

*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
<b>68-38 (COR)</b>	Frank F. Blas, Jr.	AN ACT TO <i>AMEND</i> SUBSECTION "Y" OF SECTION 12107 CHAPTER 12 OF TITLE 17 GUAM CODE ANNOTATED RELATIVE TO THE RESPONSIBILITY OF LIABILITIES OF AN ACADEMY CHARTER SCHOOL.	2/27/25 11:22 a.m.	3/7/25	Committee on Education, Libraries and Public Broadcasting.	Request: 3/7/25  3/17/25			



## COMMITTEE ON RULES

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

March 17, 2025

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

**From:** **Senator Christopher M. Dueñas**   
Acting Chairperson, Committee on Rules

**Subject:** **Fiscal Note for Bill No. 68-38 (COR)**

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*Håfa Adai!*

Find the attached, Fiscal Note for the following bill:

**Bill No. 68-38 (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 forward the same to Management Information Services (MIS) for posting on our website.



**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 68-38 (COR)**

**AN ACT TO AMEND SUBSECTION "Y" OF SECTION 12107 CHAPTER 12 OF TITLE 17 GUAM CODE ANNOTATED RELATIVE TO THE RESPONSIBILITY OF LIABILITIES OF AN ACADEMY CHARTER SCHOOL.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Academy Charter School Council	Dept./Agency Head: Evangeline Cepeda, Chairperson
Department's General Fund (GF) appropriation(s) to date: P.L. 37-125: Operations (\$22,737,000); P.L. 37-135: Student cap increase (\$2,808,000)	25,545,000
Department's Other Fund (Specify) appropriation(s) to date:	-
	25,545,000

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 P.L.37-135)	\$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 2025 (if applicable)	FY 2026	FY 2027	FY 2028	FY 2029
General Fund	\$0	1/	1/	1/	1/	1/
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	1/	1/	1/	1/	1/

- Does the bill contain "revenue generating" provisions? / / Yes / X/ No  
If Yes, see attachment 1/
- 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
- 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
- Will the enactment of this Bill require new physical facilities? / / Yes / X/ No
- 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: William P. Altungfong Date: 3/14/25 Director: Lester L. Carlson, Jr. Date: MAR 17 2025  
William P. Altungfong, Acting BMA Supvr. Lester L. Carlson, Jr., Director

Footnotes:  
1/ See attached comments on Bill 68-38 (COR).

**BUREAU OF BUDGET AND MANAGEMENT RESEARCH  
COMMENTS ON BILL NO. 68-38 (COR)**

The proposed Bill 68-38 (COR) is an act to add a subsection “Y” of Section 12107, Chapter 12 of Title 17, Guam Code Annotated, relative to the responsibility of liabilities of an Academy Charter School.

The current subsection (y) of § 12107 provides that upon termination of a Charter School, all assets shall revert to the Department of Education. The proposed Bill 68-38 intends to amend the language to address who is responsible for the liabilities should a Charter School be terminated.

If enacted, all the liabilities of a Charter School will be the personal responsibility of the Charter School Board of Trustees who approved the contract or acquisition that incurred the liability and was performed without a review by the Attorney General of Guam and the approval and signature of the Governor of Guam.

The Bureau had sought input on the financial impact of the proposed Bill 68-38 from the Guam Academy Charter School Council (GACSC) on March 6, 2025 and was informed that the GACSC do not currently have any comments on the proposed measure and as of the date of this fiscal note.

Of the seven (7) existing Academy Charter Schools, there are currently none that is seeking a termination of its Charter. The Bureau does anticipate that Bill 68-38 will have a financial impact on these Charter Schools as it will make any existing debt and/or unresolved prior year obligation that the Charter Schools may have, a liability of the respective Charter School Board of Trustees and not a liability of the government of Guam. Absent detailed information as to the existing debt and/or unresolved prior year obligations of these Charter Schools, the Bureau is unable to provide an estimated cost impact at this time.