

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
159-35 (COR)	Therese M. Terlaje Mary Camacho Torres	AN ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.	6/6/19 4:12 p.m.	6/21/19	Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens			Request: 6/21/19 7/11/19	

Senator Régine Biscoe Lee
Chairperson

Senator Amanda L. Shelton
Vice Chairperson

Speaker Tina Rose Muña Barnes
Member

Vice Speaker Telen Cruz Nelson
Member

Senator Kelly Marsh (Taitano), PhD
Member

Senator Sabina Flores Perez
Member



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I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÁHAN

35TH GUAM LEGISLATURE

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Senator Mary Camacho Torres
Member and Chair, Subcommittee on Protocol

July 11, 2019

MEMO

To: Rennae Meno
Clerk of the Legislature

From: Senator Régine Biscoe Lee
Chairperson, Committee on Rules

Re: Fiscal Note

Buenas yan Håfa adai.

Attached, please find the fiscal note for the following bill:

Bill No. 159-35 (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 matter.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 159-35 (COR)**

AN ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

Department/Agency Appropriation Information	
Dept./Agency Affected: Public Health & Social Services	Dept./Agency Head: Linda Unpingco-Denorcey, Director
Department's General Fund (GF) appropriation(s) to date:	51,785,486
Department's Other Fund (Specify) appropriation(s) to date: Environmental Health Fund - \$1,400,306, Healthy Futures Fund - \$9,262,141, Health Professional Licensing Office Revolving Fund - \$256,382, Office of Vital Statistics Revolving Fund - \$254,505, Sanitary Inspection Revolving Fund - \$137,280, and the Guam Cancer Registry - \$320,709.	11,631,323
Total Department/Agency Appropriation(s) to date:	\$63,416,809

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2018 Unreserved Fund Balance		\$0	\$0
FY 2018 Adopted Revenues	\$0	\$0	\$0
FY 2019 Appro. (P.L. 34-116 thru)	\$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	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions? // Yes /X/ No
If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A // Yes // No
If no, what is the additional amount required? \$ // N/A
3. 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
4. Will the enactment of this Bill require new physical facilities? // Yes /X/ No
5. 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: <u>6/31/19</u>	Director:  Date: JUL 09 2019
(Oscar Dimalanta, BMA I)	Lester L. Carlson, Jr., Director

Footnotes:
1/ See attached comments.

Comment on Legislative Bill No. 159-35 (COR)

This proposed legislation seeks to amend § 1101.5(m) and add a new subsection (e) to § 1102.8, both of Chapter 1 of Article 1 of Title 26 of the Guam Administrative Rules and Regulations (GARR). Section 2 of this bill amends the current provision under § 1101.5(m) which currently allows a Group Child Care Home to provide child care for at least seven (7) and up to twelve (12) children during all or part of a twenty-four (24) hour day. Subject amendment is to authorize the Department of Public Health and Social Services (DPHSS) Director to waive the maximum capacity of the 12 children cap limit for the purpose of emergency or temporary placement of children in the protective custody of the Child Protective Services (CPS). Section 3 of this bill is to add a new subsection (e) of the same 12 children waiver provision under § 1102.8, which states operational procedures for a Group Child Care Home.

Addressing the rising numbers of children placed in the protective custody of CPS on Guam and the limited number of licensed foster care homes to provide emergency or temporary shelter, the proposed bill seeks to mitigate the challenge for the placement of children.

However, the Bureau notes that the DPHSS Director's authorization to waive and to allow 12 or more children to be placed in a Group Child Care Home may require additional resources in order to accommodate the increased level of activity. Such resources may include the need for additional CPS employees to facilitate the increased number of children per home and additional stipend to the parents and insurance to the children. Absent any additional information in reference to the specific operational requirements to sustain the current work capacity and the subsequent increase of such upon the proposed bill's enactment, the Bureau is unable to determine an approximate financial impact at this time.