



COMMITTEE ON RULES

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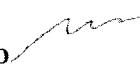
V. Anthony Ada
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Mary C. Torres
MINORITY MEMBER

June 27, 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. 310-33(LS)
Bill No. 335-33(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'!

2016 JUN 27 PM 12: 02 PM

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 310-33 (COR)**

AN ACT TO AMEND 4 GCA § 6221.1 RELATIVE TO ESTABLISHING A PROMISED COMPENSATION POLICY FOR GOVERNMENT OF GUAM EMPLOYEES.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Administration		Dept./Agency Head: Christine A. Baletto, Director	
Department's General Fund (GF) appropriation(s) to date:			10,633,517
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund			1,026,436
Total Department/Agency Appropriation(s) to date:			\$11,659,953

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	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions? / / Yes / X / No
If Yes, see attachment
2. 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
3. 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
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: / X / Yes / / No
/ X / Requested agency comments not received by due date / / Other:

Analyst: <u>Jason Baza</u> Jason Baza, BMA II	Date: <u>6/24/16</u>	Director: <u>Jose S. Calvo</u> Jose S. Calvo, Director	Date: <u>6-24-16</u>
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Notes:
1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 310-33 (COR)

The proposed legislation intends to establish a promised compensation policy (“policy”) for all Government of Guam employees. The legislation cites that employees are currently being detailed to positions of higher responsibilities and/or technical expertise without being paid the difference in promised compensation.

For Executive line departments and agencies, the current practice for processing employee detail appointments is outlined in BBMR Circular 08-03. This Circular also refers departments to the government of Guam Personnel Rules & Regulations which outlines detail appointments and compensation in Sections 4.506 & 6.008. The process begins with a pre-approval detail appointment form (BBMR F-16) submittal to the Bureau of Budget and Management Research. Form BBMR F-16 breaks down the cost of detailing the employee to include the current position’s salary, the detailed position’s salary, and the projected cost of compensation. Also included on the pre-approval form is the requesting department’s justification to detail the employee. Once form BBMR F-16 is approved by the Bureau, the requesting department will then submit the corresponding Request for Personnel Action (GG-1) for the affected employee. After the GG-1 is cleared by Bureau, it is subsequently forwarded to DOA for processing.

It should be noted that there are reasons for affected employees not being properly compensated including untimely or non-submission of the required forms to the Bureau and lack of authorization within the annual Budget Acts to pay prior year obligations, including promised compensation.

Lastly, due to time constraints and lack of additional information from the Department of Administration and affected departments/agencies, the Bureau cannot determine the current level of promised compensation owed to affected employees at this time.