

I Mina'trentai Siette Na Lihelaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
145-37 (COR)	Dwayne T.D. San Nicolas	AN ACT TO ADD A NEW §64.24 TO ARTICLE 1, CHAPTER 64, TITLE 9, GUAM CODE ANNOTATED, AND A NEW ARTICLE 3 TO CHAPTER 5, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO THE CREATION OF GOVERNMENT OF GUAM LOTTERY COMMISSION.	7/3/23 12:24 p.m.	7/11/23	Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning	Request: 7/11/23 7/20/23			



COMMITTEE ON RULES

Senator Chris Barnett, Chairperson
I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature

July 20, 2023

To: **Joaquin P. Taitague**
Substitute Clerk of the Legislature

From: **Senator Chris Barnett** 
Chairperson, Committee on Rules

Subject: **Fiscal Note for Bill No. 145-37 (COR)**

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note for the following bill:

Bill No. 145-37 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly forward the same to Management Information Services (MIS) for posting on our website.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 145-37 (COR)**

AN ACT TO ADD A NEW § 64.24 TO ARTICLE 1, CHAPTER 64, TITLE 9, GUAM CODE ANNOTATED, AND A NEW ARTICLE 3 TO CHAPTER 5, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO THE CREATION OF GOVERNMENT OF GUAM LOTTERY COMMISSION.

Department/Agency Appropriation Information

Dept./Agency Affected: Government of Guam Wide	Dept./Agency Head: Honorable Lourdes A. Leon Guerrero, Governor of Guam
Department's General Fund (GF) appropriation(s) to date:	\$732,956,257
Department's Other Fund (Specify) appropriation(s) to date: All Special Funds per P.L. 37-3	\$200,524,673
Total Department/Agency Appropriation(s) to date:	\$933,480,930

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2022 Unreserved Fund Balance		\$0	\$0
FY 2023 Adopted Revenues	\$0	\$0	\$0
FY 2023 Appro. (P.L. 37-3)	\$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 2023 (if applicable)	FY 2024	FY 2025	FY 2026	FY 2027
General Fund 1/	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund 1/	\$0	\$0	\$0	\$0	\$0	\$0
Total 1/	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? /X/ Yes / / 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? /X/ Yes / / 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: / / Yes /X/ No
/X/ Requested agency comments not received by due date / / Other:

Analyst: Date: 7/19/23 Director: Date: JUL 20 2023
Joaquin A.J. Guerrero II 7/19 Lester L. Carlson, Jr.

Notes:
1/ See attached comments.

**Bureau of Budget & Management Research
Attachment to Fiscal Note No. 145-37 (COR)
(for revenue generating provisions)**

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	\$0	\$0	\$0	\$0	\$0
Other Fund: Limited Gaming Fund	<u>1/</u>	<u>1/</u>	<u>1/</u>	<u>1/</u>	<u>1/</u>
Total	<u>1/</u>	<u>1/</u>	<u>1/</u>	<u>1/</u>	<u>1/</u>

Comments: 1/

Section 3 of Bill No. 145-37 (COR) states that all fees, taxes, revenues, and penalties collected relative to the *Guåhan* Lottery Commission's operation and administration of the lottery shall be deposited into the Limited Gaming Fund. The Bureau notes that although the proposed legislation includes revenue generating provisions, it is unable to provide an estimated cost impact of potential revenues absent additional information from the Department of Revenue and Taxation.

Bureau of Budget and Management Research
Comments on Bill No. 145-37 (COR)

The proposed legislation intends to establish the *Guåhan* Lottery Commission, which will handle the operation and administration of the lottery on Guam. *I Maga'hågan Guåhan* shall, with the advice and consent of *I Liheslaturan Guåhan*, appoint all five (5) members of the Commission, where each member shall be compensated at the rate of One Thousand Dollars (\$1,000.00) per month. Further, *I Maga'hågan Guåhan* shall, with the advice and consent of *I Liheslaturan Guåhan*, appoint a director to supervise, manage, and administer the operation of the Commission. Lastly, Section 3 of the Bill states that all fees, taxes, revenues, and penalties collected relative to the Commission's operation and administration of the lottery shall be deposited into the Limited Gaming Fund.

The Bill does not specify an appropriation or fund source to fund the operational budget and monthly compensation for the members of the newly established commission. The Bureau notes that although the proposed legislation includes revenue generating provisions, it is unable to provide an estimated cost impact of potential revenues absent additional information from the Department of Revenue and Taxation.