

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
53-35 (COR)	Sabina Flores Perez Clynton E. Ridgell Tina Rose Muña Barnes	AN ACT TO ADD A NEW § 63101(dd) TO CHAPTER 63 OF TITLE 5, AND TO ADD A NEW § 63116.3 TO CHAPTER 63 OF TITLE 5, AND TO AMEND § 63129 OF CHAPTER 63, ALL OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE PROHIBITION OF FISHING WITH THE USE OF A SELF-CONTAINED UNDERWATER BREATHING APPARATUS (SCUBA) AND SIMILAR DEVICES IN THE WATERS OF GUAM OR IN ANY VESSEL IN THE WATERS OF GUAM.	2/22/19 1:32 p.m.	3/7/19	Committee on Economic Development, Agriculture, Maritime Transportation, Power and Energy Utilities, and Emergency Response			Request 3/7/19 Fiscal Note: 3/11/19	

Senator Amanda L. Shelton,
Vice Chairperson

Speaker Tina Rose Muña Barnes,
Member

Vice Speaker Telen Cruz Nelson,
Member

Senator Kelly Marsh (Taitano), Ph.D.,
Member

Senator Sabina Flores Perez
Member

Senator Clynton E. Ridgell
Member



COMMITTEE ON RULES
SENATOR RÉGINE BISCOE LEE, CHAIR
I MINA 'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
35TH GUAM LEGISLATURE

March 11, 2019

Senator Joe S. San Agustin,
Member

Senator Jose T. 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
Chairperson, Committee on Rules

Re: Fiscal Notes

Buenas yan Håfa adai.

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

Bill No. 2-35 (LS)
Bill No. 53-35 (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. 53-35 (COR)**

AN ACT TO ADD A NEW § 63101(dd) TO CHAPTER 63 OF TITLE 5, AND TO ADD A NEW § 63116.3 TO CHAPTER 63 OF TITLE 5, AND TO AMEND § 63129 OF CHAPTER 63, ALL OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE PROHIBITION OF FISHING WITH THE USE OF A SELF-CONTAINED UNDERWATER BREATHING APPARATUS (SCUBA) AND SIMILAR DEVICES IN THE WATERS OF GUAM OR IN ANY VESSEL IN THE WATERS OF GUAM.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Department of Agriculture (DOAg)	Dept./Agency Head: Chelsa Muna-Brecht, Acting Director
Department's General Fund (GF) appropriation(s) to date:	\$3,137,410
Department's Other Fund appropriation(s) to date: Guam Invasive Species Inspection Fee Fund - \$463,478; Guam Plant Inspection and Permit Fee Fund - \$99,491; Rabies Prevention Fund - \$43,076; Tourist Attraction Fund - \$431,868	<u>\$1,037,913</u>
Total Department/Agency Appropriation(s) to date:	\$4,175,323

Fund Source Information of Proposed Appropriation			
	General Fund:	Special Fund (specify)	Total:
FY 2018 Unreserved Fund Balance		\$0	\$0
FY 2019 Adopted Revenues	\$0	\$0	\$0
FY 2019 Appro. (P.L. 34-116 thru 34-162)	\$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 2019 (if applicable)	FY 2020	FY 2021	FY 2022	FY 2023
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund (specify)	\$0	\$0	\$0	\$0	\$0	\$0
Total 1/	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

- 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 /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: / / Yes /X/ No
/X/ Requested agency comments not received by due date (DOAg & the Office of the Attorney General/OAG)

Analyst: <u>Raymond Kida, BMA I</u>	Date: <u>3/7/19</u>	Director: <u>Lester L. Carlson, Jr., Acting Director</u>	Date: MAR 08 2019
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Notes

1/: Bill No. 53-35 proposes to prohibit spearfishing or using any other device for fishing while in the act of SCUBA diving in Guam waters or in any vessel in the waters of Guam. It also imposes penalties for such acts in line with existing penalties outlined in § 63129, Article 1, Chapter 63, Title 5, GCA. Besides the monetary fines imposed for violations of the proposed laws, the potential fiscal impact of this legislation would be on the appropriate resources required for enforcement of these mandates, prosecution of those charged (judicial proceedings), and incarceration of convicted individuals (detainment at the Department of Corrections, etc). However, absent additional information from the DOAg and the OAG the fiscal impact cannot be determined at this time. It should be noted that the Bill's citation of § 63129 excludes amendments added through P.L. 31-10.