



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

February 27, 2014

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

Subject: Fiscal Notes / Waiver

Hafa Adai!

Attached please find the fiscal notes and waiver for the bill numbers listed below.

Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

FISCAL NOTES:

Bill No. 243-32(COR)

Bill No. 244-32(COR)

Bill No. 248-32(COR)

Bill No. 255-32(COR)

Bill No. 265-32(COR)

Bill No. 267-32(COR)

WAIVER:

Bill No. 25232(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

Senator
Vicente (Ben) C. Pangelinan
Member

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

2014 FEB 27 11:08

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932EDDIE BAZA CALVO
GOVERNORJOHN A. RIOS
DIRECTORRAY TENORIO
LIEUTENANT GOVERNORJOSE S. CALVO
DEPUTY DIRECTOR

FEB 25 2014

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Dos na Liheslaturan Guâhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 243-32(COR), 244-32(COR), 248-32(COR), 255-32(COR), 265-32(COR) 267-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 252-32(COR).

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.



JOHN A. RIOS
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 243-32 (COR)**

AN ACT TO IMPLEMENT THE LAW ENFORCEMENT PAY ADJUSTMENT FOR EMPLOYEES OF THE UNIFIED JUDICIARY OF GUAM, FUND CAPITAL IMPROVEMENTS TO THE MUNICIPAL MARKET OF MANGILAO AND TO CREATE THE RESPONSIBLE NON-PROFIT ENDOWMENT FUND, BY AMENDING §2 OF CHAPTER I AND ADDING §§13, 14 AND 15 TO CHAPTER XI, EACH OF PUBLIC LAW 32-68.

Department/Agency Appropriation Information	
Dept./Agency Affected: Unified Judiciary, Mayors' Council of Guam (MCOG) and Non-Profit Organizations	Dept./Agency Head: Unified Judiciary-Honorable Robert J. Torres, Chief Justice; Mayors' Council of Guam-Angel R. Sablan, Executive Director
Department's General Fund (GF) appropriation(s) to date: Unified Judiciary-\$29,279,638; MCOG-\$8,952,764	38,232,402
Department's Other Fund (Specify) appropriation(s) to date: Unified Judiciary-\$146,205; MCOG-\$2,342,960	2,489,165
Total Department/Agency Appropriation(s) to date:	\$40,721,567

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance ¹		\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (Bill No. 32-68)	\$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 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$1,500,000	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$1,500,000	\$0	\$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? // 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? // 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
// Requested agency comments not received by due date // Other:

Analyst: Dina P. Rivera Date: 2/19/14 Director: John A. Rios, Director Date: **FEB 25 2014**

Footnotes:
See attached Comments.

JP 2/12/14

COMMENTS TO BILL No. 243-32(COR)

BILL NO. 243-32 IS AN ACT TO IMPLEMENT THE LAW ENFORCEMENT PAY ADJUSTMENT FOR EMPLOYEES OF THE UNIFIED JUDICIARY OF GUAM, FUND CAPITAL IMPROVEMENTS TO THE MUNICIPAL MARKET OF MANGILAO AND TO CREATE THE RESPONSIBLE NON-PROFIT ENDOWMENT FUND, BY AMENDING §2 OF CHAPTER I AND ADDING §§ 13, 14, AND 15 TO CHAPTER XI, EACH OF PUBLIC LAW 32-68.

The proposed bill is seeking to provide funding of an additional \$1.5 Million in General Fund (GF) revenues to be used to fund the additional appropriations as an amendment to P.L. 32-68. These new appropriations are as follows:

- Nine Hundred Thousand Dollars (\$900,000) to the Unified Judiciary of Guam for the law enforcement pay adjustments (pursuant to Public Law 29-105).
- Two Hundred Nine Thousand Four Hundred Fifty Dollars (\$209,450) to the Mayor's Council of Guam for capital improvement projects of the Mangilao Municipal Market.
- Three Hundred Ninety Thousand Five Hundred Fifty Dollars (\$390,550) for the creation of a "Responsible Non-Profit Endowment Fund" for the funding of registered non-profit organizations.

The proposed appropriation of \$900,000 is fully supported by the Unified Judiciary of Guam as a funding authorization to pay for salary increases of existing law enforcement personnel staff for approximately 21 pay periods of FY 2014.

The basis of the proposed amendment of the GF revenues for FY 2014 has not been addressed or identified in the bill. Furthermore, such proposed revenue increase is contrary to Section 4(b), Chapter 1 of P.L. 32-68 which requires all excess GF funding to be transferred and deposited into the Supplemental Appropriations Revenue (SAR) Fund. Such contradiction would invalidate the proposed GF revenue increase.