

*I Mina'trentai Siette Na Liheslaturan Guåhan*  
**BILL STATUS**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
162-37 (LS)	William A. Parkinson Thomas J. Fisher	AN ACT TO AMEND §3218.1 OF CHAPTER 3, ARTICLE 2, TITLE 10, GUAM CODE ANNOTATED AND REPEALING RELATIVE TO UPDATING THE WOMEN'S REPRODUCTIVE HEALTH ACT OF 2012.	8/8/23 1:04 p.m.	8/18/23	Committee on Health, Land, Justice, and Culture	Request: 8/18/23  8/24/23			Referred Version 8/14/23



## COMMITTEE ON RULES

Senator Chris Barnett, Chairperson  
*I Mina'trentai Siette Na Liheslaturan Guåhan*  
37<sup>th</sup> Guam Legislature

August 24, 2023

**To:** **Joaquin P. Taitague**  
Substitute Clerk of the Legislature

**From:** **Senator Chris Barnett**   
Chairperson, Committee on Rules

**Subject:** **Fiscal Note for Bill No. 162-37 (LS)**

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*Håfa Adai yan Biba Guåhan!*

Find the attached, Fiscal Note for the following bill:

**Bill No. 162-37 (LS).**

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly forward the same to Management Information Services (MIS) for posting on our website.



**Bureau of Budget & Management Research**  
**Fiscal Note of Bill No. 162-37 (LS)**

**AN ACT TO AMEND §3218.1 OF CHAPTER 3, ARTICLE 2, TITLE 10, GUAM CODE ANNOTATED AND REPEALING RELATIVE TO UPDATING THE WOMEN'S REPRODUCTIVE HEALTH ACT OF 2012.**

**Department/Agency Appropriation Information**

<b>Dept./Agency Affected:</b> Department of Public Health and Social Services	<b>Dept./Agency Head:</b> Arthur U San Agustin, Director
<b>Department's General Fund (GF) appropriation(s) to date:</b>	<b>\$51,932,346</b>
<b>Department's Other Fund appropriation(s) to date:</b> Environmental Health Fund (\$1,302,065), Healthy Futures Fund (\$9,222,019), Health Professional Licensing Office Revolving Fund (\$300,975), Office of Vital Statistics Revolving Fund (\$230,705), DPHSS Sanitary Inspection Revolving Fund (\$158,878), Guam Cancer Registry (\$389,144)	<b>\$11,603,786</b>
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$63,536,132</b>

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
<b>FY 2022 Unreserved Fund Balance</b>		\$0	\$0
<b>FY 2023 Adopted Revenues</b>	\$0	\$0	\$0
<b>FY 2023 Appro. (P.L. 36-107 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**

	One Full Fiscal Year	For Remainder of FY 2023 (if applicable)	FY 2024	FY 2025	FY 2026	FY 2027
<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

- 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: / / Yes / X / No  
/ X / Requested agency comments not received by due date / / Other:

<b>Analyst:</b>  <b>Tyler Bautista, BMA I</b>	<b>Date:</b> <u>08/23/2023</u>	<b>Director:</b>  <b>Lester L. Carlson, Jr., Director</b>	<b>Date:</b> <u>8/23/23</u>
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**Notes:**  
1/ See attached comments.

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 162-37 (LS)**

The proposed legislation intends to amend subsections (b)(1) and (b)(4) and to repeal subsections (b)(2 - 3), subsections (b)(5 - 8) and the entirety of subsections (c), (d), (e), (f), and (g) of §3218.1 of Chapter 3, Article 2, Title 10, Guam Code Annotated relative to updating the Women's Reproductive Health Act of 2022. The intent of the proposed legislation is to update the legal framework for the availability of safe and accessible abortion service in Guam. This will allow a safeguarding of individual rights, promote equality in public health, and respect for personal autonomy.

The proposed legislation intends to create more accessibility to procedural abortions in Guam, by allowing qualified physicians to meet with patients either in person or through virtual medical consultation. Additionally, the proposed legislation seeks to repeal multiple subsections of the law that pose a grave risk for unsafe, clandestine medical procedures.

Absent information from the Department of Public Health and Social Services relative to the cost and implementation of virtual medical consultations, the Bureau is unable to determine an estimated financial impact on the Government of Guam.