

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
366-37 (COR)	Roy A. B. Quinata Joe S. San Agustin Tina Rose Muña Barnes	AN ACT TO ADD A NEW §22437.1 OF CHAPTER 22, TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE GOVERNMENT OF GUAM FROM PASSING ON FEES CHARGED BY CREDIT CARD PROCESSORS TO COLLECT PAYMENT OF TAXES OR USE GOVERNMENT OF GUAM SERVICES AND TO APPROPRIATE THE SUM OF FOUR MILLION SEVEN HUNDRED TEN THOUSAND FOUR HUNDRED AND FORTY THREE DOLLARS (\$4,710,443) TO THE DEPARTMENT OF ADMINISTRATION FROM THE UNAPPROPRIATED AND UNENCUMBERED EXCESS FY2024 GENERAL FUND REVENUES TO COVER THE ANTICIPATED FEES FOR FISCAL YEAR 2025.	10/21/24 10:46 a.m.	10/22/24	Committee on General Government Operations and Appropriations	Request: 10/22/24 11/7/24		



COMMITTEE ON RULES

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

November 7, 2024

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

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

Subject: **Fiscal Note for Bill No. 366-37 (COR)**

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note for the following bill:

Bill No. 366-37 (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. 366-37 (COR)**

AN ACT TO ADD A NEW §22437.1 OF CHAPTER 22, TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE GOVERNMENT OF GUAM FROM PASSING ON FEES CHARGED BY CREDIT CARD PROCESSORS TO COLLECT PAYMNT OF TAXES OR USE GOVERNMENT OF GUAM SERVICES AND TO APPROPRIATE THE SUM OF FOUR MILLION SEVEN HUNDRED TEN THOUSAND FOUR HUNDRED AND FORTY THREE (\$4,710,443) TO THE DEPARTMENT OF ADMINISTRATION FROM THE UNAPPROPRIATED AND UNENCUMBERED EXCESS FY2024 REVENUES TO COVER THE ANTICIPATED FEES FOR FISCAL YEAR 2025.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Administration	Dept./Agency Head: Edward Birn, Director
Department's General Fund (GF) appropriation(s) to date:	\$10,783,269
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund & Limited Gaming Fund	\$954,943
Total Department/Agency Appropriation(s) to date:	\$11,738,212

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

- 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? / / 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: / X / Yes / / No
/ X / Requested agency comments not received by due date / / Other:

Analyst: <u>Jason Baza</u> Date: <u>11/6/24</u>	Director: <u>Lester L. Carlson, Jr.</u> Date: <u>NOV 07 2024</u>
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Notes:
1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 366-37 (COR)

The proposed legislation intends to add a new §22437.1 of Chapter 22, Title 5 Guam Code Annotated, relative to prohibiting the Government of Guam from charging credit card processor fees to collect payments of taxes or use Government of Guam services. Further, the Department of Administration (DOA) shall include in their annual budget request the appropriation needed to support the costs of waiving the credit card processor fees. In addition, the proposed legislation appropriates \$4,710,443 from the unappropriated, unencumbered excess FY 2024 General Fund revenues to cover the anticipated costs of the credit card processor fees waiver.

The Bureau notes that the Legislature passed Bill 355-37, which contained an appropriation of the same amount (\$4,710,443) from the same fund source (FY 2024 General Fund revenues collected in excess of adopted levels) for the credit card processor fees waiver.

Therefore, the Bureau does not anticipate an additional fiscal impact for FY2025 due to passage of Bill 355-37. However, the Bureau further recognizes that the credit card processor fees waiver will need to be budgeted for in future fiscal years should the proposed legislation become law.