

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
264-36 (COR)	Committee on Air Transportation, Parks, Tourism, Higher Education, and the Advancement of Women, Youth and Senior <u>Citizens</u>	AN ACT TO ADD A NEW CHAPTER 93 TO TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FAMILY MEMBERS OF AN INDIVIDUAL WHO THEY FEAR IS A DANGER TO HIMSELF, HERSELF, OR OTHERS NEW TOOLS TO PREVENT GUN VIOLENCE; AND TO CITE THIS ACT AS THE "GUN VIOLENCE PREVENTION ORDER ACT OF 2021."	3/3/22 8:00 a.m.	3/11/22	Committee on Health, Land, Justice, and Culture			Request: 3/14/22	
	by request of I Kongressun Manhoben Guåhan, the Guam Youth Congress, in accordance with 2 GCA § 7102.							6/2/22	



Vice Speaker

**TINA ROSE MUÑA BARNES**

**CHAIRPERSON, COMMITTEE ON RULES**

*I Mina'trentai Sais Na Liheslaturan Guåhan*

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June 2, 2022

# MEMO

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

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

**Re:** Fiscal Note on Bill No. 264-36 (COR)

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*Håfa adai,*

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

**Bill No. 264-36 (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. 264-36 (COR)**

**AN ACT TO ADD A NEW CHAPTER 93 TO TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FAMILY MEMBERS OF AN INDIVIDUAL WHO THEY FEAR IS A DANGER TO HIMSELF, HERSELF, OR OTHERS NEW TOOLS TO PREVENT GUN VIOLENCE; AND TO CITE THIS ACT AS THE "GUN VIOLENCE PREVENTION ORDER ACT OF 2021."**

**Department/Agency Appropriation Information**

<b>Dept./Agency Affected:</b> Unified Judiciary of Guam	<b>Dept./Agency Head:</b> Kristina L. Baird - Administrator of the Courts
<b>Department's General Fund (GF) appropriation(s) to date:</b>	<b>\$32,687,295</b>
<b>Department's Other Fund appropriation(s) to date:</b> Safe Streets Fund (\$79,816.00)	<b>\$79,816</b>
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$32,767,111</b>

**Fund Source Information of Proposed Appropriation**

	<b>General Fund:</b>	<b>(Specify Special Fund):</b>	<b>Total:</b>
<b>FY 2021 Unreserved Fund Balance</b>		\$0	\$0
<b>FY 2022 Adopted Revenues</b>	\$0	\$0	\$0
<b>FY 2022 Appro. (P.L. 36-54 thru )</b>	\$0	\$0	\$0
<b>Sub-total:</b>	\$0	\$0	\$0
<b>Less appropriation in Bill</b>	\$0	\$0	\$0
<b>Total:</b>	\$0	\$0	\$0

**Estimated Fiscal Impact of Bill**

	<b>One Full Fiscal Year</b>	<b>For Remainder of FY 2022 (if applicable)</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>General Fund</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Special Funds</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	1/	\$0	\$0	\$0	\$0	\$0

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

<b>Analyst:</b>  <b>Date:</b> 03/21/2022	<b>Director:</b>  <b>Date:</b> MAR 22 2022
Tyler Bautista, BMA I	Lester L. Carlson, Jr., Director

**Notes:**  
1/ See attached comments.

22.10.AA.0062

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH**  
**COMMENTS ON BILL NO. 264-36 (COR)**

The proposed legislation intends to add a new Chapter 93 to Title 9, Guam Code Annotated, which will provide new gun violence prevention tools to family members of an individual who they fear is a danger to him/herself or the community. These tools should assist by depriving the right to purchase, receive, own, or otherwise possess a firearm from an individual who they believe poses a danger to him/herself or the community. This bill lays out the framework of obtaining prevention orders/prevention warrants for these individuals, as well as the reporting process for the Judiciary of Guam for all prevention orders/warrants issued, should this Bill be enacted into Guam Law.

Per correspondence with the Judiciary of Guam, it is difficult to determine the full fiscal impact that the Judiciary would experience without an estimated number of anticipated requests for the prevention orders and/or warrants contemplated to be issued under this Bill's provisions. The Judiciary stated that enactment of this Bill may create an additional workload for the current judicial officers and their respective staff. Dependent on the number of anticipated cases, the Judiciary may need additional personnel to process and adjudicate such matters. As such, the Judiciary estimates a minimum cost impact of **\$199,085 - \$111,549** for Salaries, **\$72,536** for Benefits, and **\$15,000** for operational costs (See Exhibit A).

**EXHIBIT A**

**Judiciary of Guam  
Estimated Fiscal Impact of Bill 264-36  
Prepared on 3/17/2022**

**Summary of Amount**

Item	Amount
Personnel Services	111,549
Benefits	72,536
Operational Cost	15,000
<b>Total</b>	<b>199,085</b>

**Personnel Services and Benefits**

Position	Gross Pay	Benefits	Supplemental (HZ/ND)	Total**
Deputy Marshal Supervisor	47,335	27,548	1,500	76,384
Deputy Marshal I	32,119	23,018	2,000	57,137
Deputy Clerk I	28,595	21,969	-00	50,564
<b>Total</b>	<b>108,049</b>	<b>72,536</b>	<b>3,500</b>	<b>184,085</b>

**Operational Cost**

Item Description	Amount
Training cost (Marshal)	10,000
Equipment and supplies	5,000
<b>Total</b>	<b>15,000</b>

*\*\*Personnel cost estimated is for a full fiscal year calculated with FY 2022 rates. Gross pays are calculated at step 1 for each of the respective pay grades of the listed positions. Benefits include retirement contribution of 28.32%, Medicare tax of 1.45%, life insurance at \$183, Death & Disability Insurance at \$494, and health insurance family subscription employer cost of \$12,780. Lastly, due to work relative to warrant issuance, estimates were also added for night differential and hazardous pay.*