) amends Chapter V (o)(3) of P.L. 32-181 (FY15 Budget Act), to change the positions to be funded in FY15 from Conservation Officer I(s) to Conservation Officer Recruits. The projected fiscal impact on the General Fund (GF) in FY15 is approximately \$118,755 but would increase to \$133,423 in FY16 and prospectively assuming the same three (3) FTE(s) are promoted to Conservation Office I(s). FY15 costs would be covered by the funding authority in the aforementioned Chapter of P.L.32-181. It should be noted that the affected positions are currently 100% federally-funded and were filled via Competitive Limited Term Appointments (CLTA). The Bureau is highly concerned with the proposed *shift* of federally-funded positions to the GF as it may set precedence for other Government of Guam departments to take similar action in order to retain employees hired via CLTA. The proposed Bill also contradicts provisions of P.L. 28-187 relative to CLTA hiring as, in this case, it provides added employment protection to *limited-term* employees and thereby places undue financial pressure on the Government of Guam's GF. Needless to say, the Department has existing mandates that must be met and which the aforementioned appropriation can be applied towards. These include additional personnel and equipment needed by the Department's Animal Health Division to increase its stray animal control efforts as well as funding needs in the Forestry Division due to non-availability of federal matching funds in FY15.



Eddie Baza Calvo  
Governor

Raymond S. Tenorio  
Lieutenant Governor

# Department of Agriculture Dipattamenton Agrikottura

163 Dairy Road, Mangilao, Guam 96913

Director's Office  
Agricultural Development Services  
Plant Nursery  
Aquatic & Wildlife Resources  
Forestry & Soil Resources  
Plant Inspection Station

300-7964, 65, 66; Fax 734-6569  
300-7967, 71  
300-7972  
735-3955/56; Fax: 734-6570  
300-7975,76; Fax: 734-0111  
475-1426/27; FAX: 477-9487



Mariquita F. Taitague  
Director

Matthew L.G. Sablan  
Deputy Director

September 25, 2014

To: Art Mariano, BBMR  
From: Director, Department of Agriculture  
Subject: Comment on Bill No. 401-32 (COR)

Pursuant to P.L. 32-181, the Department of Agriculture was budgeted \$425,000 to recruit 11 Competitive Limited Term Appointment (LTA) positions (8 Forestry Aide I and 3 Conservation Officer I) for FY2015. These positions are needed in these Divisions - Forestry & Soil Resources and Aquatic & Wildlife Resources, Law Enforcement Section to replace positions vacated due to separation, retirement or resignation. Thus, the nature of these new hires is a temporary status subject to expiration September 30, 2015.

The Department's General Fund budget ceiling in the amount \$3,00,986 covered existing employees and vacant positions of three (3) Animal Control Officer I with 2 vehicles in the Animal Health Division that village Mayors' continue to insist the dire need of increasing personnel in compliance with local laws that cannot be accomplished with only 3 existing employees to oversee the demand of residents, communities and other entities for assistance for either biting dogs, stray, running at large, sick, vicious or carcasses on roadways or government properties. The approved budget of \$3,424,312 (GF) is inclusive of \$94,955 for Guam Animal In Need (G.A.I.N.), a Non-Profit Organization, and \$425,000 for the new LTA positions, with a remainder of \$2,904,357. This is a reduction of \$105,629 from our budget ceiling.

This reduction from our budget impacted our ability to increase much needed manpower and to fulfill the duties and responsibilities in the Animal Health Division.

The Forestry and Soil Resources is a federal/local match program, and unfortunately, will not receive federal match funding for their FY2014 but with 100% General Fund. (Their match fund grant period would have started June 1, 2014 - May 31, 2015.) The Conservation Recruits (3) were recruited at LTA status with a 100% Federal Fund and will expire 30 September 2014.

*M. F. Taitague*  
MARIQUITA F. TAITAGUE

RECEIVED

SEP 25 2014

Bureau of Budget and  
Management Research



## COMMITTEE ON RULES

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Member

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MINORITY LEADER

Senator  
Aline Yamashita  
Member

September 23, 2014

VIA E-MAIL  
[joey.calvo@bbmr.guam.gov](mailto:joey.calvo@bbmr.guam.gov)

Jose S. Calvo  
Acting Director  
Bureau of Budget & Management Research  
P.O. Box 2950  
Hagåtña, Guam 96910

**RE: Request for Fiscal Notes– Bill No. 397-32 (COR) through 401-32(COR)**

*Hafa Adai* Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal note for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (1)

Cc: Clerk of the Legislature

<b>Bill Nos.</b>	<b>Sponsors</b>	<b>Title</b>
<b>397-32 (COR)</b>	R. J. Respicio, J.T. Won Pat, Ed.D., T. C. Ada	AN ACT TO APPROPRIATE \$600,000 FOR A GYMNASIUM AND SPORTS CLASSROOMS IN NORTHERN GUAM.
<b>398-32 (COR)</b>	Aline A. Yamashita, Ph.D.	AN ACT TO SUPPORT GUAM'S MUSICIANS AND ENTERTAINERS BY AMENDING §3414 OF ARTICLE 4, CHAPTER 3, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMITTING ON-SALE LICENSEES TO SELL AND SERVE ALCOHOLIC BEVERAGES DURING EXTENDED HOURS.
<b>399-32 (COR)</b>	R. J. Respicio	AN ACT TO AMEND § 3218, CHAPTER 3, ARTICLE 2, TITLE 16 OF THE GUAM CODE ANNOTATED TO UPDATE THE CURRENT STANDARDS ON THE SALE OF OLD TIRES.
<b>400-32 (COR)</b>	R. J. Respicio	AN ACT TO ADOPT THE UNIFORM ENFORCEMENT OF FOREIGN JUDGMENTS ACT ("UEFJA") AND THE UNIFORM FOREIGN MONEY JUDGMENTS RECOGNITION ACT ("UFMJRA").
<b>401-32 (COR)</b>	Dennis G. Rodriguez, Jr., R. J. Respicio	AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW 32-181 RELATIVE TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.



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Senator  
V. Anthony Ada  
Member  
MINORITY LEADER


Senator  
Aline Yamashita  
Member

September 22, 2014

### MEMORANDUM

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

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From:** **Senator Rory J. Respicio**   
*Chairperson of the Committee on Rules*

**Subject: Referral of Bill No. 401-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 401-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

**MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN**  
**2014 (SECOND) Regular Session**

Bill No. 401-32 (COR)

Introduced by:

**D.G. RODRIGUEZ, JR.**  
**R.J. RESPICIO**

**AN ACT TO AMEND CHAPTER V (o)(3) OF PUBLIC LAW  
32-181 RELATIVE TO THE PROTECTION OF GUAM'S  
NATURAL RESOURCES.**

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

**Section 1.** Item (o)(3) of Chapter V, public Law 32-181 is hereby amended,  
to read:

**“Protection of Guam’s Natural Resources.** The sum of Four Hundred Twenty Five Thousand Dollars (\$425,000) *shall* be allocated from the General Fund appropriation in Subsection (o)(1) to the AGR to pay for salaries and benefits for up to eight (8) additional, Competitive Limited Term Appointment, Forestry I positions to assist in the protection of Guam’s wild land, conservation reserves and urban areas, and to further promote and support the health and productivity of Guam’s forest lands. This allocation *shall* be used in part and as necessary to pay for salaries and benefits for the three (3) Competitive Limited Term Appointment, Conservation ~~Officer-I~~ Recruit positions presently filled beyond the federal grant funding, which expires September 30, 2014, with no interruption in service to enforce Guam’s laws and regulations for the protection of fish, wildlife, endangered and threatened species and forestry laws. AGR *shall* submit a status report, *no later than* six (6) months following the enactment of this Act, to I

2014 SEP 22 PM 4:27

*Maga'lahaen Guahan* and to the Speaker of *I Liheslaturan Guahan* relative to the expenditure of funds allocated herein.”

**Section 2. Severability.** If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are severable.

**Section 3. Effective Date.** This Act shall become immediately effective upon enactment.