

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
116-36 (COR)	Sabina Flores Perez Tina Rose Muña Barnes Joanne Brown Jose "Pedo" Terlaje James C. Moylan Telo T. Taitague V. Anthony Ada	AN ACT TO AMEND §§ 51202(a), 51204 AND 51207(a), ALL OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO AMEND § 40115(c) OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND § 77114.3 OF CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENHANCING AGENCIES' CAPACITY TO ADDRESS ILLEGAL DUMPING.	4/13/21 10:33 a.m.	4/15/21	Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning			Request: 4/16/21 4/22/21	



Vice Speaker

TINA ROSE MUÑA BARNES
CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING

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April 22, 2021

MEMO

To: Rennae Meno
Clerk of the Legislature

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

Re: Fiscal Note for Bill No. 116-36 (COR)

Buenas yan Håfa adai.

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

Bill No. 116-36 (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. 116-36 (COR)**

AN ACT TO AMEND §51202(a), 51204 AND 51207(a), ALL OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO AMEND §40115(c) OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §77114.3 OF CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENHANCING AGENCIES' CAPACITY TO ADDRESS ILLEGAL DUMPING.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Environmental Protection Agency	Dept./Agency Head: Walter Leon Guerrero, Administrator
Department's General Fund (GF) appropriation(s) to date:	\$0
Department's Other Fund (Specify) appropriation(s) to date: Air Pollution Control Fund (\$162,292), Guam Env. Trust Fund (\$464,261), Pesticide Management Fund (\$94,989), Water Protection Fund (\$71,950), Water Research & Development Fund (\$66,411), Solid Waste Operations Fund (\$202,992), Tourist Attraction Fund (\$46,903), Recycling Revolving Fund (\$2,365,523)	\$3,475,321
Total Department/Agency Appropriation(s) to date:	\$3,475,321

Fund Source Information of Proposed Appropriation:			
	General Fund:	(Specify Special Fund):	Total:
FY 2021 Unreserved Fund Balance		\$0	\$0
FY 2022 Adopted Revenues	\$0	\$0	\$0
FY 2022 Appro. (P.L. 35-99 thru _____)	\$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 2022 (if applicable)	FY 2022	FY 2023	FY 2024	FY 2025
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Litter Control Revolving Fund / Guam Beautification Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / / Yes / / No 1/
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? / / N/A / / Yes / / No 1/
If no, what is the additional amount required? \$ _____ / / N/A 1/
- Does the Bill establish a new program/agency? / / Yes /X/ No
If yes, will the program duplicate existing programs/agencies? / / N/A / / Yes / / No 1/
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: <u>J. Blaz</u>	Date: <u>4/20/21</u>	Director: <u>Lester L. Carlson, Jr., Director</u>	Date: <u>APR 22 2021</u>
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Notes:
1/ See attached comments.

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 116-36 (COR)**

The proposed legislation intends to enhance the capacity of agencies addressing litter by increasing the penalty for littering. The fees from these increased penalties are intended to provide more adequate funding for agencies to proactively address litter.

The Bill increases the minimum fine for littering from \$200 to \$500. The Bill changes the allocation of the fines from:

- 50% to the Litter Control Revolving Fund
- 50% to the Guam Beautification Fund

to

- 50% to the Litter Control Revolving Fund
- 25% to the Judiciary of Guam
- 25% to the Guam Beautification Fund

The Bill also increases the fines of sanitary and health laws from \$100 to \$500.

It appears that there have been no monies collected or deposited into the any of the funds (Litter Control Revolving Fund / Guam Beautification Fund) mentioned in the Bill. The funds also do not appear in the current GovGuam financial audit. Absent any historical data or information from the Department affected, the Bureau is unable to determine any estimate of revenue collection or an approximate fiscal impact at this time.