



COMMITTEE ON RULES

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March 8, 2016

Memorandum

To: Rennae Meno
Clerk of the Legislature

From: Senator Rory J. Respicio 
Chairperson of the Committee on Rules

Subject: Fiscal Notes and Fiscal Note Waiver

Hafa Adai!

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

FISCAL NOTES:

Bill No. 249-33(COR)
Bill No. 264-33(LS)

FISCAL NOTE WAIVER:

Bill No. 265-33(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'!

2016 MAR - 8 PM 4:34 

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 249-33 (COR)**

AN ACT TO MANDATE THE PAYMENT OF COMPENSATION BENEFITS OF ANIMAL CONTROL OFFICERS OF THE DEPARTMENT OF AGRICULTURE, AS PROVIDED PURSUANT TO PUBLIC LAW 29-105.

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	For Remainder of FY 2016 (if applicable)	FY 2017	FY 2018	FY 2019	FY 2020
General Fund	1/	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- 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? \$ 1/ /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
/X/ Requested agency comments not received by due date // Other:

Analyst: <i>Raymond Estia</i> Raymond Estia, BMA I	Date: <i>3/2/16</i>	Director: <i>Jose S. Calvo</i> Jose S. Calvo, Director	Date: MAR 04 2016
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Footnotes:
1 / See attached comments.

COMMENTS TO BILL No. 249-33 (COR)

Bill No. 249-33 proposes to mandate the payment of compensation increases for Animal Control Officers (ACO) of the Department of Agriculture (DOAg) pursuant to Public Law 29-105. P.L. 29-105, which amended Title 10 GCA, Chapter 55, § 55102 states that compensation for public safety and law enforcement officers covered in this Section shall be increased by forty percent (40%) over a four (4) year period effective October 1, 2008.

Based on personnel financial data provided by the Department of Administration's Human Resource Division (DOA-HR), the fiscal impact of this legislation is currently estimated at \$282,407 in salaries and benefits through 3/31/2016. This would cover retroactive compensation owed to seven (7) ACOs, 4 who were actively employed as of October 1, 2008 (1 resigning in 2012), and three (3) additional ACOs employed after 10/1/08. As mandated, P.L. 29-105 would also apply to all future ACOs to be employed.

It should be noted that there is ongoing dialogue between DOA-HR and the Attorney General's office on this matter. Should a final determination be made to compensate the affected DOAg employees, incremental payments must be pursued to minimize the impact on the department and the general fund.