

*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
361-37 (COR)	William A. Parkinson	AN ACT TO AMEND PUBLIC LAW 37-125 TO INCREASE REVENUE PROJECTIONS BY TEN MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$10,800,000) AND APPROPRIATE SAID REVENUE TO THE GUAM POWER AUTHORITY FOR TWO (2) MONTHS EXTENSION TO THE <i>PRUGRAMAN AYUDA PARA I TAOAG-TA</i> ENERGY CREDIT PROGRAM, PROVIDING CUSTOMERS WITH TWO HUNDRED DOLLAR (\$200) CREDIT TOWARD THEIR ACCOUNT.	10/14/24 8:47 a.m.	10/17/24	Committee on General Government Operations and Appropriations	Request: 10/17/24  10/28/24			



## COMMITTEE ON RULES

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

October 28, 2024

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

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

**Subject:** **Fiscal Note for Bill No. 361-37 (COR)**

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*Håfa Adai yan Biba Guåhan!*

Find the attached, Fiscal Note for the following bill:

**Bill No. 361-37 (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. 361-37 (COR)**

**AN ACT TO AMEND PUBLIC LAW 37-125 TO INCREASE REVENUE PROJECTIONS BY TEN MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$10,800,000) AND APPROPRIATE SAID REVENUE TO THE GUAM POWER AUTHORITY FOR TWO (2) MONTHS EXTENSION TO THE PRUGRAMAN AYUDA PARA I TAOTAO-TA ENERGY CREDIT PROGRAM, PROVIDING CUSTOMERS WITH TWO HUNDRED DOLLAR (\$200) CREDIT TOWARD THEIR ACCOUNT.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Power Authority (GPA)	Dept./Agency Head: John M. Benavente, P.E., General Manager
Department's General Fund (GF) appropriation(s) to date:	\$0
Department's Other Fund appropriation(s) to date:	\$0
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$0</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2024 Unreserved Fund Balance	\$0	\$0	\$0
FY 2025 Adopted Revenues	\$906,464,877	\$0	\$906,464,877
FY2025 Appropriations (P.L. 37-125)	(\$906,464,877)	\$0	(\$906,464,877)
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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
<b>Total</b>	1/	1/	\$0	\$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? / X / N/A / / Yes / / 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: Arthur R. Mariano Date: 10/24/24 Director: Lester L. Carlson, Jr. Date: OCT 25 2024

Notes:  
1/ See attached comments.

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH**  
**COMMENTS ON BILL NO. 361-37 (COR)**

The proposed legislation intends to amend P.L. 37-125 (FY2025 Budget Act) to increase revenue projections by Ten Million Eight Hundred Thousand Dollars (\$10,800,000) and appropriate that revenue to the Guam Power Authority (GPA) for a two (2) month extension to the *Prugraman Ayuda Para I Taotao-Ta* Energy Credit Program providing customers with Two Hundred Dollars (\$200) credit towards their accounts.

The Bureau notes that P.L. 37-104, which became law in June 2024, extended the aforementioned Credit Program for six (6) months (April through September 2024) and appropriated approximately \$31,656,000 to the GPA, the fund source of which was FY 2024 General Fund revenues collected in excess of adopted levels in P.L. 37-42, as amended. The subject legislation would avail funds to extend the Credit Program to the months of October and November 2024.

It should also be noted that there are currently three (3) appropriations in P.L. 37-125 which total approximately \$9.57M that are to be funded by General Fund (GF) revenues in excess of the adopted GF revenue levels in Section 2(1)(A) of Chapter I as reported in the Consolidated Revenue and Expenditure Report (CRER). Incidentally, Bill No. 355-37 (COR), as amended and substituted in the Committee of the Whole, was recently introduced and would make a fourth (4) appropriation (\$15,828,000) from excess GF revenues as reported in the CRER to the GPA for a three (3) month extension to the same Credit Program. Should Bill No. 355-37 be passed into law, legal guidance may be required to determine which appropriation(s) have funding priority over the others.

Although the subject Bill does not identify *which* revenue projection under P.L. 37-125 *shall* be increased by \$10.8M, presuming it is the GF level and becomes law, this would have a corresponding impact on the adopted FY2025 GF revenue level that is reported in the monthly CRERs. This not only would make the appropriation of \$10.8M available to GPA a first priority but it may also impact the time frame that the appropriations in P.L. 37-125 (from revenues in excess of the adopted GF level as reported in the CRER) are available to the respective departments / agencies given the need for collections to now exceed a higher adopted GF level in FY2025.

Lastly, based on information provided by the GPA, an additional \$193,800 is required to apply the energy credit to approximately 1,938 commercial customers that qualified under P.L. 37-104. The Authority also requests that amendments be made to the Credit Program to include active residential multi-family master meter and commercial accounts for the months of October and November 2024.