

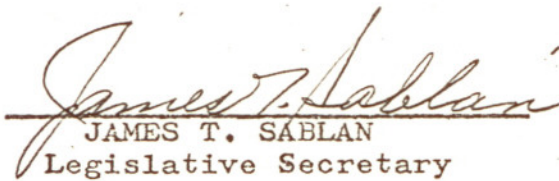
TENTH GUAM LEGISLATURE  
1969 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This certifies that Bill No. 262, "An Act to repeal Sections 11701, 11702, 11703 and to enact new Sections 11701, 11702, 11703, all of Chapter 8, Title XII, Government Code of Guam, relative to technical amendments of the Vocational Rehabilitation Law", was on the 30th day of June, 1969, duly and regularly passed.

  
JOAQUIN C. ARRIOLA  
Speaker

ATTESTED:

  
JAMES T. SABLAN  
Legislative Secretary

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This Act was received by the Governor this 19<sup>th</sup> day  
of July, 1969 at 2:45 o'clock P.M.

/s/ DENVER DICKERSON

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DENVER DICKERSON  
Secretary of Guam

APPROVED:

/s/ Carlos G. Camacho

\_\_\_\_\_  
CARLOS G. CAMACHO  
Governor of Guam

DATED: AUG 11 1969

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TENTH GUAM LEGISLATURE  
1969 (FIRST) Regular Session

Bill No. 262

Introduced by

Committee on Rules, by  
request of the Governor  
in accordance with  
Section 6(b) of the  
Organic Act of Guam.

AN ACT TO REPEAL SECTIONS 11701, 11702,  
11703 AND TO ENACT NEW SECTIONS 11701,  
11702, 11703, ALL OF CHAPTER 8, TITLE XII,  
GOVERNMENT CODE OF GUAM, RELATIVE TO  
TECHNICAL AMENDMENTS OF THE VOCATIONAL  
REHABILITATION LAW.

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

2 Section 1. Section 11701 of Chapter 8, Title XII,  
3 Government Code of Guam, is hereby repealed and a new Section  
4 11701, Chapter 8, Title XII, Government Code of Guam, enacted  
5 in lieu thereof to read as follows:

6 "Section 11701. Definitions. For the purpose of  
7 this Chapter:

8 (a) 'Handicapped individual' means any  
9 individual who has a physical or mental disability  
10 and a substantial handicap to employment, which  
11 is of such a nature that vocational rehabilitation  
12 services may reasonably be expected to render him  
13 fit to engage in a gainful occupation, including  
14 a gainful occupation which is more consistent with  
15 his capabilities and abilities.

16 (b) 'Individual who has a physical or mental  
17 disability' means a physical or mental condition  
18 which materially limits, contributes to limiting  
19 or, if not corrected, will probably result in  
20 limiting an individual's activities or functioning.  
21 It includes behavioral disorders characterized by  
22 a pattern of deviant social behavior or impaired

1 ability to carry out normal relationships with  
2 family and community which may result from  
3 vocational, educational, cultural, social,  
4 environmental, or other factors.

5 (c) 'Gainful occupation' includes employment  
6 in the competitive labor market; practice of a  
7 profession; self-employment homemaking; farm or  
8 family work (including work for which payment is  
9 in kind rather than cash); sheltered employment;  
10 and home industries or other gainful homebound work.

11 (d) 'Vocational rehabilitation service' means  
12 any goods and services, including diagnostic and  
13 related services, necessary to render a handicapped  
14 individual fit to engage in a gainful occupation.

15 (e) 'Workshop' means a place where any  
16 manufacture or handiwork is carried on, and which  
17 is operated for the primary purpose of providing  
18 gainful employment to severely handicapped indivi-  
19 duals (1) as an interim step in the rehabilitation  
20 process for those who cannot be readily absorbed  
21 in the competitive labor market or (2) during such  
22 time as employment opportunities for them in the  
23 competitive labor market do not exist or (3)  
24 providing evaluation and work adjustment services for  
25 disadvantaged individuals.

26 (f) 'Rehabilitation facilities' means a  
27 facility which is operated for the primary purpose  
28 of providing vocational rehabilitation services to  
29 or gainful employment for handicapped individuals,  
30 or for providing evaluation and work adjustment  
31 services for disadvantaged individuals.

1 (g) 'Board' means the Board of Education, acting  
2 as the Board of Control for Vocational Rehabilitation.

3 (h) 'State' means the several states, territories  
4 and possessions of the United States."

5 Section 2. Section 11702 of Chapter 8, Title XII,  
6 Government Code of Guam, is hereby repealed and a new Section  
7 11702, Chapter 8, Title XII, Government Code of Guam, enacted  
8 in lieu thereof to read as follows:

9 "Section 11702, Administration. The Board of  
10 Education shall act as the Board of Control for Vocational  
11 Rehabilitation and shall administer this Chapter through  
12 the Department of Education. The Director of Education  
13 shall serve as Executive Officer of the Board. The Board  
14 shall maintain a Vocational Rehabilitation Unit at such  
15 an organizational level which assures that it will be  
16 effective in the day to day operation of the Vocational  
17 Rehabilitation Program. The Board shall select such  
18 personnel and fix their duties under and in accordance  
19 with Title V, Government Code of Guam, as may be necessary  
20 for the purposes of this Chapter."

21 Section 3. Section 11703 of Chapter 8, Title XII,  
22 Government Code of Guam, is hereby repealed and a new Section  
23 11703, Chapter 8, Title XII, Government Code of Guam, enacted  
24 in lieu thereof to read as follows:

25 "Section 11703. Provision of Services.

26 (a) Vocational Rehabilitation services shall  
27 be provided by the state agency or through public  
28 or private instrumentalities, to any handicapped  
29 individual living in the state who is found eligible  
30 by the state agency, or who is eligible therefor  
31 under the term of an agreement with another state  
32 or with the Federal government. Vocational  
33 Rehabilitation services shall be provided without

1 regards to sex, race, creed, color, national origin,  
2 residence, economic need, and no upper or lower age  
3 limit will be established which will, in and of  
4 itself result in a finding of ineligibility to  
5 receive services.

6 (b) In case vocational rehabilitation services  
7 cannot be provided for all eligible handicapped  
8 individuals who apply for such services, the Board  
9 shall provide by regulation for determining the  
10 order to be followed in selecting those to whom  
11 such services will be provided."

12 Section 4. This Act is an urgency measure.