

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
320-36 (COR)	Clynton E. Ridgell	AN ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 32 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO FUEL PRICE CONTROL; AND TO CITE THIS ACT AS "THE GUÅHAN FUEL PRICE CONTROL ACT OF 2022".	6/16/22 1:13 p.m.	6/20/22	Committee on General Government Operations, Appropriations, and Housing			Request: 6/20/22 6/29/22	



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

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June 29, 2022

MEMO

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

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

Re: **Fiscal Note on Bill No. 320-36 (COR)**

Håfa adai,

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

Bill No. 320-36 (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. 320-36 (COR)**

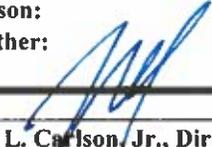
AN ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 32 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO FUEL PRICE CONTROL; AND TO CITE THIS ACT AS "THE GUAHAN FUEL PRICE CONTROL ACT OF 2022".

Department/Agency Appropriation Information	
Dept./Agency Affected: Office of the Attorney General	Dept./Agency Head: Leevin T. Camacho - Attorney General of Guam
Department's General Fund (GF) appropriation(s) to date:	\$14,872,009
Department's Other Fund appropriation(s) to date: N/A	\$0
Total Department/Agency Appropriation(s) to date:	\$14,872,009

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	\$0	\$0	\$0	\$0	\$0	\$0
Special Funds	\$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? / 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
/ / Requested agency comments not received by due date / / Other:

Analyst:  Tyler Bautista, BMA I	Date: <u>06/28/2022</u>	Director:  Lester L. Carlson, Jr., Director	Date: <u>JUN 28 2022</u>
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Notes:
1/ See attached comments.

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 320-36 (COR)**

The proposed legislation intends to add a new Article 9 to Chapter 32 of Title 5, Guam Code Annotated (GCA), relative to controlling the price of fuel on Guam. Per the legislative findings, the intent of this proposed legislation is to seek a balance between the landed price of gasoline products on Guam compared to the desired profit margins of the local oil companies. In doing so, the proposed legislation seeks to implement a twenty-percent (20%) price increase cap on the landing price of gasoline to assist with local transportation costs and a fair profit margin. Further, the proposed legislation mandates the Office of the Attorney General (OAG) to oversee and monitor the daily price of Regular Unleaded and Diesel Fuel Oil No.2. The OAG shall maintain a daily log reflecting the collected data (gas prices) used. Any businesses selling gasoline above the 20% cap will be found in violation and *shall* be subject to a fine of **\$1,000 per day** – until the pump price has been adjusted to reflect the 20% cap. Should the computation of the dollar figure exceed the additional 20% price cap, a “Notice of Violation” will be immediately issued by the OAG. In return, the person/business has 24 hours to comply or be assessed the fine aforementioned. However, the fined person/business may appeal the computation, if they believe that the numbers were calculated erroneously. All applicable fines will be deposited into the Guam Highway Fund (GHF).

Per correspondence with the OAG, the responsibilities set forth in this bill have been identified (as mentioned above). Based on the mandates in the proposed legislation, the OAG anticipates a minimum fiscal impact to hire three (3) additional personnel: One (1) Accountant I (**Sal/Ben - \$62,019**), One (1) Auditor I (**Sal/Ben - \$62,019**), and One (1) Clerk II (**Sal/Ben - \$38,582**). The OAG further states that additional costs may be incurred for any required trainings and office supplies/equipment, as needed. As such the minimum fiscal impact to the OAG is estimated to be **\$162,620**.