



Territory of Guam
Territorio Guam

OFFICE OF THE GOVERNOR
UPISINAN I MAGA'LAHI
AGANA, GUAM 96910 U.S.A.

JUN 13 1989

The Honorable Ted S. Nelson
Acting Speaker
Twentieth Guam Legislature
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 326, which I have signed into law this date as
Public Law 20-29.

Sincerely,

A handwritten signature in black ink, appearing to read "Frank F. Blas", with a long horizontal stroke extending to the right.

FRANK F. BLAS
Governor of Guam
Acting

Attachment

200307

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 326 (COR), "AN ACT TO ADD A NEW ARTICLE 6 TO CHAPTER 15, TITLE 17, GUAM CODE ANNOTATED, TO CREATE A FINANCIAL ASSISTANCE PROGRAM FOR NURSES PURSUING A GRADUATE DEGREE IN NURSING AND TO APPROPRIATE \$75,000 FROM THE GENERAL FUND FROM FY '89 TO THE UNIVERSITY TO FUND FIVE NURSING LOANS, AND FOR OTHER PURPOSES," was on the 25th day of May, 1989, duly and regularly passed.



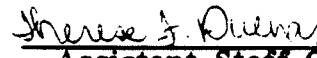
JOE T. SAN AGUSTIN
Speaker

Attested:



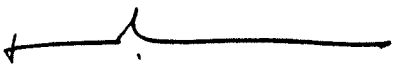
PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 1 day of June, 1989,
at 4:00 o'clock .m.



Theresa J. Quiroz
Assistant Staff Officer
Governor's Office

APPROVED:



FRANK F. BLAS
Governor of Guam
Acting

Date: June 13, 1989

Public Law No. 20-29

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 326 (COR.)

Introduced by:

M. Z. Bordallo
F. J. A. Quitugua
C. T. C. Gutierrez

J. P. Aguon
J. G. Bamba
H. D. Dierking
E. R. Duenas
D. Parkinson
M. D. A. Manibusan
J. T. San Agustin
E. P. Arriola
P. C. Lujan
G. Mailloux
T. S. Nelson
F. R. Santos
D. F. Brooks
E. M. Espaldon
E. D. Reyes
M. C. Ruth
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO ADD A NEW ARTICLE 6 TO
CHAPTER 15, TITLE 17, GUAM CODE
ANNOTATED, TO CREATE A FINANCIAL
ASSISTANCE PROGRAM FOR NURSES
PURSUING A GRADUATE DEGREE IN
NURSING AND TO APPROPRIATE \$75,000
FROM THE GENERAL FUND FROM FY '89 TO
THE UNIVERSITY TO FUND FIVE NURSING
LOANS, AND FOR OTHER PURPOSES.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Legislative Intent. The Legislature finds that the health
3 care needs of the people of Guam require nursing professionals to serve in
4 multiple and complex roles. Nurses are needed to function in specialty
5 areas, as faculty, as supervisors, and as administrators. There is a
6 demand for nurses who have the educational qualifications to hold leadership
7 positions at the Department of Public Health and Social Services, the
8 Department of Mental Health and Substance Abuse, Guam Memorial Hospital,
9 the University of Guam School of Nursing as well as the private sector

1 health care providers. However, there is a limited number of nurses who
 2 have graduate degrees. It is the intent of the Legislature to expand the
 3 nursing professional pool to accommodate the needs of the full-time nursing
 4 school faculty of the University of Guam and for leadership and specialized
 5 nursing positions in the government and private sectors by affording loan
 6 awards to locally committed nurses to pursue graduate degrees in graduate
 7 nursing programs, including "summer-long" programs.

8 Section 2. A new Article 6 is added to Chapter 15, Title 17, Guam
 9 Code Annotated, to read as follows:

10 "ARTICLE 6
 11 NURSING LOANS

12 §15601. Students Entitled to Loans. There are established three
 13 (3) annual loan awards for graduate studies in nursing, including
 14 'summer-long' programs. Funds appropriated for the purpose of
 15 providing annual nurse loan awards, and which are not totally
 16 expended may be used in succeeding years so as to increase the
 17 number of annual awards or loans. Annual awards shall be given to
 18 those applicants who have been accepted or who have been admitted to
 19 a graduate program in nursing, including a 'summer-long' program.
 20 The awards provided in this Article are subject to the following
 21 limitations:

22 (a) A recipient must be a bona fide resident of Guam and a
 23 United States citizen or a permanent resident alien and must have
 24 achieved an overall grade point average of 3.0, based on a 4.0
 25 maximum grade point system, in such applicant's undergraduate
 26 studies or an irrevocable letter of acceptance from an accredited
 27 professional school.

28 (b) The applicant must agree that after completion of the
 29 course of studies for which the award was granted, such
 30 applicant will return to work on Guam in the nursing profession
 31 for a period of one (1) year for each Three Thousand Dollars
 32 (\$3,000) received under the award.

33 (c) The applicant must present to the Board of Regents of
 34 the University of Guam (the "Board") prior to the granting of the

1 award satisfactory proof that such applicant has been admitted as
2 a full-time student to a U.S. accredited college or university
3 offering graduate nursing programs and/or a 'summer-long'
4 program to pursue a graduate degree in nursing.

5 (d) The Board shall select recipients of the awards upon
6 the basis of scholastic ability, financial need, aptitude and health
7 as well as the likelihood of the recipient returning for employment
8 in the nursing profession on Guam.

9 §15602. Benefits. Students eligible for loans pursuant to this
10 Article shall receive the following benefits:

11 (a) Payment of tuition and fees for a period of not more
12 than four (4) scholastic years.

13 (b) An annual grant loan of not more than Five Thousand
14 Dollars (\$5,000) per year to be disbursed in accordance with
15 regulations adopted by the Board, such loans to be non-interest
16 bearing except as to unpaid delinquent amounts. In no case shall
17 the total amount loaned to a single individual under this
18 subparagraph exceed the sum of Twenty Thousand Dollars
19 (\$20,000).

20 §15603. Repayment of Loans.

21 (a) Every student awarded a loan pursuant to this Article
22 shall execute a promissory note, guaranteed by such other
23 person(s) as the Board requires, agreeing to repay said loan
24 over a period to be determined by the Board, but not to exceed
25 ten (10) years from the contemplated date of completion of the
26 course of studies for which the award was approved. Said
27 promissory note shall be non-interest bearing except that it shall
28 provide for interest in the amount of six percent (6%) on unpaid
29 delinquent amounts which are due and payable under the terms of
30 the note.

31 (b) Every student awarded a loan pursuant to this Article
32 shall receive credit against amounts due under the promissory
33 note as follows:

1 (i) At the rate of Three Thousand Dollars (\$3,000) for
2 each year during which such borrower is employed in the
3 nursing profession on Guam. No amounts under a
4 promissory note executed pursuant to this §15603 shall be
5 considered due and payable during the period that any such
6 person is so employed.

7 §15604. Repayment of Tuition, Fees and Transportation.

8 (a) Every student awarded tuition, fees and transportation
9 pursuant to paragraphs (a) and (b) of §15603 of this Article shall
10 execute a promissory note agreeing to repay said tuition fees and
11 transportation costs over a period not to exceed ten (10) years in
12 the event that such borrower does not return to Guam within
13 three (3) months following completion of such student's course of
14 studies and become employed in the nursing profession on Guam
15 for a period of not less than five (5) years.

16 (b) In the case of the failure of a student to return to
17 Guam within three (3) months following completion of such
18 student's course of studies or to be employed in the nursing
19 profession on Guam for a period of not less than five (5) years,
20 the Board shall declare in effect the repayment provisions
21 provided in subsection (a) of this §15604; provided, however,
22 that the Board may extend the time of return for a period of not
23 to exceed two (2) years upon written request of the student and
24 upon a showing to the satisfaction of the Board of good cause for
25 such extension.

26 §15605. Forfeiture of Awards. Expulsion from a school or
27 institution attended, or suspension for a period of the same or greater
28 than one (1) academic semester or its equivalent in such school or
29 institution, or failure to complete the program for which the loan was
30 approved, or failure to comply with the regulations of the Board shall
31 result in forfeiture of the loan provided by this Article. For purposes
32 of this Article a student shall be considered to have completed such
33 student's course of studies upon the event or events of forfeiture as
34 provided in this §15605."

1 Section 2. Seventy-Five Thousand Dollars (\$75,000) are appropriated
2 from the General Fund from FY '89 to the University of Guam to fund five
3 (5) nursing loans under this Act.

4 Section 3. The University of Guam is authorized to begin negotiations
5 and to execute a contract with a U.S. mainland university to provide an
6 advanced degree nursing program at the University beginning in the
7 summer of 1990. The University shall submit an appropriation request to
8 effectuate such contract within one hundred twenty (120) days after the
9 enactment of this Act."

10 Section 4. (a) One Hundred Thousand Dollars (\$100,000) are hereby
11 appropriated from the General Fund to the University of Guam for analyzing
12 the human remains and archaeological relics discovered at Gongga Beach and
13 Agana by the Micronesian Area Research Center. This is a continuing
14 appropriation.

15 (b) A continuing appropriation of One Hundred and Two Thousand
16 Dollars is hereby authorized for Fiscal Year 1990 from the General Fund to
17 the University of Guam to complete the second year of the project.

18 (c) The Director of the Micronesian Area Research Center shall make
19 a report to the Legislature within thirty (30) days of the completion of the
20 research funded by this section. Said report shall include a description of
21 the findings of the research funded by this section and an accounting of
22 the expenditures of funds.

23 Section 5. §15301 of Title 17, Guam Code Annotated, is amended to
24 read:

25 "§15301. Students Entitled to Merit Awards. There are
26 established annual merit awards for high school students in the
27 graduating classes of the several public and private high schools in
28 Guam now or hereafter established. The students entitled to these
29 awards shall be those students having the highest scholastic standing
30 in their graduating classes. Each graduating class of each school with
31 at least fifty (50) graduates is entitled to two (2) such awards and an
32 additional award for every fifty (50) graduates or fraction thereof;
33 provided, however, that if as a result of the equal scholastic standing
34 of two (2) or more graduates, there is a tie for the awards granted

1 pursuant of this Chapter and there is an insufficient number of awards
2 available for the tying graduates, additional awards shall be provided
3 for such graduates. Each school with a graduating class of less than
4 fifty (50) shall be entitled to one (1) annual merit award as determined
5 by the Board. Recipients are to attend the University of Guam.
6 However, if the recipient is a valedictorian or salutatorian whose
7 declared major is unavailable at the University of Guam, the
8 valedictorian or salutatorian may attend any accredited college or
9 university in the United States where such declared major is available,
10 to be effective for school year 1988-89 and the years to follow.

11 Awards shall be subject to the following limitations:

12 (a) A recipient must be a bona fide resident of Guam. In
13 addition, a recipient must be either:

14 (1) A United States citizen, or

15 (2) A permanent resident alien who has completed four
16 (4) academic quarters in a public or private high school in
17 Guam.

18 (b) If any student is ineligible for a scholarship solely
19 because of failure to meet the requirements contained in
20 subsection (1) of this section; or if any eligible students chooses
21 not to accept an award when first offered such award, the award
22 shall be granted to the eligible student with the next highest
23 scholastic rank. If an eligible student declines to accept an
24 award when first offered, such student cannot accept such an
25 award after it has been granted to another student.

26 The recipient of a merit award must notify the Board within
27 thirty (30) days that the award is accepted. If such recipient
28 fails to do so, the award is thereby forfeited and the same shall
29 be offered to the next alternate.

30 (c) A recipient who attends a college or university outside
31 of Guam during the term of the award must agree that such
32 recipient will return to work on Guam for a period of one (1)
33 year subsequent to the completion or termination of the course of
34 studies for which the award was granted, provided that if the

1 recipient continues as a full-time student at a graduate or
 2 professional school such recipient may defer return to Guam until
 3 such additional studies are completed.

4 (d) Awards granted on or subsequent to the effective date
 5 of this section shall be cancelled if a recipient:

6 (1) fails to maintain a cumulative grade point average
 7 of 2.5 or its equivalent, except a recipient may be allowed
 8 one academic term to regain this average without cancellation
 9 of award, or

10 (2) Fails to meet the academic and other requirements
 11 governing full-time students at the institution attended, or

12 (3) is no longer a full-time student, or

13 (4) changes Guam residency status."

14 Section 6. Section 42(c) of P. L. 19-34 is repealed and reenacted to
 15 read:

16 "(c) The following reassignment of pay ranges and the
 17 implementation of Option I is effective August 15, 1986, for the
 18 following positions:

TITLE	Option II Pay Range	
	FROM	TO
21 Headstart Teacher	13	22
22 Vocational Instructor	29	36
23 ROTC Instructor I	20	31
24 ROTC Instructor II	23	33
25 ROTC Instructor III	26	35
26 ROTC Instructor IV	28	37"



SENATOR FRANKLIN J. ARCEO QUITUGUA

CHAIRMAN, COMMITTEE ON EDUCATION
TWENTIETH GUAM LEGISLATURE

Member of the Committees on Ways & Means; Rules; Energy, Utilities & Consumer Protection and Tourism & Transportation

May 23, 1989

The Honorable Joe T. San Agustin
Speaker, Twentieth Guam Legislature
163 Chalan Santo Papa
Agana, Guam 96910

Dear Speaker San Agustin:

The Committee on Education to which was referred Bill No. 326, "AN ACT TO ADD A NEW ARTICLE 6 TO SECTION 15101 17 GCA CHAPTER 15, RELATIVE TO CREATING A FINANCIAL ASSISTANCE PROGRAM FOR NURSES PURSUING A GRADUATE DEGREE IN NURSING," have had the same under consideration and now wishes to report their findings and recommendations.

The Committee on Education voting record of the bill is as follows:

To Do Pass	<u>8</u>
Not to Pass	<u>0</u>
To Report Out Only	<u>0</u>
To Place in Inactive File	<u>0</u>
Absent	<u>1</u>

A copy of the report and all pertinent documents are enclosed for your information.


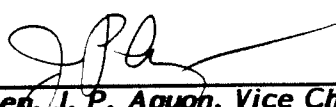

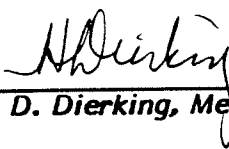
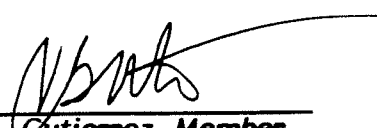
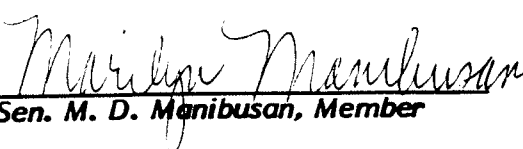
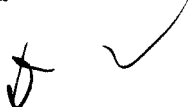
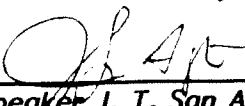
Sincerely,


FRANKLIN J.A. QUITUGUA

**VOTE SHEET
COMMITTEE ON EDUCATION**

Bill No. 326

"AN ACT TO ADD A NEW ARTICLE 6 TO SECTION 15101
17 GCA CHAPTER 15, RELATIVE TO CREATING A
FINANCIAL ASSISTANCE PROGRAM FOR NURSES
PURSUING A GRADUATE DEGREE IN NURSING."

<u>MEMBERS</u>	<u>TO DO PASS</u>	<u>NOT TO PASS</u>	<u>TO REPORT OUT ONLY</u>	<u>TO PLACE IN INACTIVE FILE</u>
 <u>Sen. F. J. A. Quitugua, Chairman</u>	✓			
 <u>Sen. J. P. Aguon, Vice Chairman</u>	✓			
 <u>Sen. J. G. Bamba, Member</u>	✓			
 <u>Sen. H. D. Dierking, Member</u>	✓			
<u>Sen. E. R. Duenas, Member</u>				
 <u>Sen. C. T. C. Gutierrez, Member</u>	✓			
 <u>Sen. M. D. Manibusan, Member</u>	✓			
 <u>Sen. D. Parkinson, Member</u>	✓			
 <u>Speaker J. T. San Agustin Ex-Officio Member</u>	✓			

**COMMITTEE ON EDUCATION
COMMITTEE REPORT
BILL NO. 326**

**"AN ACT TO ADD A NEW ARTICLE 6 TO SECTION 15101
17 GCA CHAPTER 15, RELATIVE TO CREATING A
FINANCIAL ASSISTANCE PROGRAM FOR NURSES
PURSUING A GRADUATE DEGREE IN NURSING."**

The Committee on Education conducted a public hearing on Wednesday, April 5, 1989 at the Legislative Session Hall at 9:10 a.m. to hear public input on Bill No. 326. Joining Chairman Franklin J. Quitugua were Senators Carl T. C. Gutierrez, George Bamba, Marilyn Manibusan and Elizabeth Arriola.

In attendance were University of Guam officials Anne W. Rohweder, Director of the Nursing Program and Robert Prelosky representing the President.

BACKGROUND

The health care needs of our people require nursing professionals to serve in multiple and complex roles. Nurses are needed to function in specialty areas, as faculty, as supervisors and as administrators. There is a demand for nurses who have the educational qualifications to hold leadership positions at the Department of Public Health and Social Services, the Department of Mental Health and Substance Abuse, Guam Memorial Hospital, the University of Guam School of Nursing as well as the private sector health care providers. However, there is a limited number of nurses who have graduate degrees. It is the intent of this bill to provide opportunities for nurses to pursue their education and to achieve a masters degree in nursing.

TESTIMONY

Mrs. Anne W. Rohweder, Director of the Nursing Program submitted written testimony in support of the Bill. **(See Exhibit A)** She explains that there is only a few local nurses with master degrees. In anticipation of the retirement of several of her staff members in the nursing program at the University, there needs to be opportunities as provided by this bill to develop the local nursing expertise to fill positions at UOG and throughout the health community. She is also consulting off-island universities with nursing programs which will be interested in bringing their "summers only" program to Guam. Two programs have expressed interest and approximately 15 students from Guam have indicated of their plans to achieve a degree if such program would come to Guam.

She requested that the bill reflects the real cost of attending a summer's program and Section 1 line 2 subsection (b) should be amended to read \$5,000 per year.

Robert Prelosky representing UOG President Leon Guerrero submitted written testimony in support of the Bill. **(See Exhibit B)** The bill will provide opportunities to students to attend school in "summers only" program. UOG has had a longstanding problem in the recruitment of nursing faculty. Five local nurses with Baccalaureates in Nursing degrees, have been identified and have made a commitment to pursue a degree of Master of Nursing or Master of Science or Arts with a major in Nursing, and to return as full-time permanent nursing faculty if this bill becomes law. He cites that the proposed \$25,000 annual grant loan will not be enough to cover air transportation cost and dormitory and other living expenses.

Governor Ada submitted written testimony in support of the Bill. **(See Exhibit C)**

FINDINGS AND RECOMMENDATIONS

The Committee finds that the Professional and Technical Awards program is not available for student who are only pursuing a "summer's only" program. The bill takes into consideration that most nurses prefer to attend a "summer's only" program instead of the regular academic year. The current nursing shortage will be further compounded if nurses leave to attend a regular academic year thus supports the idea to allow nurses to continue to work in their respective jobs and various health agencies while seeking their education in a summer's program.

The Committee recommends that the bill be amended to reflect the concerns of the public. The Committee further recommends the passage of Bill 326 by the Twentieth Guam Legislature.

EXHIBITS

- | | | | |
|---------|-----|---|---|
| Exhibit | "A" | - | Testimony of Mrs. Anne W. Rohweder,
Director of the Nursing Program. |
| Exhibit | "B" | - | Testimony of Mr. Robert Prelosky,
UOG. |
| Exhibit | "C" | - | Testimony of Governor Ada |
| Exhibit | "D" | - | Fiscal Note |

To: Honorable Franklin J. Quitugua, Senator
Chairman, Committee on Education
Twentieth Guam Legislature

April 5, 1989

From: Director, Nursing Programs and
Faculty in all Nursing Programs,
University of Guam

Testimony in favor of Bill No. 326(COR) AN ACT TO ADD A NEW ARTICLE 6 TO SECTION 15101 17 GCA CHAPTER 15, RELATIVE TO CREATING A FINANCIAL ASSISTANCE PROGRAM FOR NURSES PURSUING A GRADUATE DEGREE IN NURSING.

We welcome this additional opportunity to support a bill which will help, we hope, to literally change the face of nursing on Guam. As the introduction to the bill states, there are only two local nurses with graduate degrees in nursing (actually, we only know of one). There are others who have graduate degrees in Public Health, Business Administration, Counselling and Guidance, etc., but these degrees do not meet National League for Nursing or Guam Board of Nurse Examiners recommendations for faculty positions at the University of Guam. As a result, the University must attempt to find mainland nurses who will come to Guam on two or three year contracts, with the hope that they will stay longer; it is rare that they do. For the past 15 or so years, the University has been fortunate in having five or six faculty members who stayed from six to 15 years; all of those nurses are contemplating retirement in the near future (or have already retired). It is imperative that these five or six faculty be replaced by others who will also remain on faculty for long periods, to form the "backbone" of the Nursing Department at the University of Guam.

This bill is very timely. Prior to 1982, the University did not have a Second Step Baccalaureate in Nursing program that would permit Associate Degree graduates to attain the B.S. degree on island. There are now five local graduates of the Second Step program, with eight more graduating this year and an anticipated additional six or seven in 1990. These nurses add to the pool of B.S.N. graduates who attained their B.S.N. off-island, so that we have a sizeable number of potential candidates for graduate programs in nursing. Now that we have a generic B.S. in Nursing program, there will be a future continuous supply for local nurses who may aspire to the graduate degree. This bill will help Guam to attain it's own "home grown" supply of nursing faculty and nursing leadership in health agencies, ultimately eliminating the dependence on off-island recruitment and coincidental military dependent faculty.

This bill is particularly important because it permits nurses to attend the "summers only" programs that exist for graduate nursing programs. Some of our local nurses will, hopefully, elect the existing professional-technical scholarships for regular academic year programs, but nurses (mostly women) find it extremely difficult to leave their family for one or two years to go to school. Others will be able to work during the academic year and attend school for three or four summers to attain their Master's in Nursing.

Exhibit "A"

The University of Guam Nursing Programs plans for the next 2-6 years includes, if approved by UOG administration, allocating up to five positions for Assistant Instructors (local nurses with B.S. in Nursing degrees) who will make a definite commitment to a future career in nursing education. These nurses would be employed as clinical instructors, to assist the Master's prepared faculty assigned as lead teachers. They would be able to work during the school year and attend graduate programs during the summer, with the expectation that they would become the future full-time lead faculty.

We have only addressed the value of this bill in terms of the future of nursing education on Guam. Undoubtedly, there are nurses who would be willing to go to school summers (as opposed to academic years) to achieve graduate degrees in nursing with intent to prepare for advancement in such areas as clinical nurse practitioner, specialty practice in a clinical area, or supervisory/administrative positions in hospital, Public Health or other health agencies. It is entirely possible that, after the first year or two, the three annual awards allowed by Bill No. 326 would be totally inadequate to meet the demand.

There are two items that might be addressed for practical purposes. In Section I "there are established three (3) annual nurse awards for graduate studies in nursing." The further statement allows for accumulation of funds to increase the awards should funds for any given year be left over. Is it possible to word the bill in such a way that the Board of Regents would have the authority, under appropriate circumstances, to award more than three scholarships if funding permitted? We raise this question in view of very recent developments. . . . Prior to this year, the Director of Nursing Programs at the University had located and contacted "summers only" programs that would be willing to accept our graduates (without NLN accreditation). There are several such programs, with two of them definitely interested in accepting our students. Only very recently have we been approached with the possibility of bringing the summers only program to Guam, via one of the programs already identified. In the event that "one or more programs could bring their "summers only" program to Guam, it would be possible to provide support to considerably more than three students annually, since off-island living expenses and transportation would not be required. At least fifteen people have already indicated serious interest in achieving a graduate degree if we could bring the program to Guam, rather than having nurses leave island.

The other practical consideration has to do with Section 2 (Benefits). If sub-section (a) which allows for tuition and fees includes, as part of fees, dormitory and meal fees, there is no problem. If, on the otherhand, fees only include those additional fees associated with tuition and registration, there is a problem. Section 2 (b) only allows for an annual grant loan of not more than \$2,500 per year to cover everything except "tuition and fees." \$2,500 per year, for summer's only or academic year programs, would only cover one annual round trip from Guam to the college location, plus about \$500 for books. It would not cover living expenses at all. If the Board of Regents has the authority to include dormitory and meal expenses in the "fees" section, the specifications of the bill are quite adequate. We have attached a copy of information from two accredited programs to illustrate the cost of "summers only" programs, exclusive of book costs. At the moment, book costs are prohibitive, with some nursing texts costing up to \$75.00 per text.

Page 3, Testimony for Bill No. 326(COR)

The attached examples are illustrative only and reflect 1988-89 costs, not increases expected for 1989-90 and beyond. It will be noticed that the average summer costs run very close to \$5,000 per summer, depending on the school selected. Costs in Kansas and Texas, two other "summers only" locations, would probably be about the same.

Again, thank you for the opportunity to support this legislation. We are aware of the Chairman's continuing interest in education, including nursing education, as demonstrated in past efforts.

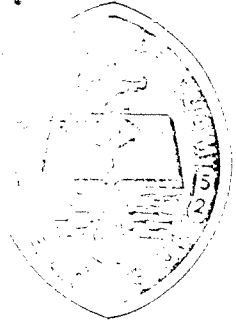
Data regarding summer school costs for nurses in graduate programs, with "summers only" options.

Ball State, Muncie, Indiana

Tuition and fees:	Regular school year, total for estimated 3 quarters....non resident	\$6,611
	Summers only, estimated 3 summers, not counting work to be done on Guam.....non resident	3,966
	(Approximately \$1300 per summer)	
Dormitory, including meals, summers, grad. student dorm.....		2,000
Transportation to clinicals not needed, since hospital is across street from campus. Bus can be taken to any other community agency.		
Air fare, round trip, economy, student rates.....		1,197 (+10%
Ground transportation from Indianapolis to Muncie, R.T.		80 after 6/89
Estimated cost of books and supplies, for one summer		300
Thus, for one summer session, the total would be:	<u>\$4,877</u>	
	(round to \$5,000)	

University of Portland, Portland, Oregon

Tuition and fees:	Regular school year, figures not available, but for non-nursing students, regular fees are \$3,300 per semester of 12 cr. or more, plus \$104 fees plus \$185 special fees for nursing students (grad.)	
	Summer, listed as \$1300, inclusive of tuition and fees for grad. school nursing students.	1,300
Dormitory, with no meals available during summer.....		800
Est. \$15.00 per day, minimum, for meals outside dorm, x 65 days		975
Air fare, round trip, economy, student rates.....		995 (+10%
Ground transportation, airport to campus via airporter to down town, taxi to campus, estimate only...		40 after 6/89
Estimated cost of books and supplies, per summer		500
Thus, for one summer session, the total would be:	<u>\$4,408</u>	
(Cost of bus fare to clinical facilities is unknown factor, but probably not great.)		



University of Guam

OFFICE OF THE PRESIDENT
U.O.G. Station, Mangilao, Guam 96923
Cable: "UnivGuam" * Telex: 721-6275 * Fax: 734-3118

April 4, 1989

The Honorable
Franklin J. Quitugua
Chairman, Committee on Education
Twentieth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Re: Bill 326

Dear Chairman Quitugua:

Thank you for the opportunity to testify on behalf of Bill No. 326 (COR), "An Act to Add a New Article 6 to Section 15101 GCA Chapter 15, Relative to Creating a Financial Assistance Program for Nurses Pursuing a Graduate Degree in Nursing."

As the Senators are very much aware, the University of Guam has had a longstanding problem in the recruitment of nursing faculty. Part of the problem is the necessity to recruit, in the first place. Recruitment, for nursing faculty, automatically means seeking qualified persons from Off-island. Besides being an expensive process, off-island recruitment is not very successful in terms of long range planning. Recruited faculty seldom stay longer than the initial two to three year contracted period and some break their contracts and leave even earlier.

Long range planning for the nursing programs includes identification of at least five local nurses, with Baccalaureate in Nursing degrees, who will be willing to seek a degree of Master of Nursing (or Master of Science or Arts with a major in Nursing), with intent to become full-time permanent nursing faculty. If the University had a permanent core group of nursing faculty, recruited nurses and nurses coming on island as military dependents, could be used most effectively to provide the necessary variety recommended by accrediting bodies. Without such a core group, nursing programs have the stability and orderly growth required for desired National League for Nursing accreditation.

Professional-technical awards are available for nurses who can leave island for a full academic year.

Letter to Chairman Quitugua
Committee on Education
Bill No. 326
Page 2

Unfortunately, most nurses find themselves unable to leave home and family for the one and a half to two years necessary to accomplish the graduate degree. There are programs, in fully accredited and reputable schools, that recognize this problem and allow attendance in summers only for three to four summers. The professional technical awards do not permit attendance in "summers only" programs, hence the need for this Bill No. 326.

In addition to the severe shortage of nursing faculty at the University, the Territory of Guam needs nurses with graduate degrees to fill leadership and specialized program positions in almost every agency offering organized nursing services. Given the extreme shortage of nurses in clinical agencies, it is equally important that these nurses also have an opportunity to attend school in summers only, in addition to having access to academic year professional-technical awards.

The bill has only one possible drawback. Section 2 (Benefits), (a) provides for payment of tuition and fees, which should be ample for any program a candidate might select. (b) allows for an annual grant loan of not more than \$2,500 per year to be disbursed in accordance with regulations adopted by the Board of Regents. Unless the "fees" in section (a) can cover dormitory fees as well as other fees, the \$2,500 per year would be inadequate to cover costs of living on campus (or off-campus) and once yearly air fare. If the "fees" section covers dormitory fees, there is no problem with the amount allocated, given the Board's mandate to develop rules and regulations.

The nursing program is crucial if the University is to accomplish its mission to provide leadership and services for the Territory and Micronesia. There is so very much that needs to be done in the area of health care. Without a committed cadre of local professionals devoted to the region and its people, the University nursing program will never completely fill its potential. This bill will provide that needed cadre.

Sincerely,


WILFRED P. LEON GUERRERO
President

cc: Chairman, Board of Regents

Exhibit "B"



Territory of Guam
Territorio Guam

OFFICE OF THE GOVERNOR
UPSIÑAN I MAGA'LAHI
AGANA, GUAM 96960 U.S.A.

APR 05 1989

The Honorable Franklin J. Quitugua
Chairman
Committee on Education
Twentieth Guam Legislature

Testimony on Bill No. 326
April 5, 1989

Dear Mr. Chairman:

It is well known that Guam has been experiencing a problem for some time with respect to the recruitment of qualified nursing personnel for Guam Memorial Hospital.

While there is no doubt that our difficulties bear some relation to a nationwide shortage of qualified nurses we must nonetheless do everything possible to alleviate this condition here on Guam. This administration and concerned members of the Legislature such as yourself, Mr. Chairman, as well as the author of this measure have been working diligently to address this problem. I feel that Bill No. 326 is a step in the right direction. We must continue our efforts to train as many qualified nurses locally as we can. We must give more support to our local university's nursing training program and to local men and women interested in pursuing this very important career.

Sincerely,

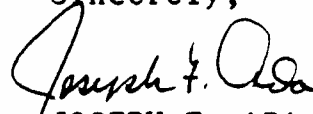

JOSEPH F. ADA
Governor

Exhibit "C"

FISCAL NOTE
BUREAU OF BUDGET & MANAGEMENT RESEARCH

BBMR-87

Bill No. 326 Date Received 3/2/89
 Mandatory Bill Yes No Date Reviewed 3/14/89
 Department/Agency Affected: University of Guam
 Department/Agency Head: Dr. Wilfred Leon Guerrero
 Total Fiscal Year Appropriation: \$13,148,243
 Bill Title (concise): An Act to add a new Article 6 to Section 15101 17 GCA
Chapter 15, relative to creating a financial assistance
program for nurses pursuing a graduate degree in nursing.

Change in Law: Adds a new Article 6 to Section 15101 of 17GCA Chapter 15.

Bill Attempts to: Increase Program Funding
 Decrease Program Funding
 Reallocate Present Program Funding

Bill is for: Operations
 Capital Improvement
 Other

FINANCIAL/PROGRAM IMPACT

<u>PROGRAM CATEGORIES</u>	<u>Minimum Estimated Required Funds (For Five Years)</u>		
	<u>GENERAL FUND</u>	<u>FEDERAL</u>	<u>OTHER</u>
Education			
GRAND TOTAL	See Attachment		

ESTIMATED MULTI-YEAR FUND REQUIREMENTS

<u>SOURCES</u>	<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>
General Fund					
Federal Fund					
Other Fund					
GRAND TOTAL	See Attachment				

ESTIMATED MULTI-YEAR REALIZED REVENUES

<u>SOURCES</u>	<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>
General Fund	N/A				
Federal Fund					
Other Fund					
GRAND TOTAL					

Jose S. Calvo
 JOSE S. CALVO
 PROGRAM ANALYST

Michael J. Reidy
 MICHAEL J. REIDY
 DIRECTOR

3-23-89

Date Review Terminated: 3/14/89

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 326 (COR)

Introduced by:

M. Z. Bordallo
F. J. A. Quitugua
C. T. C. Gutierrez

J. P. Aguon
J. G. Bamba
H. D. Dierking
E. R. Duenas
D. Parkinson
M. D. A. Manibusan
J. T. San Agustin
E. P. Arriola
P. C. Lujan
G. Mailloux
T. S. Nelson
F. R. Santos
D. F. Brooks
E. M. Espaldon
E. D. Reyes
M. C. Ruth
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO ADD A NEW ARTICLE 6,
CHAPTER 15, TITLE 17, GUAM CODE
ANNOTATED, RELATIVE TO CREATING A
FINANCIAL ASSISTANCE PROGRAM FOR
NURSES PURSUING A GRADUATE DEGREE IN
NURSING AND TO APPROPRIATE \$75,000
FROM THE GENERAL FUND FROM FY '89 TO
THE UNIVERSITY TO FUND FIVE NURSING
LOANS, AND FOR OTHER PURPOSES.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Legislative Intent. The Legislature finds that the health
3 care needs of the people of Guam require nursing professionals to serve in
4 multiple and complex roles. Nurses are needed to function in specialty
5 areas, as faculty, as supervisors and as administrators. There is a demand
6 for nurses who have the educational qualifications to hold leadership
7 positions at the Department of Public Health and Social Services, the
8 Department of Mental Health and Substance Abuse, Guam Memorial Hospital,
9 the University of Guam School of Nursing as well as the private sector

1 health care providers. However, there is a limited number of nurses who
2 have graduate degrees. It is the intent of the Legislature to expand
3 nursing professional pool to accommodate the needs of the full-time nursing
4 school faculty of the University of Guam and for leadership and specialized
5 nursing positions in the government and private by affording loan awards
6 to locally committed nurses to pursue graduate degrees in graduate nursing
7 programs to include "summer-long" programs.

8 Section 2. A new Article 6 Section 15601 is added to 17 GCA Chapter
9 15 to read as follows:

10 "Section 15601. Students Entitled to Loans. There are
11 established three (3) annual/loan awards for graduate and/or summer's-
12 only studies in nursing. Funds appropriated for the purpose of
13 providing loans and annual nurse awards, and which are not totally
14 expended may be used in succeeding years so as to increase the
15 number of annual awards or loans. Annual awards shall be given to
16 those applicants who have been accepted or who have been admitted to
17 a graduate program in nursing and or a 'summer-long' program. The
18 awards provided in this Act are subject to the following limitations:

19 (a) A recipient must be a bona fide resident of Guam and a
20 United States citizen or a permanent resident alien and must have
21 achieved an overall grade point average of 3.0, based on a 4.0
22 maximum grade point system, in such applicants undergraduate
23 studies or an irrevocable letter of acceptance from an accredited
24 professional school.

25 (b) The applicant must agree that after completion of the
26 course of studies for which the award was granted, such
27 applicant will return to work on Guam in the nursing profession
28 for a period of one (1) year for each Three Thousand Dollars
29 (\$3,000) received under the award.

30 (c) The applicant must present to the University of Guam
31 Board of Regents prior to granting of the loan satisfactory proof
32 that such applicant has been admitted as a full-time student to a
33 U.S. accredited college or university offering graduate nursing

1 programs and/or a "summer-long" program to pursue a graduate
2 degree in nursing.

3 (d) The UOG Board shall select recipients of the loans upon
4 the basis of scholastic ability, financial need, aptitude and health
5 as well as the likelihood of the recipient returning for employment
6 in the nursing profession on Guam.

7 Section 15602. Benefits. Students eligible loans pursuant to this
8 Article shall receive the following benefits:

9 (a) Payment of tuition and fees for a period of not more
10 than four (4) scholastic years.

11 (b) An annual grant loan of not more than Five Thousand
12 Dollars (\$5,000) per year to be disbursed in accordance with
13 regulations adopted by the Board, such loans to be non-interest
14 bearing except as to unpaid delinquent amounts. In no case shall
15 the total amount loaned to a single individual under this
16 Subparagraph exceed the sum of Twenty Thousand Dollars
17 (\$20,000).

18 Section 15603. Repayment of Grant Loans.

19 (a) Every student awarded a loan pursuant to this Article
20 shall execute a promissory note, guaranteed by such other
21 person(s) as the Board requires, agreeing to repay said loan over
22 a period to be determined by the Board, but not to exceed ten
23 (10) years from the contemplated date of completion of the course
24 of studies for which the award was approved. Said promissory
25 note shall be non-interest bearing except that it shall provide for
26 interest in the amount of six percent (6%) on unpaid delinquent
27 amounts which are due and payable under the terms of the note.

28 (b) Every student awarded a loan pursuant to this Article
29 shall receive credit against amounts due under the promissory
30 note as follows:

31 (i) At the rate of Three Thousand Dollars (\$3,000) for
32 each year during which he/she is employed in the nursing
33 profession on Guam. No amounts under a promissory note
34 executed pursuant to this Section shall be considered due

1 and payable during the period that any such person is so
2 employed.

3 Section 15604. Repayment of Tuition, Fees and Transportation.

4 (a) Every student awarded tuition, fees and transportation
5 pursuant to Paragraphs (a) and (b) of Section 15603 of this
6 Article shall execute a promissory note agreeing to repay said
7 tuition fees and transportation costs over a period not to exceed
8 ten (10) years in the event that he/she does not return to Guam
9 within three (3) months following completion of his/her course of
10 studies and become employed in the nursing profession on Guam
11 for a period of not less than five (5) years.

12 (b) In the case of the failure of a student to return to
13 Guam within three (3) months following completion of his course
14 of studies or to be employed in the nursing profession on Guam
15 for a period of not less than five (5) years, the Board shall
16 declare in effect the repayment provisions as provided in
17 Subsection (a) foregoing; provided, however, that the Board may
18 extend the time of return for a period of not to exceed two (2)
19 years upon written request of the student and upon a showing to
20 the satisfaction of the Board of good cause for such extension.

21 Section 15605. Forfeiture of Awards.

22 Expulsion from a school or institution attended, or
23 suspension for a period of the same or greater than one academic
24 semester or its equivalent in such school or institution, or failure
25 to complete the program for which the loan was approved, or
26 failure to comply with the regulations of the Board shall result in
27 forfeiture of the loan provided by this Article. For purposes of
28 this Article a person shall be considered to have completed his
29 course of studies upon the event or events of forfeiture as
30 provided in this Section.

31 Section 15606. Seventy-Five Thousand Dollars (\$75,000) are
32 appropriated from the General Fund from FY '89 to the University
33 of Guam to fund five (5) nursing loans.

1 Section 15607. The University of Guam is authorized to begin
2 negotiations and to contract a U.S. mainland university to provide an
3 advanced degree nursing program at the University beginning in the
4 summer of 1990. The University shall submit an appropriation request
5 to effectuate such contract within 120 days after the enactment of this
6 Article."

7 Section 2. (a) One Hundred Thousand Dollars (\$100,000) are
8 hereby appropriated from the General Fund to the University of Guam for
9 analyzing the human remains and archaeological relics discovered at Gongga
10 Beach, and Agana, by the Micronesian Area Research Center. This is a
11 continuing appropriation.

12 (b) A continuing appropriation of One Hundred and Two
13 Thousand Dollars is hereby authorized for Fiscal Year 1990 from
14 the General Fund to the University of Guam to complete the
15 second year of the project.

16 (c) The Director of the Micronesian Area Research Center
17 shall make a report to the Legislature within 30 days of the
18 completion of the research funded by this section. Said report
19 shall include a description of the findings of the research funded
20 by this section and an accounting of the expenditures of funds.

21 Section 3. §15301 OF TITLE 17, GUAM CODE ANNOTATED, IS ^{4/c}
22 AMENDED TO READ:

23 "§15301. Students Entitled to Merit Awards. There are
24 established annual merit awards for high school students in the
25 graduating classes of the several public and private high schools in
26 Guam now or hereafter established. The students entitled to these
27 awards shall be those students having the highest scholastic standing
28 in their graduating classes. Each graduating class of each school with
29 at least fifty (50) graduates is entitled to two (2) such awards and an
30 additional award for every fifty (50) graduates or fraction thereof;
31 provided, however, that if as a result of the equal scholastic standing
32 of two (2) or more graduates, there is a tie for the awards granted
33 pursuant of this Chapter and there is an insufficient number of awards
34 available for the tying graduates, additional awards shall be provided

1 for such graduates. Each school with a graduating class of less than
2 fifty (50) shall be entitled to one (1) annual merit award as determined
3 by the Board. Recipients are to attend the University of Guam.
4 However, if the recipient is a valedictorian or salutatorian whose
5 declared major is unavailable at the University of Guam, the
6 valedictorian or salutatorian may attend any accredited college or
7 university in the United States where such declared major is available
8 to be effective for school year 1988-89 and the years to follow.

9 Awards shall be subject to the following limitations:

10 (a) A recipient must be a bona fide resident of Guam. In
11 addition, a recipient must be either:

12 (1) A United States citizen, or

13 (2) A permanent resident alien who has completed four

14 (4)

15 academic quarters in public or private high school in
16 Guam.

17 (b) If any student is ineligible for a scholarship solely
18 because of failure to meet the requirements contained in
19 subsection (1) of this section; or if any eligible student chooses
20 not to accept an award when first offered such award, the award
21 shall be granted to the eligible student with the next highest
22 scholastic rank. If an eligible student declines to accept an
23 award when first offered, such students cannot accept such an
24 award after it has been granted to another student.

25 The recipient of a merit award must notify the Board within
26 thirty (30) days, that the award is accepted. If such recipient fails
27 to do so, the award is thereby forfeited and the same shall be offered
28 to the next alternate."

29 (c) A recipient who attends a college or university outside
30 of Guam during the term of the award must agree that such
31 recipient will return to work on Guam for a period of one (1)
32 year subsequent to the completion or termination of the course of
33 studies for which the award was granted, provided that if the
34 recipient continues as a full-time student at a graduate or

1 professional school such recipient may defer return to Guam until
2 such additional studies are completed.

3 (d) Awards granted on or subsequent to the effective date
4 of this section shall be cancelled if a recipient:

5 (1) fails to maintain a cumulative grade point average
6 of 2.5 or its equivalent, except a recipient may be allowed
7 one academic term to regain this average without cancellation
8 of award, or

9 (2) Fails to meet the academic and other requirements
10 governing full-time students at the institution attended, or

11 (3) is no longer a full-time student, or

12 (4) changes Guam residency status.

13 Section 4. Section 42(c) of P. L. 19-34 is repealed and reenacted
14 to read:

15 "(c) The following reassignment of pay ranges and the
16 implementation of Option I is effective August 15, 1986, for the
17 following positions:

		Option II Pay Range	
	TITLE	FROM	TO
18			
19			
20	Headstart Teacher	13	22
21	Vocational Instructor	29	36
22	ROTC Instructor I	20	31
23	ROTC Instructor II	23	33
24	ROTC Instructor III	26	35
25	ROTC Instructor IV	28	37"

Bill No. 326 (cor)

Introduced by:

M.Z. Bordallo *MZB*

AN ACT TO ADD A NEW ARTICLE 6 TO SECTION 15101 17
GCA CHAPTER 15, RELATIVE TO CREATING A FINANCIAL ASSISTANCE
PROGRAM FOR NURSES PURSUING A GRADUATE DEGREE IN NURSING.

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

2 Legislative Intent. The Legislature finds that Guam is
3 undergoing an extreme shortage of local nurses with graduate
4 degrees. Presently, there are two local nurses (not including
5 imported mainland nurses) with graduate degrees in nursing. The
6 University of Guam will never have a fully stable nursing program
7 that would qualify for national league for nursing accreditation
8 until it has a faculty made up of at least fifty percent (50%)
9 permanent or locally committed nurses with graduate degrees in
10 nursing.

11 Section 1. A new Article 6 Section _____ is added to 17
12 GCA Chapter 15 to read as follows:

13 Section 1. Students Entitled to Loans. There are
14 established three (3) annual nurse awards for graduate studies in
15 nursing. Funds appropriated for the purpose of providing loans and
16 annual nurse awards, and which are not totally expended may be used
17 in succeeding years so as to increase the number of annual awards or
18 loans. Annual nurse awards shall be given to those applicants who
19 have been accepted or who have been admitted to graduate program in

1 nursing. The awards provided in this Act are subject to the
2 following limitation:

3 (a) A recipient must be a bona fide resident of
4 Guam and a United States citizen or a permanent resident alien and
5 must have achieved an overall grade point average of 2.5 in such
6 applicant's undergraduate studies or an irrevocable letter of
7 acceptance from an accredited professional school.

8 (b) The applicant must agree that after
9 completion or termination of the course of studies for which the
10 award was granted, such applicant return to work on Guam for a period
11 of one (1) year for each Three Thousand Dollars (\$3,000) received
12 under the award.

13 (c) The applicant must present to the Board prior
14 to granting of the award satisfactory proof that such applicant has
15 been admitted to the college or university as a full time student or
16 admitted to any college or university offering summer only graduate
17 programs to pursue a graduate degree in nursing.

18 (d) The college or universities must be properly
19 accredited and must be approved by the Board.

20 (e) The Board shall select the recipient of the
21 awards upon the basis or scholastic ability, financial need, aptitude
22 and health as well as the likelihood of the recipient returning to
23 Guam.

24 Section 2. Benefits. Students entitled to annual nurse
25 awards pursuant to this Article shall receive the following
26 benefits:

27 (a) Payment of tuition and fees for a period of
28 not more than four (4) scholastic years.

1 (b) An annual grant loan of not more than Two
2 Thousand Five Hundred Dollars (\$2,500) per year to be disbursed in
3 accordance with regulations adopted by the Board, such grant loans to
4 be non-interest bearing except as to unpaid delinquent amounts. In
5 no case shall the total amount loaned to a single individual under
6 this Subparagraph exceed the sum of Ten Thousand Dollars (\$10,000).

7 Section 3. Repayment of Grant Loans.

8 (a) Every student awarded a grant loan pursuant
9 to this Article shall execute a promissory note agreeing to repay
10 said loan over a period to be determined by the Board, but not to
11 exceed ten (10) years from the contemplated date of completion of the
12 course of studies for which the award was granted. Said promissory
13 note shall be non-interest bearing except that it shall provide for
14 interest in the amount of six percent (6%) on unpaid delinquent
15 amounts which are due and payable under the terms of the note.

16 (b) Every student awarded a grant loan pursuant
17 to this Article shall receive credit against amounts due under the
18 promissory note as follows:

19 (i) At the rate of Three Thousand Dollars
20 (\$3,000) for each year during which he is employed on Guam.

21 No amounts under a promissory note executed
22 pursuant to this Section shall be considered due and payable during
23 the period that any such person is so employed.

24 Section 4. Repayment of Tuition, Fees and
25 Transportation.

26 (a) Every student awarded tuition, fees and
27 transportation pursuant to Paragraphs (a) and (b) of Section 3 of
28 this Article shall execute a promissory note agreeing to repay said

1 tuition fees and transportation costs over a period not to exceed ten
2 (10) years in the event that he does not return to Guam within three
3 (3) months following completion of his course of studies and become
4 employed on Guam for a period of not less than one (1) year.

5 (b) In the case of the failure of a student to
6 return to Guam within three (3) months following completion of his
7 course of studies or to be so employed on Guam for a period of not
8 less than one (1) year, the Board shall declare in effect the
9 repayment provisions as provided in Subsection (a) foregoing;
10 provided, however, that the Board may extend the time of return for a
11 period of not to exceed two (2) years upon written request of the
12 student and upon a showing to the satisfaction of the Board of good
13 cause for such extension.

14 Section 5. Forfeiture of Awards.

15 Expulsion from a school or institution attended, or
16 suspension for a period of the same or greater than one academic
17 semester or its equivalent in such school or institution, or failure
18 to complete the program for which the award was granted, or failure
19 to comply with the regulations of the Board shall result in
20 forfeiture of the award provided by this Article. For purposes of
21 this Article a person shall be considered to have completed his
22 course of studies upon the event or events of forfeiture as provided
23 in this Section.