


MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE
2006 (SECOND) Regular Session

Bill No. 311(EC)

Introduced by:

A. B. Palacios, Sr. 

AN ACT TO REQUIRE CLEARANCE FROM PERTINENT GOVERNMENT OF GUAM SCHOLARSHIP PROGRAM ADMINISTRATOR PRIOR TO ISSUANCE OF A DRIVER'S LICENSE, BY ADDING A SUBSECTION (7) TO §3101(i), ARTICLE 2, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO LICENSE REQUIREMENT.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative findings and intent.** *I Liheslaturan Guåhan* finds
2 that the Government of Guam scholarship programs were established for the
3 purpose of providing opportunities to eligible applicants to develop their
4 skills and abilities to enable them to be better contributing members in the
5 community. Many of these scholarship programs are conditioned on "quid-
6 pro-quo"; that the recipient performs a service to the people of Guam upon
7 completion of the program.

1 *I Liheslaturan Guåhan* finds during the Fiscal Year 2007 budget hearings,
2 that a substantial number of recipients of scholarships do not fulfill their part
3 of the program requirement for one or more reasons. During the FY2007
4 budget hearings for the University of Guam, and for the Dr. Antonio
5 Yamashita Educator Corps, officials testified that several reasons attribute to
6 the non-fulfillment by some recipients of their obligations. Such reasons were
7 recipients drop out of the program; recipients do not return to Guam;
8 recipients violate award provisions; recipients fail to provide the required
9 service; recipients fail to reimburse the program; or recipients leave Guam.
10 Officials testified that more than Ten Million Dollars (\$10,000,000) is owed to
11 the scholarship programs. Although collections have improved, the
12 University of Guam and the Dr. Antonio Yamashita Educator Corps welcome
13 any effort that would further strengthen the collection ability of the
14 scholarship program administrators.

15 It is, therefore, the intent of *I Liheslaturan Guåhan* to strengthen the
16 ability of scholarship program administrators to collect monies owed to the
17 program, by adding a provision to §3101(i), Article 1, Chapter 3, Title 16,
18 Guam Code Annotated, requiring clearance from a scholarship program
19 administrator prior to issuance of a driver's license or permit.

20 **Section 2.** A new item (7) is hereby added to §3101(i), Article 1,
21 Chapter 3, Title 16, Guam Code Annotated, to read:

22 “(7) Unless such applicant presents to the licensing authority
23 evidence from a scholarship program administrator that such applicant

1 has satisfied applicable requirements of the program or has made a
2 satisfactory arrangement with the program administrator for the
3 satisfaction of any other requirement(s). For the purpose of this
4 Section, an applicant includes both the actual scholarship recipient and
5 the co-signer of the scholarship award.”

6 **Section 3. Effective date.** The provision of Section 2 of this Act shall
7 become effective sixty (60) days following enactment. The licensing authority
8 and pertinent government of Guam scholarship program administrator shall
9 work together for the proper and timely implementation of this Section.

10 **Section 4. Reporting requirement.** The licensing authority shall report
11 to *I Liheslaturan Guåhan* within thirty (30) days following implementation that
12 Section 2 of this Act has been implemented.