

I Mina'trentai Sais 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
79-36 (COR)	James C. Moylan V. Anthony Ada Christopher M. Dueñas	AN ACT RELATIVE TO THE ESTABLISHMENT OF THE GUAM HOME ENERGY ASSISTANCE PROGRAM (HEAP) TO ASSIST QUALIFIED FAMILIES WITH UTILITY PAYMENTS AND ENERGY COSTS; AND TO CITE THIS ACT AS THE "GUAM HOME ENERGY ASSISTANCE ACT OF 2021."	3/12/21 8:27 a.m.	3/17/21	Committee on General Government Operations, Appropriations, and Housing			Request: 3/18/21 3/26/21	



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

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March 26, 2021

MEMO

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

From: **Vice Speaker Tina Rose Muña Barnes**
Chairperson, Committee on Rules

Re: **Fiscal Notes**

Buenas yan Håfa adai.

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

Bill No. 76-36 (COR)

Bill No. 79-36 (COR)

Bill No. 88-36 (COR)

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

If you have 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. 79-36 (COR)

Bill No.79-36 (COR) AN ACT RELATIVE TO THE ESTABLISHMENT OF THE GUAM HOME ENERGY ASSISTANCE PROGRAM (HEAP) TO ASSIST QUALIFIED FAMILIES WITH UTILITY PAYMENTS AND ENERGY COSTS; AND TO CITE THIS ACT AS THE "GUAM HOME ENERGY ASSISTANCE ACT OF 2021."

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Public Health and Social Services	Dept./Agency Head: Arthur San Agustin, Director
Department's General Fund (GF) appropriation(s) to date:	27,718,995
Department's Other Fund (Specify) appropriation(s) to date: Environmental Health Fund - \$1,322,570, Healthy Futures Fund - \$12,147,547, Health Professional Licensing Office Revolving Fund - \$286,085, Office of Vital Statistics Revolving Fund - \$241,442, Sanitary Inspection Revolving Fund - \$85,425, Medically Indigent Program Payment Revolving Fund - \$14,438,056	28,521,125
Total Department/Agency Appropriation(s) to date:	\$56,240,120

Fund Source Information of Proposed Appropriation			
	General Fund:	Special Fund:	Total:
FY 2020 Unreserved Fund Balance	\$0	\$0	\$0
FY 2021 Adopted Revenues	\$0	0	0
FY 2021 Appro. (P.L. 35-99)	\$0	0	0
Sub-total:	\$0	0	0
Less appropriation in Bill	\$0	0	0
Total:	\$0	0	0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2021 (if applicable)	FY 2022	FY 2023	FY 2024	FY 2025
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? // N/A // 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? // N/A / / Yes / X / No
If yes, will the program duplicate existing programs/agencies? // N/A / / Yes / X / 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: /X/ Yes / / No
/X/ Requested agency comments not received by due date: / / Other:

Analyst: Mikel S. Espiritu Date: 03/22/2021 Director: Lester L. Carlson, Jr., Director Date: MAR 25 2021

Notes:
1/ Please see attachment

Bureau of Budget & Management Research
Comments on Bill No. 79-36 (COR)

1/: The intent of Bill No.79-36 (COR) is to establish a local program to assist qualified households with utility bills payment assistance, energy-related home repairs, and cooling energy costs, to be known as the "Guam Home Energy Assistance Program (HEAP) Act of 2021". The Department of Public Health and Social Services shall establish the parameters of the benefits of the HEAP, and they shall mirror the benefits provided by the Department of Health and Human Services (a federal agency) "Low Income Home Energy Assistance Program" which would apply for Guam.

The Bill further proposes to fund the HEAP Act by authorizing the Governor of Guam to transfer up to \$5M to the Department of Public Health and Social Services (DPHSS) from: 1) FY 2021 General Fund appropriations and 2) Any federal appropriations that can be used for the purposes of this Act.

Per the February 2021 Consolidated Revenue & Expenditure Report (CRER), the General Fund is projecting a shortfall of approximately \$22.6M. Due to the projected shortfall, funding from the General Fund will not be a viable source of funds for the proposed legislation. However, the Bureau recognizes that the Government of Guam is anticipating receipt of federal aid due to passage of the American Rescue Plan (ARP) Act of 2021 (H.R. 1319). The Bureau notes that the Governor has full discretion of the use of the funds received from the ARP.

The proposed legislation may pose a fiscal impact if such legislation were to be enacted. However, absent additional information from the department (DPHSS), the Bureau is unable to determine an approximate fiscal impact at this time. Furthermore, the Bureau notes that there may be technical errors contained within the proposed legislation, such as is stated in Section 3. Establishment of the Guam Home Energy Assistance Program (HEAP), (c), (4).