



COMMITTEE ON RULES

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

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December 31, 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 and fiscal note waivers are issued on the bills as introduced.

FISCAL NOTES:

Bill No. 217-33(COR)

Bill No. 218-33(COR)

Bill No. 219-33(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'!

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 217-33(COR)**

AN ACT TO APPROPRIATE THE SUM OF TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) PURSUANT TO THE SPECIFIED FISHING AGREEMENT MADE BY GUAM, QUOTA MANAGEMENT, INC., AND THE HAWAII LONGLINE ASSOCIATION TO THE DEPARTMENT OF AGRICULTURE FOR THE COMPLETION OF THE PASEO DE SUSANA FISHING PLATFORM, DEPARTMENT OF AGRICULTURE PROJECT NO. 350-5-1058-F-AGN.

Department/Agency Appropriation Information	
Dept./Agency Affected: Agriculture	Dept./Agency Head: Matthew L.G. Sablan, Director
Department's General Fund (GF) appropriation(s) to date:	3,391,601
Department's Other Fund (Specify) appropriation(s) to date: Guam Plant Inspection and Permit Fund (\$93,131), Tourist Attraction Fund (\$500,000)	593,131
Total Department/Agency Appropriation(s) to date:	\$3,984,732

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2015 Unreserved Fund Balance		\$0	\$0
FY 2016 Adopted Revenues	\$0	\$0	\$0
FY 2016 Appro. (P.L. 33-66)	\$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 1/	For Remainder of FY 2016 (if applicable)	FY 2017	FY 2018	FY 2019	FY 2020
General Fund 1/	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

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|---|-----------|----------------------------|---------------------------|
| 1. Does the bill contain "revenue generating" provisions?
If Yes, see attachment | | // Yes | /X/ No |
| 2. Is amount appropriated adequate to fund the intent of the appropriation?
If no, what is the additional amount required? \$ | // N/A | /X/ Yes | // No |
| 3. Does the Bill establish a new program/agency?
If yes, will the program duplicate existing programs/agencies?
Is there a federal mandate to establish the program/agency? | /X/ N/A | // Yes
// Yes
// Yes | /X/ No
// No
/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:
// Requested agency comments not received by due date | // Other: | /X/ Yes | // No |

Analyst: <u>Raymond Rieta, BMA I</u>	Date: <u>12/28/15</u>	Director: <u>Jose S. Calvo, Director</u>	Date: <u>DEC 28 2015</u>
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Footnotes:
1 / See attached comments.

COMMENTS TO BILL No. 217-33(COR)

The Bill proposes to appropriate \$200,000 to the Department of Agriculture (DOAg) from funds to be obtained from the fishing agreement between the Government of Guam, Quota Management Inc. and the Hawaii Longline Association. The National Marine Fisheries Service (NMFS) allowed Hawaii fishermen to fish up to 1,000 metric tons of longline caught bigeye tuna, which was reached earlier this year. Because Guam was allocated 2,000 metric tons for this year, arrangements were made in the form of the fishing agreement, whereas Guam's government gets a total of \$200,000 and Hawaii organizers can continue longline fishing of bigeye tuna in their waters. The 1,000 metric tons that Hawaii uses will also be counted in Guam's catch limit for the year.

The fiscal impact of this legislation will be the \$200,000 being appropriated to DOAg which is to be used towards the completion of the Paseo De Susana Fishing Platform, DOAg Project No. 350-5-1058-F-AGN. The money will be used to extend the fishing platform an additional 364 feet from the original design, making the completed length 500 feet.

However, it should be noted that according to the Western Pacific Regional Fishery Management Council (WPRFMC), the \$200,000 payment from the Hawaii longline fisherman will not be paid directly to Guam as federal regulations require that the funds be deposited into the Western Pacific Sustainable Fisheries Fund, which in turn pays for fishery development projects for Guam. The Government of Guam, through the Office of the Governor, provides input on what programs money from the fund could pay for. There are currently twenty (20) projects listed in Guam's 2014 Marine Conservation Plan submitted to the Council, ten high-priority, six medium-priority and four low-priority. The fishing platform is one of the high-priority projects in the Plan.

At this time it is uncertain if an appropriation measure is warranted or required given the source of funding. It should be noted, however, that any potential fiscal impact would be offset by revenues deposited at the Treasurer of Guam.