

*I Mina'trentai Siette 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
<b>32-37 (COR)</b>	Christopher M. Dueñas	AN ACT TO APPROPRIATE THIRTY MILLION DOLLARS (\$30,000,000) TO THE GUAM DEPARTMENT OF EDUCATION FOR SCHOOL INFRASTRUCTURE REPAIRS AND MAINTENANCE.	2/6/23 12:13 p.m.	2/8/23	Committee on General Government Operations and Appropriations			Request: 2/8/23  2/23/23	




## COMMITTEE ON RULES

Senator Chris Barnett, Chairperson  
*I Mina'trentai Siette Na Liheslaturan Guåhan*  
37<sup>th</sup> Guam Legislature

February 23, 2023

**To:** RennaeVanessa C. Meno  
Clerk of the Legislature

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

**Subject:** Fiscal Note for Bill No. 32-37 (COR)

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*Håfa Adai yan Biba Guåhan!*

Find the attached, Fiscal Note for the following bill:

**Bill No. 32-37 (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. 32-37 (COR)**

**AN ACT TO APPROPRIATE THIRTY MILLION DOLLARS (\$30,000,000) TO THE GUAM DEPARTMENT OF EDUCATION FOR SCHOOL INFRASTRUCTURE REPAIRS AND MAINTENANCE.**

**Department/Agency Appropriation Information**

<b>Dept./Agency Affected:</b> Guam Department of Education (GDOE)	<b>Dept./Agency Head:</b> Judith WonPat, Acting Superintendent
<b>Department's General Fund (GF) appropriation(s) to date:</b>	205,318,855
<b>Department's Other Fund (Specify) appropriation(s) to date:</b> Guam Educational Facilities Fund (\$12,838,487); Public School Library Resources Fund (\$686,994); Healthy Futures Fund (\$891,754); School Lunch/Child Nutritional Meal Reimbursement Fund (\$12,504,000); Limited Gaming Fund (\$380,225)	27,301,460
	<b>232,620,315</b>

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
<b>FY 2022 Unreserved Fund Balance</b>		\$0	\$0
<b>FY 2023 Adopted Revenues</b>	\$713,256,152	\$0	\$713,256,152
<b>FY 2023 Appro. (P.L. 36-107 thru _____)</b>	(\$713,256,152)	\$0	(\$713,256,152)
<b>Sub-total:</b>	(\$30,000,000)	\$0	(\$30,000,000)
<b>Less appropriation in Bill</b>	\$0	\$0	\$0
<b>Total:</b>	(\$30,000,000)	\$0	(\$30,000,000)

**Estimated Fiscal Impact of Bill**

	One Full Fiscal Year	For Remainder of FY 2023 (if applicable)	FY 2024	FY 2025	FY 2026	FY 2027
<b>General Fund</b>	\$0	\$30,000,000	\$0	\$0	\$0	\$0
<b>Special Fund</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	\$0	\$30,000,000	\$0	\$0	\$0	\$0

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|---|-----------|------------|
| 1. Does the bill contain "revenue generating" provisions?                             | / / Yes   | / X / No   |
| If Yes, see attachment 1/   |           |            |
| 2. Is amount appropriated adequate to fund the intent of the appropriation?           | / / N/A   | / X / Yes  |
| If no, what is the additional amount required? \$ _____                               | / X / N/A | / / No     |
| 3. Does the Bill establish a new program/agency?                                      | / / Yes   | / X / No   |
| If yes, will the program duplicate existing programs/agencies?                        | / / N/A   | / / Yes    |
| 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: |

<b>Analyst:</b> <u>William P. Falingfong</u>	<b>Date:</b> <u>2/2/23</u>	<b>Director:</b> <u>Lester L. Carlson, Jr., Director</u>	<b>Date:</b> <u>FEB 23 2023</u>
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**Footnotes:**  
1/ See attached comments on Bill 32-37 (COR).

BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
 COMMENTS ON BILL NO. 32-37 (COR)

The proposed legislation is an act to appropriate \$30,000,000 from the General Fund to the Guam Department of Education (GDOE) for the purpose of repairs and maintenance of school infrastructure.

It is noted in the Legislative Findings & Intent of Bill 32-37 that the same excess revenue projected for FY 2023 to fund the government's 22% salary increases is identified instead to be used to fund the repairs and maintenance of GDOE schools.

According to comments received from the GDOE, the appropriation identified in the proposed legislation will provide direct funding support for GDOE's facilities and maintenance and will aid the Department in addressing an estimated \$130 Million in deferred maintenance costs. The GDOE also notes that funds will be obligated this fiscal year for capital improvement projects already identified in the GDOE Facilities Master Plan (FMP), subject to Guam procurement laws.

Per the December 2022 Consolidated Revenue & Expenditure Report (CRER), the General Fund has collected approximately \$29.1 Million above adopted levels for the first quarter of FY 2023. The Bureau estimates that preliminary collection estimates for the month of January 2023 from the General Fund amounts to approximately \$13.0 Million above the adopted level for the month. This translates to an estimated \$42.0 Million in General Fund revenues collected over the adopted level through the month of January 2023.

It should be further noted that several proposed legislations have been introduced appropriating funds from the FY 2023 General Fund revenues collected in excess of adopted levels. The total sum of these appropriations exceeds the FY 2023 General Fund excess that is estimated. The current list of proposed Bills are as follows:

<b>Proposed Appropriation Bills with the FY2023 General Fund (GF) Excess Revenues Collected over Adopted Levels as Fund Source</b>		
<b>Total Estimated GF Revenues 1/</b>	<b>\$42,000,000.00</b>	1/ Estimated GF revenues collected over the adopted level through the month of January 2023
<b>Bill No.</b>	<b>Amount</b>	<b>Appropriation Recipient &amp; Purpose</b>
23-37 (COR)	\$10,000,000.00	GALC Land Bank Trust Fund
24-37 (COR)	\$16,000,000.00	DOA - Implement Adjusted General Pay Plan
32-37 (COR)	\$30,000,000.00	GDOE - Repair & Maintenance of Shool Infrastructure
<b>Total Appropriations</b>	<b>\$56,000,000.00</b>	
<b>Available Balance</b>	<b>(\$14,000,000.00)</b>	