

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
358-37 (COR)	Chris Barnett	AN ACT TO ADD A NEW § 90.16.3 TO ARTICLE, 1 CHAPTER 90, TITLE 9 GUAM CODE ANNOTATED RELATIVE TO SALARY, RECRUITMENT AND RETENTION STUDIES FOR LAW ENFORCEMENT OFFICERS EMPLOYED BY THE GUAM DEPARTMENT OF CORRECTIONS.	9/17/24 4:28 p.m.	9/19/24	Committee on Education, Public Safety and the Arts	Request: 9/19/24 10/1/24			



COMMITTEE ON RULES

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

October 1, 2024

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

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

Subject: **Fiscal Note for Bill No. 358-37 (COR)**

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note for the following bill:

Bill No. 358-37 (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. 358-37 (COR)

AN ACT TO ADD A NEW § 90.16.3 TO ARTICLE, 1 CHAPTER 90, TITLE 9 GUAM CODE ANNOTATED RELATIVE TO SALARY, RECRUITMENT AND RETENTION STUDIES FOR LAW ENFORCEMENT OFFICERS EMPLOYED BY THE GUAM DEPARTMENT OF CORRECTIONS.

Department/Agency Appropriation Information

Dept./Agency Affected: Corrections		Dept./Agency Head: Fred E. Bordallo, Director
Department's General Fund (GF) appropriation(s) to date: FY2024 General Fund (\$32,860,546); Audited Excess General Fund Revenue for FY2022 (\$5,450,000)		\$38,310,546
Department's Other Fund appropriation(s) to date: DOC Inmate Revolving Fund (\$1,502,625); Safe Streets Fund (\$25,062)		\$1,527,687
Total Department/Agency Appropriation(s) to date:		\$39,838,233

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2023 Unreserved Fund Balance		\$0	\$0
FY 2024 Adopted Revenues	\$0	\$0	\$0
FY 2024 Appro. (P.L. 37-42)	\$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 2024 (if applicable)	FY 2025	FY 2026	FY 2027	FY 2028
General Fund	\$0	1/	1/	\$0	\$0	\$0
Special Fund	\$0	1/	1/	\$0	\$0	\$0
Total	\$0	1/	1/	\$0	\$0	\$0

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

Analyst: William P. Taitingfong Date: 9/27/24 Director: Lester L. Carlson, Jr. Date: OCT 01 2024

Notes:
 1/ See attached comments to Bill No. 358-37 (COR).

Bureau of Budget & Management Research
Comments on Bill No. 358-37 (COR)

Bill No. 358-37 (COR) is an act to add a new section § 90.16.3 to Article 1 Chapter 90, Title 9 of the Guam Code Annotated relative to salary, recruitment and retention studies for law enforcement officers employed by the Guam Department of Corrections (DOC).

The proposed legislation would mandate the Department of Administration (DOA) to conduct, not less than once every three (3) years, periodic salary, recruitment and retention studies for all law enforcement officer position employed by the DOC. The first study shall be done no later than three (3) months after the date of enactment of this proposed measure.

The DOC has stated in its comments to the Bureau that the Bill is administrative in nature and will have no immediate fiscal impact on the department.

Although the Bill appears to be administrative in nature, the Bureau is of the opinion that there will be a potential impact to the DOA Human Resources Division (HRD). According to comments received from DOA on the Bill, the 2022 Law Enforcement Officers Pay Plan was based on an internal salary study and the estimated impact to conduct the salary study would be about 3 months total of combined gross salaries for all staff in the Classification Branch of the HRD, including a supervisor but may be lower if only considering the DOC. As for the recruitment and retention study, this could incur an additional expense as a recruitment and retention software platform may be required to conduct all three studies inhouse. However, the Bill's approximate fiscal impact to the DOA HRD cannot be determined as additional time is needed to research and provide a more precise estimate.