

*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
51-36 (COR)	Therese M. Terlaje Telena Cruz Nelson Sabina Flores Perez	AN ACT RELATIVE TO THE AUTHORIZATION FOR THE USE OF REAL PROPERTY WITHIN THE ADMINISTRATIVE JURISDICTION OF THE GUAM WATERWORKS AUTHORITY FOR THE CONSTRUCTION AND MAINTENANCE OF SOCCER FIELDS AND RELATED FACILITIES.	2/1/21 4:42 p.m.	2/3/21	Committee on Health, Land, Justice, and Culture			Request: 2/3/21  2/23/21	



Vice Speaker

**TINA ROSE MUÑA BARNES**

**CHAIRPERSON, COMMITTEE ON RULES**

*I Mina'trentai Sais Na Liheslaturan Guåhan*

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February 23, 2021

# MEMO

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

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

**Re:** **Fiscal Note**

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*Buenas yan Håfa adai.*

Attached, please find the fiscal note for the following bill:

**Bill No. 51-36 (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. 51-36 (COR)**


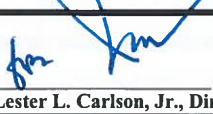
**AN ACT RELATIVE TO THE AUTHORIZATION FOR THE USE OF REAL PROPERTY WITHIN THE ADMINISTRATIVE JURISDICTION OF THE GUAM WATERWORKS AUTHORITY FOR THE CONSTRUCTION AND MAINTENANCE OF SOCCER FIELDS AND RELATED FACILITIES**

Department/Agency Appropriation Information		
Dept./Agency Affected: Guam Waterworks Authority (GWA)	Dept./Agency Head: Miguel C. Bordallo, General Manager	
Department's General Fund (GF) appropriation(s) to date: N/A		-
Department's Other Fund (Specify) appropriation(s) to date: N/A		-
		\$0
Dept./Agency Affected: Guam Department of Education (GDOE)	Dept./Agency Head: Jon P. Fernandez, Superintendent	
Department's General Fund (GF) appropriation(s) to date:		180,900,137
Department's Other Fund (Specify) appropriation(s) to date: Territorial Educational Facilities Fund (\$15,461,726); Public School Library Resources Fund (\$915,082); Healthy Futures Fund (\$891,754); School Lunch/Child Nutritional Meal Reimbursement Fund (\$12,504,000); Limited Gaming Fund (\$535,801)		30,308,363
		\$211,208,500

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2020 Unreserved Fund Balance		\$0	\$0
FY 2021 Adopted Revenues	\$0	\$0	\$0
FY 2021 Appro. (P.L. 35-99 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 2021 (if applicable)	FY 2022	FY 2023	FY 2024	FY 2025
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 1/
- 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? / / 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? / X / Yes      / / 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:  William P. Taitingfong	Date: 2/18/21	Director:  Lester L. Carlson, Jr., Director	Date: FEB 22 2021
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**Footnotes:**

1/ See attachment and comments on Bill 51-36 (COR).

**Bureau of Budget & Management Research**  
**Attachment to Fiscal Note No. 51-36 (COR)**  
**(for revenue generating provisions)**

Projected Multi-Year Revenues					
	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025
<b>General Fund</b>	\$0	\$0	\$0	\$0	\$0
<b>Special Fund</b>	<u>\$1</u>	<u>\$1</u>	<u>\$1</u>	<u>\$1</u>	<u>\$1</u>
<b>Total</b>	\$1	\$1	\$1	\$1	\$1

**Comments:**

Section 5 of Bill 51-36 cites that the Guam Football (Soccer) Association agrees to pay the annual rental sum of one dollar (\$1.00) per year to the GDOE, to be paid yearly in advance, commencing upon the effective date of the MOA and continuing on the 1st day of each year thereafter for the remainder of the MOA. The total revenue anticipated to be generated is thirty dollars (\$30.00) based on the MOA term of not to exceed thirty (30) years unless otherwise extended or amended. (\$1.00 per year x 30 years term = \$30.00)

**Bureau of Budget and Management Research**  
**Comments on Bill No. 51-36 (COR)**

Bill 51-36 will authorize the Guam Waterworks Authority (GWA) and the Guam Department of Education (GDOE) to enter into a Memorandum of Agreement (MOA) with the Guam Football (Soccer) Association (GFA) for the use of real property described as a portion of Lot No. 3396 in the Municipality of Ordot-Chalan Pago for a term not to exceed thirty (30) years. The property is to be utilized for the purpose of the construction and maintenance of soccer fields and related facilities.

The GWA has the administrative jurisdiction of Lot No. 3396 and the GDOE has administrative jurisdiction of the Ordot-Chalan Pago Elementary School (OCPES) located adjacent to Lot No. 3396. It is noted that GWA is in the process of subdividing Lot No. 3396 to parcel out separate lots for GWA and GDOE, and the GFA wishes to enter into a MOA relating to GDOE's portion of the lot for the construction and maintenance of soccer fields and related facilities. Under the MOA, the GWA and GDOE agrees to place the subject property under the control of GFA. Any debt incurred and all costs associated with the construction and maintenance of the soccer fields and related facilities shall be at the expense of GFA.

Although requested by the Bureau, the GWA did not provide its official comments on the proposed measure as of the date of this fiscal note. According to information received from the GDOE, no fiscal impact is anticipated nor any physical impact by the GFA development to the OCPES property based on the proposed design. However, GDOE notes that in the event the property is subdivided, it may result in a reduction of property value.

Section 5 of Bill 51-36 provides for a symbolic annual rental sum of one dollar (\$1.00) per year to the GDOE, to be paid yearly in advance, commencing upon the effective date of the MOA and continuing on the 1<sup>st</sup> day of each year thereafter for the remainder of the MOA. As such, based on this annual rental payment of \$1.00, the GDOE is anticipated to generate additional revenues of a total of thirty dollars (\$30.00) for the term of the MOA, unless otherwise extended or amended by the parties involved.