

*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
36-35 (COR)	Therese M. Terlaje	AN ACT TO ADD A NEW SECTION 24 TO CHAPTER XII OF PUBLIC LAW 34-116, RELATIVE TO APPROPRIATING EXCESS SECTION 30 REVENUES TO DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR LOCAL MATCHING REQUIREMENTS FOR MEDICAID AND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY.	2/5/19 3:25 p.m.	2/13/19	Committee on General Government Operations, Appropriations, and Housing			Request 2/13/19  Fiscal Note: 2/19/19	

Senator Amanda L. Shelton,  
Vice Chairperson

Speaker Tina Rose Muña Barnes,  
Member

Vice Speaker Telena Cruz Nelson,  
Member

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

Senator Sabina Flores Perez  
Member

Senator Clynton E. Ridgell  
Member



**COMMITTEE ON RULES**  
**SENATOR RÉGINE BISCOE LEE, CHAIR**  
*I MINA 'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*  
**35<sup>TH</sup> GUAM LEGISLATURE**

Senator Joe S. San Agustin,  
Member

Senator Jose T. Terrence,  
Member

Senator Therese M. Terrence,  
Member

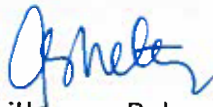
Senator James C. Morahan,  
Member

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

February 19, 2019

# MEMO

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

**From:** **Senator Amanda L. Shelton**   
Acting Chairperson, Committee on Rules

**Re:** **Fiscal Notes**

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*Buenas yan Håfa adai.*

Attached, please find the fiscal notes for the following bills:

- Bill No. 31-35 (COR)**
- Bill No. 36-35 (COR)**
- Bill No. 43-35 (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. 36-35 (COR)**

**AN ACT TO ADD A NEW SECTION 24 TO CHAPTER xii OF PUBLIC LAW 34-116, RELATIVE TO APPROPRIATING EXCESS SECTION 30 REVENUES TO DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR LOCAL MATCHING REQUIREMENTS FOR MEDICAID AND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Public Health & Social Services	Dept./Agency Head: Linda U. DeNorcey, Acting Director
Department's General Fund (GF) appropriation(s) to date:	\$51,236,486
Department's Other Fund (Specify) appropriation(s) to date: Environmental Health Fund; Healthy Futures Fund; Health Professional Licensing Office Revolving Fund; Office of Vital Statistics Revolving Fund; Sanitary Inspection Revolving Fund	\$11,310,613
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$62,547,099</b>

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Memorial Hospital Authority	Dept./Agency Head: Lillian Perez-Posadas, Administrator
Department's General Fund (GF) appropriation(s) to date:	\$1,051,256
Department's Other Fund (Specify) appropriation(s) to date: GMHA Pharmaceuticals Fund; Healthy Futures Fund	\$28,948,744
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$30,000,000</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2018 Unreserved Fund Balance		\$0	\$0
FY 2019 Adopted Revenues	\$0	\$0	\$0
FY 2019 Appro. (P.L. 34-116 thru )	\$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 2019 (if applicable)	FY 2020	FY 2021	FY 2022	FY 2023
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>

1. Does the bill contain "revenue generating" provisions? / / Yes /X/ No  
 If Yes, see attachment
2. 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
3. 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
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: /X/ Yes / / No  
 / / Requested agency comments not received by due date / / Other:

Analyst: <u>Jason Baza</u>	Date: <u>2/12/19</u>	Director: <u>Lester L. Carlson, Jr.</u>	Date: <u>FEB 15 2019</u>
Jason Baza, BMA III		Lester L. Carlson, Jr. Acting Director	

Notes:  
 1/ See attached comments.

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 36-35 (COR)**

The intent of the proposed legislation is to appropriate Section 30 funds received in FY 2019 in excess of the adopted level of \$78M contained in P.L. 34-116 to the Department of Public Health & Social Services (DPHSS) and the Guam Memorial Hospital Authority (GMHA). The legislation appropriates revenues as follows: 1) No more than \$15M in excess Section 30 revenues to DPHSS to cover local matching requirements for the Medicaid program; and 2) No more than \$15M in excess Section 30 revenues to GMHA for its capital improvement projects or to purchase medical equipment.

Per correspondence with the United States Department of the Interior (USDO), the total Section 30 remittance to be received by the Government of Guam's in FY 2019 Section 30 amounts to \$77,046,768. The AS400 currently records the same amount as pro-rated on a twelve-month collection basis (\$6,420,564 per month). To date, the Bureau has not received any new information/correspondence from USDO regarding additional remittances of Section 30 revenues for FY 2019. As such, the Bureau does not anticipate any additional/excess receipts of Section 30 revenues in FY 2019.

The Bureau notes that, historically (FY 2018 and prior), the annual GMHA Pharmaceuticals Fund appropriation earmarked seventy-five percent (75%) to be deposited into the GMHA Medicaid Matching Fund in accordance to §§26208.2 and 26208.3 of Article 2, Chapter 26, Title 11 Guam Code Annotated. The remaining twenty-five percent (25%) was earmarked for pharmaceutical and medical supplies, medical equipment, blood and blood products, and medicine requirements for GMHA. However, Section 2, Part 1, Chapter 3 of P.L. 34-116 authorized the full \$19,283,615 appropriation to the GMHA Pharmaceuticals Fund to subsidize GMHA Operations in FY 2019. Had the GMHA Pharmaceuticals Fund appropriation not been authorized to subsidize GMHA operations in FY 2019, the amount of \$14,462,711 would have been available for Medicaid and Medically Indigent Program payables in FY 2019.