I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
211-38 (COR)	Eulogio Shawn Gumataotao	AN ACT TO *ADD* A NEW § 4109(g)(4) TO CHAPTER 4 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PRIORITIZING PUBLIC SAFETY SERVICES BY RESTRICTING THE DE-APPROPRIATION OR TRANSFER OF UNEXPENDED PRIOR FISCAL YEAR APPROPRIATIONS FROM THE GUAM POLICE DEPARTMENT, GUAM FIRE DEPARTMENT, DEPARTMENT OF CORRECTIONS, AND GUAM CUSTOMS AND QUARANTINE AGENCY TO THE GENERAL FUND.	10/16/25 12:25 p.m.	10/24/25	Committee on Finance and Government Operations.	Request: 10/24/25 10/30/25			

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

October 30, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada**
Chairperson, Committee on Rules

Subject: **Fiscal Note for Bill No. 211-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note for the following bill:

Bill No. 211-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly copy the same to Management Information Services (MIS) for posting on our website.

Bureau of Budget & Management Research
Fiscal Note of Bill No. 211-38 (COR)

AN ACT TO *ADD* A NEW § 4109(g)(4) TO CHAPTER 4 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PRIORITIZING PUBLIC SAFETY SERVICES BY RESTRICTING THE DE-APPROPRIATION OR TRANSFER OF UNEXPENDED PRIOR FISCAL YEAR APPROPRIATIONS FROM THE GUAM POLICE DEPARTMENT, GUAM FIRE DEPARTMENT, DEPARTMENT OF CORRECTIONS, AND GUAM CUSTOMS AND QUARANTINE AGENCY TO THE GENERAL FUND.

Department/Agency Appropriation Information	
Dept./Agency Affected: Bureau of Budget and Management Research (BBMR)	Dept./Agency Head: Carlson, Jr., Lester L., Director
Department's General Fund (GF) appropriation(s) to date:	$1,239,837
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund	$476,313
Total Department/Agency Appropriation(s) to date:	$1,716,150

Fund Source Information of Proposed Appropriation	General Fund:	Special Fund:	Total:
FY 2025 Unreserved Fund Balance	$0	$0	$0
FY 2026 Adopted Revenues	$0	$0	$0
FY 2026 Appro. (P.L. 38-60)	$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 2026 (if applicable)	FY 2027	FY 2028	FY 2029	FY 2030
General Fund	$0	$0	$0	$0	$0	$0
Special Fund	$0	$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? $ _________ /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: GFD & CQA / / Other

Analyst: [signature] Raymond Rieta, BMA IV	Date: 10/30/25	Director: [signature] Lester L. Carlson, Jr., Director	Date: OCT 30 2025

Notes:
1/ See Additional Comments.

Bureau of Budget & Management Research
Comments on Bill No. 211-38 (COR)

Legislative Bill No. 211-38 is an act to add a new §4109(g)(4) to Chapter 4 of Title 5, Guam Code Annotated (GCA) relative to authorizing continuing authority over the allotted, but unexpended balances of fiscal year appropriations to the Guam Police Department (GPD), the Guam Fire Department (GFD), the Department of Corrections (DOC), and the Guam Customs and Quarantine Agency (CQA). The Bill further adds that these department's unexpended fiscal year appropriations shall not lapse and shall continue to be available until fully expended.

Additionally, the Bill authorizes that the allotted, but unexpended balance of funds appropriated to GPD, GFD, DOC, & CQA in *Fiscal Year 2025*, and prior fiscal years, shall not lapse and shall continue to be available to these departments until fully expended.

The table below shows the continuing authority granted for the unexpended appropriations of the above referenced departments from Fiscal Years 2024 - 2026 through their respective Budget Acts.

	Continuing Appropriation Authority		
	FY24	FY25	FY26
	P.L. 37-42	P.L. 37-125	P.L. 38-60
GPD	FY23 & Prior	FY24 & Prior	None
GFD	None	None	FY25 & Prior
DOC	FY23 & Prior	FY24 & Prior	FY25 & Prior
CQA	None	None	None

As per each Budget Act, all unexpended or unencumbered appropriations made from the General Fund (GF) shall revert to the GF on the last day of the fiscal year, unless otherwise specified in the Act. These reverted amounts will then be available for *I Maga'hågan Guåhan's* GF Transfer Authority. Should the Bill become enacted, any unexpended GF appropriations at the end of the fiscal year from the above departments will no longer be available for the Transfer Authority. It should be noted that this does not apply to Special Revenue appropriations made to each department. The potential fiscal impact of this legislation may be estimated based on the actual unexpended appropriation amounts by each department at the end of each fiscal year. However, with the exception of CQA, the remaining departments have already been granted continuing authority for unexpended appropriations within the last two fiscal years, including this current fiscal year, in accordance with their Budget Acts and as such the Bureau is unable to provide a clear estimation of the fiscal impact of this legislation moving forward.

Based on comments received from DOC, the department supports the proposed legislation, as it does not negatively impact their FY26 budget and will help ensure continuity of administrative and operational functions. As per comments received from GPD, they plan to utilize lapse funds for critical needs as many of their procurements in FY25 were not processed. The Bureau has not received comments from either GFD or CQA at the time of this fiscal note.