

I Mina'trentai Singko 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
283-35 (COR)	Sabina Flores Perez	AN ACT TO REPEAL AND REENACT CHAPTER 53 OF DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM SAFE DRINKING WATER ACT; TO REPEAL CHAPTER 53A OF DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM LEAD BAN ACT; AND TO REPEAL AND REENACT CHAPTER 6 OF DIVISION 2, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO UPDATING THE GUAM SAFE DRINKING WATER REGULATIONS.	2/6/20 12:16 p.m.					3/11/20	

Senator Régine Biscoe Lee,
Chair

Senator Amanda L. Shelton,
Vice Chair

Speaker Tina Rose Muña Barnes,
Member

Vice Speaker Telen Cruz Nelson,
Member

Senator Kelly Marsh (Taitano), PhD,
Member

Senator Sabina Flores Perez,
Member



COMMITTEE ON RULES
I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
35TH GUAM LEGISLATURE

March 11, 2020

Senator Clynton E. Ridgell,
Member

Senator Joe S. San Agustin,
Member

Senator Jose "Pedo" Terlaje,
Member

Senator Therese M. Terlaje,
Member

Senator James C. Moylan,
Member

Senator Mary Camacho Torres,
Member and Chair, Subcommittee on Protocol

MEMO

To: Rennae Meno
Clerk of the Legislature

From: Senator Régine Biscoe Lee
Chair, Committee on Rules

Re: Fiscal Notes

Buenas yan Håfa adai.

Attached, please find the fiscal notes for the following bills:

Bill No. 283-35 (COR)
Bill No. 285-35 (COR)
Bill No. 293-35 (COR)
Bill No. 295-35 (COR)
Bill No. 296-35 (COR)
Bill No. 301-35 (COR)

Please forward the same to Management Information Services (MIS) for posting on our website.

For any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 283-35 (COR)**

AN ACT TO REPEAL AND REENACT CHAPTER 53 OF DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM SAFE DRINKING WATER ACT; TO REPEAL CHAPTER 53A OF DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM LEAD BAN ACT; AND TO REPEAL AND REENACT CHAPTER 6 OF DIVISION 2, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO UPDATING THE GUAM SAFE DRINKING WATER REGULATIONS.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Environmental Protection Agency	Dept./Agency Head: Walter Leon Guerrero, Administrator
Department's General Fund (GF) appropriation(s) to date:	\$0
Department's Other Fund (Specify) appropriation(s) to date: APCSF (\$207,950); GETF (\$467,227); WPF (\$62,882); WRDF (\$49,670); TAF (\$108,289); SWOF (\$202,992); RRF (\$2,828,397); and PMF (\$89,460)	\$4,016,867
Total Department/Agency Appropriation(s) to date:	\$4,016,867

Fund Source Information of Proposed Appropriation

	General Fund: ¹	(Specify Special Fund): ²	Total:
FY 2019 Unreserved Fund Balance	-		
FY 2020 Adopted Revenues	\$645,038,669	\$256,417,630	\$901,456,299
FY 2020 Appropriation (P.L. 35-36 thru P.L. 35-73)¹	(\$645,338,669)	(\$256,417,630)	(\$901,756,299)
Sub-total:	(\$300,000)	\$0	(\$300,000)
Less appropriation in Bill No. 261-35 (LS)²	\$0	\$0	\$0
Total:	(\$300,000)	\$0	(\$300,000)

1/ Additional GF Approp. In P.L. 35-40 (\$300,000) and GMHA CIF P.L. 35-73 (\$10,000,000) and 2/ Not determinable at this time.

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2020 (if applicable)	FY 2021	FY 2022	FY 2023	FY 2024
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$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? / x / Yes // 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:  Date: _____	Director:  Date: MAR 11 2020
John AB Pangelinan, Supervisor	Lester Carlson, Jr., Director, BBMR

Footnotes:

1/ See comment sheet.

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 283-35 (COR)
(for revenue generating provisions)

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Other Fund:¹	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Total	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Comments:

1/ See comment sheet.

Legislative Comments for Bill No. 283-35 (COR):

This proposed legislation is to update the local statutes of the Guam Safe Drinking Act and to the Guam Lead Ban Act, relative to the federal statute requirements. As part of the update, the administrative rules relative to these two Act also require updating. The updating of these statutes and administrative rules consists of repealing and enacting the Guam Safe Act, the Guam Lead Ban Act and Chapter 6 of Division 2, Title 22, the Guam Administrative Rules and Regulations.

A comparative review of these proposed changes reflects substantial changes between the repeal and reenactment of these statutes and regulations. Because of these changes, there were concerns that the Guam Environmental Protection Agency (GEPA) may not have sufficient resources for the additional mandates of the updates. However, it is BBMR's understanding that GEPA has continued to apply recent federal statutes for the Safe Drinking Water Act to Guam in accordance with the federal requirements noted in the Organic Act, in spite of the currently dated local statutes.

According to GEPA, the proposed changes would increase specific new water services to the community, which would require new fees for legislative approval. Such new fees would generate additional revenues for the agency; but the dollar amounts of such increases are undeterminable at this time and would probably take place after FY 2020, depending on the length of time such fees are approved. GEPA also noted that the proposed legislation also would decrease specific water services such as "Water Sample Analysis" and Sample Collection /Inspection" for its agency and at the Water and Environment Research Institute (WERI) of the University of Guam. These two fee categories were just implemented in May of 2019 as new revenues for FY 2019; but not included in the FY 2019 and FY 2020 adopted revenues. Due to these recent revenue implementations and the pending enactment of this Act, it is difficult to determine the FY 2020 net fiscal impact of GEPA and UOG's operating revenue reductions at this time.