



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member


V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

August 4, 2016

Memorandum

To: Rennae Meno
Clerk of the Legislature

From: Senator Thomas C. Ada 
Acting Chairperson of the Committee on Rules

Subject: Fiscal Notes and Fiscal Note Waivers

Hafa Adai!

Attached please find the fiscal notes and fiscal note waivers 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. 349-33(COR)

Bill No. 352-33(LS)

FISCAL NOTE WAIVERS:

Bill No. 356-33(COR)

Bill No. 357-33(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 AUG - 4 PM 4: 12

Bureau of Budget & Management Research
Fiscal Note of Bill No. 352-33 (LS)

AN ACT TO REZONE LOT NO. 2057-R2, MUNICIPALITY OF MONGMONG-TOTO-MAITE (FORMERLY MUNICIPALITY OF BARRIGADA), FROM AGRICULTURAL ZONE (A) TO COMMERCIAL ZONE (C).

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? / 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: / X / Yes / / No
 / X / Requested agency comments not received by due date / / Other:

Analyst: Jason Baza Date: 8/01/16 Director: Jose S. Calvo Date: AUG 02 2016
 Jason Baza, BMA II SM/II Jose S. Calvo, Director

Notes:
 See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 352-33 (LS)

The intent of the proposed legislation is to rezone Lot No. 2057-R2, Mongmong-Toto-Maite, Guam from an Agricultural Zone to a Commercial Zone. Per the legislation, the property owners of the cited lot would like to maximize the highest and best use of their property. The change of zone from Agricultural to Commercial will allow the property owners a broader use of their property as outlined in §61307, Chapter 61, Title 21 Guam Code Annotated.

Should this proposed legislation become law, Lot No. 2057-R2 would have a higher appraisal value, which in effect raises the real property tax value of the property. Per the Department of Revenue & Taxation (DRT), the tax rate for buildings (0.35008%) and land (0.0875033%) applies to all properties regardless of the property's zone. However, because the appraisal value rises with the rezoning from Agricultural Zone to a Commercial Zone, the DRT can expect a slight increase in revenues received in the form of increased property tax.

The DRT uses a formula to calculate the appraisal value based on property location, size, and existing infrastructure. There is no component in the proposed legislation that implies changes to the properties existing infrastructure.

Although the rezoning would increase the property's appraised value, the Bureau is unable to project such increase due to lack of sufficient information pertaining to the components that constitute how the appraisal formula is calculated. However, the Bureau determines that revenues in the form of increased property taxes will be received by the DRT.