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

Bill No. 176-31(LS)

Introduced by:

Judith T. Won Pat, Ed.D.
T. R. Muna Barnes

AN ACT TO AMEND ITEMS (2) AND (4) OF §30102 OF TITLE 17 GCA; TO AMEND ITEM (4) OF §30103 OF TITLE 17 GCA; TO AMEND §31102 OF TITLE 17 GCA; TO REPEAL §31102.1 OF TITLE 17 GCA; TO AMEND §31107 OF TITLE 17 GCA; ITEMS (2) AND (6) OF §31108 OF TITLE 17 GCA; TO AMEND ITEM (5) OF §31110 OF TITLE 17 GCA; TO AMEND §31111 OF TITLE 17 GCA; TO AMEND §31112 OF TITLE 17 GCA; TO REPEAL §31115 OF TITLE 17 GCA; TO REPEAL SUBSECTION (C) OF §31116 OF TITLE 17 GCA; TO AMEND ARTICLE 1 OF CHAPTER 32 OF TITLE 17 GCA; TO REPEAL §33104 OF TITLE 17 GCA; TO RENUMBER ARTICLE 3, CHAPTER 32 OF TITLE 17 GCA TO DIVISION 5 OF TITLE 17 GCA, RELATIVE TO THE GUAM COMMUNITY COLLEGE.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Item (2) of §30102 of Chapter 30 of Title 17 of the Guam Code
3 Annotated is *amended* to read:

4 "(2) *Guam Community College* means both secondary and post-
5 secondary ~~vocational-technical~~ career and technical education."

1 **Section 2.** Item (6) of §30102 of Chapter 30 of Title 17 of the Guam Code
2 Annotated is *amended* to read:

3 “(6) ~~Vocational~~ Career and Technical Education means organized
4 educational programs which are directly related to the preparation of
5 individuals for paid employment, or for additional preparation for a
6 career requiring other than a baccalaureate or advance degree.”

7 **Section 3.** Item (4) of §30103 of Chapter 30 of Title 17 of the Guam Code
8 Annotated is *amended* to read:

9 “(4) strengthen the formal secondary and post-secondary
10 education program in the ~~vocational-technical~~ career and technical
11 fields.”

12 **Section 4.** §31102 of Chapter 31 of Title 17 of the Guam Code Annotated
13 is hereby *amended* to read:

14 “**§31102. Advisory Committee.**

15 The Board shall establish ~~Craft~~ Advisory Committees for each of
16 the different career programs or levels of instruction and appoint
17 committee members from among people in the community who can best
18 advise the Board in their area of expertise or on matters pertaining to the
19 Board's responsibilities as established by law.”

20 **Section 5.** §31102.1 of Chapter 31 of Title 17 of the Guam Code
21 Annotated is hereby *repealed*.

22 **Section 6.** §31107 of Chapter 31 of Title 17 of the Guam Code Annotated
23 is hereby *amended* to read:

1 **“§ 31107. Purposes.**

2 The purposes of the College shall be:

3 (1) to establish ~~technical, vocational~~ career and technical
4 education and other related occupational training and education
5 courses of instruction aimed at developing educated and skilled
6 workers for Guam;

7 (2) to coordinate ~~vocational-technical~~ career and technical
8 education programs in all public schools;

9 (3) to establish and maintain short-term extension and
10 apprenticeship training programs in Guam;

11 (4) to expand and maintain secondary and post-secondary
12 educational programs in the ~~vocational-technical~~ career and
13 technical fields;

14 (5) to award appropriate certificates, degrees and diplomas
15 to qualified students; and

16 (6) to serve as the State Agency and the Board of Control for
17 Vocational Education for purposes of the United States Vocational
18 Education Act of 1946 and 1963 and subsequent amendments
19 thereto. The government of Guam hereby accepts together with
20 the benefits of funds appropriated there under the Vocational
21 Education Act of 1946 and any act or acts amendatory thereof or
22 supplementary thereto as enacted by the Congress of the United
23 States. ~~The Board shall serve as the Board of Control for~~

1 ~~Vocational Education in the same manner as the Board of~~
2 ~~Education previously served as such Board of Control."~~

3 **Section 7.** Item (2) of §31108 of Chapter 31 of Title 17 of the Guam Code
4 Annotated is *amended* to read:

5 “(2) to coordinate and recommend improvements in ~~vocational~~
6 career and technical educational programs in order to match ~~vocational~~
7 career and technical education programs with current and existing job
8 needs;”

9 **Section 8.** Item (6) of §31108 of Chapter 31 of Title 17 of the Guam Code
10 Annotated is *amended* to read:

11 “(6) to act as the State Agency and Board of Control for Vocational
12 Career and Technical Education; and”

13 **Section 9.** Item (5) of §31110 of Chapter 31 of Title 17 of the Guam Code
14 Annotated is *amended* to read:

15 “(5) to cause to be submitted to the Governor and the Legislature
16 one hundred twenty (120) days from the end of each fiscal year a report
17 describing the condition and progress of ~~vocational-technical~~ career and
18 technical education during the year including a financial report showing
19 the result of operations for the preceding fiscal year and financial status
20 of the College on the last day thereof. The report shall be made in the
21 manner provided by the Board; and”

22 **Section 10.** §31111 of Chapter 31 of Title 17 of the Guam Code
23 Annotated is hereby *amended* to read:

1 **“§ 31111. Custody of Federal Funds; Expenditures.**

2 (a) ~~The Treasurer of Guam~~ Guam Community College is
3 designated custodian of all funds received by the government of Guam
4 from the Federal Government for programs administered by the Guam
5 Community College, except for funds awarded to the Guam
6 Community College received via sub-grants within Title V through the
7 Guam Department of Education. ~~The Treasurer~~ Board of Trustees is
8 authorized and directed to receive and provide for the proper custody
9 of the funds and to make disbursement thereof ~~upon the order of the~~
10 ~~Board~~ in the manner provided in the federal acts which govern the
11 expenditure of the funds.

12 ~~(b) The Board is authorized to accept private gifts, donations,~~
13 ~~endowments, grants and other money which may be offered to the~~
14 ~~Guam Community College; even though such gifts, donations,~~
15 ~~endowments or grants may be subject to reasonable conditions. Such~~
16 ~~funds as are received shall be deposited into the fund to be known as~~
17 ~~the “Guam Community College Fund.” Expenditures shall be made~~
18 ~~from the fund in accordance with such conditions as may be attached to~~
19 ~~the gift, donation, endowment or grants. Funds appropriated by the~~
20 ~~government of Guam to the College shall be deposited in the Guam~~
21 ~~Community College Fund. All tuition payments, fees and all other~~
22 ~~revenue generated by the College shall be deposited in the Guam~~
23 ~~Community College Fund.~~

1 (b) The Board of Trustees is authorized to establish a public not for
2 profit corporation that shall be separate and apart from the Government
3 of Guam and the Guam Community College for the purpose of being
4 able to accept private gifts, donations, endowments, grants and other
5 money which may be offered to the Guam Community College. Such
6 gifts, donations, endowments or grants, supra, shall be in accordance
7 with the laws of Guam and subject to reasonable conditions. Such funds
8 received shall be deposited into a fund controlled by the corporation,
9 supra, and shall be known as the "Guam Community College
10 Foundation".

11 Expenditures from the fund shall be made in accordance with
12 such conditions as may be attached to the gift, donation, endowment or
13 grants.

14 ~~(c) Expenditure from the Guam Community College Fund shall be~~
15 ~~made upon resolution of the Board."~~

16 **Section 11.** §31112 of Chapter 31 of Title 17 of the Guam Code
17 Annotated is hereby *amended* to read:

18 **"§ 31112. Non-appropriated Funds.**

19 Notwithstanding the provisions of "5162 and 5163 of the
20 Government Code (as enacted in Part V, Section 6 of P.L. No. 15-48), the
21 Guam Community College is authorized to use all revenues, to include
22 tuition payments and fees, derived from its own sources, upon

1 resolution of the Board of Trustees, for the benefit of the College and in
2 the furtherance of the purposes of this Chapter.”

3 **Section 12.** §31115 of Chapter 31 of Title 17 of the Guam Code
4 Annotated is hereby *repealed*.

5 **Section 13.** Subsection (c) of §31116 of Chapter 31 of Title 17 of the
6 Guam Code Annotated is hereby *repealed*.

7 **Section 14.** Article 1 of Chapter 32 of Title 17 of the Guam Code
8 Annotated is hereby *amended* to read:

9 **“ARTICLE 1**

10 **DIVISIONS SCOPE OF INSTRUCTION**

11 ~~§ 32101. Secondary Division.~~

12 ~~§ 32101. Organization Structure.~~

13 ~~§ 32102. Post-Secondary and Continuing Education.~~

14 ~~§ 32103. Apprenticeship Training Division.~~

15 ~~§ 32104. Cooperative Programs Authorized.~~

16
17 ~~§ 32101. Secondary Division.~~

18 ~~The Guam Vocational Technical High School shall be maintained~~
19 ~~within this division. The high school shall be comparable in scope,~~
20 ~~programs and courses of instruction to those offered in the other public~~
21 ~~high schools in the Territory. The high school shall offer courses of~~
22 ~~instruction at the high school level and shall award to qualifying~~
23 ~~students a high school diploma and such other certificates as shall be~~
24 ~~provided by the Board. Instruction shall be in those courses necessary to~~

1 ~~meet the general Requirements for high school graduation within the~~
2 ~~Territory as well as courses in the vocational and technical fields,~~
3 ~~provided that those courses offered to meet the general requirements~~
4 ~~shall be oriented toward the vocational and technical fields. The high~~
5 ~~school shall permit cross-enrollment of students among the several~~
6 ~~public and private high schools within the Territory.~~

7 ~~The chief of the secondary division shall be designated the~~
8 ~~principal of the Guam Vocational-Technical High School.~~

9 **§ 32101. Organization Structure.**

10 The Board of Trustees is authorized to determine the College's
11 organizational structure and the composition of divisions of programs
12 as it deems appropriate to achieve its mission as outlined within
13 Division 4 of Title 17 of the Guam Code Annotated.

14 **§ 32102. Post-Secondary and Continuing Education.**

15 ~~The Post-Secondary and Continuing Education Division shall offer~~
16 ~~such vocational technical and career programs as the Board shall~~
17 ~~determine. The Board of Trustees shall offer career and technical~~
18 ~~education programs through post-secondary programs and continuing~~
19 ~~education courses. The programs may be either credit or non-credit and~~
20 ~~may be degree or non-degree programs.~~

21 **§ 32103. Apprenticeship Training Division.**

22 ~~The ~~division~~ Board of Trustees shall consider problems of~~
23 ~~developing local skills in the various crafts and trades and developing a~~

1 program of apprenticeship training and apprenticeship standards in
2 accordance with standards established by and acceptable for registration
3 with the Bureau of Apprenticeship and Training, United States
4 Department of Labor or its successor.

5 The Board shall, in cooperation with an appropriate advisory
6 committee composed of members of the construction industry, general
7 business community, labor community, the general public and the
8 Department of Education formulate an apprenticeship program in the
9 several ~~vocational-technical~~ career and technical fields in which critical
10 shortages of trained personnel exist.

11 **§ 32104. Cooperative Programs Authorized.**

12 The College is authorized to enter into contracts with public or
13 private organizations, firms, companies or individuals to provide
14 technical manpower training programs. Such contracts shall be utilized
15 to provide for specialized training in particular fields not otherwise
16 available within the College which are designed to train local persons in
17 needed skills and at the same time to train employees to carry on such
18 courses.

19 Any contract under this Section may require the training of
20 College employees to continue teaching such a course on a self-
21 sustaining basis after the initial contract period which shall not be in
22 excess of three (3) years.”

1 **Section 15.** §33104 of Chapter 33 of Title 17 of the Guam Code
2 Annotated is hereby *repealed*.

3 **Section 16.** The Compiler of Laws shall move Article 3 of Chapter 32 of
4 Title 17 of the Guam Code Annotated titled “Peace Officer Standards and
5 Training Commission” to Division 5 of Title 17 of the Guam Code Annotated
6 and renumber accordingly.