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
357-36 (COR)	Therese M. Terlaje	AN ACT TO APPROPRIATE TWENTY-SIX MILLION THREE HUNDRED EIGHT-ONE THOUSAND DOLLARS ($26,381,000) FROM FISCAL YEAR 2022 UNAPPROPRIATED GENERAL FUND REVENUES COLLECTED IN EXCESS OF THE ADOPTED REVENUE LEVELS ENUMERATED IN PUBLIC LAW 36-54 AS AMENDED, TO THE GUAM POWER AUTHORITY FOR A FIVE-MONTH EXTENSION TO THE *PRUGRAMAN AYUDA PARA I TAOTAO-TA* ENERGY CREDIT PROGRAM, RELATIVE TO PROVIDING CUSTOMERS WITH ANOTHER FIVE HUNDRED DOLLARS ($500) CREDIT TOWARD THEIR ACCOUNT.	11/10/22 8:00 a.m.	11/14/22	Committee on General Government Operations, Appropriations, and Housing			Request: 11/15/22 11/16/22	

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

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGÅTÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

November 16, 2022

MEMO

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

From: **Senator Joe S. San Agustin**
Chairperson, Committee on Rules

Re: **Fiscal Notes on Bill Nos. 357-36 (COR) and 359-36 (COR)**

Håfa adai,

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

Bill No. 357-36 (COR)
Bill No. 359-36 (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. 357-36 (COR)

AN ACT TO APPROPRIATE TWENTY-SIX MILLION THREE HUNDRED EIGHTY-ONE THOUSAND DOLLARS ($26,381,000) FROM FISCAL YEAR 2022 UNAPPROPRIATED GENERAL FUND REVENUES COLLECTED IN EXCESS OF THE ADOPTED REVENUE LEVELS ENUMERATED IN PUBLIC LAW 36-54 AS AMENDED, TO THE GUAM POWER AUTHORITY FOR A FIVE-MONTH EXTENSION TO THE *PRUGRAMAN AYUDA PARA I TAOTAO-TA* ENERGY CREDIT PROGRAM, RELATIVE TO PROVIDING CUSTOMERS WITH ANOTHER FIVE HUNDRED DOLLARS ($500) CREDIT TOWARD THEIR ACCOUNT.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Power Authority	Dept./Agency Head: John M. Benavente, P.E., General Manager
Department's General Fund (GF) appropriation(s) to date:	$0
Department's Other Fund appropriation(s) to date:	$0
Total Department/Agency Appropriation(s) to date:	$0

Fund Source Information of Proposed Appropriation	General Fund:	(Specify Special Fund):	Total:
FY 2022 Unreserved Fund Balance (Net Unobligated Projected General Fund Revenue based on the CRER for the period ending September 30, 2022)	$47,526,990	$0	$47,526,990
FY 2023 Adopted Revenues	$713,256,152	$0	$713,256,152
FY 2023 Appro. (P.L. 36-107)	($713,256,152)	$0	($713,256,152)
Sub-total:	$47,526,990	$0	$47,526,990
Less appropriation in Bill	($26,381,000)	$0	($26,381,000)
Total:	$21,145,990	$0	$21,145,990

Estimated Fiscal Impact of Bill	One Full Fiscal Year	For Remainder of FY 2023 (if applicable)	FY 2024	FY 2025	FY 2026	FY 2027
General Fund	1/	1/	$0	$0	$0	$0
GMHA Pharmaceuticals Fund	1/	1/	$0	$0	$0	$0
Total	1/	1/	$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? / / N/A /X/ 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
   /X/ Requested agency comments not received by due date / / Other:

Analyst: _____ Date: 11/15/2022
Abigail R. Ofeciar, BMA IV

Director: _____ Date: NOV 16 2022
11/15/22
Lester L. Carlson, Jr., Director

Notes:
1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 357-36 (COR)

The proposed legislation intends to appropriate the sum of Twenty-six Million Three Hundred Eighty-one Thousand Dollars ($26,381,000) from FY 2022 unappropriated General Fund revenues collected in excess of the adopted revenue levels, as amended by P.L. 36-106, to the Guam Power Authority (GPA) to extend the *Prugråman Ayuda Para I Taotao-ta* Energy Credit Program for a period of five (5) months. The proposed legislation intends to provide GPA's 52,762 residential, master-metered, and commercial customers with another $500 credit towards their account, to be disbursed in five monthly disbursements of $100 each for the months of December 2022 through April 2023. As with the initial *Prugråman Ayuda Para I Taotao-ta* Energy Credit Program, the proposed extension of credits shall also to be tax-exempt.

Per the September 2022 Consolidated Revenue and Expenditure Report, the General Fund collected $103,589,999 above the adopted revenue level contained in P.L. 36-54, as amended by P.L. 36-106. After accounting for all other appropriations passed into law from FY 2022 General Fund revenues, inclusive of all appropriations from FY 2022 General Fund revenues contained in the FY 2023 Budget Act (P.L. 36-107), the net unobligated General Fund revenues for FY 2022 is currently $47,526,990. The Bureau notes that the September 2022 Special Revenue Fund Report reflects a cumulative shortfall of $6,311,480 within the Special Revenue Funds, in which the General Fund historically covers such shortfall at the end of the fiscal year.

The Bureau also notes that there is another proposed legislative measure [Bill No. 358-36 (COR)] that seeks to utilize any available funding source to cover the fiscal impact of extending the Gas Tax Relief Act for another 180 calendar days. Additionally, Bill No. 359-36 (COR) already seeks to authorize the Governor of Guam to spend up to the sum of Twenty-six Million Three Hundred Eighty-one Thousand Dollars ($26,381,000) from any available funding source to extend the *Prugråman Ayuda Para I Taotao-ta* Energy Credit Program for a period of five (5) months. These proposed legislative measures and any other ensuing proposed legislative measures that seek to utilize any available funding source, have the potential to reduce the net unobligated General Fund revenues for FY 2022 noted above.