

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
312-35 (LS)	Mary Camacho Torres Tina Rose Muña Barnes	AN ACT TO AMEND §4403(d) THROUGH (f), ARTICLE 4, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CIVIL SERVICE COMMISSION TO NULL AND VOID PERSONNEL ACTIONS WHICH ARE IN VIOLATION OF EXISTING LAWS OR REGULATIONS, AND TO ESTABLISHING PENALTIES FOR PUBLIC OFFICIALS WHO UNJUSTIFIABLY REFUSE TO COOPERATE WITH SUCH INVESTIGATIONS; AND TO FURTHER AMEND §4406 OF ARTICLE 4, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE APPLICATION OF THE NINETY DAY RULE FOR POST AUDIT INVESTIGATIONS; AND TO FURTHER AMEND §4408 OF ARTICLE 4, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO THE ENFORCEMENT OF CIVIL SERVICE COMMISSION ORDERS.	3/9/20 10:23 a.m.	5/19/20	Committee on Public Accountability, Human Resources, and the Guam Buildup			Request: 5/20/20 5/27/20	

Senator Régine Biscoe Lee,
Chair

Senator Amanda L. Shelton,
Vice Chair

Speaker Tina Rose Muña Barnes,
Member

Vice Speaker Telena 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

May 27, 2020

Senator Clynton E. Ridgell,
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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. 312-35 (LS)
Bill No. 341-35 (LS)
Bill No. 354-35 (COR)
Bill No. 356-35 (COR)
Bill No. 357-35 (COR)
Bill No. 358-35 (COR)
Bill No. 359-35 (COR)
Bill No. 361-35 (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. 312-35 (LS)**

AN ACT TO AMEND §4403(d) THROUGH (f), ARTICLE 4, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CIVIL SERVICE COMMISSION TO NULL AND VOID PERSONNEL ACTIONS WHICH ARE IN VIOLATION OF EXISTING LAWS OR REGULATIONS, AND TO ESTABLISHING PENALTIES FOR PUBLIC OFFICIALS WHO UNJUSTIFIABLY REFUSE TO COOPERATE WITH SUCH INVESTIGATIONS; AND TO FURTHER AMEND §4406 OF ARTICLE 4, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE APPLICATION OF THE NINETY DAY RULE FOR POST AUDIT INVESTIGATIONS; AND TO FURTHER AMEND §4408 OF ARTICLE 4, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO THE ENFORCEMENT OF CIVIL SERVICE COMMISSION ORDERS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Civil Service Commission (CSC)	Dept./Agency Head: Daniel Leon Guerrero, Executive Director
Department's General Fund (GF) appropriation(s) to date:	\$944,023
Department's Other Fund appropriation(s) to date:	\$0
Total Department/Agency Appropriation(s) to date:	\$944,023

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2019 Unreserved Fund Balance	\$0	\$0	\$0
FY 2020 Adopted Revenues	\$0	\$0	\$0
FY 2020 Appropriations (P.L. 35-36 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 2020 (if applicable)	FY 2021	FY 2022	FY 2023	FY 2024
General Fund	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	1/	\$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? If no, indicate reason:
/ / Requested agency comments not received by due date | / / Other: | / X / Yes | / / No |

Analyst: <u>Arthur R. Mariano, B&MA Supervisor</u> Date: <u>5/27/20</u>	Director: <u>Lester L. Carlson, Jr., Director</u> Date: <u>MAY 27 2020</u>
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Footnote(s):
1/: In its current form, the subject legislation would strengthen the duties and powers of the CSC relative to making null and void personnel actions which are in violation of existing laws or regulations and establishes a fine of \$1,000 for public officials who refuse to cooperate with the Commission in its investigations. Such fines would be the personal expense of the violating official and would be deposited into the General Fund. The Bill also intends to remove the application of the Ninety (90) Day Rule for post-audit investigations. As written, the subject Bill would have a positive but nominal impact on the General Fund of the Government of Guam but the overall fiscal impact can not be determined at this time absent additional information from the CSC. It should be noted that the CSC has reported to the Bureau that provisions in the subject Bill will not directly impact the funding levels of the Commission nor will it require additional funding in FY2021 should the measure become law.