



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
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March 10, 2016

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

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. 268-33(LS)

Bill No. 270-33(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 10 PM 12:52

Bureau of Budget & Management Research
Fiscal Note of Bill Nos. 268-33 (LS)

AN ACT TO AUTHORIZE A COMMERCIAL LEASE BETWEEN THE DEPARTMENT OF LAND MANAGEMENT AND THE DEDEDO PAYLESS SUPERMARKET FOR USE OF A PORTION OF THE DEDEDO BUFFER STRIP, AS SPECIFIED IN TITLE 21, GUAM CODE ANNOTATED, SECTION 68901.

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? / X / Yes / / 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
 / X / Requested agency comments not received by due date / / Other:

Analyst: Jason Baza Date: 2/29/16 Director: Jose S. Calvo Date: **MAR 1 02016**
 Jason Baza, BMA II Jose S. Calvo, Director

Notes:
 The Dededo Payless Supermarket (Payless) entered into a commercial lease agreement with the Department of Land Management (DLM) and the government of Guam with concurrence by the Dededo Municipal Planning Council on the Dededo Buffer Strip in the year 2004. Per §68901(a), Chapter 68, Title 21 GCA, commercial leases on the Dededo Buffer Strip are authorized to have a lifespan of 10 years. The lease with Payless expired in the year 2014. Per the legislation, the Dededo Municipal Planning Council has supported the request for Payless to once again engage in another commercial lease with the DLM and the government of Guam. It should be noted that §68901(a), Chapter 68, Title 21 GCA stipulates that a yearly rental fee not to exceed 20% of the fair market value of the property shall be implemented throughout the lifespan of the lease. The fair market value of the property may have increased since Payless first engaged in the commercial lease with DLM and the government of Guam in 2004, resulting in a higher yearly rental fee to be paid by Payless. Because the Bureau does not have information pertaining to the fair market value of the property, the estimated revenues in the form of increased yearly rental fees could not be projected.