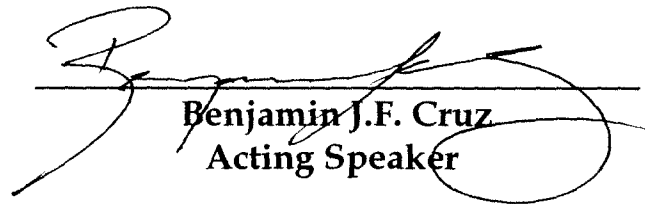



I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

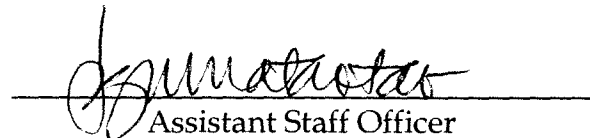
This is to certify that **Substitute Bill No. 229-30 (COR), "AN ACT TO ADD A NEW ARTICLE 13 TO CHAPTER 15, AND TO ADD A NEW ARTICLE 7 TO CHAPTER 18, BOTH OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE DR. ANTONIO C. YAMASHITA TEACHER CORPS,"** was on the 13th day of November, 2009, duly and regularly passed.


Benjamin J.F. Cruz
Acting Speaker

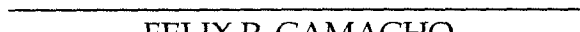
Attested:


Rory J. Respicio
Acting Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 17 day of Nov., 2009, at
4:25 o'clock P.M.


Assistant Staff Officer
Maga'laha's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 229-30 (COR)

As substituted by the Committee on Education
and amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
T. C. Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
Judith P. Guthertz, DPA
v. c. pangelinan
M. J. Rector
R. J. Respicio
Ray Tenorio
Telo Taitague

**AN ACT TO *ADD* A NEW ARTICLE 13 TO CHAPTER
15, AND TO *ADD* A NEW ARTICLE 7 TO CHAPTER 18,
BOTH OF TITLE 17 OF THE GUAM CODE
ANNOTATED, RELATIVE TO THE DR. ANTONIO C.
YAMASHITA TEACHER CORPS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the Department of Education faces a shortage of teachers annually. *I*
4 *Liheslatura* recognizes that the Yamashita Teacher Corps was created to encourage
5 and produce the number of teachers necessary to educate our island's children. *I*
6 *Liheslatura* further recognizes that the impact on the fiscal budget due to the

1 current status of the national and world economy *does not* allow for a larger
2 appropriation to the Yamashita Teacher Corps. Due to this realization, *I*
3 *Liheslatura* finds that in order to provide the adequate benefits to all students and
4 potential teachers within our public school system, program changes to the
5 Yamashita Teacher Corps (YTC) need to be made. Currently, students under the
6 YTC receive benefits of a full payment of tuition and fees for attendance at the
7 University of Guam, a payment of Two Hundred Fifty Dollars (\$250) for textbooks
8 for each semester, and monthly stipend. Under the current YTC, there is an
9 undergraduate program that seeks to produce teachers, and two (2) graduate
10 programs, one seeking to establish a corps of principals and the other for
11 counselors.

12 *I Liheslatura* finds that although principals and counselors are an essential
13 part of any school system, the teacher shortage crisis is more critical and requires
14 significant attention. It is the intent of *I Liheslatura* to delete the principal corps
15 and the counselor corps under the YTC in order to focus funding toward producing
16 teachers.

17 *I Liheslatura* further finds that in order to maximize benefits for more
18 student scholarships, *I Liheslatura* intends to limit scholarship benefits to only full
19 payment of tuition and fees and a credit of Five Hundred Dollars (\$500) each
20 semester for the purchase of textbooks. Based on the current total amount of
21 student benefits for the four (4) year undergraduate program at the School of
22 Education at the University of Guam compared to the total amount of proposed
23 student benefits for the four (4) year undergraduate program at the School of
24 Education at the University of Guam, there will be a total of one (1) extra
25 scholarship for every one point six (1.6) students currently enrolled in the YTC
26 undergraduate program. For every two (2) students currently enrolled in the YTC
27 graduate program, one (1) new scholarship is available for the undergraduate

1 program.

2 **Section 2. Community Service Requirements.** A new Article 13 is
3 hereby *added* to Chapter 15 of Title 17 of the Guam Code Annotated to read:

4 **“ARTICLE 13**

5 **THE DR. ANTONIO C. YAMASHITA TEACHER CORPS**

6 §151301. The Dr. Antonio C. Yamashita Teacher Corps: Creation.

7 §151302. Administration of Teacher Corps.

8 §151303. Rules and Regulations.

9 §151304. Selection Committee.

10 §151305. Academic Advisor and Program Contract.

11 §151306. Teacher Corps Scholarships.

12 §151307. Same: Benefits.

13 §151308. Same: Those with *Prior* Baccalaureate Degree.

14 §151309. Same: For Specialist Teachers.

15 §151310. Same: For Non-education Majors.

16 §151311. Same: Prioritization of Scholarships According to
17 Teaching Needs.

18 §151312. Reporting Requirements

19 **§151301. The Dr. Antonio C. Yamashita Teacher Corps:**
20 **Creation.**

21 There is hereby created *The Dr. Antonio C. Yamashita Teacher Corps*
22 (*Teacher Corps*). Awards granted under this Article *shall* be granted for
23 AY2010-2011 and thereafter.

24 **§151302. Administration of Teacher Corps.**

25 The University of Guam Board of Regents *shall* administer this
26 program pursuant to §15102 of this Chapter.

27 **§151303. Rules and Regulations.**

1 All rules and regulations adopted by the Educator Corps Council *prior*
2 to the enactment of this Article *shall* remain effective *unless* they are
3 *amended or repealed* by the Board in a manner consistent with §15105 of
4 this Chapter.

5 **§151304. Selection Committee.**

6 (a) There *shall* be annually established a Yamashita Teacher Corps
7 Evaluation and Selection Committee (the Committee) composed of the
8 following:

9 (1) the Executive Director of the Guam Commission for Educator
10 Certification;

11 (2) the Deputy Superintendent for Curriculum and Instructional
12 Improvement of the Guam Department of Education, or its successor
13 in interest;

14 (3) a high school teacher from the Guam Department of Education
15 who has been a master teacher for at least one (1) semester, appointed
16 by the Superintendent of Education;

17 (4) a middle school teacher from the Guam Department of
18 Education who has been a master teacher for at least one (1) semester,
19 appointed by the Superintendent of Education;

20 (5) an elementary school teacher from the Guam Department of
21 Education who has been a master teacher for at least one (1) semester,
22 appointed by the Superintendent of Education.

23 The Committee *shall* conduct interviews for the purpose of selecting
24 scholarship recipients under the programs listed within this Article.
25 The passing of the oral interviews and the meeting of established
26 University of Guam entrance and academic requirements *shall*
27 constitute the primary criteria for selection of scholarship recipients.

1 The Board may prescribe additional qualifications for admission to
2 the scholarship programs.

3 (b) Applications for the Yamashita Teacher Corps scholarship
4 programs *shall* be received by April 30 of every year and applicants *shall* be
5 interviewed at a time and place designated by the Committee *prior* to June
6 30. Awards *shall* be granted *prior* to July 30 in a written notice to the
7 selected applicant, and the applicant's school administrator, if applicable.

8 **§151305. Academic Advisor and Program Contract.** Each
9 Yamashita Teacher Corps program scholarship recipient *shall* have an
10 academic advisor who, with the student, *shall* develop a complete academic
11 plan that would result in the granting of the applicable degree within the
12 prescribed period of time. This plan *shall* be examined by the appropriate
13 University official, as determined by the Board, and upon approval, *shall*
14 constitute a contract between the student and the University.

15 **§151306. Teacher Corps Scholarships.** The Yamashita Teacher
16 Corps *shall* consist of students who have declared their intention to become
17 educators and who are enrolled in the teacher educational programs at the
18 University of Guam and who have been duly accepted into the Yamashita
19 Teacher Corps Scholarship Program. Scholarship and financial assistance
20 may be awarded to eligible students who meet the following criteria:

- 21 (a) are *bona fide* residents of Guam;
22 (b) are citizens *or* permanent resident aliens of the United States;
23 (c) are seniors *or* graduates of an accredited high school with a
24 cumulative grade point average of *not less than 2.5* on a 4.0 scale, *or*
25 its equivalent;
26 (d) have been admitted to the University of Guam in accordance
27 with its admissions policies;

1 (e) maintain a cumulative grade point average of 3.0 *or* better
2 during the term of assistance under this program;

3 (f) agree to practice education in a public school funded by the
4 government of Guam in areas of need upon graduation and
5 certification to practice on Guam. *If* no vacant teaching positions
6 exist in such public schools in his *or* her area(s) of certification, a
7 Teacher Corps graduate may teach in a private school on Guam
8 towards meeting their Teacher Corps scholarship repayment
9 obligations. The Guam Department of Education and the Guam
10 Community College *shall* certify that *no* vacancies in the Teacher
11 Corps graduates area(s) of certification exist *prior* to allowing private
12 school employment. The required length of service to be rendered
13 *shall* be for a period of one (1) year for every academic year of
14 scholarship received by the recipient. For purposes of this Section, a
15 year of service is equal to twelve (12) months. Only teaching service
16 in public schools funded by the government of Guam and/or Guam
17 private schools licensed by the government of Guam *shall* be credited
18 for repayment of the Teacher Corps scholarship. Those Teacher
19 Corps graduates who were allowed to teach in licensed private schools
20 on Guam *shall* accept employment with the Guam Department of
21 Education should a position in their area(s) of certification become
22 available at the start of each semester until such time that their
23 scholarship is repaid. The Guam Department of Education and the
24 Guam Community College *shall* provide each eligible graduate a
25 notice of available positions at least thirty (30) days *prior* to the
26 required date of employment. The student further agrees that, in the
27 event of refusal to fulfill this obligation, the student *shall* repay the

1 government of Guam an amount equal to the balance of the total
2 monthly allowances paid to the student which have *not* already been
3 satisfied through service or payment, including tuition, stipends and
4 the actual cost to the government of textbooks and supplies. Any
5 deferment of repayment through services *shall* conform to rules
6 adopted by the Board; and

7 (g) have been recommended to the program by: (1) an educator,
8 including a teacher/instructor, counselor *or* school administrator who
9 worked in an educational institution at the time the applicant was a
10 student in such educational institution; and (2) by any other individual
11 other than a relative who can attest to the character of the applicant.

12 **§151307. Same: Benefits.**

13 (1) Students entitled to scholarships pursuant to §151306 of this
14 Article *shall* receive the following benefits:

15 (a) Payment of tuition and fees.

16 (b) An allowance of up to Five Hundred Dollars (\$500.00) per
17 regular semester, and up to One Hundred Dollars (\$100.00) per
18 summer semester for textbooks.

19 (2) As a condition for continuing full entitlement to the benefits
20 provided in this Section, undergraduate recipients must maintain a full-time
21 enrollment of twelve (12) semester credits minimum per semester, six (6)
22 semester credits per summer semester, and good academic standing with a
23 cumulative grade point average of 3.0 *or* better. *No* student may receive
24 benefits beyond the number of calendar years normally required to complete
25 such student's program.

26 (3) Employees of GDOE. Notwithstanding any other provision of law
27 *or* administrative rules and regulations, school aides, library technicians, and

1 limited-term teachers with a bachelors degree *or* higher who are seeking
2 teacher certification, and *Chamorro* language teachers whom do *not* have a
3 bachelors degree, that are employed by the Guam Department of Education
4 may qualify for financial assistance through the Guam Teacher Corps and
5 may: (1) continue such employment while enrolled in the Guam Teacher
6 Corps; and (2) enroll in the Guam Teacher Corps on a part-time basis. Other
7 employees within the Guam Department of Education may qualify for
8 assistance as provided by this Section; provided that such employees' actual
9 job duties primarily deal with the instruction or supervision of students. A
10 letter of recommendation from the applicant's supervisor attesting to the
11 applicant's job duties *shall* be required.

12 **§151308. Same: Those with *Prior Baccalaureate Degree*.** The
13 Board may award Teacher Corps scholarships to individuals possessing a
14 baccalaureate degree in a course of study other than education for the
15 purpose of meeting teacher certification requirements. Recipients granted
16 awards under this provision shall *not* receive funding towards earning
17 another baccalaureate or graduate degree. The scholarships awarded under
18 this Section *shall* be based on the recruitment needs of the Guam
19 Department of Education/Guam Community College and *shall* be limited to
20 a period of time *not to exceed* two (2) years.

21 **§151309. Same: For Specialist Teachers.** The Educator Corps
22 Council may award Teacher Corps scholarships beyond the four (4) year
23 limitation of §151307 for individuals to seek graduate training, that may
24 include a masters degree, for teaching specialties that require training
25 beyond a baccalaureate degree. This Section *shall* apply *only* to specialist
26 areas that require graduate training as a minimum requirement for
27 certification and *shall not* be used for as a means for existing teachers to

1 meet promotional requirements. The scholarships awarded under this
2 Section *shall* be based on the recruitment needs of the Guam Department of
3 Education/Guam Community College and *shall* be limited to a period of
4 time *not to exceed* two (2) years. The Board *may*, based on the needs of the
5 Guam Department of Education *or* the Guam Community College for
6 specialist teachers, authorize part-time scholarships *if* the prospective
7 scholarship recipient is a teacher with the Guam Department of Education *or*
8 the Guam Community College.

9 **§151310. Same: For Non-education Majors.** The Board *may*
10 award Teacher Corps Scholarships to individuals majoring in a course of
11 study other than education; provided, that such course of study meets the
12 requirements for concentration and certification in a subject related to
13 secondary education and that such individuals, in addition to courses
14 required for their major, complete the minimum courses required for teacher
15 certification in secondary education.

16 **§151311. Same: Prioritization of Scholarships According to**
17 **Teaching Needs.** The Board *shall* prioritize the granting of Teacher Corps
18 Scholarships according to the teaching needs (subject area) as identified by
19 the Guam Department of Education and the Guam Community College.

20 **§151312. Reporting Requirements.** A report *shall* be submitted
21 to the Speaker of *I Liheslaturan Guåhan* *no later than* three (3) weeks after
22 the start of each semester which, at the very least, *shall* contain the following
23 information: the total number of Teacher Corps recipients for that semester,
24 sorted by new and continuing recipients; the total number of Teacher Corps
25 recipients that completed their degree program in the *prior* semester; the
26 total amount expended for the *prior* semester for any activity related to the

1 Teacher Corps program; and any other information that *I Liheslatura* will
2 deem helpful in the review of the program.”

3 **Section 3. Sunset Provision.** A new Article 7 is hereby *added* to Chapter
4 18 of Title 17 of the Guam Code Annotated, to read:

5 **“ARTICLE 7**

6 **SUNSET PROVISION**

7 **§18701. Sunset Provision of Scholarships Awarded Under this**
8 **Chapter.** *No* new scholarships *shall* be awarded under the provisions of this
9 Chapter after the Academic Year 2009-2010. Thereafter, Yamashita
10 Teacher Corps Scholarships *shall* be awarded pursuant to the provisions
11 under Article 13 of Chapter 15 of Title 17 of the Guam Code Annotated.”