

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
279-32 (LS)	T.R. Muna Barnes Aline A. Yamashita, Ph.D.	AN ACT TO PROVIDE FOR A GUAM ENVIRONMENTAL PROTECTION AGENCY-CONDUCTED SUSTAINABLE MATERIALS MANAGEMENT STUDY AND IMPLEMENTATION OF A ONE-YEAR PILOT PROJECT DEMONSTRATING THE ABILITY OF GUAM TO DEVELOP A BENEFICIAL USE FOR DISCARDED GLASS BOTTLES THAT WOULD, AMONG OTHER THINGS, DIVERT GLASS FROM THE LAYON MUNICIPAL SANITARY LANDFILL, AND FOR OTHER PURPOSES	02/20/14 3:05 p.m.	02/20/14	Committee on Rules, Federal, Foreign, & Micronesia Affairs, Human & Natural Resources, and Election Reform	04/02/14 2 p.m.		Fiscal Note Request 2/27/14 Fiscal Note Received 4/22/14



COMMITTEE ON RULES

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

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Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

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MINORITY LEADER

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Aline Yamashita
Member

April 22, 2014

Memorandum

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

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

Subject: **Fiscal Notes / Waivers**

Hafa Adai!

Attached please find the fiscal notes and waivers 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.259-32(COR)
- ✓ Bill No. 279-32(COR)
- ✓ Bill No. 287-32(COR)
- ✓ Bill No. 293-32(COR)
- ✓ Bill No. 294-32(COR)
- ✓ Bill No. 301-32(COR)
- ✓ Bill No. 303-32(COR)

WAIVER:

- ✓ Bill No. 233-32(COR)
- ✓ Bill No. 295-32(COR)
- ✓ Bill No. 297-32(COR)
- ✓ Bill No. 300-32(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 APR 22 M 9:42

**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

APR 21 2014

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Dos na Liheslaturan Guåhan
The 32nd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 259-32(COR), 279-32(COR), 287-32(COR), 293-32(COR), 294-32(COR), 301-32(COR), 303-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 233-32(COR), 295-32(COR), 297-32(COR), and 300-32(COR).

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

A handwritten signature in black ink, appearing to read "J.A. Rios".

JOHN A. RIOS
Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

Bureau of Budget & Management Research
Fiscal Note of Bill No. 279-32

Bill No. 279-32 is an Act to provide for a Guam Environmental Protection Agency-conducted Sustainable Materials Management Study and implementation of a one-year pilot project demonstrating the ability of Guam to develop a beneficial use for discarded glass bottles that would, among other things, divert glass from the Layon Municipal Sanitary Landfill and for other purposes.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Environmental Protection Agency (GEPA)	Dept./Agency Head: Eric M. Palacios, Administrator
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Various	984,534
Total Department/Agency Appropriation(s) to date:	\$984,534

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2013 Unreserved Fund Balance		\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (P.L. 32-068)	\$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 2014 (if applicable)	FY 2015	FY 2016	FY 2017	FY 2018
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$250,000	\$0	\$0	\$0	\$0	\$0
Total	\$250,000	\$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 //x/ 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: AF //x/ Yes // No
//x/ Requested agency comments not received by due date // Other:

Analyst: Dina P. Rivera Date: 4-16-14 Director: John A. Rios, Director Date: APR 21 2014

Footnotes:
The Bill is proposing to appropriate the amount of \$250,000 from the Recycling Revolving Fund. The purpose is for GEPA to contract professional services to develop and implement a one-year pilot project. This will include a sustainable materials management study and the implementation of an operational based pilot project that demonstrates the ability of Guam to develop a beneficial use for discarded glass bottles and other glass products. Per financial statement provided by Dept. of Administration's, Division of Accounts, the fund balance for the Recycling Revolving fund is \$3,778,321 (period ending 9/30/13). Although, this fund balance indicates sufficient funds to cover the proposed appropriation, there was no additional information received by GEPA to determine if the \$250,000 appropriation is sufficient to carry out the intent of the Bill.

APR 16 2014

As of September 30, 2014	Air Pollution Control 265	Underground Storage Tank Management 636	Pesticide Management 629	Solid Waste Management Plan 284	Water Research and Development 300	Water Protection 283	Recycling Revolving 619
ASSETS							
Cash and cash equivalents		285,479					3,009,301
Time certificates of deposit							
Investments							
Receivables, net:							
Taxes							
Other							
Due from other funds		118,479	263,094	28,202	4,996	18,318	771,580
Due from component units							
Total assets		403,957	263,094	28,202	4,996	18,318	3,780,881
LIABILITIES AND FUND BALANCES (DEFICIT)							
Liabilities:							
Accounts payable							
Accrued payroll and other	3,895		2,537		833		2,560
Due to component units							
Due to other funds	123,676						
Deferred revenue							
Deposits and other liabilities							
Total liabilities	127,572		2,537		833		2,560
Fund balance (deficit):							
Non-spendable							
Restricted							
Committed		403,957	202,356	28,110		17,045	3,761,339
Assigned	9,782		58,202	92	4,107	1,274	16,981
Unassigned	(137,354)				61		
Total fund balance (deficit)	(127,572)	403,957	260,557	28,202	4,163	18,318	3,778,321
Total liabilities and fund balances (deficit)							
		403,957	263,094	28,202	4,996	18,318	3,780,881
Revenues:							
Taxes:							
Property							
Hotel							
Liquid fuel							
Tobacco							
Alcoholic beverages							
Sales, licenses, fees and permits	78,226	88,154	135,130	21,500	94,450	65,069	2,655,055
Use of money and property		1,028					2,728
Federal contributions							

Indirect cost reimbursement							
Other							
Total revenues	78,226	89,183	135,130	21,500	94,450	65,069	2,657,783
Expenditures by Function:							
Current:							
General government							
Protection of life and property							
Public health							
Community services							
Recreation							
Individual and collective rights							274,275
Transportation							
Public education							
Environmental protection	146,475		86,090	3,607	66,437	60,074	104,752
Economic development							
Payments to:							
Chamorro Land Trust Commission							
Government of Guam Retirement Fund							
Guam Community College							
Guam Housing and Urban Renewal Authority							
Guam Memorial Hospital Authority							
Guam Preservation Trust							
Guam Regional Transit Authority							
Guam Visitors Bureau							
University of Guam							
Miscellaneous appropriations							
Total expenditures	146,475		86,090	3,607	66,437	60,074	379,027
Excess (deficiency) of revenues over (under) expenditures	(68,250)	89,183	49,040	17,893	28,013	4,995	2,278,756
Other financing sources (uses):							
Transfers in from other funds							
Transfers out to other funds							
Total other financing sources (uses), net							
Net change in fund balance (deficits)	(68,250)	89,183	49,040	17,893	28,013	4,995	2,278,756
Fund balance (deficit) at beginning of year	(59,322)	314,775	211,517	10,309	(23,850)	13,323	1,499,565
Fund balance (deficit) at end of year	(127,572)	403,957	260,557	28,202	4,163	18,318	2,278,321
Revenues:							
Taxes:							
Property							
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Use of money and property		1,028					2,728
Federal contributions							
Indirect cost reimbursement							
Other							
Total revenues	78,226	89,183	135,130	21,500	94,450	65,069	2,657,783
Expenditures by Object:							
Salaries and wages - regular	74,230		45,272		32,815	34,060	43,081
Salaries and wages - overtime							
Salaries and wages - fringe benefits	32,709		14,913		10,487	11,293	21,155
Salaries and wages - fringe benefits health							
Salaries and wages - fringe benefits life							
Travel			14,677	3,607			33,683
Contractual services	28,158		5,000		11,332	8,089	274,775
Building rent							
Supplies	1,378		1,184		5,507	5,276	2,740
Worker's compensation							
Drug testing							
Equipment			5,044				3,594
Utilities - power	10,000				5,000		
Utilities - water							
Communications					1,296	1,357	
Capital outlays							
Payments to component units							
Miscellaneous							
Total expenditures	146,475		86,090	3,607	66,437	60,074	379,027
Excess (deficiency) of revenues over (under) expenditures	(68,250)	89,183	49,040	17,893	28,013	4,995	2,278,756
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Member

February 27, 2014

VIA E-MAIL

john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

**RE: Request for Fiscal Notes– Bill Nos. 279-32 (LS), 280-32(LS),
and 281-32(COR)**

Hafa Adai Mr. Rios:

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 notes 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
279-32 (LS)	T.R. Muna Barnes Aline A. Yamashita, Ph.D.	AN ACT TO PROVIDE FOR A GUAM ENVIRONMENTAL PROTECTION AGENCY- CONDUCTED SUSTAINABLE MATERIALS MANAGEMENT STUDY AND IMPLEMENTATION OF A ONE-YEAR PILOT PROJECT DEMONSTRATING THE ABILITY OF GUAM TO DEVELOP A BENEFICIAL USE FOR DISCARDED GLASS BOTTLES THAT WOULD, AMONG OTHER THINGS, DIVERT GLASS FROM THE LAYON MUNICIPAL SANITARY LANDFILL, AND FOR OTHER PURPOSES .
280-32 (LS)	V. Anthony Ada	AN ACT TO ADD A NEW CHAPTER 72 TO 9GCA RELATIVE TO BIAS-MOTIVATED CRIMES.
281-32 (COR)	Chris M. Dueñas	AN ACT TO ADD A NEW SECTION 22401.2 TO ARTICLE 4, CHAPTER 22, OF TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING THE GOVERNMENT OF GUAM, THROUGH THE OFFICE OF THE GOVERNOR, TO RETAIN PROFESSIONALS TO PURSUE CLAIMS OF THE GOVERNMENT OF GUAM AGAINST THIRD PARTIES ON A CONTINGENCY FEE BASIS, AUTHORIZATION TO PAY FOR SAME, AND TO APPROPRIATE TO THE OFFICE OF THE GOVERNOR \$350,000 TO PAY FOR THE COSTS AND EXPENSES (NOT FEES) ASSOCIATED WITH BRINING AN ACTION AGAINST THE FEDERAL GOVERNMENT FOR HARMS AT THE ORDOT DUMP.



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Member

February 20, 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. 279-32(LS)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 279-32(LS)**.

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

I MINATRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 279-32(WS)

Introduced by:

T. R. Muña Barnes
Aline A. Yamashita, Ph.D. 

AN ACT TO PROVIDE FOR A GUAM ENVIRONMENTAL PROTECTION AGENCY-CONDUCTED SUSTAINABLE MATERIALS MANAGEMENT STUDY AND IMPLEMENTATION OF A ONE-YEAR PILOT PROJECT DEMONSTRATING THE ABILITY OF GUAM TO DEVELOP A BENEFICIAL USE FOR DISCARDED GLASS BOTTLES THAT WOULD, AMONG OTHER THINGS, DIVERT GLASS FROM THE LAYON MUNICIPAL SANITARY LANDFILL, AND FOR OTHER PURPOSES

2014 FEB 20 PM 3:05 

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 recognizes and acknowledges the clear connection between waste reduction,
4 recycling, resource recovery, and beneficial reuse issues and the need to change
5 unsustainable consumption and production patterns while protecting and managing
6 the natural resource base of economic and social development. *I Liheslaturan*
7 *Guåhan* finds that based on recent estimates, the expected life of the landfill will
8 be 35-40 years. The life span of the landfill can be extended only with effective
9 implementation of waste reduction, recycling, resource recovery and beneficial
10 reuse programs. *I Liheslaturan Guåhan* further finds that Guam's limited and
11 valuable land resource and fragile environment must be preserved and protected.

12 The protection of the environment, both terrestrial and aquatic, stimulation of the
13 economy, and distribution of equity can be achieved by promoting waste reduction,
14 recycling, reuse, resource recovery, and beneficial use through Zero Waste
15 practices in the public and private sectors. I Liheslaturan Guåhan finds that it has
16 embraced as a public policy Zero Waste through the adoption of Legislative
17 Resolution No. 189-32 (COR).

18 *I Liheslaturan Guåhan* further finds that the Guam Solid Management
19 Authority has successfully developed and implemented an island-wide system that
20 is engaged in capturing recyclable products that have been discarded to include
21 paper, cardboard, and aluminum cans. Despite the broad array of options involved
22 in the recycling of glass products, glass is not yet being recycled on Guam due to,
23 among other factors, the lack of economies of scale. It is estimated that Guam will
24 dispose of approximately One Hundred and Twenty Thousand pounds (120,000
25 lbs.) of glass bottles each year at the Layon Municipal Sanitary Landfill.
26 Therefore, an effort should be made to foster the recycling and beneficial reuse of
27 glass and a feasibility study and operationally based pilot project toward that end is
28 warranted and necessary.

29 **Section 2.** The Guam Environmental Protection Agency shall obtain
30 contractual professional services to develop and implement a one-year pilot project
31 that includes, at a minimum, a sustainable materials management study and the
32 implementation of an operational based pilot project that demonstrates the ability
33 of Guam to develop a beneficial use for discarded glass bottles and other glass
34 products.

35 **Section 3. Appropriation.** The sum of **Two Hundred Fifty Thousand**
36 **Dollars (\$250,000)** is hereby appropriated from the Recycling Revolving Fund to
37 fund the pilot project mandated under Section 2 of this Act. Any unexpended
38 funds remaining in the Guam Environmental Protection Agency's budget at the

39 conclusion of the sustainable materials management study and its attendant pilot
40 project shall be returned to the Recycling Revolving Fund. This appropriation will
41 continue to be available until expended and is not subject inter-fund borrowing or
42 the Governor's Transfer Authority.

43 **Section 4. Effective Date.** The provisions outlined in this Act shall
44 become effective immediately upon enactment into public law.