



## 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. 218-33(COR)**

**AN ACT TO ADD A NEW § 40128(j) TO, AND TO AMEND 40128(f) OF, ARTICLE 1, CHAPER 40, DIVISION 4, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING THE PARTICIPATION OF MUNICIPAL PLANNING COUNCILS OF SOUTHERN VILLAGES IN THE REVIEW AND APPROVAL PROCESS FOR PROPOSED COMMERCIAL DEVELOPMENTS.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Mayor's Council of Guam	Dept./Agency Head: Angel R. Sablan, Executive Director
Department's General Fund (GF) appropriation(s) to date:	6,854,314
Department's Other Fund (Specify) appropriation(s) to date: Guam Highway Fund (\$2,077,499), Tourist Attraction Fund (\$3,736,581) & Host Community Fund (\$300,000)	6,114,080
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$12,968,394</b>

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
<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 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
<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? \$ /X/ N/A
- 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
- 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: <u>Raymond Reta</u> Raymond Reta, BMA I	Date: <u>11/11/15</u>	Director: <u>Jose S. Calvo</u> Jose S. Calvo, Director	Date: <b>DEC 24 2015</b>
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Footnotes:  
1 / See attached comments.

### **COMMENTS TO BILL No. 218-33(COR)**

The Bill proposes to add and amend Article 1, Chapter 40, Division 4, Title 5 of the Guam Code Annotated to include the participation of Municipal Planning Councils (MPC) of particular southern villages in the review and approval process for proposed commercial developments, specifically the villages of Piti, Santa Rita, Agat, Umatac, Merizo, Inarajan, Talofofo, and Yona. The Bill's intent is to allow the MPC's of these villages to review and express its approval or disapproval on proposed hotels and similar large-scale commercial developments requiring the review and consent of the Guam Land Use Commission; and, on all applications for Guam's Qualifying Certificate programs and other special investment incentives authorized by law.

In so far as these additional duties require that the MPCs meet more frequently, the fiscal impact would be the additional cost for stipends for MPC members as outlined in § 40130 (b). Such costs would have to be covered by MCOG appropriations.