

*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
325-38 (LS)	Eulogio Shawn Gumataotao V. Anthony Ada Frank F. Blas, Jr. Vincent A.V. Borja Shelly V. Calvo Sabrina Salas Matanane	AN ACT TO ADD A NEW § 40146 TO ARTICLE 1 OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE OFFICE OF THE BARRIGADA MAYOR TO LEASE PORTIONS OF LOT NAVAL AIR STATION AGAÑA 19 IN SUPPORT OF COMMUNITY SPORTS AND RECREATIONAL ACTIVITIES.	5/21/26 1:48 p.m.	5/29/26	Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure.	Request: 5/29/26  6/5/26			



## COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson  
*I Mina'trentai Ocho Na Liheslaturan Guåhan*  
38<sup>th</sup> Guam Legislature

June 5, 2026

**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. 325-38 (LS)**

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*Håfa Adai!*

Find the attached, Fiscal Note for the following bill:

**Bill No. 325-38 (LS).**

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. 325-38 (LS)**

**AN ACT TO ADD A NEW § 40146 TO ARTICLE 1 OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE OFFICE OF THE BARRIGADA MAYOR TO LEASE PORTIONS OF LOT NAVAL AIR STATION AGAÑA 19 IN SUPPORT OF COMMUNITY SPORTS AND RECREATIONAL ACTIVITIES.**

**Department/Agency Appropriation Information**

<b>Dept./Agency Affected: Mayors' Council of Guam</b>		<b>Dept./Agency Head: JoyJean Arceo, Executive Director</b>	
Department's General Fund (GF) appropriation(s) to date: Operations (\$16,807,881), VOMBPS (\$422,126), Miscellaneous Appropriation to the MCOG from FY2025 Net Unobligated General Fund Revenues (Excess) (\$2,000,000)			\$19,230,007
Department's Other Fund (Specify) appropriation(s) to date: Limited Gaming Fund (\$343,564), Guam Educational Facilities Fund (\$307,375), Host Community Fund (\$300,000), Recycling Revolving Fund (DPW) (\$1,500,000)			\$2,450,939
<b>Total Department/Agency Appropriation(s) to date:</b>			<b>\$21,680,946</b>



**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
FY 2024 Unreserved Fund Balance		\$0	\$0
FY 2025 Adopted Revenues	\$0	\$0	\$0
FY 2025 Appro. (P.L. 37-125 thru _____)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**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	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	1/	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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|---|------------|-----------|----------|
| 1. Does the bill contain "revenue generating" provisions?<br>If Yes, see attachment   |            | / X / Yes | / / No   |
| 2. Is amount appropriated adequate to fund the intent of the appropriation?<br>If no, what is the additional amount required? \$ _____  | / X / N/A  | / / Yes   | / / No   |
| 3. Does the Bill establish a new program/agency?<br>If yes, will the program duplicate existing programs/agencies?<br>Is there a federal mandate to establish the program/agency? | / X / N/A  | / / Yes   | / X / No |
| 4. Will the enactment of this Bill require new physical facilities?   |            | / / Yes   | / / No   |
| 5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason:<br>/ X / Requested agency comments not received by due date                                 | / / Other: | / X / Yes | / X / No |

Analyst:  Tyler Bautista, BMA II	Date: 06/03/2026	Director:  Lester L. Carlson, Jr., Director	Date: JUN 04 2026
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**Notes:**  
 1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 325-38 (LS)

The proposed legislation intends to add a new § 40146 to Article 1 of Chapter 40, Title 5, Guam Code Annotated, to authorize the Office of the Barrigada Mayor (BMO) to lease portions of Lot Naval Air Station Agaña 19 to support community sports and recreational activities, relative to the Barrigada Recreational Master Plan – Tiyan Complex as shown in the attached Exhibit “A” attached to the bill. The property falls under the jurisdiction of the BMO pursuant to Public Law 34-88. The proposed legislation authorizes the BMO to enter into lease agreements with community recreational organizations including sports and civic clubs, non-profit organizations, licensed businesses, and amenity providers for short-term, single-event, or long-term activities that shall comply with all rules and regulations developed by the BMO pertaining to authorized activities.

The proposed legislation mandates that leases requiring significant improvement investments shall be issued for no more than ten (10) years with an option to renew for an additional ten (10) years. Single-event leases will be issued on a case-by-case basis. All proceeds from the leases shall be paid to the BMO solely for the upkeep and maintenance of the Barrigada Recreational Master Plan – Tiyan Complex. Should portions of the property be leased, the lessee shall be responsible for maintenance and upkeep of area to meet the standards enforced by the BMO. The proposed legislation also mandates that the properties leased remain accessible to the public and no portion is used for commercial purposes inconsistent with community sports and recreational use. Further, the proposed legislation authorizes the BMO to seek funding from public and private sources and grants full authority to BMO over the planning and public procurement of construction, operation, repair, and maintenance of the facilities if public or grant funds are to be utilized. Additionally, all upkeep, improvements, and enforcement of maintenance of any lease shall be carried out under the direction and supervision of the BMO. The BMO may include additional community amenities, if space permits, consistent the with Barrigada Recreational Master Plan – Tiyan Complex. Per the proposed legislation, the primary purpose of this property is for community sports and recreational use.

The proposed legislation also mandates that the Department of Land Management (DLM) to conduct a survey of the property within sixty (60) days following enactment, should the proposed legislation become law, in coordination with the Department of Public Works (DPW) and other relevant agencies as needed. Additionally, the proposed legislation has a reversionary clause that mandates the property shall revert back to the Government of Guam should the property identified is not utilized for the purposes authorized within ten (10) years of enactment.

Absent correspondence from the Mayors’ Council of Guam pertinent to the anticipated revenue from lease agreements, the costs of maintenance and upkeep of the property and facilities, in addition to the construction/rehabilitation of the property in accordance with the Barrigada Recreational Master Plan – Tiyan Complex, the Bureau is unable to determine the true fiscal impact to the Government of Guam. The Bureau notes that additional potential fiscal impact may result from the BMO seeking local appropriation for purposes authorized in the proposed legislation. Additional costs may also be incurred through the survey of the property in coordination between DLM and DPW. However, absent information from DLM and DPW, a specific fiscal impact relative to these costs cannot be ascertained at this time.