



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGÁTÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

January 15, 2021

MEMO

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

From: **Vice Speaker Tina Rose Muña Barnes**
Chairperson, Committee on Rules

Re: **Fiscal Notes**

Buenas yan Håfa adai.

Attached, please find the fiscal notes for the following bills:

Bill No. 4-36 (COR)
Bill No. 13-36 (COR)
Bill No. 17-36 (COR)
Bill No. 23-36 (COR)
Bill No. 25-36 (COR)
Bill No. 26-36 (COR)

Please forward the same to Management Information Services (MIS) for posting on our website.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.



Bureau of Budget & Management Research
Fiscal Note of Bill No. 13-36 (COR)

Bill No.13-36 (COR) AN ACT TO ADD A NEW ARTICLE 3A TO PART 1 OF CHAPTER 12, DIVISION 1, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ADOPTING THE NURSE LICENSURE COMPACT; AND TO ADD A NEW § 12307(d) OF ARTICLE 3, PART 1, CHAPTER 12, DIVISION 1, TITLE 10 GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING ADDITIONAL DUTIES OF THE GUAM BOARD OF NURSE EXAMINERS TO FACILITATE THE LICENSURE OF NURSES UNDER THE COMPACT; AND TO FURTHER APPROPRIATE THE SUM OF SIX THOUSAND DOLLARS FROM THE HEALTH PROFESSIONAL LICENSING OFFICE REVOLVING FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO FUND THE ANNUAL MEMBERSHIP FEE TO THE NURSE LICENSURE COMPACT IN FISCAL YEAR 2022.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Public Health and Social Services	Dept./Agency Head: Arthur San Agustin, Director
Department's General Fund (GF) appropriation(s) to date:	26,478,618
Department's Other Fund (Specify) appropriation(s) to date: Environmental Health Fund - \$1,322,570, Healthy Futures Fund - \$12,147,547, Health Professional Licensing Office Revolving Fund - \$286,085, Office of Vital Statistics Revolving Fund - \$241,442, Sanitary Inspection Revolving Fund - \$85,425, Medically Indigent Program Payment Revolving Fund - \$14,438,056	<u>28,521,125</u>
Total Department/Agency Appropriation(s) to date:	\$54,999,743

Fund Source Information of Proposed Appropriation			
	General Fund:	Special Fund:	Total:
FY 2020 Unreserved Fund Balance	\$0	\$0	\$0
FY 2021 Adopted Revenues	\$0	0	0
FY 2021 Appro. (P.L. 35-99)	\$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 2021 (if applicable)	FY 2022	FY 2023	FY 2024	FY 2025
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$6,000	\$0	\$0	\$0
Total	\$0	\$0	\$6,000	\$0	\$0	\$0

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|---|-----------|---------|--------|
| 1. Does the bill contain "revenue generating" provisions?
If Yes, see attachment | // N/A | /X/ Yes | // No |
| 2. Is amount appropriated adequate to fund the intent of the appropriation?
If no, what is the additional amount required? \$ _____ | /X/ N/A | // Yes | // No |
| 3. Does the Bill establish a new program/agency?
If yes, will the program duplicate existing programs/agencies?
Is there a federal mandate to establish the program/agency? | /X/ N/A | // Yes | // No |
| 4. Will the enactment of this Bill require new physical facilities? | // Yes | // Yes | /X/ No |
| 5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason:
/X/ Requested agency comments not received by due date: | // Other: | /X/ Yes | // No |

Analyst: <u>Mikel S. Espiritu</u>	Date: <u>01/19/2021</u>	Director: <u>Lester L. Carlson, Jr., Director</u>	Date: <u>JAN 21 2021</u>
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Notes:
 1/ Please see attachment

Bureau of Budget & Management Research

Comments on Bill No. 13-36 (COR)

1/: Bill No.13-36 (COR) is an Act to add a new Article 3a to Part 1 of Chapter 12, Division 1, Title 10, Guam Code Annotated, relative to adopting the Nurse Licensure Compact; and to add a new § 12307(d) of Article 3, Part 1, Chapter 12, Division 1, Title 10 Guam Code Annotated, relative to establishing additional duties of the Guam Board of Nurse Examiners to facilitate the Licensure of Nurses under the Compact; and to further appropriate the sum of six thousand dollars from the Health Professional Licensing Office Revolving Fund to the Department of Public Health and Social Services to fund the annual membership fee to the Nurse Licensure Compact in fiscal year 2022.

The Nurse Licensure Compact (NLC) allows a nurse to have one multistate license with the ability to practice in the home state and other compact states. To date, 33 U.S. States have implemented NLC legislation and 1 U.S. State is awaiting NLC implementation.

Section 1 of this bill notes the establishment of the Interstate Commission of Nurses Licensure Compact Administrators. §123A07(h)(2) adds, “The Commission may also levy on and collect an annual assessment from each party state to cover the cost of its operations, activities and staff in its annual budget as approved each year.”

Section 2 of this bill notes the Guam Board of Nurse Examiners shall facilitate the multistate licensure of nurses under the Nurse Licensure Compact. According to the section. All applicants shall pay a fee, to be established by the Department, to offset the costs of operating and administering a fingerprint-based criminal background check system. In addition, the Board shall establish and collect fees from every applicant for multistate licensure pursuant to § 12308 of this Article. Funds from such fees may be used for the annual membership fee of the Nurse Licensure Compact for future fiscal years.

Section 3 of the bill states, “Notwithstanding any other provision of law, rule, or regulation, the sum of Six Thousand Dollars (\$6,000) is appropriated from the fees generated through the Guam Board of Nurse Examiners that are deposited to the Health Professional Licensing Office Revolving Fund (Account No. 324156344) to the Department of Public Health and Social Services to fund the annual membership fee to the Nurse Licensure Compact in Fiscal Year 2022.

It should be noted that the total appropriation given to DPHSS for the FY2021 Health Professional Licensing Office Revolving Fund was \$286,085. The appropriation level for the FY2022 HPLO Revolving Fund is yet to be determined until such time the FY2022 Executive Budget Request has been submitted and the Legislature approves of the HPLO funding level for FY 2022.

The proposed legislation may also pose a fiscal impact on the operations of DPHSS if such legislation were to be enacted. However, absent additional information from the department (DPHSS), the Bureau is unable to determine an approximate fiscal impact at the time.