

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
7-37 (COR)	Christopher M. Dueñas	AN ACT TO ADD A NEW §§ 19406 & 19505.1 AND TO AMEND §§ 19405(b), 19405(c), 19604(a), 19604(c), 19604(d)(2) & 19805(c) ALL OF CHAPTER 19, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE SUSPENSION OF CONSTITUTIONAL RIGHTS AND TO REPEAL CRIMINAL PENALTIES FOR VIOLATIONS OF EXECUTIVE ORDERS.	1/17/23 8:13 a.m.	1/17/23	Committee on Health, Land, Justice, and Culture			Request: 1/18/23 1/31/23	




COMMITTEE ON RULES

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

January 31, 2023

To: RennaeVanessa C. Meno
Clerk of the Legislature

From: Senator Chris Barnett 
Chairperson, Committee on Rules

Subject: Fiscal Note for Bill No. 7-37 (COR)

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note for the following bill:

Bill No. 7-37 (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. 7-37 (COR)**

AN ACT TO ADD A NEW §§ 19406 & 19505.1 AND TO AMEND §§ 19405(b), 19405(c), 19604(a), 19604(c), 19604(d)(2) & 19805(c) ALL OF CHAPTER 19, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO PROHIBITING THE SUSPENSION OF CONSTITUTIONAL RIGHTS AND TO REPEAL CRIMINAL PENALTIES FOR VIOLATIONS OF EXECUTIVE ORDERS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Office of the Governor of Guam	Dept./Agency Head: Honorable Lourdes A. Leon Guerrero, Governor of Guam
Department's General Fund (GF) appropriation(s) to date:	\$5,851,424
Department's Other Fund (Indirect Cost Fund) appropriation(s) to date:	\$293,825
Total Department/Agency revenues to date:	\$6,145,249
Dept./Agency Affected: Department of Public Health and Social Services	Dept./Agency Head: Arthur U. San Agustin, Director
Department's General Fund (GF) appropriation(s) to date:	\$51,932,346
Department's Other Fund (Specify) appropriation(s) to date: Healthy Futures Fund (\$9,222,019), Environmental Health Fund (\$1,302,065), Health Professional Licensing Office Revolving Fund (\$300,975), Office of Vital Statistics Revolving Fund (\$230,705), Sanitary Inspection Revolving Fund (\$158,878), and Healthy Futures Fund for the Guam Cancer Registry (\$389,144)	\$11,603,786
Total Department/Agency Appropriation(s) to date:	\$63,536,132

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2022 Unreserved Fund Balance		\$0	\$0
FY 2023 Adopted Revenues	\$0	\$0	\$0
FY 2023 Appro. (P.L. 36-107)	\$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 2023 (if applicable)	FY 2024	FY 2025	FY 2026	FY 2027
General Fund 1/	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund 1/	\$0	\$0	\$0	\$0	\$0	\$0
Total 1/	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? /X/ Yes / / 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
/X/ Requested agency comments not received by due date / / Other:

Analyst: Joaquin A.J. Guerrero II Date: 1/31/23 Director: Lester L. Carlson, Jr. Date: JAN 31 2023

Comments:
1/ The proposed legislation seeks to amend §§ 19604(a), 19604(c), and 19604(d)(2) of Chapter 19, Title 10 of the Guam Code Annotated (GCA), changing the penalties for provision violations from misdemeanors to civil violations that may be subject to a fine not to exceed Twenty-Five Dollars (\$25.00). Additionally, the Bill intends to amend § 19805(c) of Chapter 19, Title 10 GCA for the amount of compensation calculated for items obtained under § 19505 to be the replacement cost of the item on the date of seizure plus the cost of shipping, instead of being limited to the costs incurred to produce the item. An estimated cost impact will be contingent on the recorded amount of violations for provisions for isolation and quarantine set by the public health authority and the specific pharmaceutical agents and/or medical supplies that are seized. The Bureau is unable to determine an estimated cost impact absent additional information from the Department of Public Health and Social Services.