

I Mina'trentai Siette Na Lihelaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
82-37 (LS)	Dwayne T. D. San Nicolas Tina Rose Muffa Barnes Christopher M. Duffas William A. Parkinson Jesse A. Lujan Joe S. San Agustin Roy A. B. Quinata	AN ACT TO AMEND §7120.2, §7120.5, §7160(e), AND §7161(f) OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING REPUBLIC OF KOREA VETERANS AND DISTINGUISHED FLYING CROSS RECIPIENTS TO QUALIFY FOR GUAM VETERAN LICENSE PLATES; AND TO ALLOW MORE DOCUMENTS TO BE USED FOR VETERAN QUALIFICATIONS.	3/24/23 3:02 p.m.	3/27/23	Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning			Request: 3/28/23 4/6/23	



COMMITTEE ON RULES

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

April 6, 2023

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

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

Subject: **Fiscal Note for Bill No. 82-37 (LS)**

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note for the following bill:

Bill No. 82-37 (LS).

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. 82-37 (LS)**

AN ACT TO AMEND §7120.2, §7120.5, §7160(e), AND §7161(f) OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING REPUBLIC OF KOREA VETERANS AND DISTINGUISHED FLYING CROSS RECIPIENTS TO QUALIFY FOR GUAM VETERAN LICENSE PLATES; AND TO ALLOW MORE DOCUMENTS TO BE USED FOR VETERAN QUALIFICATIONS.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Revenue and Taxation (DRT)	Dept./Agency Head: Dafne Mansapit-Shimizu, Director
Department's General Fund (GF) appropriation(s) to date:	\$13,555,858
Department's Other Fund appropriation(s) to date: Banking and Insurance Enforcement Fund (\$433,783); Better Public Service Fund (\$1,251,802); Tax Collection Enhancement Fund (\$704,824)	\$2,389,409
Total Department/Agency Appropriation(s) to date:	\$15,945,267

Fund Source Information of Proposed Appropriation

	General Fund:	Special Fund:	Total:
FY 2022 Unreserved Fund Balance	\$0	\$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	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

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|---|-------------------------|----------------------------|---------------------------|
| 1. Does the bill contain "revenue generating" provisions?
If Yes, see attachment | | // Yes | /X/ No |
| 2. Is amount appropriated adequate to fund the intent of the appropriation?
If no, what is the additional amount required? \$ _____ | /X/ N/A | // Yes | // No |
| 3. Does the Bill establish a new program/agency?
If yes, will the program duplicate existing programs/agencies?
Is there a federal mandate to establish the program/agency? | /X/ N/A | // Yes
// Yes
// Yes | /X/ No
// No
/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?
/X/ Requested agency comments not received by due date: DRT | If no, indicate reason: | /X/ Yes
// Other | // No |

Analyst: <u>Raymond Rieta, BMA III</u>	Date: <u>4/6/23</u>	ms	Director: <u>Lester L. Carlson, Jr., Director</u>	Date: <u>APR 06 2023</u>
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Notes:
" See Additional Comments.

Bureau of Budget & Management Research
Comments on Bill No. 82-37 (LS)

Bill No. 82-37 proposes to allow Republic of Korea (RoK) soldiers who served with the U.S. Forces during the Vietnam War and have become U.S. citizens and those who have received the Distinguished Flying Cross to qualify for Guam Veteran license plates.

As per the current law, the fee for the issuance of a veteran license plate shall not exceed the fee charged for a similar license plate for the same class of vehicle. Should the Bill become enacted, there should be no fiscal impact for veteran license plates being issued to RoK Veterans and Distinguished Flying Cross Recipients as the required fees would be in-line with similar license plates of non-veteran status.

However, the current law waives the annual license and registration fees for any Veteran determined by the U.S. Department of Veterans Affairs (USDVA) to be 100% Disabled or Individually Unemployable due to military service-connected injuries. RoK veterans and Distinguished Flying Cross Recipients who meet this requirement will be exempt from the annual license and registration fees should the Bill become law.

The legislative findings of the Bill cite that according to the Guam Office of Veterans Affairs, the number of RoK veterans remaining in the island is five (5). Absent comment from the Department of Revenue and Taxation (DRT), the Bureau utilized the department's Motor Vehicle Division's Annual License and Registration Fee schedule which is determined by the gross weight of a vehicle as noted in the table in 16 GCA, Chapter 7, §7160. Further research obtained from the U.S. Environmental Protective Agency (USEPA) indicate that the average weight of an automobile in 2022 was 4,094 lbs. Utilizing this information added with the Streetlight Fund Fees, the potential loss of revenue from the five (5) remaining RoK veterans, should they also be disabled and unemployable due to military service-connected injuries, is estimated to be \$350.

Average Automobile Weight = 4,094 lbs.

$\$34.00 \text{ (License \& Registration Fee)}^{1/} + \$36.00 \text{ (Streetlight Fund Fee)} = \70

$\$70 \times 5 \text{ (RoK veterans)} = \350

The Bill also proposes to allow more documents to be used for veteran qualifications, specifically, certifications from the Guam Office of Veteran Affairs, National Guard Bureau 21 (NG21), Armed Forces Retirement Certificate, and the Armed Forces Statement of Personnel Record. This section of the Bill is administrative in nature and should have no fiscal impact to the Government of Guam.

^{1/} Obtained from table in 16 GCA, Chapter 7, § 7160