

*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
254-35 (COR)	James C. Moylan	AN ACT TO ADD § 1112.1 TO CHAPTER 1, AND TO AMEND § 1113 AND § 1114 OF CHAPTER 1, § 7105(a) OF CHAPTER 7, § 15105, § 15108, § 15301 AND § 15404 OF CHAPTER 15, ALL OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO ELECTION LAWS PURSUANT TO ANY PERSON(S) SEEKING TO RUN FOR A PARTISAN ELECTED OFFICE AS AN INDEPENDENT CANDIDATE .	11/26/19 12:58 p.m.	1/24/20	Committee on General Government Operations, Appropriations, and Housing			Request: 1/24/20  1/29/20	

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**

January 29, 2020

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.*

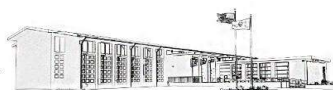
Attached, please find the fiscal note for the following bill:

**Bill No. 254-35 (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. 254-35 (COR)**

**AN ACT TO ADD § 1112.1 TO CHAPTER 1, AND TO AMEND § 1113 AND § 1114 OF CHAPTER 1, § 7105(a) OF CHAPTER 7, § 15105, § 15108, § 15301 AND § 15404 OF CHAPTER 15, ALL OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO ELECTION LAWS PURSUANT TO ANY PERSON(S) SEEKING TO RUN FOR A PARTISAN ELECTED OFFICE AS AN INDEPENDENT CANDIDATE.**

**Department/Agency Appropriation Information**

<b>Dept./Agency Affected:</b> Guam Election Commission	<b>Dept./Agency Head:</b> Maria Pangelinan, Executive Director
<b>Department's General Fund (GF) appropriation(s) to date:</b>	\$1,399,414
<b>Department's Other Fund appropriation(s) to date:</b>	\$0
<b>Total Department/Agency Appropriation(s) to date:</b>	\$1,399,414

**Fund Source Information of Proposed Appropriation**

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

**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	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	\$0	\$0	\$0	\$0	\$0	\$0

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

<b>Analyst:</b> <u>Abigail Reyes, BMA III</u>	<b>Date:</b> <u>1/27/2020</u>	<b>Director:</b> <u>Lester L. Carlson, Jr., Director</u>	<b>Date:</b> <u>JAN 29 2020</u>
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**Notes:**  
The proposed legislation intends to amend pertinent sections of Title 3 of the Guam Code Annotated (3 GCA) relative to independent candidates seeking to run for a partisan elected office. Further, the proposed legislation seeks to create a level playing field for independent candidates by being treated in the same manner as other candidates who so choose to affiliate themselves with a recognized political party.

While the proposed legislation does not directly pose a fiscal impact to the Government of Guam due to the administrative nature of the sections, an indirect impact may be expected should a runoff election occur due to the proposed changes to the Guam election laws. Per the GEC, the probability of one gubernatorial team obtaining the majority vote (50% + 1) is lessened should there be three (3) nominations allowed into the General Election. In such an event where not one team garners 50% + 1, the teams with the top two (2) highest votes will enter into a runoff election, which the GEC estimates to be \$300,000.