

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
84-32 (COR)	Vicente (ben) Pangelinan Tina Rose Muña Barnes	AN ACT TO ADD A NEW SUBSECTION (f) to SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM	4/8/13 11:47 a.m.	4/8/13	Committee on Municipal Affairs, Tourism, Housing, and Hagatna Restoration and Development Authority	5/14/13, 9:00am		Fiscal Note Requested 04/12/13 Fiscal Note Received 05/20/13



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

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VICE CHAIRPERSON
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Member

May 20, 2013

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 notes for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

FISCAL NOTES:

**Bill Nos.: 84-32(COR), 104-32(COR), 111-32(COR),
112-32(COR), 113-32(COR), 114-32(COR), 115-32(COR)**

WAIVER:

Bill No. 102-32(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'!

2013 MAY 20 PM 3:36

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR

Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNORJOHN A. RIOS
DIRECTORRAY TENORIO
LIEUTENANT GOVERNOR

MAY 16 2013

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

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 84-32(COR), 104-32(COR), 111-32(COR), 112-32(COR), 113-32(COR), 114-32(COR), 115-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 102-32(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. 84-32 (COR)

AN ACT TO ADD A NEW SUBSECTION (f) TO SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Community College	Dept./Agency Head: Mary A.Y. Okada, Ed.D., President
Department's General Fund (GF) appropriation(s) to date:	14,006,669
Department's Other Fund (Specify) appropriation(s) to date: Manpower Development Fund \$1,688,448; Tourist Attraction Fund \$24,154	1,712,602
Total Department/Agency Appropriation(s) to date:	\$15,719,271

Fund Source Information of Proposed Appropriation

	General Fund:	Tourist Attraction Fund 1/	Total:
FY 2012 Unreserved Fund Balance ¹		\$4,065,015	\$4,065,015
FY 2013 Adopted Revenues	\$0	\$25,500,082	\$25,500,082
FY 2013 Appro. (P.L. 31-233 - P.L 31-281)	\$0	(\$26,486,038)	(\$26,486,038)
Sub-total:	\$0	\$3,079,059	\$3,079,059
Less appropriation in Bill	\$0	(\$2,000,000)	(\$2,000,000)
Total:	\$0	\$1,079,059	\$1,079,059

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	\$0	\$0	\$0	\$0	\$0	\$0
Tourist Attraction Fund 1/	\$2,000,000	\$0	\$0	\$0	\$0	\$0
Total	\$2,000,000	\$0	\$0	\$0	\$0	\$0

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/ 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: / / Yes /X/ No
 / / Requested agency comments not received as of the due date /X/ Other: Time constraints

Analyst: Angela Flores Date: 5/14/13 Director: John A. Rios Date: _____
 Angela Flores, BMA IV John A. Rios, Director

Footnotes: 1/ Based on the FY 2012 released Audit by the Office of Public Accountability for the Tourist Attraction Fund FY 2012, the Fund Balance amount is \$4,065,015, but which is committed for tourist related operations in accordance with § 30107 of 11 GCA. The current status of TAF reflects revenues as tracking positively

Comments on Bill No. 84-32 (COR)

The bill is seeking to add a new Subsection (f) to Section 2, Part III, Chapter II of Public Law 31-233, relative to the appropriation to the Guam Community College Apprenticeship Program.

Section 2 provides the appropriation of \$2M from the fund balance of the Tourist Attraction Fund (TAF) to GCC for the GCC Apprenticeship Program for FY 2013. Additionally, the bill provides that in addition to § 7120 of Chapter 7 of 22 GCA relative to the Manpower Development Fund, GCC is authorized to use the appropriation in Section 2 to fund the operations of other programs at GCC, as approved by the Board and Administration of the College, after all Apprenticeship program requirements and obligations have been fully funded.

Sections 3 pertains to Severability under the proposed legislation.

Based on the FY 2012 released Audit by the Office of Public Accountability for the Tourist Attraction Fund (TAF) FY 2012, the Fund Balance amount is \$4,065,015, but which is committed for tourist related operations in accordance with § 30107 of 11 GCA. The current status of TAF reflects revenues as tracking positively.



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Aline Yamashita
Member

April 12, 2013

VIA FACSIMILE
(671) 472-2825

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

RE: Request for Fiscal Note – Bill Nos. 79-32(COR), 81-32(COR), 82-32(COR), 83-32(COR), 84-32(COR), 85-32(COR), 86-32(COR), and 87-32(COR)

Håfa Adai Mr. Rios:

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

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

2013 APR 12 PM 4:16
FRANK

Bill Nos.	Sponsor	Title
79-32 (COR)	Judith T. Won Pat, Ed.D.	AN ACT TO AMEND S106911(k) OF CHAPTER 106, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE TRANSFER OF DORMANT AND UNCLAIMED BANK ACCOUNT FUNDS FROM THE TREASURER OF GUAM TO THE GUAM HOUSING CORPORATIONS'S HOUSING TRUST FUND.
80-32 (COR)	WITHDRAWN	
81-32 (COR)	Vicente (ben) Pangelinan	AN ACT TO PROVIDE HEALTH INSURANCE TO GOVERNMENT OF GUAM EMPLOYEES AND RETIREES FOR FISCAL YEAR 2014
82-32 (COR)	Frank B. Aguon, Jr.	AN ACT TO REPEAL CHAPTER 25 OF TITLE 8 GUAM CODE ANNOTATED
83-32 (COR)	Judith T. Won Pat, Ed.D.	AN ACT TO AMEND §77403, §77404, §77405 AND §77407 OF CHAPTER 77, ARTICLE 4, DIVISION 2, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO THE CONSTRUCTION, DEVELOPMENT, UPGRADING, REPAIR OR MAINTENANCE OF PUBLIC SCHOOL SPORTS FACILITIES.
84-32 (COR)	Vicente (ben) Pangelinan Tina Rose Muña Barnes	AN ACT TO ADD A NEW SUBSECTION (f) to SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM
85-32 (COR)	Vicente (ben) Pangelinan	AN ACT TO PROHIBIT THE USE OF GOVERNMENT FUNDS FOR THE APPEAL OF CIVIL CASE 1:11-CV-00008, REA MIALIZA O. PAESTE ET AL V. GOVERNMENT OF GUAM AND EDDIE BAZA CALVO, BENITA MANGLONA, AND JOHN CAMACHO, IN THEIR OFFICIAL CAPACITIES AND TO ADD A NEW SUBSECTION (i) TO SECTION 30109, CHAPTER 30 OF TITLE 5 GUAM CODE ANNOTATED.
86-32 (COR)	T.C. Ada	AN ACT TO ADD §10238 TO ARTICLE 2, CHAPTER 10 OF TITLE 12 GUAM CODE ANNOTATED TO AUTHORIZETH THE JOSE D. LEON GUERRERO PORT AUTHORITY OF GUAM (PORT) TO WAIVE SOVEREIGN IMMUNITY TO SATISFY A PREREQUISITE FOR APPROVAL OF A \$10,000,000 COMMERCIAL LOAN
87-32 (COR)	T. A. Morrison, M. F. Q. San Nicolas, C. M. Duenas, B. J. F. Cruz, T. R. Muna Barnes	AN ACT TO AMEND §§3305 AND 3305.1 CHAPTER 3 OF 16GCA RELATIVE TO IMPLEMENTING A UNIVERSAL HELMET LAW.



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April 12, 2013

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RE: Request for Fiscal Note – Bill Nos. 79-32(COR), 80-32(COR), 81-32(COR), 82-32(COR), 83-32(COR), 84-32(COR), 85-32(COR), 86-32(COR), and 87-32(COR)

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Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

2013 APR 12 AM 10:14

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April 8, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 84-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my re referral of Bill No. **84-32(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
2013 (FIRST) REGULAR SESSION

2013 APR - 8 AM 11: 47

84

Bill No. 84-32 (COR)

Introduced by:

v.c. pangelinan
T.R. Muña Barnes

*

AN ACT TO ADD A NEW SUBSECTION (f) to SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the sum of One Million Six Hundred Eighty-Eight Thousand Four Hundred
4 Forty-Eight Dollars (**\$1,688,448**) was appropriated from the Manpower
5 Development Fund (MDF) to the Guam Community College (GCC) for its
6 Apprenticeship Program pursuant to the *Annual Appropriations Act of Fiscal Year*
7 2013 (Section 2(d), Part III, Chapter II, Public Law 31-233).

8 *I Liheslatura* finds that according to the FY 2012 audited financial
9 statements for GCC, funds appropriated from the MDF for the GCC
10 Apprenticeship Program have not been received by GCC as of February 14, 2013.
11 This, according to the audit, has resulted in cuts to funding contractual services,
12 supplies, and other operational costs across the entire College.

13 *I Liheslatura* finds that GCC continues to receive less funding from the
14 MDF each Fiscal Year. In Fiscal Year 2010, GCC received Two Million Two
15 Hundred Five Thousand Dollars (\$2,205,000.00) or Ninety percent (90%) of its

1 appropriation; in Fiscal Year 2011, GCC received One Million Eight Hundred
2 Eighty One Thousand Three Hundred Ninety Nine Dollars (\$1,881,399.00) or
3 Sixty Two percent (62%) of its appropriation; in Fiscal Year 2012 GCC received
4 Seven Hundred Eight Seven Thousand Seven Hundred Twelve Dollars
5 (\$787,712.00) or Forty Seven percent (47%) of its appropriation. The pattern of
6 reduced funding to the GCC is forcing the Board of Trustees and its Administrators
7 to choose to cancel important programs that are needed to provide workforce
8 development to our community.

9 *I Liheslatura* finds that revenue estimates for the Tourist Attraction Fund
10 (TAF) for Fiscal Year 2013 are tracking at Twenty-Five Million Five Hundred
11 Ninety-Six Thousand Six Hundred Eighty-Eight Dollars (**\$25,596,688**), of which
12 Twenty-Three Million Eight Hundred Eighty-Eight Thousand Two Hundred
13 Dollars (**\$23,888,200**) is appropriated.

14 *I Liheslatura* finds the TAF revenues for Fiscal Year 2013 are projected to
15 exceed appropriations by One Million Seven Hundred Eight Thousand Four
16 Hundred Eighty-Eight Dollars (**\$1,708,488**), *in addition to* the Fiscal Year 2012
17 ending cumulative fund balance of Four Million Sixty Five Thousand Fifteen
18 Dollars (**\$4,065,015**), and is available for appropriation.

19 It is, therefore, the intent of *I Liheslaturan Guåhan* to add a new Subsection
20 (f) to Section 2 of Part III, Chapter III, of Public Law 31-233 to add a new funding
21 source for the GCC Apprenticeship Program and operational needs of the College.

22 **Section 2. A new subsection (f) is added to Section 2, Part III, Chapter**
23 **II, of Public Law 31-233 to read:**

24 **“(f) Appropriation to the GCC Apprenticeship Program.** The sum of
25 Two Million Dollars (**\$2,000,000**) is appropriated from the fund balance of the
26 Tourist Attraction Fund to GCC for the GCC Apprenticeship Program for Fiscal
27 Year 2013. In addition to the authorization contained in §7120 of Chapter 7, Title

1 22 GCA, this appropriation herein *shall* be available and authorized to be used by
2 GCC to fund the operations of other programs at GCC, as approved by the Board
3 and Administration of the College, after all Apprenticeship program requirements
4 and obligations have been fully funded.”

5 **Section 3. Severability.** If any provision of this Act or its application to any
6 person or circumstance is held invalid, the invalidity *shall not* affect other
7 provisions or applications of this Act which can be given effect without the invalid
8 provision or application and to this end the provisions of this Act are severable.