



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd 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

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September 23, 2015

### 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 are issued on the bills as introduced.

#### FISCAL NOTES:

Bill No. 162-33(COR)

Bill No. 163-33(LS)

Bill No. 164-33(LS)

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'!*

2015 SEP 23 AM 11:54

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 162-33 (COR)**

AN ACT TO AMEND ARTICLES 3, 9, AND 12 OF CHAPTER 5, TITLE 5 GUAM CODE ANNOTATED BY AMENDING §5201, 5210, 5211, 5214, 5215, 5216, 5217, 5219, 5220, 5230, 5231, 5232, 5233, 5235, 5237, 5240, 5245, 5248, 5249, 5251, 5252, AND TO ADD A NEW §5212, 5221, AND 5254 RELATIVE TO SOURCE SELECTION AND CONTRACT FORMATION AND TO AMEND § 5425, 5426, 5427, 5450, 5452, 5480, 5481 AND 5485(a) AND (b) OF ARTICLE 9; AND AMEND §5703, 5705, 5706(b), 5707(a) AND 5708, AND ADD A NEW §5710 RELATIVE TO LEGAL AND CONTRACTUAL REMEDIES IN GUAM PROCUREMENT LAW.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Administration	Dept./Agency Head: Anthony C. Blaz, Director
Department's General Fund (GF) appropriation(s) to date:	37,174,594
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund, Tourist Attraction Fund, Guam Highway Fund, Streetlight Fund, Unappropriated Fund balance of the Guam Highway Fund	9,926,652
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$47,101,246</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2014 Unreserved Fund Balance		\$0	\$0
FY 2015 Adopted Revenues	\$0	\$0	\$0
FY 2015 Appro. (P.L. 32-181 thru 33-63)	\$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 2015 (if applicable)	FY 2016	FY 2017	FY 2018	FY 2019
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify 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>

- 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? /X/ 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:  Virginia Mangona, BMA II	Date: 9/15/15	Director:  Jose S. Calvo, Director	<b>SEP 21 2015</b>
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Footnotes:  
// See attached comment.

### **Comments on Bill No. 162-33 (COR)**

In its current form, Bill No. 162-33 does not contain any revenue-generating or appropriation provisions. Relative to any potential fiscal impact, the Bureau is unable to make a determination as to a fiscal impact upon implementation at this time without additional information as to the number of changes proposed in this bill. However, it should be noted that, per information received from the General Services Agency (GSA) of the Department of Administration (DOA), some of the proposed amendments would result in increased costs of the Government of Guam. In a memorandum from GSA to the Director of DOA dated August 27, 2015, it is indicated that amendments to §5214 of Article 3, Chapter 5 of 5 GCA, relative to Sole Source Procurement would “ultimately cost the government more money and time to acquire needed services.”