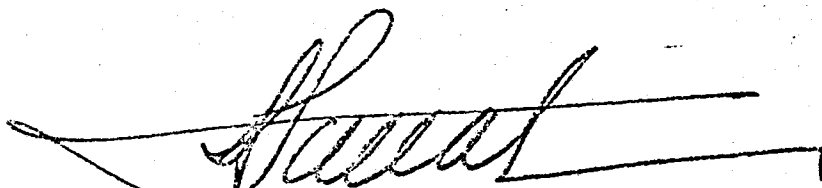


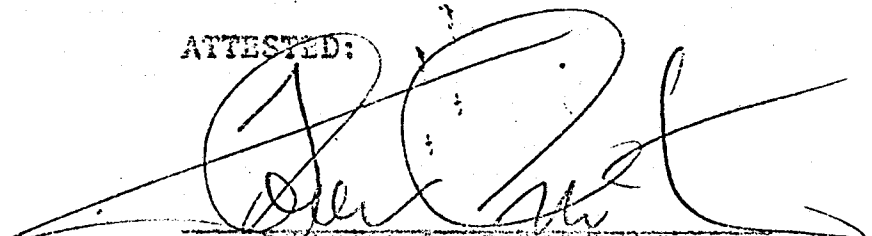
SIXTEENTH GUAM LEGISLATURE
1981 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

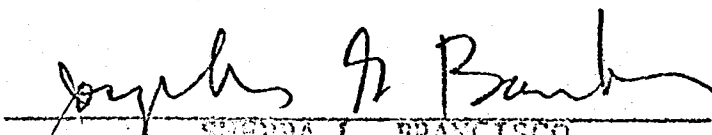
This is to certify that Substitute Bill No. 478, "An Act making appropriations for the Student Financial Assistance Program, the Teacher Training Scholarship Program and the Nurses Training Program and to amend provisions of the Government Code having to do with Merit Award, Student Loan and Professional-Technical Award Programs administered by the Board of Regents of the University of Guam," was on the 27th day of August 1981, duly and regularly passed.


THOMAS V. C. TANAKA
Speaker

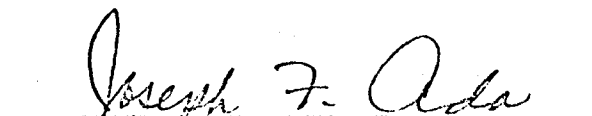
ATTESTED:


THOMAS C. CRISOSTONO
Legislative Secretary

This Act was received by the Governor this 27th day of
August, 1981, at 4:50 o'clock P.M.


SIERRA L. FRANCISCO
Assistant Staff Officer
Governor's Staff

APPROVED:



JOSEPH F. ADA
Acting Governor of Guam

DATED: Aug. 29, 1981
P. L. 16-28

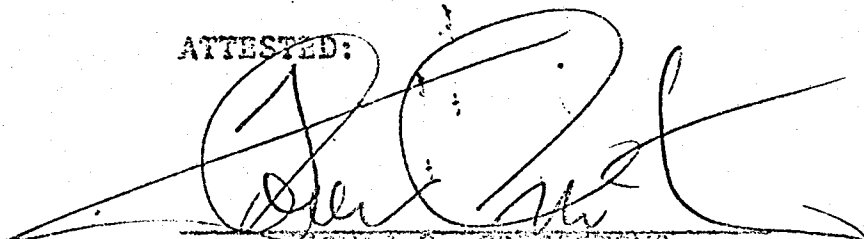
SIXTEENTH GUAM LEGISLATURE
1981 (FIRST) Regular Session

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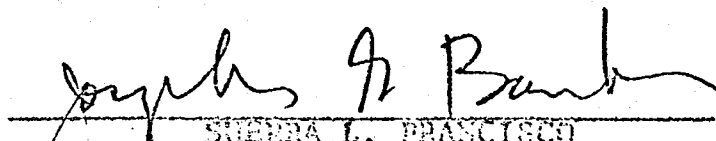
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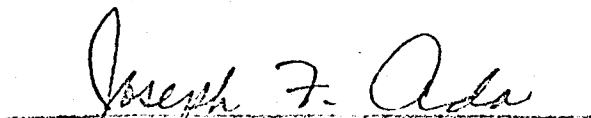
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DATED: Aug. 29, 1981
P. L. 16-28

SIXTEENTH GUAM LEGISLATURE
1981 (FIRST) Regular Session

Bill No. 478
(As Substituted by the
Committee on Ways & Means)

Introduced by: T. V.C. Tanaka

AN ACT MAKING APPROPRIATIONS FOR THE STUDENT
FINANCIAL ASSISTANCE PROGRAM, THE TEACHER
TRAINING SCHOLARSHIP PROGRAM AND THE NURSES
TRAINING PROGRAM AND TO AMEND PROVISIONS OF
THE GOVERNMENT CODE HAVING TO DO WITH MERIT
AWARD, STUDENT LOAN AND PROFESSIONAL-TECHNICAL
AWARD PROGRAMS ADMINISTERED BY THE BOARD OF
REGENTS OF THE UNIVERSITY OF GUAM.

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

2 Section 1. There is hereby appropriated from the General
3 Fund the sum of One Million Two Hundred Ninety-Five Thousand
4 Dollars (\$1,295,000) to the Student Financial Assistance Fund
5 established under Section 11802 of Public Law 11-138, and
6 administered by the Board of Regents of the University of Guam.

7 Section 2. The appropriations made under Section 1 of this
8 Act shall supplement the unexpended balance of Two Hundred
9 Seventy Thousand Five Hundred Ninety-Two Dollars (\$270,592) in
10 the Student Financial Assistance Fund including all unexpended
11 appropriations and repayments to the fund.

12 Section 3. There is hereby appropriated from the General
13 Fund the sum of Four Hundred Forty-Six Thousand Four Hundred
14 Seventy-Nine Dollars (\$446,479) to the University of Guam for
15 implementation of the Teacher Training Scholarship Program and
16 the Nurses Training Program, to be allocated as follows:

- 17 a) Teacher Training Scholarship Program \$435,479
18 b) Nurses Training Program \$ 11,000.

1 Section 4. The appropriations made under this Act shall
2 be available for encumbrances incurred commencing August 1, 1981.

3 Section 5. The appropriations made under Sections 1, 2 and
4 3 of this Act shall not be subject to any allotment reserves
5 which may be imposed by the Bureau of Budget and Management
6 Research.

7 Section 6. The Board of Regents shall by November 30, 1981,
8 submit a comprehensive report to the Speaker of the Legislature
9 identifying the merits and benefits accruing from the student
10 financial assistance programs administered by the Board of Regents
11 to date, and include such study recommendations for improving
12 the merit award, student loan and professional-technical award
13 programs. The Territorial Auditor shall conduct a performance
14 and fiscal audit of the last five years of the merit award,
15 student loan and professional-technical award programs in an
16 effort to discern what benefits have accrued to the territory
17 and what, if any abuses there may have been of the programs and
18 submit recommendations for corrective legislative action.

19 Section 7. Subsection (5), Part XVI, Section 3 of Public
20 Law 15-142 is hereby repealed and reenacted to read as follows:

<u>Appropriation From</u>				
Item &	General	Other	Federal	
<u>Subtotal</u>	<u>Fund</u>	<u>Local Fund</u>	<u>Fund</u>	
"PART XVI				
DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES				
(5)	Senior Citizens Division			
a.	Title III-A			
	Administration	\$ 114,663	\$ 25,666	\$ 35,997
b.	Operations	\$ 417,422	\$ 417,422	
c.	Title III-B			
	Social Services	\$ 734,676	\$ 110,175 (H)	\$ 624,700
	1. FY 1981 Allotment		\$ 110,955 (H)	\$ 623,700
	2. FY 1980		\$ 111 (H)	\$ 1,000

	Item & Subtotal	Appropriation From		
		General Fund	Other Local Fund	Federal Fund
1	d. Title III-C1 & C2			
2	Nutrition Pro-	\$ 1,020,007	\$ 152,957(M)	\$ 867,050
3	gram			
4	1. FY 1981 C1 Allotment	\$ 123,846(M)		\$ 730,125
5	2. FY 1981 C2 Allotment	\$ 24,022(M)		\$ 136,125
6	3. FY 1980 C2 Reallotment	\$ 89(M)		\$ 800
7	e. Title IV-A Training			
8	Program	\$ 15,000		\$ 15,000
9	TOTAL	\$2,301,968	\$ 709,221	\$1,592,747.

10 Section 8. Section 11806 of the Government Code is amended
11 to read:

12 "Section 11806. Application forms and notices. The
13 Board shall prescribe by regulation necessary application
14 forms and procedures for all awards granted pursuant to
15 this Chapter. The Board shall give notice in all Guam
16 high schools, the University of Guam, in a newspaper of
17 general circulation and the electronic media at least once
18 before the acceptance period is to commence and other
19 appropriate places on the availability of all awards.
20 The Board shall further mail notices to the education
21 administrators for each of the districts of the United
22 States Trust Territory of the Pacific Islands and Common-
23 wealth of the Northern Mariana Islands advising them of
24 the availability of Guam's scholastic awards. Such notices
25 shall be posted and sent by the Board annually in a
26 timely manner to permit interested students an opportunity
27 to apply for the awards granted by this Chapter."

28 Section 9. Section 11809 of the Government Code is amended
29 to read:

30 "Section 11809. Students entitled to loans. The
31 Board is authorized to approve loans for graduate and

1 undergraduate studies or training to qualified applicants
2 who are admitted to the University of Guam or for graduate
3 studies to qualified applicants who are admitted to an
4 off-island college or university as full-time students on
5 regular status. The loans provided in this subchapter
6 are subject to the following limitations:

7 (a) The applicant must be a bona fide resident of
8 Guam and a United States citizen or a permanent resident
9 alien and must have achieved an overall grade point average
10 of at least 2.5 in his high school studies, or an overall
11 grade point average of at least 3.0 in his undergraduate
12 studies if he is pursuing a graduate degree.

13 (b) The applicant must agree that after completion
14 of the course of studies for which the award was granted
15 he will remain or return to work on Guam for a period
16 of one (1) year.

17 (c) The applicant must be in financial need, which
18 shall be determined by regulations authorized by Section
19 11304 of Subchapter A of this Chapter.

20 (d) The applicant must present to the Board prior
21 to the granting of the loan satisfactory proof that he has
22 been admitted to the college or university as a full-time
23 student to pursue a program of study in the area for which
24 the loan was applied for.

25 (e) The off-island colleges and universities must be
26 properly accredited and must be approved by the Board;
27 provided, however, that no loans shall be granted for
28 studies at an off-island institution in a specific academic
29 program that is available at the University of Guam."

30 Section 13. Section 11312 of the Government Code is amended
31 to read:

32 "Section 11312. Students entitled to merit awards.

1 There are hereby established annual merit awards to the
2 University of Guam for high school students in the graduating
3 classes of the several public and private high schools in
4 Guam, now or hereafter established, who are bona fide
5 residents of Guam and are United States citizens or perma-
6 nent resident aliens who have completed four (4) academic
7 quarters in public or private high school in the territory
8 of Guam. Earned credits shall not include any credits
9 transferred from a school outside of Guam. The students
10 entitled to these awards shall be those students having
11 the highest academic scholastic standing in their graduating
12 classes. Each graduating class of each school is entitled
13 to up to two (2) such awards and an additional award for
14 every fifty (50) graduates or fraction thereof; provided,
15 however, that if as a result of the equal scholastic
16 standing of two or more graduates, there is a tie for
17 the awards granted pursuant to this Chapter and there are
18 an insufficient number of awards available for the tying
19 graduates, additional awards shall be provided for such
20 graduates.

21 In the event any graduate entitled to receive the
22 benefits of an award granted pursuant to this subchapter
23 declines or fails to accept the awards herein provided,
24 the next student in academic scholastic standing in the
25 class shall be entitled to such award."

26 Section 11. Section 11313 of the Government Code, as
27 amended, is further amended to read:

28 "Section 11313. Benefits. Students entitled to
29 merit awards pursuant to this Subchapter shall receive
30 the following benefits:

31 (a) Free tuition and fees to be paid by the Fund
32 for a period of not more than four (4) years at the

1 University of Guam;

2 (b) An annual allowance of Two Thousand Dollars
3 (\$2,000) per year for room and board, textbooks and educa-
4 tional supplies to be disbursed monthly in accordance with
5 regulations adopted by the Board."

6 Section 12. Section 11814 of the Government Code is
7 amended to read:

8 "Section 11814. Students entitled to awards. There
9 are established twenty (20) professional and technical
10 annual awards for graduate studies. Funds appropriated
11 for the purpose of providing loans and professional and
12 technical awards and which are not totally expended may
13 be used in succeeding years so as to increase the number
14 of annual awards; provided, however, that in awarding
15 additional awards or loans, first preference shall be
16 given to those applicants who have been accepted or who
17 have been admitted to graduate programs leading to a
18 degree in medicine, dentistry or law. The awards provided
19 in this subchapter are subject to the following limitations:

20 (a) The applicant must be a bona fide resident of
21 Guam and a United States citizen or a permanent resident
22 alien and must have achieved an overall grade point average
23 of 3.0 in his high school studies, or in his undergraduate
24 studies if he is pursuing a graduate degree.

25 (b) The applicant must agree that after completion or
26 termination of his course of studies for which the award
27 was granted, he will return to work on Guam for a period
28 of one (1) year.

29 (c) The applicant must present to the Board prior
30 to the granting of the award satisfactory proof that he
31 has been admitted to the college or university as a
32 full-time student to pursue a program of study in the

1 award applied for.

2 (d) The colleges or universities must be properly
3 accredited and must be approved by the Board; provided,
4 however, that no award shall be granted for studies at an
5 off-island institution in a specific academic program
6 that is available at the University of Guam.

7 (e) The Board shall select the recipients of the
8 awards upon the basis of scholastic ability, financial
9 need, aptitude, and health as well as the likelihood of
10 the recipient returning to Guam to fill its professional
11 needs.

12 (f) No award shall be made under this subchapter
13 unless the Board has made a written finding that the
14 proposed award shall be for the professional or technical
15 skills needed in the territory of Guam. Annually, the
16 Board shall determine those areas in which additional
17 professional and technical skills are needed and
18 establish a list of priorities prior to considering any
19 applications for the awards."

20 Section 13. Section 11815 of the Government Code is amended
21 to read:

22 "Section 11815. Benefits. Students entitled to
23 merit awards pursuant to this subchapter shall receive the
24 following benefits:

25 (a) Payment of tuition and fees for a period of
26 not more than four (4) scholastic years;

27 (b) An annual grant loan of not more than Two
28 Thousand Five Hundred Dollars (\$2,500) per year to be
29 disbursed in accordance with regulations adopted by the
30 Board, such grant loans to be non-interest bearing except
31 as to unpaid delinquent amounts. In no case shall the
32 total amount loaned to a single individual under this

1 subparagraph exceed the sum of Ten Thousand Dollars
2 (\$10,000)."

3 Section 14. Section 11819 of the Government Code is
4 amended to read:

5 "Section 11819. Awards for citizens of the Trust
6 Territory. There are established six (6) annual merit
7 awards to the University of Guam for high school students
8 in the graduating classes of the several public and
9 private high schools in the Trust Territory of the Pacific
10 Islands. Applicants for such awards shall be citizens
11 of the Trust Territory of the Pacific Islands, shall have
12 completed four (4) years of high school, of which at
13 least the last full academic year shall have been in the
14 Trust Territory of the Pacific Islands. Each of the five
15 (5) districts of the Trust Territory of the Pacific
16 Islands is entitled to one (1) award per year, provided
17 that the students given this award shall have attained
18 an overall grade point average of 3.0. The Board shall
19 select annually the recipient of the award from each
20 district, such selection to be based on scholastic ability,
21 aptitude, health, ambition, and other criteria to be
22 determined by the Board by regulation."

23 Section 15. Section 11820 of the Government Code is
24 repealed and reenacted to read:

25 "Section 11820. Awards for the Commonwealth of the
26 Northern Mariana Islands. There are established two (2)
27 merit awards at the University of Guam for high school
28 students in the graduating classes of the several public
29 and private high schools within the jurisdiction of the
30 Commonwealth of the Northern Mariana Islands. Applicants
31 shall have completed four (4) years of high school, of
32 which at least the last full academic year shall have been

1 in one of the schools of the Commonwealth of the Northern
2 Mariana Islands. To be entitled to this award, students
3 shall have attained an overall grade point average of
4 3.0. The Board shall select recipients on the basis of
5 scholastic ability, aptitude, health, and other criteria
6 to be determined by the Board."

7 Section 16. Section 11321 of the Government Code is amended
8 to read:

9 "Section 11321. Benefits. Students entitled to merit
10 awards pursuant to this subchapter shall receive the
11 following benefits:

12 (a) Free tuition and fees to be paid by the Fund
13 for a period of not more than four (4) years at the Univer-
14 sity of Guam;

15 (b) An annual allowance of One Thousand Five Hundred
16 Dollars (\$1,500) per year for room and board, textbooks
17 and educational supplies to be disbursed monthly in
18 accordance with regulations adopted by the Board. Room
19 and board shall, whenever possible, be at dormitories at
20 the University of Guam."

21 Section 17. Subchapters f, g and i (being Sections 11322
22 through 11326.5) of the Government Code are repealed.

23 Section 18. A new Subsection (6) is hereby added to
24 Section 11337 of the Government Code of Guam to read as follows:

25 "(6). No tuition shall be levied upon any student
26 admitted to study under the 'Advance Placement Program'."

27 Section 19. Section 11977(a) of the Government Code is
28 amended to read:

29 "Section 11977(a). The Board shall establish a
30 schedule of tuition and fees for courses offered by the
31 post secondary and continuing education division and
32 apprenticeship training division. The schedule of fees and

1 tuition shall be applicable to all persons who enroll
2 in the College whether or not they are employees of the
3 College, provided, however, that no tuition shall be
4 charged a student regularly enrolled in any high school
5 who is concurrently enrolled in the College in an Advance
6 Placement Program."

7 Section 20. If any part of this Act is invalid, all valid
8 parts that are severable from the invalid part shall remain in
9 effect. If a part of this Act is invalid in one or more of its
10 applications, the part remains in effect in all valid applica-
11 tions that are severable from the invalid applications.

12 Section 21. Sections 8 through 16 of this Act shall
13 apply prospectively only and those sections shall not be used
14 to deny assistance to any person whose enrollment in a course
15 of study has been approved by the Board of Regents prior to
16 the effective date of this Act.