

*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>338-32 (COR)</b>	Judith T. Won Pat, Ed.D. Michael F.Q. San Nicolas T.R. Muna Barnes	AN ACT TO ADD A NEW SUBSECTION (E) TO §70105 OF CHAPTER 70 OF TITLE 11 GUAM CODE ANNOTATED RELATIVE TO THE DEPARTMENT OF REVENUE AND TAXATION INCLUDING FIELDS ON THE BUSINESS LISCENSE APPLICATION AND RENEWAL FORMS IDENTIFYING THE GENDER, ETHNICITY, VETERAN STATUS, AND NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM CODE NUMBER OF BUSINESS OWNERS.	5/12/14 9:43 A.M.	05/14/14	Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations	6/25/14 2 p.m.		<b>Fiscal Note Requested 5/20/14</b>  <b>Fiscal Note Received 7/17/14</b>



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

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Member

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

Vice-Speaker  
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Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
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Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

July 17, 2014

## Memorandum

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

**From:** Senator Thomas C. Ada *TA*  
*Acting Chairperson of the Committee on Rules*

**Subject:** Fiscal Notes

*Hafa Adai!*

Attached please find the fiscal notes for the bill numbers listed below.  
Please note that the fiscal notes are issued on the bills as introduced.

### FISCAL NOTES:

- Bill No. 320-32(LS)
- Bill No. 323-32(COR)
- Bill No. 338-32(COR)
- Bill No. 344-32(COR)
- Bill No. 352-32(LS)
- Bill No. 353-32(LS)
- Bill No. 357-32(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 JUL 17 PM 1:00

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932

**EDDIE BAZA CALVO**  
GOVERNOR

**ANTHONY C. BLAZ**  
ACTING DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

**JOSE S. CALVO**  
ACTING DEPUTY DIRECTOR

**JUL 15 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.: **320-32(LS), 323-32(COR), 338-32(COR), 344-32(COR), 352-32(LS), 353-32(LS) and 357-32(COR).**

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

  
**ANTHONY C. BLAZ**  
Acting Director

Enclosures  
cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 338-32 (COR)**

**AN ACT TO ADD A NEW SUBSECTION (E) TO §70105 OF CHAPTER 70 OF TITLE 11 GUAM CODE ANNOTATED RELATIVE TO THE DEPARTMENT OF REVENUE AND TAXATION INCLUDING FIELDS ON THE BUSINESS LICENSE APPLICATION AND RENEWAL FORMS IDENTIFYING THE GENDER, ETHNICITY, VETERAN STATUS, AND NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM CODE NUMBER OF BUSINESS OWNERS.**

**Department/Agency Appropriation Information**

Dept./Agency Affected: Department of Revenue and Taxation (DRT)	Dept./Agency Head: John P. Camacho
Department's General Fund (GF) appropriation(s) to date:	8,196,472
Department's Other Fund (Specify) appropriation(s) to date: \$821,435 (Tax Collection Enhancement Fund) / \$1,620,468 (Better Public Service Fund)	2,441,903
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$10,638,375</b>

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>		\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (P.L. 32-68)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**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
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</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? / / Yes /x/ 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  
/x/ Requested agency comments not received by due date / / Other:

Analyst: Michael M. Aflague, B&M Analyst IV Date: 7/8/14 Director: Anthony C. Blaz, Acting Director Date: 7-19-14

1/ The bill requires DRT to include additional fields in a business license application and renewal card. The Bureau anticipates cost associated with updating respective fields. Such cost has yet to be determined and may or may not be absorbed within the department's annual budget.



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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

May 20, 2014

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

VIA E-MAIL  
[john.rios@bbmr.guam.gov](mailto:john.rios@bbmr.guam.gov)

Senator  
Vicente (Ben) C. Pangelinan  
Member

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

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

**RE: Request for Fiscal Notes– Bill Nos. 331-32 (LS) through 339-32(COR)**

Senator  
Dennis G. Rodriguez, Jr.  
Member

*Hafa Adai* Mr. Rios:

Vice-Speaker  
Benjamin J.F. Cruz  
Member

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.

Legislative Secretary  
Tina Rose Muña Barnes  
Member

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

Senator  
Frank Blas Aguon, Jr.  
Member

Very Truly Yours,

Senator  
Michael F.Q. San Nicolas  
Member

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

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Attachment (1)

Senator  
Aline Yamashita  
Member

Cc: Clerk of the Legislature

<b>Bill Nos.</b>	<b>Sponsors</b>	<b>Title</b>
331-32 (LS)	T. R. MUÑA BARNES	AN ACT TO ADD A NEW § 10315 TO CHAPTER 10, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE ONLINE AND PUBLIC DISCLOSURE OF MEDICAL LICENCES ISSUED BY THE GUAM BOARD OF MEDICAL EXAMINERS.
332-32 (LS)	T.R. MUÑA BARNES, D. G. RODRIGUEZ, JR., A. A. YAMASHITA, PH.D, B. McCreadie, T. A. Morrison, C. M. Duenas, V. A. Ada, M. Lintiacó	AN ACT TO AUTHORIZE I MAGA'LAHEN GUÅHAN TO EXCHANGE GOVERNMENT- OWNED PROPERTY IN ASINAN ORDOT- CHALAN PAGO RESERVED FOR THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR GOVERNMENT- OWNED PROPERTY IN TAMUNING OWNED BY THE CHAMORRO LAND TRUST.
333-32 (LS)	Brant T. McCreadie, Aline A. Yamashita, Ph.D., Dennis G. Rodriguez, Jr., Tommy Morrison, FRANK B. AGUON, JR., Michael T. Lintiacó, T. R. Muña Barnes, Chris M. Duenas, V. Anthony Ada Michael F.Q. San Nicolas, R. J. Respicio, T. C. Ada, Judith T. Won Pat, Ed.D.	AN ACT TO AMEND § 5106 (a) OF CHAPTER 5, TITLE 19 GUAM CODE ANNOTATED RELATIVE TO PROVIDING DISCRETION TO THE OFFICE OF THE ATTORNEY GENERAL WITH REGARDS TO THE AUTOMATIC CERTIFICATION OF MINORS AS ADULTS FOR CERTAIN CRIMES, WHICH MAY BE CITED AS THE “JUVENILE JUSTICE REFORM ACT OF 2014”.
334-32(KS)	R. J. Respicio	AN ACT TO APPROPRIATE THE SUM OF ONE HUNDRED THIRTY FOUR THOUSAND TWO HUNDRED FIFTY DOLLARS (\$134,250) FROM THE GENERAL FUND FOR THE PURCHASE OF A BALLOT TABULATION SYSTEM, AND THE SUM OF FORTY EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$48,500) FROM THE GENERAL FUND FOR THE PURCHASE OF BALLOT STOCK AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE NOVEMBER, 2014, AND FUTURE ELECTIONS.
335-32 (LS)	D. G. RODRIGUEZ, JR.,	AN ACT TO EXTEND THE TIMELINE FOR OBTAINING EXEMPTIONS AND EXCEPTIONS FOR SOCIAL WORKER LICENSURE, BY AMENDING §122317 AND §122318 OF ARTICLE 23, CHAPTER 12, PART 2, TITLE 10, GUAM CODE ANNOTATED.
336-32 (LS)	D. G. RODRIGUEZ, JR., T. R. MUÑA BARNES	AN ACT TO EXTEND THE EXPENDITURE TIMELINE FOR THE APPROPRIATION FROM THE GUAM TERRITORIAL HIGHWAY FUND PURSUANT TO P.L. 32-053, TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND OTHER PURPOSES.

<p><b>337-32 (COR)</b></p>	<p>T.C. Ada R. J. Respicio</p>	<p>AN ACT TO AMEND §§ 76114, 76116, AND 76124 OF CHAPTER 76, TITLE 10 GUAM CODE ANNOTATED, RELATIVE TO THE UNDERGROUND STORAGE TANK MANAGEMENT FUND, CLOSURE, AND ASSOCIATED PENALTIES.</p>
<p><b>338-32 (COR)</b></p>	<p>Judith T. Won Pat Ed.D., Michael F.Q. San Nicolas, T.R. Muña Barnes</p>	<p>AN ACT TO ADD A NEW SUBSECTION (E) TO §70105 OF CHAPTER 70 OF TITLE 11 GUAM CODE ANNOTATED RELATIVE TO THE DEPARTMENT OF REVENUE AND TAXATION INCLUDING FIELDS ON THE BUSINESS LISCENSE APPLICATION AND RENEWAL FORMS IDENTIFYING THE GENDER, ETHNICITY, VETERAN STATUS, AND NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM CODE NUMBER OF BUSINESS OWNERS.</p>
<p><b>339-32 (COR)</b></p>	<p>Aline A. Yamashita, Ph.D</p>	<p>AN ACT TO ADD A NEW ARTICLE 6B TO CHAPTER 51A OF 10 GCA, RELATIVE TO THE ESTABLISHMENT OF A COMMERCIAL RECYCLING PROGRAM.</p>



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Senator  
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MINORITY LEADER

Senator  
Aline Yamashita  
Member

May 14, 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. 338-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 338-32(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



*I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*  
2014 (Second) Regular Session

Bill No. 334-22 (COR)

Introduced by:

Judith T. Won Pat, Ed.D.  
Michael F.Q. San Nicolas  
T.R. Muna Barnes

**AN ACT TO ADD A NEW SUBSECTION (E) TO  
§70105 OF CHAPTER 70 OF TITLE 11 GUAM  
CODE ANNOTATED RELATIVE TO THE  
DEPARTMENT OF REVENUE AND TAXATION  
INCLUDING FIELDS ON THE BUSINESS  
LISCENSE APPLICATION AND RENEWAL  
FORMS IDENTIFYING THE GENDER,  
ETHNICITY, VETERAN STATUS, AND NORTH  
AMERICAN INDUSTRY CLASSIFICATION  
SYSTEM CODE NUMBER OF BUSINESS  
OWNERS.**

2014 MAY 12 AM 9:43K

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

2           **Section 1. Legislative Findings and Intent.**

3           The Guam Women’s Chamber of Commerce has expressed that there is a  
4 need for the Government of Guam to grant procurement preference to small, women-  
5 owned businesses applying for Government of Guam contracts. However, government  
6 agencies and business interest groups do not collect demographic data from business  
7 owners, thus it has been difficult to quantify this need.

8           § 72101of Chapter 72, Title 11 of the Guam Code Annotated states, “every  
9 person engaged in or carrying on a business in Guam for the sale or manufacture of  
10 any tangible property whatsoever shall be required annually to obtain a commercial

1 license.” This provides a viable avenue for capturing data on local business owners,  
2 who must apply for and renew their business licenses annually at the Department of  
3 Revenue and Taxation. Collecting demographic data through the licensing process  
4 will help the Government of Guam identify the types of business owners in our  
5 community and assess the need for procurement preferences for particular groups of  
6 business owners.

7         A local procurement preference currently exists for service-disabled veterans.  
8 In §5011 and §5012 of Chapter 5, Title 5 of the Guam Code Annotated, it states that  
9 businesses that are at least 51 percent owned by service-disabled veterans are given a  
10 preference in the procurement process for professional services to the Government of  
11 Guam, or any entity expending government funds. While this was a positive step  
12 toward assisting unique groups of small businesses, there has been no tracking  
13 mechanism to determine the success of the preference. Without the data reflecting  
14 how many local businesses are owned by service-disabled veterans, it is hard to assess  
15 what percentage of this group is providing services to the government, if at all. Thus,  
16 before providing future preferences to other groups of small businesses, it is essential  
17 to track how many of these businesses exist.

18         Another incentive for collecting demographic data from business owners is to  
19 be able to identify businesses that may qualify for preferences in contracts from the  
20 Federal Government. The Federal Government has a statutory goal of awarding 23  
21 percent of its prime contracts to small businesses, 5 percent of prime and subcontracts  
22 to women-owned small businesses, 5 percent of prime and subcontracts to small  
23 disadvantaged businesses, 3 percent of prime and subcontracts to service-disabled  
24 veteran-owned small businesses, and 3 percent of prime and subcontracts to  
25 HUBZone certified small businesses.

1           Also, some Federal grants require that a percentage of the grant funding be  
2 given to women-owned businesses for their services. However, it has been difficult for  
3 Government of Guam agencies that receive Federal grants to find such businesses  
4 without any data reflecting which of the island's businesses are women-owned.

5           Finally, another important item that needs to be tracked is the North American  
6 Industry Classification System (NAICS) code number, which is used by Federal  
7 statistical agencies in classifying business establishments for the purpose of collecting,  
8 analyzing, and publishing statistical data related to the business economy.

9           **Section 2. A new subsection (e) is hereby added to §70105 of Chapter 70 of**  
10 **Title 11 Guam Code Annotated to read as follows:**

11           (e) The Business License Application form and Business License renewal card  
12 shall include fields that collect the following data from business owners applying for  
13 or renewing a business license:

- 14           1. Gender
- 15           2. Ethnicity
- 16           3. Veteran Status: Service-disabled or Non Service-disabled
- 17           4. North American Industry Classification System (NAICS) primary  
18           industry code number

19           The Licensing Division shall compile this data and present a quarterly report to the  
20 Bureau of Statistics and Plans.