I Mina'trentai Sais 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
209-36 (COR)	Therese M. Terlaje	AN ACT TO ADOPT THE PROPOSED AMENDMENTS TO ARTICLE 5 OF CHAPTER 4, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AS TRANSMITTED TO *I LIHESLATURAN GUÅHAN* PURSUANT TO THE ADMINISTRATIVE ADJUDICATION LAW, ATTACHED HERETO AS EXHIBIT A.	10/7/21 4:33 p.m.	10/11/21	Committee on Health, Land, Justice, and Culture			Request: 10/13/21 10/19/21	EXHIBIT A.

Vice Speaker
TINA ROSE MUÑA BARNES
CHAIRPERSON, COMMITTEE ON RULES
I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
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COR@GUAMLEGISLATURE.ORG

October 19, 2021

MEMO

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Amanda L. Shelton**
Acting Chairperson, Committee on Rules

Re: **Fiscal Note on Bill No. 209-36 (COR)**

Håfa adai,

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

Bill No. 209-36 (COR)

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

If you have 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. 209-36 (COR)

AN ACT TO ADOPT THE PROPOSED AMENDMENTS TO ARTICLE 5 OF CHAPTER 4, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AS TRANSMITTED TO *I LIHESLATURAN GUAHAN* PURSUANT TO THE ADMINSTRATIVE ADJUDICATION LAW, ATTACHED HERETO AS EXHIBIT A.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Pubilc Health and Social Services	Dept./Agency Head: Arthur T San Agustin, Executive Director
Department's General Fund (GF) appropriation(s) to date:	$24,785,436
Department's Other Fund appropriation(s) to date: Environmental Health Fund ($1,390,435) Healthy Futures Fund ($13,142,984), Health Professional Licensing Office Revolving Fund ($296,921), Office of Vital Statistics Revolving Fund ($239,948), and DPHSS Sanitary Inspection Revolving Fund ($167,383), MIPPR ($11,708,921)	$27,335,736
Total Department/Agency Appropriation(s) to date:	$52,121,172

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2020 Unreserved Fund Balance		$0	$0
FY 2021 Adopted Revenues	$0	$0	$0
FY 2021 Appro. (P.L. 35-99 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 2022 (if applicable)	FY 2023	FY 2024	FY 2025	FY 2026
General Fund	$0	$0	$0	$0	$0	$0
Special Funds	$1,067,200	$0	$1,357,200	$1,647,200	$1,937,000	$2,227,200
Total 1/	$1,067,200	$0	$1,357,200	$1,647,200	$1,937,000	$2,227,200

1. Does the bill contain "revenue generating" provisions? /X/ Yes / / 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? $ _____ /X/ N/A
3. 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? / / 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
   / / Requested agency comments not received by due date / / Other:

Analyst: _____ Date: 10/15/21 Director: _____ Date: OCT 18 2021
Tyler Bautista, BMA I Lester L. Carlson, Jr., Director

Notes:
1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 209-36 (COR)

The proposed legislation intends to adopt the proposed amendments to Article 5 of Chapter 4, Title 26, Guam Administrative Rules and Regulations, as transmitted to *I Liheslaturan Guahan* pursuant to the administrative adjudication law, attached hereto as Exhibit A. This bill may be construed to be administrative in nature as it amends the current Rules and Regulations in regards to the issuance of sanitary purposes, however, the increases in fees will generate revenue to address any potential fiscal impact to DPHSS.

In correspondence with DPHSS and their Economic Impact Statement, there will be a direct fiscal impact to approximately 2,900 health-regulated establishments – amounting to $1,067,200 within the first year of the Bill's implementation (effective October 2022). Annually, the financial impact on these health-regulated establishments will continue to rise over the five (5) year period of increased fees. By 2026, the financial impact to health-regulated establishments is estimated to be $2,227,200. The revised fee schedule will generate more revenue into the Environmental Health Fund to allow DPHSS to pursue the recruitment of inspectors and supervisors, in hopes of improving the efficiency of inspections and the issuance of Sanitary Permits of the health-regulated establishments.