

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
355-38 (COR)	Tina Rose Muña-Barnes William A. Parkinson	AN ACT TO <i>AMEND</i> §60107(a)(1) AND §60107(c) OF CHAPTER 60, TITLE 5, GUAM CODE ANNOTATED AND TO <i>AMEND</i> §63129(d) AND <i>ADD</i> A NEW §63130A BOTH OF CHAPTER 63, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING CONSERVATION LAW ENFORCEMENT WITHIN THE DEPARTMENT OF AGRICULTURE.	9/1/26 1:59 p.m. ^9/9/26 3:50 p.m.	9/11/26	Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.	Request: 9/11/26 9/18/26			



COMMITTEE ON RULES

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

September 18, 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. 355-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note for the following bill:

Bill No. 355-38 (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. 355-38 (COR)**

AN ACT TO AMEND §60107(a)(1) AND §60107(c) OF CHAPTER 60, TITLE 5, GUAM CODE ANNOTATED AND TO AMEND §63129(d) AND ADD A NEW §63130A BOTH OF CHAPTER 63, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING CONSERVATION LAW ENFORCEMENT WITHIN THE DEPARTMENT OF AGRICULTURE.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Agriculture (DOAg)	Dept./Agency Head: Chelsa Muna, Director
Department's General Fund (GF) appropriation(s) to date:	\$4,546,732
Department's Other Fund appropriation(s) to date: Guam Invasive Species Inspection Fee Fund (\$1,235,860); Guam Plant Inspection Permit Fund (\$103,322); Rabies Prevention Fund (\$52,789); Rainy Day Fund (\$4,000,000)	\$5,391,971
Total Department/Agency Appropriation(s) to date:	\$9,938,703

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	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

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|---|---------|-----------|--------|
| 1. Does the bill contain "revenue generating" provisions? | | /X/ Yes | / / No |
| 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? | | /X/ Yes | / / No |
| / / Requested agency comments not received by due date: | | / / Other | |

If no, indicate reason:

Analyst: <u>Louis Schmelzinger</u>	Date: <u>09/16/2021</u>	Director: <u>Lester L. Carlson, Jr.</u>	Date: <u>SEP 17 2026</u>
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Notes:

" See Attached Comments.

Bureau of Budget & Management Research
Comments on Bill No. 355-38 (COR)

The proposed legislation amends existing section §60107(a)(1) and §60107(c) of Chapter 60, Title 5 of the Guam Code Annotated (GCA) and amends existing sections §63129(d) and adds a new section §63130A of Chapter 63, Title 5, relative to strengthening conservation law enforcement within the Department of Agriculture (DOAg).

Per comments provided by the DOAg, they compared the introduced bill against the current codified text of Title 5 GCA and note the following key provisions:

1. **Penalty Caps (§60107(a)(1)):** Currently, §60107(a)(1) caps penalties at \$1,000 "per incident," with no statutory definition of what constitutes one incident. Section 2 of the bill raises this cap to \$10,000 and changes the unit of measure to "per incident count," defining a count as each individual specimen or resource unlawfully taken, possessed, transported, sold, or harmed. Together, these changes could significantly multiply the total exposure for a multi-specimen violation beyond the tenfold increase in the cap itself.
2. **Revenue Allocation (§60107(c)):** Currently, §60107(c) directs all court-collected monies for fines and penalties under §60107 to the Wildlife Conservation Fund under §63130. Section 3 splits this revenue stream: fines from general enforcement actions will continue to be transferred to the Wildlife Conservation Fund, while fines collected under DOAg's Citation Program Fine Schedule will go to the newly established Natural Resource Enforcement Fund under §63130A.
3. **Fine Structures (§63129(d)):** Currently, §63129(d) sets a flat \$500 fine for each individual offense with no minimum amount. Section 4 changes this to a range from \$50 to \$500 "for each individual offense or count." This lowers the floor a court may impose from a mandatory \$500 down to \$50, while allowing the fine to be multiplied across several specimens in a single violation.
4. **New Natural Resource Enforcement Fund (§63130A):** Section 5 establishes the Natural Resource Enforcement Fund under §63130A, which shall be administered by the DOAg Director, to be used exclusively for natural resource law enforcement-related purposes (personnel training and certification enforcement, enforcement equipment and vessels, surveillance and monitoring activities, and community outreach and compliance programs).

The bill does not request a new General Fund or special fund appropriation; rather, it redirects and increases penalty revenue collected through citations and court-imposed fines. A dedicated, non-lapsing enforcement fund of this kind aligns with the needs of the DOAg. The DOAg does not anticipate a negative fiscal impact from Bill No. 355-38 (COR) and supports its goal of establishing dedicated, non-lapsing enforcement funding.