

I Mina'trentai Sais Na Liheslaturan Guåhan  
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
207-36 (LS)	Telena Cruz Nelson Joe S. San Agustin	AN ACT TO APPROPRIATE TEN MILLION DOLLARS (\$10,000,000) FROM THE REVENUES RECEIVED PURSUANT TO CHAPTER 42 OF TITLE 11, GUAM CODE ANNOTATED, TO THE GUAM DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF PROVIDING ADDITIONAL FUNDING FOR VILLAGE STREETS AND ROADS RESURFACING AND REPAIRS ON GUAM'S HIGHWAY INFRASTRUCTURE TO INCLUDE BIKE ROADWAYS.	10/4/21 2:45 p.m.	10/11/21	Committee on General Government Operations, Appropriations, and Housing			Request: 10/13/21  10/26/21	



Vice Speaker

**TINA ROSE MUÑA BARNES**

**CHAIRPERSON, COMMITTEE ON RULES**

*I Mina'trentai Sais Na Liheslaturan Guåhan*

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

October 26, 2021

# MEMO

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

**From:** **Senator Amanda L. Shelton**  
Acting Chairperson, Committee on Rules

**Re:** **Fiscal Notes on Bill Nos. 207-36 (LS) and 211-36 (COR)**

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*Håfa adai,*

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

**Bill No. 207-36 (LS)**  
**Bill No. 211-36 (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. 207-36 (LS)**

**AN ACT TO APPROPRIATE TEN MILLION DOLLARS (\$10,000,000) FROM THE REVENUES RECEIVED PURSUANT TO CHAPTER 42 OF TITLE 11, GUAM CODE ANNOTATED, TO THE GUAM DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF PROVIDING ADDITIONAL FUNDING FOR VILLAGE STREETS AND ROADS RESURFACING AND REPAIRS ON GUAM'S HIGHWAY INFRASTRUCTURE TO INCLUDE BIKE ROADWAYS.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Public Works (DPW)	Dept./Agency Head: Vincent P. Arriola, Director
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Guam Highway Fund (\$12,537,183); Territorial Educational Facilities Fund (\$6,858,524)	19,395,707
	<b>\$19,395,707</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2021 Unreserved Fund Balance		\$0	\$0
FY 2022 Adopted Revenues	\$0	\$0	\$0
FY 2022 Appro. (P.L. 36-54 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 2022 (if applicable)	FY 2023	FY 2024	FY 2025	FY 2026
General Fund	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / / Yes / X / No  
If Yes, see Attachment.
- Is amount appropriated adequate to fund the intent of the appropriation? / / N/A / X / Yes / / No  
If no, what is the additional amount required? \$ 1/ / N/A
- Does the Bill establish a new program/agency? / / Yes / X / 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  
/ / Requested agency comments not received by due date / / Other:

Analyst: William P. Taitunglong Date: 10/25/21 Director: Lester L. Carlson, Jr., Director Date: OCT 25 2021

**Comments:**

1/ See attached comments to the fiscal note.

**Bureau of Budget and Management Research**  
**Comments on Bill No. 207-36 (LS)**

The proposed legislation seeks to appropriate Ten Million Dollars (\$10,000,000) from the revenues received pursuant to Chapter 42 of Title 11, Guam Code Annotated, the Earned Income Tax Credit (EITC) Program, reimbursement for calendar year 2021, to the Department of Public Works (DPW) for the purpose of funding additional village streets and roads resurfacing and repairs on Guam's highway infrastructure to include bike roadways.

Based on comments received, the DPW is in support of the proposed measure to provide additional funding for DPW's Village Streets and Roads Resurfacing and Repairs program. Per DPW, the additional funding will not only allow DPW to expand the number of village streets currently planned, but will also allow for overall improvements in flood mitigation, road shoulder and pedestrian safety, and signage, which will result in safer streets for vehicle, bikes, and pedestrian traffic.

It should be noted that the current FY2022 Budget Act (Public Law No. 36-54:V:1(j)) provides for the following appropriations from the Guam Highway Fund (GHF) to DPW for the purpose of providing funding for Village Streets and Roads Resurfacing and Repairs: 1) \$2,250,000 under Section 1(j)(2) to fund village streets and roads resurfacing and repairs in FY2022; and 2) \$2,000,000 under Section 1(j)(4) for contractual agreements of road maintenance to include funding bicycle lane infrastructure and village streets and roads resurfacing and repairs. In addition, Section 1(j)(3) appropriates the fund balance of the GHF as of September 30, 2021 for the purpose of funding additional village streets and roads resurfacing and repairs.

The Bureau also notes that several proposed legislations have been introduced appropriating funds from the FY2021 EITC reimbursements, including two which have been included in the FY2022 Budget Act (P.L. 36-54). The current list of proposed Bills are as follows:

Bill No.	Amount	Appropriation Recipient
121-36 (COR)	\$35,000,000.00	GMH <sup>1/</sup>
148-36 (LS)	14,971,882.00	UOG & GCC
153-36 (COR)	5,000,000.00	DOC <sup>1/</sup>
170-36 (LS)	250,000.00	Guam Unique Merchandise and Art
171-36 (LS)	250,000.00	Valley of the Latte, LLC.
172-36 (LS)	3,500,000.00	Guam Preservation Trust
177-36 (LS)	3,750,000.00	BPT Revenue Losses Offset
186-36 (COR)	1,500,000.00	DPW - Emergency Boat Access
187-36 (COR)	3,500,000.00	DPR
188-36 (COR)	3,000,000.00	CLTC/DOAG (Slaughterhouse)
189-36 (COR)	5,000,000.00	GWA - Water & Sewer Infrastructure
196-36 (COR)	9,500,000.00	Mayor's Council - Renovate & Repair of Sports Facility
197-36 (COR)	10,000,000.00	UOG
199-36 (COR)	580,070.00	Public Defender Services Corp.
200-36 (COR)	10,000,000.00	Guam Visitors Bureau
201-36 (COR)	4,050,000.00	GCC - Workforce Development Programs

201-36 (COR)	450,000.00	DOL - Apprenticeships Programs
201-36 (COR)	1,000,000.00	UOG - Scholarships
207-36 (LS)	10,000,000.00	DPW - Village Sts. Road Resurf. & Repair / Bike Roadway
<b>Total Appropriations</b>	<b>\$121,301,952.00</b>	

<sup>1/</sup> Appropriated in P.L. 36-54 (FY2022 Budget Act)

The final amount to be reimbursed for EITC has yet to be determined as well as the timeframe in which the funds will be availed to the Government of Guam. Should the Internal Revenue Service and the U.S. Treasury avail EITC reimbursements via a trust account, those funds would not be subject to legislative appropriation.