

I Mina'trentai Siette Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
337-37 (COR)	Roy A. B. Quimata Dwayne T.D. San Nicolas Joe S. San Agustin	AN ACT TO AUTHORIZE <i>I MAGA'HAGAN GUÅBAN</i> TO EXCHANGE ONE THOUSAND ONE HUNDRED FORTY-NINE (1,149+) SQUARE METERS OF PRIVATE LOT 215-2-1-2, MAINA MUNICIPALITY OF ASAN-MAINA FOR GOVERNMENT OF GUAM LAND IN DEDEDO TO PROVIDE FOR FURTHER LEGAL DEVELOPMENT OF A NECESSARY DRAINAGE DITCH AND PONDING BASIN IN THE MUNICIPALITY OF MAINA.	8/8/24 3:04 p.m.	8/9/24	Committee on Health, Land, Justice, and Culture	Request: 8/9/24 8/19/24 Revised:11/12/24			



COMMITTEE ON RULES

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

November 12, 2024

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

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

Subject: **Revised Fiscal Note for Bill No. 337-37 (COR), As amended by the Committee.**

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note for the following bill:

Bill No. 337-37 (COR), As amended by the Committee on Health, Land, Justice, and Culture.

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. 337-37 (COR) as amended

AN ACT TO AUTHORIZE I MAGA'HAGAN GUAHAN TO CONDEMN AND PURCHASE ONE THOUSAND ONE HUNDRED FORTY-NINE (1,149±) SQUARE METERS OF PRIVATE LOT 215-2-1-2, MAINA MUNICIPALITY OF ASAN-MAINA FOR TO PROVIDE FOR FURTHER LEGAL DEVELOPMENT OF A NECESSARY DRAINAGE DITCH AND PONDING BASIN IN THE MUNICIPALITY OF MAINA.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Public Works	Dept./Agency Head: Vince Arriola, Director
Department's General Fund (GF) appropriation(s) to date:	\$4,278,008
Department's Other Fund (Specify) appropriation(s) to date: Guam Highway Fund (\$9,829,096) & Guam Educational Facilities Fund (\$7,874,5490)	<u>\$17,703,645</u>
Total Department/Agency Appropriation(s) to date:	\$21,981,653

Fund Source Information of Proposed Appropriation			
	General Fund:	Special Fund:	Total:
FY 2024 Unreserved Fund Balance:		\$0	\$0
FY 2025 Adopted Revenues	\$0	\$0	\$0
FY 2025 Appropriations (P.L. 37-125)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less:	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2025 (if applicable)	FY 2026	FY 2027	FY 2028	FY 2029
General Fund	1/	1/	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	1/	1/	\$0	\$0	\$0	\$0

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? / / N/A / X / 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? / / N/A / / Yes / X / 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
 / X / Requested agency comments not received by due date / / Other:

Analyst: <u>Tyler Bautista, BMA II</u>	Date: <u>11/08/2024</u>	Director: <u>Lester L. Carlson, Jr., Director</u>	Date: <u>NOV 17 2024</u>
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Notes:

The intent of the proposed legislation is to authorize the Governor of Guam to condemn and purchase an estimated 1,149± square meters for privately owned Lot 215-2-1-2, in the municipality of Asan-Maina. The legislation finds that the private landowner of Lot 215-2-1-2 has not been properly compensated for the use of said private property for public purposes as a drainage ditch and ponding basin. Further, the legislation indicates that the private landowner of Lot 215-2-1-2 has requested compensation in the form of a land purchase due to the adverse taking of his property. In addition, the legislation states that the Lot 215-2-1-2, in the municipality of Asan-Maina, was inspected and appraised as of March 27, 2024 by Cornerstone Valuation, Inc at the request of the Department of Public Works. The appraisal report reflects the value of the land at \$87,300. The proposed legislation seeks to designate the property for the expansion of the ponding basin to include repairs, renovations, and upgrades to the infrastructure to prevent further deterioration.

It should be noted that Section 2 of the proposed legislation seeks to authorize the Governor of Guam to initiate the condemnation of the property and to appropriate the \$87,300 from the general fund to the Department of Public Works for the acquisition of this land; however, it does not specify whether the funding will be appropriated from previous fiscal year unexpended, unencumbered excess revenues nor does it amend the current adopted revenue levels for FY 2025 to accommodate this appropriation.