



**DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT**

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Nerissa Bretania Underwood, Ph.D.
Superintendent of Education

11 AM 9:22

2009 DEC 11 AM 9:22

December 10, 2009

The Honorable Judith Won Pat, Ed.D
Speaker, 30th Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date _____
Time _____
Received by _____

Re: GEPB Resolution No. 2009-12, Spending Priority for Fiscal year 2010

Dear Speaker Won Pat,

Hafa Adai! Attached please find the aforementioned Resolution passed by the Guam Education Policy Board on Wednesday, December 09, 2009 relative to the spending priorities for FY2010 for the Department of Education.

Your attention to this matter is greatly appreciated. If you have any further questions, please contact me at 300-1547.

Sincerely,

NB Underwood
NERISSA BRETANIA UNDERWOOD, Ph.D.
Superintendent of Education

Attachment

- Cc: Governor of Guam
- Chairman and Members, GEPB
- Deputy Superintendent, Finance & Administrative Services
- Deputy Superintendent, Educational Support and Community Learning
- Deputy Superintendent, Curriculum and Instructional Improvement
- Legal Counsel

1444

30-09-1443
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 12/10/09
Time 4:40
Received by [Signature]

**GUAM EDUCATION POLICY BOARD
RESOLUTION NUMBER 2009-12**



Introduced by:

Guam Education Policy Board Members

**GUAM EDUCATION POLICY BOARD SPENDING
PRIORITY FOR FISCAL YEAR 2010**

WHEREAS, the Guam Education Policy Board used the Every Child is Entitled to an Adequate Education Act to form the basis of the FY 2010 budget; and

WHEREAS, on March 25, 2009 (GEPB Resolution 2009-02) the Guam Education Policy Board approved and adopted the Guam Department of Education FY 2010 budget in the amount of \$261,765,690; and

WHEREAS, the approved budget was transmitted to *I Mina' Trenta Na Liheslaturan Guåhan* on March 26, 2009; and

WHEREAS, on September 4, 2009 the Governor signed bill 58-30 into law creating Public Law 30-55 the FY 2010 budget for the Government of Guam; and

WHEREAS, the Department of Education received a FY 2010 budget in the amount of \$196,350,387; and

WHEREAS, pursuant to 17 GCA §3112(17) the Guam Education Policy Board continues to utilize the 14 points of the Every Child is Entitled to an Adequate Education Act as a basis for spending priorities; and

NOW THEREFORE BE IT RESOLVED, that pursuant to 17 GCA §3112(17) the Guam Education Policy Board does hereby approve the spending priorities as outlined below:

	MANDATE	AMOUNT
1	A certified teacher for every class in a ratio established by relevant collective bargaining agreements	116,186,935.58
2	Certified Professional Administrators	7,808,655.00
3	Certified Guidance Counselors	4,869,683.00
4	Certified School Health Counselors	2,860,504.00
5	Certified Allied Health Professionals	425,440.00
6	Air-conditioned or properly ventilated classrooms in which the sensible air temperature is no greater than 78° F	
7	Potable water sufficient to provide each student a daily ration of drinking and washing water	1,206,071.00
8	A reliable supply of electricity	11,860,372.00
9	Proper sanitation to include flushable toilets, clean restrooms, clean dining areas, and classrooms	1,186,750.40
10	Adopted and required textbooks and workbooks issued to each public school student for the classes in which he/she is enrolled	2,000,000.00
11	Libraries, which meet the standards of the American Association of School Librarians, at each school, operated by certified librarians	1,202,727.00
12	A healthy, safe, sanitary learning environment	3,296,087.75
13	At least one hundred eighty (180) instructional days each school	43,072,143.27

GUAM EDUCATION POLICY BOARD

RESOLUTION NO. 2009-12

	MANDATE	AMOUNT
	year with school years ending no later than thirty (30) days following the end of the calendared school year; and	
14	Regular; timely school bus transportation to and from the school	375,018.00
TOTAL		196,350,387

BE IT FURTHER RESOLVED, that the budget approved by PL 30-55 is \$65,415,303, less than the GEPB approved budget, and is not sufficient to meet the requirements of the Adequate Education Act; and

BE IT FURTHER RESOLVED, that the Guam Education Policy Board is compelled to submit a FY 2010 supplemental request to ensure that the students of Guam receive an adequate education; and

BE IT FURTHER RESOLVED, the GEPB recognizes that Chapter II, Part 1, Section 8, PL 30-55 authorizes the Superintendent to transfer funds from appropriation categories within object classes, with the exception of the personnel services category and that such authority can be used to meet the operational needs of the Department; and

BE IT FURTHER RESOLVED that the Guam Education Policy Board fully supports Public Law 28-45, Section 13 which states:

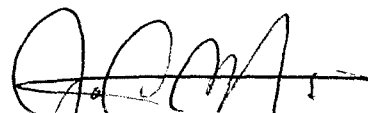
“I Liheslaturan Guåhan shall annually appropriate from the General Fund or any other funds determined to be appropriate by I Liheslaturan Guåhan to the Guam Public School System all amounts necessary to provide an adequate public educational system as required by Section 29(b) of the Organic Act, as amended, and to that end provide an adequate Public Education for all Public School students as those terms are defined in 1 GCA §715.”

BE IT FURTHER RESOLVED that the Guam Education Policy Board hereby directs the Superintendent to utilize the approved spending priority as outlined above in creating individual school budgets for FY2010; and

BE IT FURTHER RESOLVED, that effective Dec. 10, 2009, GEPB reaffirms the 3.5% pay increase for full-time certified classroom teachers, school guidance counselors and school librarians, as jointly developed by the Civil Service Commission, in July 2006 and as authorized by PL 29-02; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the Honorable Speaker Judith T. Won Pat, *I Mina' Trenta Na Liheslaturan Guåhan*, the Honorable Governor Felix P. Camacho, *I Magá lâhen Guåhan* and all schools.

DULY AND REGULARLY ADOPTED THIS 9th DAY OF DECEMBER, 2009.



JOE S. SAN AGUSTIN
 Chairman
 Guam Education Policy Board



NERISSA BRETANIA UNDERWOOD, PH.D.
 Executive Secretary