

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
305-36 (COR)	Telena Cruz Nelson Joe S. San Agustin	AN ACT TO APPROPRIATE THIRTY MILLION DOLLARS (\$30,000,000.00) FROM FISCAL YEAR 2023 GENERAL FUND TO THE GUAM DEPARTMENT OF EDUCATION PURSUANT TO PUBLIC LAW 36-54, CHAPTER XI, SECTION 18, RELATIVE TO THE COMPETITIVE WAGE ACT EDUCATOR PAY PLAN INCREASE.	5/12/22 4:40 p.m.	5/23/22	Committee on General Government Operations, Appropriations, and Housing			Request: 5/23/22  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. 305-36 (COR)

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*Håfa adai,*

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

**Bill No. 305-36 (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. 305-36 (COR)**

**AN ACT TO APPROPRIATE THIRTY MILLION DOLLARS (\$30,000,000) FROM FISCAL YEAR 2023 GENERAL FUND TO THE GUAM DEPARTMENT OF EDUCATION PURSUANT TO PUBLIC LAW 36-54, CHAPTER XI, SECTION 18, RELATIVE TO THE COMPETITIVE WAGE ACT EDUCATOR PAY PLAN INCREASE.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Administration	Dept./Agency Head: Edward Birn, Director
Department's General Fund (GF) appropriation(s) to date:	\$7,967,080
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund & Limited Gaming Fund	\$801,302
Total Department/Agency Appropriation(s) to date:	\$8,768,382

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Department of Education	Dept./Agency Head: John Fernandez, Superintendent
Department's General Fund (GF) appropriation(s) to date:	\$178,572,381
Department's Other Fund (Specify) appropriation(s) to date: Healthy Futures Fund (\$891,754), Limited Gaming Fund (\$442,611), Public School Library Resources Fund (\$763,194), School Lunch/Child Nutrition Meal Reimbursement Fund (\$12,504,000), and Guam Educational Facilities Fund (\$11,791,914)	\$26,393,473
Total Department/Agency Appropriation(s) to date:	\$204,965,854

Fund Source Information of Proposed Appropriation			
	General Fund:	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 Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$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? / / 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: <u>Jason Baza</u>	Date: <u>6/1/22</u>	Director: <u>Lester L. Carlson, Jr.</u>	Date: <u>JUN 02 2022</u>
Jason Baza, BMA Supervisor		Lester L. Carlson, Jr., Director	

**Notes:**

The proposed legislation intends to appropriate thirty million dollars (\$30M) from FY 2023 General Fund revenues to the Guam Department of Education (GDOE) for the purpose of covering the anticipated additional payroll costs attributed to the Educator Pay Plan wage increase. The Educator Pay Plan wage increase was proposed by the Department of Administration (DOA), and signed by the Governor of Guam on May 11, 2022 to be effective May 23, 2022. DOA's estimated annual cost of the Educator Pay Plan wage increase as proposed and approved is \$30,412,586.

Per correspondence from DOA, the department's position on this proposed legislation is that the funding for this expenditure be included in the budget bill for FY 2023 which will specify a funding source. The Bureau is in agreement with DOA, and recognizes that it would be appropriate to fund the Educator Pay Plan via the FY 2023 budget process by incorporating the funding into GDOE's overall appropriation level for the GDOE's operations. Such budget process first determines the amount of revenues the Government of Guam is projected to receive in FY 2023, and subsequently allocates all projected revenues to Government of Guam departments/services for operations. Without an established revenue base for FY 2023, it would be premature to appropriate funds from such source.