



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 Nos. 264-33 (LS)

AN ACT TO AMEND §68605 OF ARTICLE 6, CHAPTER 68, AND TO ADD A NEW §68602.1 TO ARTICLE 6, CHAPTER 68, BOTH OF DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE SOUTERN DEVELOPMENT MASTER PLAN.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Land Management	Dept./Agency Head: Michael J. B. Borja, Director
Department's General Fund (GF) appropriation(s) to date:	413,674
Department's Other Fund (Specify) appropriation(s) to date: Land Survey Revolving Fund	3,111,311
Total Department/Agency Appropriation(s) to date:	\$3,524,985

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 thru _____)	\$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	\$0	\$0	\$0	\$0	\$0	\$0
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? \$ _____ /X/ N/A
- Does the Bill establish a new program/agency? /X/ Yes / / 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: / / Yes /X/ No
/ X / Requested agency comments not received by due date / Other:

Analyst: <u>Jason Baza</u> Jason Baza, BMA II	Date: <u>3/2/16</u>	Director: <u>[Signature]</u> Jose S. Calvo, Director	Date: <u>MAR 04 2016</u>
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Notes:
See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 264-33 (LS)

There are two (2) actions involved in the proposed legislation. The first is to amend §68605, Article 6, Chapter 68, Title 21 Guam Code Annotated (GCA) to appoint a new Chairperson of the Southern Development Master Plan Task Force. The Task Force includes the appointing authorities of BSP, Department of Land Management (DLM), Guam Environmental Protection Agency (GEPA), Guam Visitors Bureau (GVB), all Mayors from Agat, Santa Rita, Umatac, Merizo, Inarajan, Malojloj, Talofof, and Yona, a representative from the Guam Chamber of Commerce, and a member of the public chosen by the Governor of Guam.

Originally, the Director of the Bureau of Statistics and Plans (BSP) was appointed as the Chairperson of the Task Force. The amendment to §68605 designates the new Chairperson of the Task Force to be one of the Mayors of the aforementioned villages as determined by the group of mayors from those villages.

It should be noted that §68602, Article 6, Chapter 68, Title 21 GCA designated \$300K as the budget for the Task Force. Per this section, it is the Director of BBMR's responsibility to provide such funds either from the existing appropriations of BSP or directly from the General Fund (GF). It should also be noted that all FY 2016 GF revenues have been appropriated and diverting \$300K from BSP may have an adverse impact on their operations.

The second action in the proposed legislation is to add a new §68602.1 to Article 6, Chapter 68, Title 21 GCA. This added section authorizes cost-sharing and the use of federal grants to cover the cost of the Task Force. While there is no provision in this section that designates the cost-sharing ratio between the Government of Guam, the U.S. military, and the US federal government, this provision is supported as it allocates costs to all stakeholders and not just to the Government of Guam.