



Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901 ♦ Tamuning, GU 96913
Phone (671) 475-3324 ♦ Fax (671) 477-4703 ♦ ag@oagguam.org ♦ oagguam.org

Hon. Leevin Taitano Camacho
Attorney General of Guam

June 29, 2022

VIA EMAIL

senatorjoessanagustin@gmail.com

The Honorable Joe S. San Agustin

Chairperson, Committee on General Government Operations,
Appropriations, Housing, & Office of Finance and Budget
Ran Care Bldg., CBU 230
761 S. Marine Corps Drive
Tamuning, Guam 96931

RE: Testimony on Bill No. 320-36 (COR)

Håfa Adai Senator San Agustin,

Thank you for the opportunity to provide testimony on Bill No. 320-36 (COR). Our office is in full support of finding ways to lower gas prices for our people. We defer to the Legislature on the best way to achieve that result. However, if this policy making body decides on a method to lower gas prices which lays out a role for our office, we will be ready to help.

Under Bill 320 specifically, our office would be asked to:

- Collect, maintain, monitor, compute, and analyze local and regional data (particularly pricing data) as frequently as on a daily basis;
- Enforce the restrictions in the bill through preparation and issuance of, and tracking responses to, Notices of Violation;
- Meet and confer with respective violators within a time certain (10 days); and
- Assess, adjust, and account for daily fines.

We have a very talented team but would need additional support to fulfill these new responsibilities. To properly collect, maintain, and analyze the data, and enforce the

restrictions of the bill, we have identified the need for three additional staff with a combined salaries and benefits total of \$162,620.00:

Position	Salary	Benefits	Total
Accountant I	37,100.00	24,919.00	62,019.00
Auditor I	37,100.00	24,919.00	62,019.00
Clerk II	19,040.00	19,542.00	38,582.00

Although we have not been able to complete an assessment of the cost of any training/webinars in this area or the cost of any supplies/equipment, we anticipate we may be able to absorb such costs (e.g., subscription cost for Platts). An attorney will likely need to be involved in this work periodically, but we anticipate being able to adjust attorney workload as needed. Most of these fiscal-related comments were also provided to BBMR for preparation of their fiscal note.

What would also assist with meeting the identified mandates is a specific definition of “ocean transportation costs.” To the extent the determination of such costs requires a person/business to provide certain information to our office, we suggest the bill include a requirement to provide that information as needed.

Lastly, although we recognize the bill provides an opportunity for a person/business to challenge a computation and to discuss and resolve the challenge with the OAG, we recommend the bill afford a person/business an additional opportunity for review of the OAG’s final decision, whether through an OPA appeal or through a court proceeding.

Si Yu’os ma’ase’ for your consideration,


Stephanie E. Mendiola
Deputy Attorney General
Division of General Counsel


Fred Nishihira
Deputy Attorney General
Consumer Protection Division