

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

April 19, 2011

31-11-431

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

4/19/11
5:04pm
handle

APR 20 AM 8:18
WJW

Dear Madame Speaker:

Transmitted herewith is Substitute Bill No. 32-31 (COR) "AN ACT TO AMEND §§3102.1, 3102.3(c) AND 3102.2, AND REPEAL §3102.3(d), ALL OF ARTICLE 1, CHAPTER 3 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE GUAM EDUCATION BOARD", which I signed into law on April 18, 2011 as Public Law 31-19.

Senseramente,



EDDIE BAZA CALVO

Attachment: copy of Bill

431

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

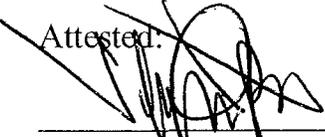
CERTIFICATION OF PASSAGE OF AN ACT TO *IMAGA'LAHEN GUÅHAN*

This is to certify that **Substitute Bill No. 32-31 (COR)**, "AN ACT TO **AMEND** §§3102.1, 3102.3(c) AND 3102.2, AND **REPEAL** §3102.3(d), ALL OF ARTICLE 1, CHAPTER 3 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE GUAM EDUCATION BOARD", was on the 4th day of April, 2011, duly and regularly passed.

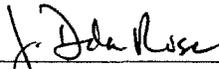


Judith T. Won Pat, Ed.D.
Speaker

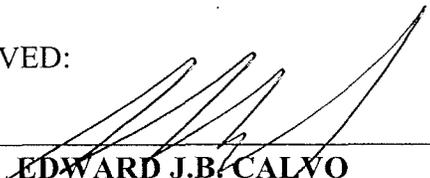
Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 7th day of April, 2011, at 09:50 o'clock A.M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: APR 18 2011

Public Law No. 31-19

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 32-31 (COR)

As substituted by the Committee on Education
and Public Libraries, and amended on the Floor.

Introduced by:

Aline A. Yamashita, Ph.D.

T. C. Ada

Sam Mabini, Ph.D.

M. Silva Taijeron

Chris M. Duenas

V. Anthony Ada

F. F. Blas, Jr.

B. J.F. Cruz

Judith P. Guthertz, DPA

T. R. Muña Barnes

v. c. pangelinan

R. J. Respicio

Dennis G. Rodriguez, Jr.

M. Silva Taijeron

Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* §§3102.1, 3102.3(c) AND 3102.2, AND
REPEAL §3102.3(d), ALL OF ARTICLE 1, CHAPTER 3
OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE
TO THE DUTIES OF THE GUAM EDUCATION BOARD.**

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

2 **Section 1.** §3102.1 of Article 1, Chapter 3 of Title 17, Guam Code
3 Annotated, is hereby *amended* to read:

4 **“§3102.1. Duties of the Guam Education Board.**

1 The Guam Education Board *shall* be responsible for all policies that
2 govern the Department of Education (hereinafter “Department”). The Board
3 *shall* have the authority to delegate such of its powers as it may deem
4 appropriate, but *shall* retain the ultimate responsibility for the exercise of its
5 powers.

6 The Board, among other duties, *shall* perform the following in
7 accordance with applicable law:

8 (a) select and appoint a Superintendent and support him/her
9 in the discharge of his/her duties;

10 (b) receive, evaluate and act upon the recommendations and
11 reports of the Superintendent;

12 (c) adopt an annual budget and control expenditures
13 accordingly; review periodic financial reports and modify the budget
14 if and when necessary;

15 (d) adopt student performance standards and assessment
16 models;

17 (e) ensure that the Superintendent addresses the proper
18 administration of all mandated responsibilities;

19 (f) adopt attendance areas and school boundaries;

20 (g) sue and/or defend itself in suits at law;

21 (h) report routine complaints and concerns related to the
22 Department’s operations directly to the Superintendent for appropriate
23 investigation and response;

24 (i) have *no* business or pecuniary interest which will conflict
25 with the activities of the Board;

26 (j) establish student discipline policy;

27 (k) establish a school calendar;

- 1 (l) establish graduation standards;
- 2 (m) periodically review established policies for refinement
3 and improvement;
- 4 (n) serve as Guam's State Education Policy/Governing Board
5 for Federal programs where such a board is required by Federal law,
6 to include, but *not* be limited to, the Head Start Program;
- 7 (o) act as the approving authority on behalf of the
8 Department for collective bargaining agreements;
- 9 (p) make recommendations to *I Maga'lahaen Guåhan* or *I*
10 *Liheslaturan Guåhan* for changes, additions or deletions to Guam
11 Education Laws;
- 12 (q) each newly elected or appointed Board member *shall*
13 complete, during the first year of that member's first term, a training
14 program to be prepared and offered by the University of Guam and
15 the Department, regarding the skills and knowledge necessary to serve
16 as a local school board member. The training program *shall* include:
- 17 (1) review of the Guam Code Annotated and other laws
18 pertaining to DOE;
- 19 (2) Roberts Rules of Order;
- 20 (3) the budgeting procedures and guidelines of the
21 government of Guam and the Department; and
- 22 (4) difference(s) between policy making and
23 micromanagement of the affairs of the Department; and
- 24 (r) the role of the Board, as with any legislative body, is to
25 act collectively, not individually. Any Board member shall report to *I*
26 *Liheslaturan Guåhan* any potential or alleged violation of this
27 Subsection. The Board *shall not*:

1 (1) interfere in or micro-manage the affairs of the
2 Department, or schools within the Department; or

3 (2) involve itself with student discipline cases, *unless*
4 expressly authorized by public law, and *only* to the extent
5 authorized by public law.”

6 **Section 2.** Subsection (c) of §3102.3 of Article 1, Chapter 3 of Title
7 17, Guam Code Annotated, is hereby *amended* to read as follows:

8 “(c) Non-Voting Members. The Board *shall* have the
9 following non-voting members serving a term of one (1) year:

10 (1) one (1) student member of the Board *shall* be
11 elected by an Island-wide School Board of Governing Students.
12 The student member *shall* be a junior or a senior at a public high
13 school and maintain a grade point average of 2.5 or above; and
14 the student member *shall* receive service-learning credits for the
15 service hours on the Board; and

16 (2) one (1) member appointed by the exclusive
17 bargaining unit which represents teachers and other employees
18 within the Department.”

19 **Section 3.** Subsection (d) of §3102.3 of Article 1, Chapter 3 of Title 17,
20 Guam Code Annotated, is hereby *repealed*.

21 **Section 4.** §3102.2 of Article 1, Chapter 3 of Title 17, Guam Code
22 Annotated, is hereby *amended* to read:

23 “§3102.2. **Meetings of the Board.**

24 Meetings of the Board *shall* be held once a month at a regular time
25 and place as determined by the Board, *except* that special meetings may be
26 called by the Chairman, or by a majority of the members to address
27 emergency matters. Meetings of the Board *shall* be subject to the Open

1 Government Law of Guam. Five (5) members *shall* constitute a quorum, and
2 an affirmative vote of five (5) members is required for any action to be
3 valid.”

4 **Section 5. Severability.** *If* any provision of this Law or its application to
5 any person or circumstance is found to be invalid or contrary to law, such
6 invalidity *shall not* affect other provisions or applications of this Law which can be
7 given effect without the invalid provisions or application, and to this end the
8 provisions of this Law are severable.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: 4/4/11

VOTING SHEET

SBill No. 32-31(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.					✓
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera		✓			
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

13
1

1

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

* 3 Passes = No vote
 EA = Excused Absence



**OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.**

CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

2011 MAR 23 11 09 AM '11

2011 MAR 25 11:07 AM '11

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

**LEGISLATIVE
REPRESENTATIVE**

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)

March 23, 2011

The Honorable Rory J. Respicio
Chairperson, Committee on Rules
I Mina' Trentai Unu Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

RE: Committee Report on Bill No. 32-31 (COR) as Substituted

Dear Chairman Respicio:

Transmitted herewith is the Committee Report on Substitute Bill No.32-32 (COR) – “An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board,” sponsored by Senator Aline A. Yamashita, Ph.D., and referred to the Committee on Education and Public Libraries.

Committee votes are as follows:

- 4 TO DO PASS
- TO NOT PASS
- 2 TO REPORT OUT ONLY
- TO ABSTAIN
- TO PLACE IN INACTIVE FILE

Copies of the Committee Report and other pertinent documents are attached. Thank you and *Si Yu'os ma'ase*.

Judith T. Won Pat, Ed.D.
Chairperson
Committee on Education

attachments



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

COMMITTEE REPORT

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

ON

GUAM FIRST
COMMISSION

SUBSTITUTE BILL NO. 32-31 (COR)

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

**An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated,
relative to the duties of the Guam Education Board.**

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

**LEGISLATIVE
REPRESENTATIVE**

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
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AND LAND

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIIL)

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

**LEGISLATIVE
REPRESENTATIVE**

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)

March 22, 2011

MEMORANDUM

To: ALL MEMBERS
Committee on Education and Public Libraries

From: Speaker Judith T. Won Pat, Ed.D. 
Committee Chairperson

Subject: Committee report on Bill No. 32-31 (COR) As Substituted

Transmitted herewith for your consideration is the Committee Report on Substitute Bill No. 32-31 (COR) – “An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board,” sponsored by Senator Aline A. Yamashita, Ph.D.

This report includes the following:

Committee Voting Sheet
Committee Report Digest
Copy of Substitute Bill No. 32-31 (COR)
Copy of Bill No. 32-31 (COR)
Public Hearing Sign-in Sheet
Copy of COR Referral of Bill No. 32-31 (COR)
Notices of Public Hearing
Copy of Public Hearing Agenda
Copy of Bill No. 93-31 (COR)

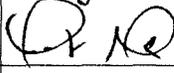
Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os ma'ase!

attachments

COMMITTEE VOTING SHEET
COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

Sub. Bill No. 32-31 (COR) – “An act to amend §§3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.,” sponsored by Senator Aline A. Yamashita, Ph.D.

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN DUE TO POTENTIAL CONFLICT	TO PLACE IN INACTIVE FILE
Judith T. Won Pat, Ed.D., Chairperson		3/22/11 ✓				
Judith P. Guthertz, DPA, Vice Chairperson		M				
Tina R. Muna-Barnes Vice Chairperson		3/22/11 ✓				
Vicente C. Pangelinan Vice Chairperson						
Thomas C. Ada						
Frank F. Blas, Jr.				✓ 3/23/11		
Aline A. Yamashita, Ph.D.		3/23/11				
V. Anthony Ada				3/23/11 ✓		
Sam Mabini, Ph.D.						



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Education and Public Libraries convened a public hearing on March 17, 2011 at 2:00p.m.in *I Liheslatura*'s Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 32-31 (LS) "An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board," sponsored by Senator Aline A. Yamashita, Ph.D.

Public Notice Requirements

Notices were disseminated via fax or email to all senators and all main media broadcasting outlets on March 10, 2011 (5-Day Notice), and again on March 15, 2011 (48-Hour Notice).

Senators Present

Speaker Judith T. Won Pat, Ed.D., Chairperson
Senator v.c. pangelinan, Vice Chairperson
Senator V. Anthony Ada, Committee Member
Senator Sam Mabini, Ph.D., Committee Member
Senator Aline Yamashita, Ph.D., Committee Member
Senator Adolpho B. Palacios, Sr.
Senator Mana Silva Tajjeron

II. SUMMARY OF TESTIMONY & DISCUSSION

Committee Chairperson Speaker Judith T. Won Pat, Ed.D. called the public hearing to order at 2:00 p.m. and announced the afternoon's agenda. **No public testimony** was submitted on Bill No. 42-31 (LS) Bill No. 32-31 (LS) "An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board,"

Speaker Won Pat afforded Senator Aline A. Yamashita, Ph.D. the author of Bill No.32-31 (COR) to speak about the legislation.

Senator Yamashita stated that Bill No. 32 is aimed to clarify exactly the role of the Guam Education Board to be that of a policy board. She stated that the Board should govern, but not engage in the day to day operations of the department and that responsibility rest with the Superintendent. As a former upper management of the department, she expressed the importance of making the lines very clear to prevent individuals from claiming “that it is not my job responsibility” and shifting the responsibility to another individual. She endorsed Bill 93, stating that the intent of the legislation is similar to Bill No. 32, moreover the legislation is prescriptive about the role of the Board.

III. FINDINGS & RECOMMENDATIONS

The Committee on Education and Public Libraries finds that Bill No. 32-31 (COR) will make clear the role of the Guam Education Board as that of a policy board and that the management of the day to day operations of the Department of Education is the responsibility of the Superintendent. The Committee further finds that Bill No. 93-31 (COR) shares the identical intent as Bill No. 32-31, but provides detailed duties and responsibilities of the Guam Education Board. The Committee is hereby submitting a Substitute version of Bill No. 32-31 (COR) that incorporates the detailed duties and responsibilities stated in Bill No. 93-31 (COR).

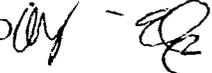
The Committee on Education and Public Libraries hereby reports out Substitute Bill No. 32-31 (COR) with the recommendation **TO REPORT OUT ONLY.**

MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

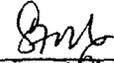
2011 (FIRST) Regular Session

BILL NO. 32 -31 (COR)

Introduced by:

A.A. YAMASHITA, PhD 

T. C. ADA 

S. MABINI, PhD 

M. SILVA TAIJERON 

C.M. DUENAS 

2011 JAN 18 PM 1:20

**AN ACT TO AMEND §§3102.1 OF CHAPTER 3 OF
TITLE 17 OF THE GUAM CODE ANNOTATED,
RELATIVE TO THE DUTIES OF THE GUAM
EDUCATION BOARD.**

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

2 **Section 1.** §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated is
3 hereby amended to read:

4 "§3102.1 Duties of the Guam Education Board.

5 The Guam Education Board ~~shall have general supervision over~~ be responsible
6 for all policies that govern the Department of Education (hereinafter 'Department') and
7 the control and direction of all funds of, and appropriated to, the Department subject to
8 such restrictions as may be prescribed by law. The Board *shall* submit an annual budget
9 to *I Liheslatura* in the manner prescribed by law. The Board *shall* have the authority to

1 delegate such of its powers as it may deem appropriate, but *shall* retain the ultimate
2 responsibility for the exercise of its powers.

3 The board shall have power, in accordance with law, to formulate educational policy, to
4 adopt student performance standards and assessment models; to appoint and discharge
5 the Superintendent of Education as the chief executive officer of the Department, and, to
6 ensure that the superintendent addresses the proper administration of all mandated
7 responsibilities.

8 **Section 2. Severability.** If any provision of this law or its application to any
9 person or circumstance is found to be invalid or contrary to law, such invalidity shall
10 not affect other provisions or applications of this Law which can be given effect without
11 the invalid provisions or application, and to this end the provisions of this Law are
12 severable.

MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

BILL NO. 32-31 (COR)

As Substituted by the Committee on Education and Public Libraries

Introduced by:

A. A. YAMASHITA, PhD

T. C. ADA

S. MABINI, Ph.D.

M. SILVA TAIJERON

C. M. DUENAS

**AN ACT TO *AMEND* §3102.1 OF CHAPTER 3 OF TITLE
17 OF THE GUAM CODE ANNOTATED, RELATIVE TO
THE DUTIES OF THE GUAM EDUCATION BOARD.**

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

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6 govern the Department of Education (hereinafter ‘Department’). The Board
7 *shall* have the authority to delegate such of its powers as it may deem
8 appropriate, but *shall* retain the ultimate responsibility for the exercise of its
9 powers.

10 The Board, among other duties, shall perform the following in
11 accordance with applicable law:

1 (a) select and appoint a Superintendent and support him/her in the
2 discharge of his/her duties;

3 (b) receive, evaluate and act upon the recommendations and reports
4 of the Superintendent;

5 (c) adopt an annual budget and control expenditures accordingly;
6 review periodic financial reports and modify the budget if and when
7 necessary;

8 (d) adopt student performance standards and assessment models;

9 (e) ensure that the superintendent addresses the proper
10 administration of all mandated responsibilities;

11 (f) adopt attendance areas and school boundaries;

12 (g) sue and/or defend itself in suits at law;

13 (h) report routine complaints and concerns related to the
14 department's operations; directly to the Superintendent for appropriate
15 investigation and response;

16 (i) have no business or pecuniary interest which will conflict with
17 the activities of the Board;

18 (j) establish student discipline policy;

19 (k) establish a school calendar;

20 (l) establish graduation standards;

21 (m) periodically review established policies for refinement and
22 improvement;

23 (n) serve as Guam's State Education Policy/Governing Board for
24 Federal programs where such a board is required by Federal Law to
25 include, but not be limited to, the Head Start Program.

26 (o) act as the approving authority on behalf of the department for
27 collective bargaining agreements;

1 (p) make recommendations to *I Maga'lahañ Guåhan* or *I*
2 *Liheslaturan Guåhan* for changes, additions or deletions to Guam
3 Education Laws;

4 (q) each newly elected or appointed board member shall complete
5 during the first year of the member's first term a training program to be
6 prepared and offered by the University of Guam and the department,
7 regarding the skills and knowledge necessary to serve as a local school
8 board member. The training program shall include:

9 (1) review of the Guam Code Annotated and other laws
10 pertaining to DOE;

11 (2) Roberts Rules of Order;

12 (3) the budgeting procedures and guidelines of the
13 government of Guam and the department; and

14 (4) difference(s) between policy making and
15 micromanagement of the affairs of the department; and

16 (r) the role of the Board, as with any legislative body, is to act
17 collectively, not individually. Any Board member shall report to *I*
18 *Liheslaturan Guåhan* any potential or alleged violation of this subsection.

19 The Board shall not:

20 (1) interfere in or micro-manage the affairs of the department
21 or schools within the department; and

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23 expressly authorized by public law, and only to the extent authorized
24 by public law.”

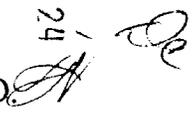
25 **Section 2. Severability.** If any provision of this law or its application to
26 any person or circumstance is found to be invalid or contrary to law, such
27 invalidity shall not affect other provisions or applications of this Law which can be

1 given effect without the invalid provisions or application, and to this end the
2 provisions of this Law are severable.

I MINA' TRENTI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

2011 FEB 28 AM 9:24

Bill No 93-31(COR)
Introduced by:

Judith T. Won Pat, Ed.D. 

AN ACT TO AMEND § 3102.1 OF TITLE 17 GUAM CODE
ANNOTATED, RELATIVE TO THE DUTIES OF THE
GUAM EDUCATION BOARD.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. § 3102.1 of Title 17 Guam Code Annotated is hereby amended
3 to read as follows:

4 "3102.1. Duties of the Guam Education Board. The Guam Education
5 Board shall have general supervision over the Department of Education
6 (hereinafter 'Department') ~~and the control and direction of all funds of, and~~
7 ~~appropriated to, the Department subject to such restrictions as may be~~
8 ~~prescribed by law. The Board shall submit an annual budget to I Liheslatura~~
9 ~~in the manner prescribed by law. The Board shall have the authority to~~
10 ~~delegate such of its powers as it may deem appropriate, but shall retain the~~
11 ~~ultimate responsibility for the exercise of its powers. The Board, among other~~

1 duties, shall perform the following in accordance with applicable law:

2 (a) select and appoint a Superintendent and support him/her in the discharge
3 of his/her duties;

4 (b) receive, evaluate and act upon the recommendations and reports of the
5 Superintendent;

6 (c) adopt an annual budget and control expenditures accordingly; review
7 periodic financial reports and modify the budget if and when necessary;

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11 operations; directly to the Superintendent for appropriate investigation and response;

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13 activities of the Board;

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19 programs where such a board is required by Federal Law to include, but not be limited
20 to, the Head Start Program.

21 (m) act as the approving authority on behalf of the department for collective
22 bargaining agreements;

23 (n) make recommendations to *I Maga'lahañ Guåhan* or *I Liheslaturan*
24 *Guåhan* for changes, additions or deletions to Guam Education Laws;

25 (o) each newly elected or appointed board member shall complete during the
26 first year of the member's first term a training program to be prepared and offered by
27 the University of Guam and the department, regarding the skills and knowledge

1 necessary to serve as a local school board member. The training program shall

2 include:

3 (1) review of the Guam Code Annotated and other laws pertaining to DOE;

4 (2) Roberts Rules of Order;

5 (3) the budgeting procedures and guidelines of the government of Guam and
6 the department; and

7 (4) difference(s) between policy making and micromanagement of the affairs
8 of the department; and

9 (p) the role of the Board, as with any legislative body, is to act collectively, not
10 individually. Any Board member shall report to *I Liheslaturan Guåhan* any potential
11 or alleged violation of this subsection. The Board shall not:

12 (1) interfere in or micro-manage the affairs of the department or schools
13 within the department; and

14 (2) involve itself with student discipline cases, unless expressly authorized by
15 public law, and only to the extent authorized by public law.”

COMMITTEE ON EDUCATION & PUBLIC LIBRARIES

SIGN-IN SHEET

PUBLIC HEARING

March 17, 2011, 2:00 p.m.

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mabini, Ph.D.

An act to amend §§3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

NAME	AGENCY OR ORGANIZATION <i>(IF ANY)</i>	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932EDDIE BAZA CALVO
GOVERNORBENITA A. MANGLONA
ACTING DIRECTORRAY TENORIO
LIEUTENANT GOVERNOR

FEB 17 2011

The Bureau requests that Bill No(s) 32-31 (COR), 42-31(COR), 46-31(COR) is/are granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

The bills are administrative in nature and pose no impact to any government of Guam funds.

Benita Manglona
BENITA A. MANGLONA
Acting Director

7
2/16/11



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

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Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

January 19, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill Nos. 32-31 (COR) through 35-31 (COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 32-31 (COR) through 35-31 (COR).

Please ensure that the subject bills are referred, in my name, to the respective committees, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu Na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(3) Attachments

2011 JAN 19 PM 2:48
EJM

I Mina'trentai Unu Na Liheslaturan Gu ãhan

Bill Log Sheet

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee/Office Referred
32-31 (COR)	A.A. Yamashita, Ph.D, T.C. Ada, S. Mabini, Ph.D., M. Silva Taijeron, C.M. Duenas	An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.	1/18/11 1:20p.m.	1/19/2011		Committee on Education and Public Libraries.

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COE&L Public Hearing 3-17-11

Wednesday, March 9, 2011 3:29 PM

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March 10, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature
From: Committee on Education and Public Libraries
Subject: Notice of Public Hearing – First Notice

The Committee on Education and Public Libraries has scheduled a public hearing for 2:00 p.m., Thursday, March 17, 2011 in the Public Hearing Room of the Guam Legislature Building on the following:

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mabini, Ph.D.

An act to amend §§3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 42-31 (COR) - J.T. Won Pat, Ed.D. / R.J. Respicio / B.J.F. Cruz

An act to repeal §3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent not part of I Maga'lahaen Guahan's (Governor's) Cabinet.

Bill No. 93-31 (COR) - J.T. Won Pat, Ed.D.

An act to amend § 3102.1 of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 94-31 (COR) - Sam Mabini, Ph.D. / J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D.

An act to add §3222 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career interest inventory to middle and high school students.

Bill No. 100-31 (COR) - V.A. Ada / R.J. Respicio / A.B. Palacios, Sr.

An act to add a new §4125 to Chapter 4 of 17GCA relative to encompassing internet safety in public education curricula.

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at fbtorres@judiwonpat.com or through facsimile at 472-3589. Copies of the bills are available at www.guamlegislature.com

The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Mr. Ed Pocaigue at 472-3586/7/8 or by email at edpocaigue@judiwonpat.com

cc: Sgt at Arms
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Frank B. Torres
Sr. Policy Analyst
Office of the Speaker
31st Guam Legislature

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OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
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AND LAND

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

VICE PRESIDENT

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(PREL)

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(PIDB)

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PACIFIC ARTS
(FESTPAC)

March 10, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature
From: Committee on Education and Public Libraries
Subject: Notice of Public Hearing – First Notice

The Committee on Education and Public Libraries has scheduled a public hearing for 2:00 p.m., Thursday, March 17, 2011 in the Public Hearing Room of the Guam Legislature Building on the following:

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mabini, Ph.D.

An act to amend §§3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 42-31 (COR) - J.T. Won Pat, Ed.D. / R.J. Respicio / B.J.F. Cruz

An act to repeal §3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent not part of I Maga'lahaen Guahan's (Governor's) Cabinet.

Bill No. 93-31 (COR) - J.T. Won Pat, Ed.D.

An act to amend § 3102.1 of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 94-31 (COR) - Sam Mabini, Ph.D. / J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D.

An act to add §3222 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career interest inventory to middle and high school students.

Bill No. 100-31 (COR) - V.A. Ada / R.J. Respicio / A.B. Palacios, Sr.

An act to add a new §4125 to Chapter 4 of 17GCA relative to encompassing internet safety in public education curricula.

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at fbtorres@judiwonpat.com or through facsimile at 472-3589. Copies of the bills are available at www.guamlegislature.com

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First Notice

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CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR
COMMISSIONER FOR PUBLIC
LIBRARIES AND
LIBRARIES
**COMMITTEE ON
EDUCATION,
LIBRARIES AND
PUBLIC LIBRARIES**

March 8, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature
From: Committee on Education and Public Libraries
Subject: Notice of Public Hearing - First Notice

COMMISSIONER
GUAM EDUCATIONAL
DEPARTMENT
EDITH CHOI
COMMISSIONER

The Committee on Education and Public Libraries has scheduled a public hearing for 2:00 p.m., Thursday, March 17, 2011 in the Public Hearing Room of the Guam Legislature Building on the following:

VICE PRESIDENT
VANCE WATSON
PUBLIC LIBRARIES
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Bill No. 32-31 (COR) - A.A. Yamasaki, Ph.D. / T.C. Ada / S. Mahiel, Ph.D.

An act to amend § 3102 f of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Librarian Award.

Bill No. 42-31 (COR) - J.T. Won Pat, Ed.D. / H.L. Respicio / B.J.F. Cruz

An act to repeal § 3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent out part of Maga Ibañez (Gushan's) (Governor's) Cabinet.

BOARD MEMBER
PUBLIC LIBRARIES
LIBRARIES
AND LEASING
(NLS)

Bill No. 93-31 (COR) - J.T. Won Pat, Ed.D.

An act to amend § 3102 f of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 94-31 (COR) - Sam Mahiel, Ph.D. / J.T. Won Pat, Ed.D. / A.A. Yamasaki, Ph.D.

An act to add § 3122 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career interest inventory to middle and high school students.

Bill No. 108-31 (COR) - V.A. Ada / H.L. Respicio / A.B. Pineda, Sr.

An act to add a new § 1123 to Chapter 4 of 17 GCA relative to establishing internet safety in public education curricula.

**LEGISLATIVE
REPRESENTATIVE**
PUBLIC LIBRARIES
LIBRARIES
(PDR)

REPRESENTATIVE
PUBLIC LIBRARIES
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This message can be obtained in advance in the Office of Speaker Judith T. Won Pat, Ed.D. through email at jtwonpat@guam.gov or through the phone at 472-1589. Copies of the bills are available at www.guamlegislature.com.

The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Mr. Ed Pineda at 472-1589. E-mail at edpineda@guamlegislature.com.

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COE&PL Public Hearing 3-17-11

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March 15, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature

From: Committee on Education and Public Libraries

Subject: Notice of Public Hearing – Second Notice

The Committee on Education and Public Libraries has scheduled a public hearing for Thursday, March 17, 2011 at 2:00 p.m. in the Public Hearing Room of the Guam Legislature Building on the following:

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mabini, Ph.D.

An act to amend §§3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 42-31 (COR) - J.F. Won Pat, Ed.D. / R.J. Respicio / B.J.F. Cruz

An act to repeal §3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent not part of I Maga'låhen Guahan's (Governor's) Cabinet.

Bill No. 93-31 (COR) - J.F. Won Pat, Ed.D.

An act to amend § 3102.1 of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 94-31 (COR) - Sam Mabini, Ph.D. / J.F. Won Pat, Ed.D. / A.A. Yamashita, Ph.D.

An act to add §3222 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career interest inventory to middle and high school students.

Bill No. 100-31 (COR) - V.A. Ada / R.J. Respicio / A.B. Palacios, Sr.

An act to add a new §4125 to Chapter 4 of 17GCA relative to encompassing internet safety in public education curricula.

The public hearing held by the Committee on Education and Public Libraries on Friday, March 11, 2011 at 5:00 p.m. will reconvene on Thursday, March 17, 2011 at **4:00 p.m.** to hear the following legislative bills:

Bill No. 87-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Muna-Barnes / C.M. Duenas / F.F. Blas, Jr. / B.J.F. Cruz

An act to amend §9107 Title 17 of the Guam Code Annotated, relative to requiring sufficient classrooms for Chamorro language and culture courses in every public school.

Bill No. 95-31 (COR) - M.S. Taijeron

An act to amend §8103(A), Chapter 8, Title 17 of the Guam Code Annotated relative to expanding the Chamorro Language and Culture curriculum in public Schools.

Bill No. 98-31 (COR) - J.T. Won Pat, Ed.D. / T.R. Muna-Barnes / C.M. Duenas / F.F. Blas, Jr. / B.J.F. Cruz

An act to amend §151311, add a new §151311.1 and delete §15307(C), all of Chapter 15, Article 13 of Title 17 Guam Code Annotated relative to the awarding of the Dr. Antonio C. Yamashita Teacher Corps Scholarship to Chamorro language and culture studies at the University of Guam.

Frank B. Torres
Sr. Policy Analyst
Office of the Speaker
31st Guam Legislature

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OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

March 15, 2011

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

MEMORANDUM

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

To: Members of the 31st Guam Legislature
From: Committee on Education and Public Libraries
Subject: Notice of Public Hearing – Second Notice

COMMISSIONER

The Committee on Education and Public Libraries has scheduled a public hearing for Thursday, March 17, 2011 at 2:00 p.m. in the Public Hearing Room of the Guam Legislature Building on the following:

GUAM COMMISSION ON
DECOLONIZATION

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mabini, Ph.D.

GUAM FIRST
COMMISSION

An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

VICE PRESIDENT

Bill No. 42-31 (COR) - J.T. Won Pat, Ed.D. / R.J. Respicio / B.J.F. Cruz

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

An act to repeal §3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent not part of I Maga'lahaen Guahan's (Governor's) Cabinet.

Bill No. 93-31 (COR) - J.T. Won Pat, Ed.D.

An act to amend § 3102.1 of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

Bill No. 94-31 (COR) - Sam Mabini, Ph.D. / J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D.

An act to add §3222 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career interest inventory to middle and high school students.

**LEGISLATIVE
REPRESENTATIVE**

Bill No. 100-31 (COR) - V.A. Ada / R.J. Respicio / A.B. Palacios, Sr.

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

An act to add a new §4125 to Chapter 4 of 17GCA relative to encompassing internet safety in public education curricula.

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at fbtorres@judiwonpat.com or through facsimile at 472-3589. Copies of the bills are available at www.guamlegislature.com

The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Mr. Ed Pocaigue at 472-3586/7 8 or by email at edpocaigue@judiwonpat.com

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JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR
COMMISSIONER IN CHARGE
MUNICIPAL AFFAIRS,
TRAINING AND
REGISTRATION

COMMISSIONER
TAKELING,
APPROPRIATIONS, PUBLIC
WORKS, HOUSING,
INDUSTRIAL, RECREATION
AND LEISURE

March 15, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature
From: Committee on Education and Public Libraries
Subject: Notice of Public Hearing - Second Notice

COMMISSIONER
GUAM COMMISSION ON
DECOLONIZATION

COMMISSIONER
COMMISSION

The Committee on Education and Public Libraries has scheduled a public hearing for Thursday, March 17, 2011 at 2:00 p.m. in the Public Hearing Room of the Guam Legislature Building on the following:

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mahles, Ph.D.

An act to amend §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

VICE PRESIDENT
ASSISTANT CHAIRMAN
PUBLIC ISLAND
LEGISLATURE
(APIL)

Bill No. 42-31 (COR) - J.T. Won Pat, Ed.D. / R.J. Respicio / R.J.F. Cruz

An act to repeal §3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent not part of the Magistrate's Cabinet's (Governor's) Cabinet.

BOARD MEMBER
PUBLIC RESOURCE
COMMISSION
AND LEARNING
(PRCL)

Bill No. 93-31 (COR) - J.T. Won Pat, Ed.D.

An act to amend §3102.1 of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

Bill No. 94-31 (COR) - Sam Mahles, Ph.D. / J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D.

An act to add §3222 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career license necessary to middle and high school students.

**LEGISLATIVE
REPRESENTATIVE**

Bill No. 100-31 (COR) - V.A. Ada / R.J. Respicio / A.B. Palacios, Sr.

PUBLIC ISLAND
DEVELOPMENT
(PIID)

An act to add a new §4125 to Chapter 4 of 17GCA relative to encompassing internet safety in public education curricula.

FESTIVAL OF THE
PEOPLE OF GUAM
(FESTPAG)

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at spk@guamlegis.gov.gu or through facsimile at 472-1489. Copies of the bills are available at www.guamlegislature.com

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cc: Miguel Arroyo
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003	171	6714776411	09:16:36 a.m. 03-15-2011	00:00:42	2/2	1	EC	HS	CP14400
004	171	671 922 4614	09:16:36 a.m. 03-15-2011	00:00:20	2/2	1	EC	HS	CP31200
005	171	6482007	09:16:36 a.m. 03-15-2011	00:00:27	2/2	1	EC	HS	CP28800
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007	171	9+637+9870	09:16:36 a.m. 03-15-2011	00:00:22	2/2	1	EC	HS	CP31200

Broadcast Report

Date/Time	03-15-2011	09:23:29 a.m.	Transmit Header Text	
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Abbreviations:

HS: Host send

HR: Host receive

WS: Waiting send

PL: Polled local

PR: Polled remote

MS: Mailbox save

MP: Mailbox print

CP: Completed

FA: Fail

TU: Terminated by user

TS: Terminated by system

RP: Report

G3: Group 3

EC: Error Correct



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

Public Hearing Agenda

March 17, 2011 – 2:00 p.m.

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

COMMISSIONER

Bill No. 32-31 (COR) - A.A. Yamashita, Ph.D. / T.C. Ada / S. Mabini, Ph.D.

An act to amend §§3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated, relative to the duties of the Guam Education Board.

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

Bill No. 42-31 (COR) - J.T. Won Pat, Ed.D. / R.J. Respicio / B.J.F. Cruz

An act to repeal §3123 of Title 17 Guam Code Annotated relative to the Superintendent and Deputy Superintendent not part of I Maga'lahaen Guahan's (Governor's) Cabinet.

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

Bill No. 93-31 (COR) - J.T. Won Pat, Ed.D.

An act to amend § 3102.1 of Title 17 Guam Code Annotated, relative to the duties of the Guam Education Board.

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

Bill No. 94-31 (COR) - Sam Mabini, Ph.D. / J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D.

An act to add §3222 to Chapter 3 of Title 17 Guam Code relative to requiring the Department of Education to administer a career interest inventory to middle and high school students.

**LEGISLATIVE
REPRESENTATIVE**

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

Bill No. 100-31 (COR) - V.A. Ada / R.J. Respicio / A.B. Palacios, Sr.

An act to add a new §4125 to Chapter 4 of 17GCA relative to encompassing internet safety in public education curricula.

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

2011 MAR 30 PM 2:14
www

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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Judith T. Won Pat

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Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

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Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

March 29, 2011

MEMORANDUM

To: **Patricia C. Santos**
Clerk of the Legislature

From: **Rory J. Respicio**
Chairperson, Committee on Rules

Subject: **Supplement to Committee Report on Substitute Bill No. 32-31 (COR)**

Hafa Adai!

Please attach the enclosed written testimonies for Substitute Bill No. 32-31 (COR) as a "Supplement" to the Committee Report on Bill No. 32-31 (COR).

Please make the appropriate indication in your records; and forward to MIS for posting on our website.

Si Yu'os ma'åse'!

Cc: Senator Aline Yamashita



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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vicente c. pangelinan

MINORITY MEMBERS:

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Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

Supplement to the Committee Report On Substitute Bill No. 32-31 (COR)

**"An act to amend §31 02.1 of Chapter 3 of
Title 17 of the Guam Code Annotated,
relative to the duties of the Guam
Education Board."**

*NOTE: The original Committee Report on
Substitute Bill No. 32-31(COR)
was filed on March 25, 2011.



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

March 28, 2011

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

MEMORANDUM

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

To: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

GUAM FIRST
COMMISSION

From: Speaker Judith T. Won Pat, Ed.D.
Committee Chairperson *JTW*

Subject: Bill 32-31 (COR) Written Testimony

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

Attached is the Governor's written testimony of Bill No. 32-31 (COR). Please include the written testimony as part of the Committee report.

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

Si Yu'os ma'ase!

attachment

**LEGISLATIVE
REPRESENTATIVE**

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)



EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

March 27, 2011

Speaker Judith T. Won Pat, Ed.D.
Chairperson, Committee on Education and Public Libraries
I Mina' Trentai Unu Na Liheslaturan Guahan
Suite 201, 155 Hesler St.
Hagatna, GU 96910

Hafa Adai:

My name is Vincent Leon Guerrero and I am the Special Assistant, Chief Education Advisor for Governor Eddie Baza Calvo. I am submitting written testimony providing qualified support for Bill 32-31 (COR).

In reviewing the list of duties for the Guam Education Board, I compared Bill 32-31 (COR)'s list against the list of duties that was originally enumerated in P.L. 26-26. I noted that Bill 32-31 (COR) has a much more compacted approach to delineating the duties of the Guam Education Board, with a specific focus on policies that govern the Guam Department of Education.

I would like to recommend that you consider adding a clause that would provide as new bills are introduced and passed into law, such duties will have clear authority as added duties to those specified in this bill.

In addition, I am recommending that this bill add a new duty which would state that any duties not specifically enumerated in this bill, or subsequently added by public law, shall by default, become duties of the Superintendent of Education.

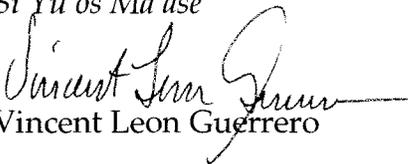
Finally, I would like to recommend that the author of the bill seriously consider adding a new section to amend the current voting membership of the Guam Education Board. There are inconsistencies regarding the number of board members and the number of voting members. Normally, boards and commissions are composed of odd numbers of members, so that a clear determination of a majority vote will always be possible. In previous legislation, the student member was a non-voting member. Somehow the

student member was made a voting member, and thus the current Guam Education Board is composed of ten (10) voting members, and not nine. Further compounding this issue is that by law, it takes an affirmative vote of five (5) for the Board to take action.

This has resulted in the current Guam Education Board having to endure a vote of five (5) in favor and five (5) opposed, stalemating any action that the board wanted to take. It is urgent that this measure be amended to address this problem by returning the student board member to a non-voting status, as it has been in previous public laws.

In closing, I would like to applaud the author for introducing this bill to clarify statutory language regarding the duties of the Guam Education Board and for considering the recommendations contained herein.

Si Yu'os Ma'ase



Vincent Leon Guerrero

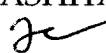
MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

BILL NO. 32 -31 (COR)

Introduced by:

A.A. YAMASHITA, PhD 

T. C. ADA 

S. MABINI, PhD 

M. SILVA TAIJERON 

C.M. DUENAS 

2011 JAN 18 PM 1:20

**AN ACT TO AMEND §§3102.1 OF CHAPTER 3 OF
TITLE 17 OF THE GUAM CODE ANNOTATED,
RELATIVE TO THE DUTIES OF THE GUAM
EDUCATION BOARD.**

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

2 **Section 1.** §3102.1 of Chapter 3 of Title 17 of the Guam Code Annotated is
3 hereby amended to read:

4 "§3102.1 Duties of the Guam Education Board.

5 The Guam Education Board ~~shall have general supervision over~~ be responsible
6 for all policies that govern the Department of Education (hereinafter 'Department') and
7 the control and direction of all funds of, and appropriated to, the Department subject to
8 such restrictions as may be prescribed by law. The Board *shall* submit an annual budget
9 to *I Liheslatura* in the manner prescribed by law. The Board *shall* have the authority to

1 delegate such of its powers as it may deem appropriate, but *shall* retain the ultimate
2 responsibility for the exercise of its powers.

3 The board shall have power, in accordance with law, to formulate educational policy, to
4 adopt student performance standards and assessment models; to appoint and discharge
5 the Superintendent of Education as the chief executive officer of the Department, and, to
6 ensure that the superintendent addresses the proper administration of all mandated
7 responsibilities.

8 **Section 2. Severability.** If any provision of this law or its application to any
9 person or circumstance is found to be invalid or contrary to law, such invalidity shall
10 not affect other provisions or applications of this Law which can be given effect without
11 the invalid provisions or application, and to this end the provisions of this Law are
12 severable.