

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN

2023 (FIRST) Regular Session

VOTING RECORD

Bill No. 113-37 (LS) As amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building October 31, 2023
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NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.	✓					
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher		✓				
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague	✓					
Speaker Therese M. Terlaje	✓					

TOTAL

14

1

0

0

Aye

Nay

Not
Voting/
Abstained

Out
During
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN P. TAITAGUE
Substitute Clerk of the Legislature

I = Pass

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 113-37 (LS)

As amended on the Floor.

*

Introduced by:

Chris Barnett
Therese M. Terlaje
Sabina Flores Perez
Telo T. Taitague
Joe S. San Agustin
Frank Blas, Jr.
Joanne Brown
Christopher M. Dueñas
Thomas J. Fisher
Jesse A. Lujan
Tina Rose Muña Barnes
William A. Parkinson
Roy A. B. Quinata
Dwayne T.D. San Nicolas
Amanda L. Shelton

**AN ACT TO AMEND § 3103(p) OF ARTICLE 1, CHAPTER
3, TITLE 17, GUAM CODE ANNOTATED, RELATIVE
TO RESTORING THE GUAM DEPARTMENT OF
EDUCATION MANAGEMENT AUDIT
REQUIREMENTS.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that Public Law 31-91 was enacted as a result of the signing into law of Bill No.
4 150-31. The intent of the original bill included improvements on the quality of
5 managements audits by establishing reviews of Board Policy, goal setting and goal

1 achievement and reports on findings on what recommendations of prior audits were
2 or were not achieved or implemented.

3 *I Liheslatura* further finds that the last management audit was *the Evergreen*
4 *Solutions LLC* audit of 2009.

5 *I Liheslatura* further finds that the version of Bill No. 150-31 that was passed
6 by *I Mina'trentai Unu Na Liheslaturan Guåhan* and signed into law as Public Law
7 31-91 differed from the version that was introduced and the version that was reported
8 out of committee in that all references to the word “audit” were changed to
9 “assessment” and there is no record that a public hearing was ever conducted to
10 justify or support this change. This change in the management audit law may be the
11 reason why no management audits were conducted subsequent to 2009.

12 Therefore, it is the intent of *I Liheslaturan Guåhan* to restore the provisions
13 of the original management audit law that was enacted with broad-based public
14 support.

15 **Section 2.** § 3103(p) of Article 1, Chapter 3, Title 17, Guam Code
16 Annotated, is hereby *amended* to read as follows:

17 “(p) Conduct periodic management and curriculum audits of the
18 Department of Education for the following purposes:

19 (1) to ascertain whether the Department is providing an
20 adequate public education as defined in Title 1 GCA § 715;

21 (2) to evaluate the effectiveness of DOE administrators in
22 implementing board policy and in fulfilling assigned objectives;

23 (3) to evaluate the effectiveness of DOE instructional
24 personnel and their ability to meet curriculum goals;

25 (4) to recommend alternatives to correct systemic deficiencies
26 and to improve the ability of DOE personnel to fulfill assigned
27 objectives;

1 (5) to evaluate board policies, practices and directives, and
2 recommend, if necessary, corrections and revisions necessary to
3 improve the quality of public education; and

4 (6) to audit a broad range of management functions, such as
5 the following: decision-making and evaluation processes,
6 policymaking, resource allocation, communication procedures, and
7 goal setting and verification. The audit can also examine the school
8 system's work environment, improvement process, and relationship
9 with the community.

10 Said audits shall also identify and assess deficiencies in the DOE
11 organizational structure; compliance with federal and local laws, and with
12 board policies; physical and operational security; workflow designs and
13 management; internal controls; staffing levels and competencies;
14 management levels and competencies; management practices; training
15 standards and practices; adequacy of facilities; physical plant management;
16 technical and administrative infrastructure; redundancy of systems and
17 procedures; productivity and quality standards; recruitment, certification and
18 training of teachers; and recruitment, training and staff development. Said
19 audits shall be conducted at intervals determined by the Guam Education
20 Board of not more than five (5) years. Each audit shall also include a report
21 and evaluation on the degree of success that the Department of Education has
22 achieved in implementing the recommendations and correcting the
23 deficiencies identified in the immediate prior audit.

24 The GDOE Superintendent shall transmit, within forty-five (45) days
25 upon receipt, any audit conducted pursuant to this Act to the Guam Education
26 Board members. Within ninety (90) days of receipt of such audit findings, the
27 Guam Education Board members shall, in a regularly scheduled board

1 meeting held in compliance with the Open Government Law, vote to accept
2 or reject the audit findings, and shall take any necessary actions for the
3 disposition thereof.

4 The Department shall post on its website and transmit to the Speaker of
5 *1 Liheslaturan Guåhan* and the Chairperson of the Legislative Committee on
6 Education the disposition and plan of action of the audit findings.”

7 **Section 3. Effective Fiscal Year 2024.** The scope of the first management
8 audit is for Fiscal Year 2024, and the first audit shall be funded in the Fiscal Year
9 2025 budget. The anticipated target completion date is June 30, 2025.