

*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
226-35 (COR)	Telena Cruz Nelson	AN ACT TO REPEAL PUBLIC LAW 35-10 AND TO AMEND § 5205 OF CHAPTER 5 AND § 22202 OF CHAPTER 22, BOTH OF TITLE 11, AND § 64.62 AND 64.62.1 OF CHAPTER 64, TITLE 9, ALL OF GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING GAMING ACTIVITIES NOT AUTHORIZED BY § 5205 (a) and (b), OF GUAM CODE ANNOTATED.	10/28/19 9:08 a.m.					11/15/19	

Senator Régine Biscoe Lee,  
Chair

Senator Amanda L. Shelton,  
Vice Chair

Speaker Tina Rose Muña Barnes,  
Member

Vice Speaker Telena Cruz Nelson,  
Member

Senator Kelly Marsh (Taitano), PhD,  
Member

Senator Sabina Flores Perez,  
Member



**COMMITTEE ON RULES**  
*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*  
**35<sup>TH</sup> GUAM LEGISLATURE**

November 15, 2019

Senator Clynton E. Ridgell,  
Member

Senator Joe S. San Agustin,  
Member

Senator Jose "Pedo" Terlaje,  
Member

Senator Therese M. Terlaje,  
Member

Senator James C. Moylan,  
Member

Senator Mary Camacho Torres,  
Member and Chair, Subcommittee on Protocol

# MEMO

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

**From:** Senator Régine Biscoe Lee  
Chair, Committee on Rules

**Re:** Fiscal Note

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*Buenas yan Håfa adai.*

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

**Bill No. 226-35 (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 important matter.



**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 226-35 (COR)**

**AN ACT TO REPEAL PUBLIC LAW 35-10 AND TO AMEND § 5205 OF CHAPTER 5 AND § 22202 OF CHAPTER 22, BOTH OF TITLE 11, AND § 64.62 AND 64.62.1 OF CHAPTER 64, TITLE 9, ALL OF GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING GAMING ACTIVITIES NOT AUTHORIZED BY § 5205 (a) and (b), OF GUAM CODE ANNOTATED.**

**Department/Agency Appropriation Information**

Dept./Agency Affected: <b>Mayors' Council of Guam (MCOG)</b>	Dept./Agency Head: <b>Angel Sablan, Executive Director</b>
Department's General Fund (GF) appropriation(s) to date:	\$3,730,735
Department's Other Fund appropriation(s) to date: <b>Guam Highway Fund (\$6,237,363); Tourist Attraction Fund (\$1,577,107); Host Community Fund (\$300,000); Limited Gaming Fund (\$558,692); Territorial Educational Facilities Fund (\$340,390)</b>	<u>\$9,013,552</u>
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$12,744,287</b>

**Fund Source Information of Proposed Appropriation**

	General Fund:	Special Fund:	Total:
FY 2019 Unreserved Fund Balance		\$0	\$0
FY 2020 Adopted Revenues	\$0	0	0
FY 2020 Appro. (P.L. 35-36)	\$0	0	0
Sub-total:	\$0	0	0
Less appropriation in Bill	\$0	0	0
<b>Total:</b>	<b>\$0</b>	<b>0</b>	<b>0</b>

**Estimated Fiscal Impact of Bill**

	One Full Fiscal Year	For Remainder of FY 2020 (if applicable)	FY 2021	FY 2022	FY 2023	FY 2024
General Fund	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>1/</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- 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: **MCOG & DRT** / Other:

Analyst: Raymond Rieta, BMA II Date: 11/13/19 Director: Lester L. Carlson, Jr., Director Date: NOV 13 2019

Notes:  
1/: See additional Comments.

**Bureau of Budget & Management Research**  
**Comments on Bill No. 226-35(COR)**

Bill No. 226-35 proposes to repeal P.L. 35-10, which is the act that adopted the rules and regulations for Games of Chance pursuant to P.L. 35-4. Per local media outlets, the Guam Office of Public Accountability reported the following figures from the 75th Liberation Day Carnival relative to the operations of the House of Cards and other gambling activities:

Business License Fees collected by DRT:	\$1,237
Taxes from House of Cards & other gambling operations:	\$15,151
Net Revenues as reported by carnival gambling operators:	 \$378,775
Fees paid by gambling concessionaires to the Mayors' Council of Guam for the carnival:	 \$427,804
Number of business licenses issued by DRT for gambling activities at the Liberation Carnival:	 11
Amount spent by 75th Liberation Committee on entertainers, caterers, fireworks, flowers, security, etc.:	 \$578,337

Based on these figures, passage of the proposed legislation may result in a nominal reduction in General Fund revenues in the form of business license fees (\$1,237) and residual taxes (\$15,151). However, the Mayors' Council of Guam may experience a larger reduction in revenues generated to operate the Liberation Day Carnival from gambling concessionaires in the amount of \$427,804. Such reduction will affect the operations of future Liberation Day carnivals, as the total expenditures for the 75th Liberation Day carnival amounted to \$578,337.