

*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

<b>BILL NO.</b>	<b>SPONSOR</b>	<b>TITLE</b>	<b>DATE INTRODUCED</b>	<b>DATE REFERRED</b>	<b>CMTE REFERRED</b>	<b>PUBLIC HEARING DATE</b>	<b>DATE COMMITTEE REPORT FILED</b>	<b>FISCAL NOTES</b>
<b>393-33 (COR)</b>	T. C. Ada	AN ACT TO TRANSFER WITH COMPENSATION A PORTION OF THE LOT IDENTIFIED AS "ANDERSEN COMMUNICATION ANNEX NO. 1 (AJKD), MUNICIPALITY OF DEDEDO" AN AREA OF ±70,000 SQUARE METERS OR 17.297 ACRES FROM THE GUAM ANCESTRAL LANDS COMMISSION INVENTORY OF SPANISH CROWN LANDS TO THE GUAM WATERWORKS AUTHORITY FOR THE PURPOSE OF CONSTRUCTION OF THE EXPANSION OF THE NORTHERN DISTRICT WASTEWATER TREATMENT PLANT (NDWWTP); AND TO REZONE THE TRANSFERRED PORTION FROM THE CURRENT HOTEL ("H") ZONE TO PUBLIC FACILITY ("PF") ZONE.	10/27/16 10:13 a.m.	10/27/16	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement			<b>Fiscal Note Request</b> 10/31/16 <b>Fiscal Note</b> 11/15/16



# COMMITTEE ON RULES

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

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MINORITY MEMBER

November 15, 2016

## Memorandum

**To:** **Rennae Meno**  
*Clerk of the Legislature*

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

**Subject:** **Fiscal Note and Fiscal Note Waiver**

*Hafa Adai!*

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

### FISCAL NOTE:

Bill No. 393-33(COR)

### FISCAL NOTE WAIVER:

Bill No. 394-33(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 NOV 15 PM 3:16

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 393-33 (COR)**

**AN ACT TO TRANSFER WITH COMPENSATION A PORTION OF THE LOT IDENTIFIED AS "ANDERSEN COMMUNICATION ANNEX NO. 1 (AJKD), MUNICIPALITY OF DEDEDO" AN AREA OF ±70,000 SQUARE METERS OR 17.297 ACRES FROM THE GUAM ANCESTRAL LANDS COMMISSION INVENTORY OF SPANISH CROWN LANDS TO THE GUAM WATERWORKS AUTHORITY FOR THE PURPOSE OF CONSTRUCTION OF THE EXPANSION OF THE NORTHERN DISTRICT WASTEWATER TREATMENT PLANT (NDWWTP); AND TO REZONE THE TRANSFERRED PORTION FROM THE CURRENT HOTEL ("H") ZONE TO THE PUBLIC FACILITY ("PF") ZONE.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Ancestral Lands Commission	Dept./Agency Head: Michael J. B. Borja, Director
Department's General Fund (GF) appropriation(s) to date:	91,093
Department's Other Fund (Specify) appropriation(s) to date:	-
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$91,093</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2016 Unreserved Fund Balance		\$0	\$0
FY 2017 Adopted Revenues	\$0	\$0	\$0
FY 2017 Appro. (P.L. 33-185 thru _____)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2017 (if applicable)	FY 2018	FY 2019	FY 2020	FY 2021
General Fund	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>1/</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- 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

Analyst: Jason Baza Date: 11/10/16 Director: Jose S. Calvo NOV 14 2016  
Jason Baza, BMA II Jose S. Calvo, Director

Notes:  
1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 393-33 (COR)

The proposed legislation intends to transfer, with compensation, a portion of the lot identified as “Andersen Communication Annex No. 1” (AJKD) in the municipality of Dededo from the Guam Ancestral Lands Commission (GALC) to the Guam Waterworks Authority (GWA) for the purpose of construction of the expansion of the northern district wastewater treatment plant (NDWWTP). In addition, the proposed legislation intends to rezone the property from a Hotel (“H”) Zone to a Public Facility (“PF”) Zone. The AJKD property contains an area of 70,000± square meters, or 17.3± acres.

Sections 2(c) and 2(d) stipulate that the GWA will be responsible for covering the cost of the appraisal of the property by two different appraisers as well as the cost of the property survey. Compensation for the transfer of GALC property to the GWA is not specifically outlined in the proposed legislation. However, Section 2(e) stipulates that the two parties shall determine an appropriate compensation and transfer agreement within one hundred twenty (120) days of the legislation’s enactment.

The GWA’s Capital Improvement Plan for the years 2015-2020, approved by the Guam Consolidated Commission on Utilities Resolution No. 23-FY2016, contains a list of projects and their estimated costs. The GWA Capital Improvement Plan includes the NDWWTP upgrade project, which the total estimated project cost amounts to \$1.68 M.

In addition to the project cost outlined in the GWA Capital Improvement Plan, a local media outlet reported that the U.S. Department of Defense (USDOD) has agreed to spend \$55.6 M in grants for civilian water and wastewater projects linked to the military buildup. The article states that the USDOD is allocating \$21 M for the GWA to improve the NDWWTP.

The Bureau does not anticipate any additional revenues in the form of increased land taxes from the rezoning because government entities are not required to pay such tax. However, the Bureau does anticipate the net tax effect from commencing construction as part of the NDWWTP upgrade. Because the estimated total project cost for NDWWTP upgrade amounts to \$1.68 M from local sources and \$21 M from federal sources, the Bureau anticipates the net tax effect to be approximately \$168 K from local economic activity and \$2.1 M from military economic activity over the project’s construction lifetime.