

I Mina'trentai Singko 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
152-35 (COR)	Tina Rose Muña Barnes Kelly Marsh (Taitano), PhD	AN ACT TO REPEAL ARTICLE 4 OF CHAPTER 50, TITLE 12, GUAM CODE ANNOTATED, TO ADD A NEW ARTICLE 2 AND A NEW § 3103(h) BOTH TO CHAPTER 3, TITLE 12 GUAM CODE ANNOTATED; RELATIVE TO ESTABLISHING THE GUAM FILM OFFICE UNDER THE GUAM EDUCATIONAL TELECOMMUNICATIONS CORPORATION.	6/3/19 2:37 p.m.					6/26/2019	

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Chairperson

Senator Amanda L. Shelton
Vice Chairperson

Speaker Tina Rose Muña Barnes
Member

Vice Speaker Telen Cruz Nelson
Member

Senator Kelly Marsh (Taitano), Ph.D.
Member

Senator Sabina Flores Perez
Member



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I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÁHAN

35TH GUAM LEGISLATURE

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June 26, 2019

MEMO

To: Rennae Meno
Clerk of the Legislature

From: Senator Régine Biscoe Lee
Chairperson, Committee on Rules

Re: Fiscal Note

Buenas yan Håfa adai.

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

Bill No. 152-35 (COR)

Please forward the same to Management Information Services (MIS) for posting on our website.

For 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 matter.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 152-35 (COR)**

AN ACT TO REPEAL ARTICLE 4 OF CHAPTER 50, TITLE 12 OF THE GUAM CODE ANNOTATED, TO ADD A NEW ARTICLE 2 AND A NEW § 3103(h) BOTH TO CHAPTER 3, TITLE 12 OF THE GUAM CODE ANNOTATED; RELATIVE TO ESTABLISHING THE GUAM FILM OFFICE UNDER THE GUAM EDUCATIONAL TELECOMMUNICATIONS CORPORATION.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Educational Telecommunications Corporation (PBS Guam)		Dept./Agency Head: Ina Marie V. Carillo, General Manager	
Department's General Fund (GF) appropriation(s) to date:			\$0
Department's Other Fund (Territorial Educational Facilities Fund) appropriation(s) to date:			\$569,814
Total Department/Agency Appropriation(s) to date:			\$569,814

Fund Source Information of Proposed Appropriation

	General Fund:	Tourist Attraction Fund (TAF):	Total:
FY 2019 Unreserved Fund Balance		\$0	\$0
FY 2020 Adopted Revenues (Executive Budget Request)	\$0	\$44,863,078	\$44,863,078
FY 2020 Appro. (Executive Budget Request)	\$0	(\$44,863,078)	(\$44,863,078)
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	(\$300,000)	(\$300,000)
Total:	\$0	(\$300,000)	(\$300,000)

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2019 (if applicable)	FY 2020	FY 2021	FY 2022	FY 2023
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
TAF 1/	\$300,000	\$0	\$300,000	\$300,000	\$300,000	\$300,000
Total 1/	\$300,000	\$0	\$300,000	\$300,000	\$300,000	\$300,000

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|---|------------|-------------------------------|----------------------------|
| 1. Does the bill contain "revenue generating" provisions?
If Yes, see attachment | | / / Yes | /X/ No |
| 2. Is amount appropriated adequate to fund the intent of the appropriation?
If no, what is the additional amount required? \$ _____ | / / N/A | /X/ Yes | / / No |
| 3. Does the Bill establish a new program/agency?
If yes, will the program duplicate existing programs/agencies?
Is there a federal mandate to establish the program/agency? | / / N/A | /X/ Yes
/ / Yes
/ / Yes | / / No
/X/ No
/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:
/ / Requested agency comments not received by due date | / / Other: | /X/ Yes | / / No |

Analyst:  Joaquin Guerrero, BMA II	Date: <u>6/25/19</u>	Director:  Lester I. Carlson, Jr.	Date: <u>JUN 25 2019</u>
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Footnotes:
1/ See attached comments.

Bureau of Budget and Management Research
Comments on Bill No. 152-35 (COR)

The proposed legislation intends to repeal Article 4 of Chapter 50, Title 12 of the Guam Code Annotated (GCA) and to add a new Article 2 and a new § 3103(h) both to Chapter 3, Title 12 GCA; relative to establishing the Guam Film Office under the Guam Educational Telecommunications Corporation (PBS Guam) from the Guam Economic Development Authority (GEDA).

Per information received from PBS Guam, the anticipated cost impact for the administration of the Guam Film Office under the Corporation is approximately \$300,000 per annum (Exhibit A), should the Office be moved from GEDA. This cost impact would be necessary for the Guam Film Office to become operational, improve current performance, and attract new business to Guam.

Exhibit A	
STAFFING	
Film Office Administrator	\$50,000
Digital Development Associate	\$36,000
Film Office Coordinator	\$24,000
Benefits	\$35,000
Subtotal	\$145,000
DEVELOPMENT & MARKETING	
Film Office Directory	\$5,000
Website & Application Development	\$15,000
Location Scouting	\$10,000
Contractual Services	\$20,000
Marketing Collateral	\$30,000
Tradeshows & Field Recruitment	\$50,000
Subtotal	\$130,000
OFFICE INFRASTRUCTURE	
Telephone, Fax, etc.	\$5,000
Copier Lease	\$5,000
Computers & Equipment	\$5,000
Office Miscellaneous	\$10,000
Subtotal	\$25,000
TOTAL	\$300,000

Furthermore, the Bill intends to appropriate One Million Five Hundred Thousand Dollars (\$1,500,00) to the Guam Film Commission Corporation Fund from the Tourist Attraction Fund (TA), which shall be disbursed at the rate of Three Hundred Thousand Dollars (\$300,000) in Fiscal Year (FY) 2020 and each following year, until FY 2025. However, all proposed TAF revenues for FY 2020 have been appropriated in the Governor's FY 2020 Executive Budget Request that was transmitted to *I Liheslatura* in April 2019. The proposed legislation does not

provide language to offset the proposed appropriation with subsequent language to de-appropriated funds allocated per the Governor's FY 2020 Executive Budget Request and, as a result, would cause an imbalance of \$300,000 between proposed FY 2020 TAF revenues and appropriations should both the FY 2020 Executive Budget Request and Bill No. 152-35 be enacted into law. Also, the Bureau is unable to ascertain the validity of the Guam Film Commission Corporation Fund following its review of the GCA.

The legislation also establishes the Guam Film Office Fund under PBS Guam which shall be maintained separate and apart from any other funds of the government of Guam. All funds collected from fees, charges, or fines levied pursuant to Chapter 3, Title 12 GCA shall be deposited into the Fund and all interest earned by the Fund shall accrue. Funds of the Guam Film Office Fund shall be used exclusively for the administration and operations of the Guam Film Office. Though in its present form, a fiscal impact cannot be determined at this time as data such as a fee schedule and the number of off-island film production companies who have used Guam is not available to determine any potential revenues.