



*Territory of Guam*  
*Territorion Guam*

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

RECEIVED  
OFFICE OF THE SPEAKER  
DATE: 9/27/93  
TIME: 4:00 PM  
RECD BY: [Signature]

SEP 27 1993

The Honorable Joe T. San Agustin  
Speaker, Twenty-Second Guam Legislature  
155 Hesler Street  
Agana, Guam 96910

REFER TO  
LEGISLATIVE SECRETARY

A handwritten signature in black ink, likely belonging to the Legislative Secretary mentioned in the stamp.

Dear Mr. Speaker:

Transmitted herewith is Bill No. 538 which I have signed into law this date as  
Public Law 22-33.

Sincerely yours,

A large, stylized handwritten signature in black ink, identifying the Governor of Guam.

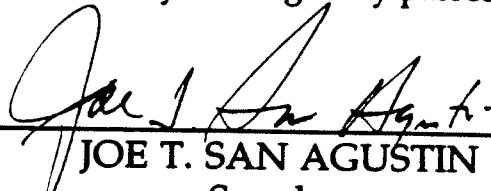
JOSEPH F. ADA  
Governor of Guam  
220365

Attachment

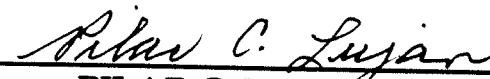
TWENTY-SECOND GUAM LEGISLATURE  
1993 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

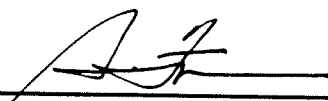
This is to certify that Substitute Bill No. 538 (LS), "AN ACT TO REAPPROPRIATE SIX HUNDRED TWENTY-FOUR THOUSAND FOUR HUNDRED FIFTY-TWO DOLLARS (\$624,452) FROM THE APPROPRIATION PREVIOUSLY MADE FOR THE NORTHERN AND SOUTHERN HIGH SCHOOLS IN SECTION 33 OF PUBLIC LAW 20-220 TO THE DEPARTMENT OF EDUCATION TO IMPLEMENT THE DRIVERS EDUCATION PROGRAM," was on the 15th day of September, 1993, duly and regularly passed.

  
\_\_\_\_\_  
JOE T. SAN AGUSTIN  
Speaker

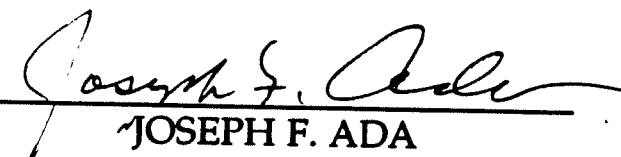
Attested:

  
\_\_\_\_\_  
PILAR C. LUJAN  
Senator and Legislative Secretary

-----  
This Act was received by the Governor this 17<sup>th</sup> day of September  
1993, at 10:28 o'clock A.M.

  
\_\_\_\_\_  
Assistant Staff Officer  
Governor's Office

APPROVED:

  
\_\_\_\_\_  
JOSEPH F. ADA  
Governor of Guam

Date: September 27, 1993

Public Law No. 22-33

TWENTY-SECOND GUAM LEGISLATURE  
1993 (FIRST) Regular Session

Bill No. 538 (LS)

As substituted by the Committee  
on Ways and Means and as amended  
by the Committee on Rules.

Introduced by:

M. D. A. Manibusan

C. T. C. Gutierrez

M. Z. Bordallo

---

J. G. Bamba

T. S. Nelson

E. P. Arriola

H. D. Dierking

P. C. Lujan

T. C. Ada

J. P. Aguon

A. C. Blaz

D. F. Brooks

F. P. Camacho

V. C. Pangelinan

D. Parkinson

E. D. Reyes

J. T. San Agustin

F. R. Santos

D. L. G. Shimizu

T. V. C. Tanaka

A. R. Unpingco

AN ACT TO REAPPROPRIATE SIX HUNDRED TWENTY-FOUR THOUSAND FOUR HUNDRED FIFTY-TWO DOLLARS (\$624,452) FROM THE APPROPRIATION PREVIOUSLY MADE FOR THE NORTHERN AND SOUTHERN HIGH SCHOOLS IN SECTION 33 OF PUBLIC LAW 20-220 TO THE DEPARTMENT OF EDUCATION TO IMPLEMENT THE DRIVERS EDUCATION PROGRAM.

1

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

1           **Section 1. (a) Appropriation.** Six Hundred Twenty-Four Thousand  
2 Four Hundred Fifty-Two Dollars (\$624,452) are reappropriated from the  
3 appropriation previously made for the northern and southern high schools in  
4 Section 33 of Public Law 20-220 to the Department of Education for the  
5 implementation of the Drivers Education Program as authorized by Section 9  
6 of Public Law 22-20. The appropriation is to be expended on personnel,  
7 travel, purchase of vehicles, insurance, fuel and maintenance, textbooks and  
8 materials, driving simulators, a consultant, and for teacher stipends.

9           **(b) Availability of appropriations; not subject to transfer.** The  
10 appropriation made in this Act shall be available upon enactment and until  
11 September 30, 1994, and is not subject to the Governor's transfer authority.

# TWENTY-SECOND GUAM LEGISLATURE

1993 (FIRST) Regular Session

9

Date: 9/15/93

## VOTING SHEET

Bill No. 538  
 Resolution No. \_\_\_\_\_  
 Question: \_\_\_\_\_

NAME	AYE	NO	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.	✓			
ARRIOLA, Elizabeth P.				✓
BAMBA, J. George	✓			
BLAZ, Anthony C.	✓			
BORDALLO, Madeleine Z.				✓
BROOKS, Doris F.	✓			
CAMACHO, Felix P.	✓			
DIERKING, Herminia D.	✓			
GUTIERREZ, Carl T. C.	✓			
LUJAN, Pilar C.	✓			
MANIBUSAN, Marilyn D. A.	✓			
NELSON, Ted S.	✓			
PANGELINAN, Vicente	✓			
PARKINSON, Don	✓			
REYES, Edward D.	✓			
SAN AGUSTIN, Joe T.	✓			
<del>SANTOS, Francisco R.</del>				
SHIMIZU, David L. G.	✓			
TANAKA, Thomas V. C.		✓		
UNPINGCO, Antonio R.	✓			

TOTAL                      17    1                      2

# Twenty-Second Guam Legislature

155 Hesler Street  
Pacific Arcade  
Agana, Guam 96910  
Telephone: (671) 472-3407 thru 9  
Fax: 477-3161



**CARL T.C. GUTIERREZ**  
Senator

Chairman, Committee  
on Ways & Means

Vice-Chairman, Committee  
on Rules

Vice-Chairman, Committee  
on Tourism & Transportation

August 3, 1993

Honorable Speaker Joe T. San Agustin  
Speaker, Twenty-Second Guam Legislature  
155 Hesler Street  
Legislative Temporary Building  
Agana, Guam 96910

Dear Mr. Speaker:


The Committee on Ways & Means wishes to report out its findings on **BILL NO. 538, "AN ACT APPROPRIATING EIGHT HUNDRED FIFTY TWO THOUSAND TWO HUNDRED TWELVE DOLLARS TO THE DEPARTMENT OF EDUCATION FOR DRIVERS EDUCATION COURSES"**, to the full Legislature with the recommendation to do Pass as Substituted.

The Committee Voting Record is as follows:

<b>TO PASS:</b>	<u>12</u>
<b>NOT TO PASS:</b>	<u>0</u>
<b>ABSTENTIONS:</b>	<u>0</u>
<b>INACTIVE FILE:</b>	<u>0</u>

Copies of the Committee Report and all pertinent documents are attached for your information.

Sincerely,

  
**CARL T. C. GUTIERREZ**  
Chairman, Committee on  
Ways & Means

Attachments

Twenty-Second Guam Legislature  
Committee on Ways & Means

VOTING SHEET

BILL NO.

538

AN ACT APPROPRIATING EIGHT HUNDRED FIFTY TWO THOUSAND TWO HUNDRED TWELVE DOLLARS TO THE DEPARTMENT OF EDUCATION FOR DRIVERS EDUCATION COURSES.

	TO PASS	NOT TO PASS	ABSTAIN	TO PLACE IN INACTIVE FILE
<i>C. Gutierrez</i> Senator Carl T. C. GUTIERREZ Chairman	✓			
<i>H. Dierking</i> Senator Herminia D. DIERKING Vice-Chairman	✓			
<i>T. C. Ada</i> Senator Thomas C. ADA Member	✓			
<i>J. P. Aguon</i> Senator John P. AGUON Member	✓			
<i>E. P. Arriola</i> Senator Elizabeth P. ARRIOLA Member	✓			
<i>J. George Bamba</i> Senator J. George BAMBA Member	✓			
Senator Anthony C. BLAZ Member				
Senator Pilar C. LUJAN Member				
<i>M. Manibusan</i> Senator Marilyn D. A. MANIBUSAN Member	✓ 8/11/93 Mdm			
Senator Ted S. NELSON Member				
<i>V. C. Pangelinan</i> Senator Vicente C. PANGELINAN Member	✓			
<i>D. G. Shimizu</i> Senator David L. G. SHIMIZU Member	✓			
<i>A. R. Unpingco</i> Senator Antonio R. UNPINGCO Member	✓			
<i>J. San Agustin</i> Speaker Joe T. SAN AGUSTIN Ex-Officio Member	✓			

**COMMITTEE ON WAYS & MEANS  
COMMITTEE REPORT**

**ON**

**BILL NO. 538: AN ACT APPROPRIATING  
EIGHT HUNDRED FIFTY TWO THOUSAND TWO  
HUNDRED TWELVE DOLLARS TO THE  
DEPARTMENT OF EDUCATION FOR DRIVERS  
EDUCATION COURSES.**

The Committee on Ways & Means conducted a public hearing on Thursday, July 22, 1993 beginning at 10:00 a.m. at the Legislative Public Hearing Room to gather testimony on Bill No. 538. Senator Carl T. C. Gutierrez, Chairman of the Committee conducted the hearing, being joined by Senators Pilar C. Lujan, Vicente C. Pangelinan, J. George Bamba, and Marilyn D. A. Manibusan.

**TESTIMONY**

**Mr. Michael Condon, School Program Consultant, Vocational & Technical Education Division, representing the Director of the Department of Education**

The Director in his brief written testimony, stated that pursuant to Public Law 22-20, Section 9, the department is in the process of developing a comprehensive drivers education program.

The Department submitted the budget needed to launch the program by school-year 1993-1994 which is Two Hundred Five Thousand Seven Hundred Sixty Dollars (\$205,760) less than what Bill No. 538 is proposing.

Senator Gutierrez suggested that the Department can further reduced their appropriation request by One Hundred Forty-Four Thousand Dollars (\$144,000) (which is the cost of eight vehicles) by soliciting from other automobile dealers.

Mr. Condon said that they want to get the program started and what Nissan has offered, Mr. Van Shelly, he said that he would like to have the right of first refusal. Mr. Shelly told the Department that since he initiated the first six vehicles, for the Department to go to him first if they needed more vehicles.

Senator Lujan asked if the appropriation included personnel (instructors) for drivers education? How many instructors would be hired by the department? Mr.



Condon's respond was yes, they have included \$253,000 for stipends for twenty eight (28) instructors. Its an after school program.

Senator Gutierrez asked if the program can be started in the fall without getting this Bill No. 538 passed immediately based on the budget that they have now and have this appropriated in October? DOE always have a lot of lapses, can you use those lapses to get the program moving?

Mr. Condon informed the members that they need to get the teachers trained this summer. What the Department needs initially which a letter was transmitted to the Governor requesting for \$69,000. This amount is to pay to get somebody out here to train the teachers this summer and also to purchase textbooks.

Senator Gutierrez stated that we certainly need this program here on Guam.

Mr. Condon concurs with Senator Gutierrez that this program is needed here on Guam. The program that the department designed requires thirty-two (32) hours of classroom instruction, six (6) hours behind the wheels, and twelve (12) hours observation.

Senator Lujan hopes that the program would emphasize about the DUI, the requirements so that they would be aware. Mr. Condon assured the Senator that the program also includes a full ten and one half (10 1/2) hours on Drinking Drugging and Driving. It is just an opportunity for the Department to bring the Substance Abuse program to the students.

Senator Gutierrez suggested to Mr. Condon that since they got the six vehicles from Nissan and if they really need to buy because they just can't give you eight (8) more, I think that you should give them (Nissan) the opportunity first.

Mr. Condon said absolutely, as a matter of fact Mr. Shelly has been very supportive and he said that in addition to the six vehicles, he intents on doing this every year as well. Next year we will be getting six more new vehicles. The only stipulation he ask is that there will be no smoking in vehicles and that is not a problem. Also that the vehicles not be used as personal cars for principals.

Senator Pangelinan suggested that the Department might want to include an element of defensive driving in the program. Mr. Condon said that it is already included. Senator Pangelinan also informed Mr. Condon that there are two (2) certified defensive driving instructors on Guam and that they both work at GTA that the Department might be able to tap on them. The Senator went on to say that one of them just returned from a recertification program, so he is nationally certified on the defensive program. Mr. Condon stated that they know of Mr. Frank Reyes. Senator Pangelinan also stated that Mr. Joe Anderson is the person he is referring to. Mr. Condon informed that Committee that the problem that they are facing is that in order to be certified with DOE, they have to have University credits.

Senator Gutierrez congratulated the Department of Education on moving fast on this issue.

### **COMMITTEE ACTION**

The Committee on Ways & Means, after due consideration of the testimony offered on Bill No. 538, decided that the funding would come from the appropriation previously made for the northern and southern high schools in Section 33 of Public Law 20-220. The Committee also agreed that the appropriation be further cut.

### **COMMITTEE RECOMMENDATION**

The Committee on Ways & Means recommends that Bill No. 538 be passed as Substituted by the Legislature.

TWENTY SECOND GUAM LEGISLATURE  
1993 (FIRST) Regular Session

Bill No. 538  
As Substituted by the  
Committee on Ways & Means

Introduced by:

M. D. A. Manibusan *mdm*  
C. T. C. Gutierrez *CTC*  
M. Z. Bordallo  
J. G. Bamba  
*T.S. Nelson*  
*Exp. 11/11/93*  
*W. D. ...*

AN ACT TO REAPPROPRIATE SIX HUNDRED TWENTY-FOUR THOUSAND FOUR HUNDRED FIFTY TWO DOLLARS (\$624,452) FROM THE APPROPRIATION PREVIOUSLY MADE FOR THE NORTHERN AND SOUTHERN HIGH SCHOOLS IN SECTION 33 OF PUBLIC LAW 20-220 TO THE DEPARTMENT OF EDUCATION TO IMPLEMENT DRIVERS EDUCATION PROGRAM AS AUTHORIZED BY SECTION 9 OF PUBLIC LAW 22-20.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2 Section 1. (a) Appropriation. Six Hundred Twenty-  
3 Four Thousand Four Hundred Fifty Two Dollars (\$624,452) are  
4 reappropriated from the appropriation previously made for the northern  
5 and southern high schools in Section 33 of Public Law 20-220 to the  
6 Department of Education for the implementation of the Drivers Education  
7 Program as authorized by Section 9 of Public Law 22-20. The  
8 appropriation is to be expended on Personnel, Travel, purchase of Vehicles,  
9 Insurance, Fuel & Maintenance, Textbooks and Materials, Driving  
10 Simulators, Consultant, and for Teacher Stipends.

1           **(b) Availability of appropriations.**           Unless otherwise  
2 provided, the appropriations made in this Section shall be available upon  
3 enactment and until September 30, 1994.

4           **(c) Not subject to transfer.** The appropriation made in this  
5 Section is not subject to the Governor's transfer authority.

TWENTY-SECOND GUAM LEGISLATURE  
1993 (FIRST) REGULAR SESSION

BILL NO. 537

INTRODUCED BY:

M.D.A. MANIBUSAN *ndm*

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AN ACT APPROPRIATING EIGHT HUNDRED FIFTY TWO THOUSAND TWO HUNDRED TWELVE DOLLARS TO THE DEPARTMENT OF EDUCATION FOR DRIVERS EDUCATION COURSES.

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

2 Section 1. There is hereby appropriated from the General Fund the sum of  
3 Eight Hundred Fifty Two Thousand Two Hundred Twelve Dollars (\$852,212.00) to the  
4 Department of Education to implement Drivers Education Program as authorized by  
5 Section 9 of Public Law No. 22-20.



# OFFICE OF THE DIRECTOR

DEPARTMENT OF EDUCATION  
GOVERNMENT OF GUAM  
P.O. BOX DE  
AGANA, GUAM 96910  
TEL: (671) 472-8901/2/3/4  
FAX: (671) 472-5003



FRANKLIN J.A. QUITUGUA, Ph. D.  
Director of Education

CONRAD STINSON  
Deputy Director

July 19, 1993

The Honorable Carl T.C. Guttierrez  
Chairperson of the Ways and Means Committee  
Twenty-Second Guam Legislature

Dear Mr. Chairman,

Pursuant to Public Law 22-20, Section 9, the Department of Education is in the process of developing a comprehensive Drivers Education program.

Attached is the budget needed to launch the program by school-year 1993-1994.

Any assistance you provide to expedite the appropriation of these funds will be highly appreciated.

Sincerely,

FRANKLIN J.A. QUITUGUA, Ph.D.  
Director of Education

ATTACHMENT



Commonwealth Now!

**PROPOSED DRIVER EDUCATION STARTUP & FIRST YEAR COST ANALYSIS**

Department of Education-Guam

**I. Vehicles Assigned**-Specially designed dual-brake equipped Driver Education automobiles.

JFKHS.....	3
GWHS.....	3
SSHS .....	3
IHS .....	2
OHS .....	3
<b>Total</b>	<b>14</b>

**NOTE:** Nissan Motor Corporation has already committed 6 cars to the Department of Education. However, eight additional cars will also be needed to successfully support the needs of the program.

**A. Cost of Vehicles**

8 vehicles x \$18,000 = **\$144,000.00**

**II. Insurance, Fuel & Maintenance**

14 vehicles x \$2,000 per vehicle = **\$28,000.00**

**III. Textbooks & Materials**

10 sets of 54 each =540 Books x \$22.00 = **\$11,880.00**  
 10- 25" Color Television/VCR Mobile Units = **\$10,000.00** *To be donated by the Office of Highway & Safety*  
 Computer System(Scheduling & Project Mgt.)-**\$15,400.00**

**IV. Driving Simulators**

10 simulators x \$8,500.00 = **\$85,000.00**

**V. Driver Education Program Coordinator**

(1FTE).....**\$56,000.00**

**VI. Driver Education Travel Budget**

4,000  
 (Local & Off-Island Travel).....**\$16,000.00**

**VII. Driver Education Teacher-Training**

Consultant teacher training fee(24 participants) .....**\$17,372.00**

**VIII. Teacher Stipends**

Nine week session (based on 135 contact hours x \$20.00 per hour x 94 course sections)

One Course **\$2,700.00**

Total Teacher Stipends for 94 Course Sections **\$253,800.00**

Curriculum Development (to assess *LOTE & Special Needs*)-**\$9,000.00**

- 1993-1994 projected enrollment: 2000 students
- approximate cost per student: \$323.00

**Summary:**

Vehicles.....	\$144,000.00
Insurance, Fuel & Maintenance.....	\$28,000.00
Textbooks & Materials.....	<del>\$37,280.00</del> 27,280.00
Simulators.....	\$85,000.00
Coordinator Salary.....	\$56,000.00
Travel.....	<del>\$16,000.00</del> 4,000.00
Teacher Training.....	\$17,372.00
Stipends.....	\$262,800.00

**Total**      **\$646,452.00**

624,452.00



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GOVERNMENT OF GUAM  
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AGANA, GUAM 96910  
TEL: (671) 472-8901/2/3/4  
FAX: (671) 472-5003



**FRANKLIN J.A. QUITUGUA, Ph. D.**  
Director of Education

**CONRAD STINSON**  
Deputy Director

July 12, 1993

TO: GOVERNOR OF GUAM  
FROM: DIRECTOR OF EDUCATION  
SUBJECT: FUNDING FOR THE DRIVER'S EDUCATION PROGRAM

Pursuant to Public Law 22-20, the Department of Education is mandated to provide driver's education instruction to secondary students. In order for the program to be implemented by school-year 1993-1994, funding for the following program components must be appropriated immediately.

1. Teacher training	\$17,000.00
2. Textbooks and other instructional materials	\$28,000.00
3. Curriculum development	\$9,000.00
4. Computer system for program administration	\$15,000.00

TOTAL: \$69,000.00

It is imperative that the Department of Education be allotted the stated amount as soon as possible so to meet the driver's education program implementation date of January 1, 1994.

If funding is not provided and the driver's education program does not take into effect, all driving age students, beginning January 1, 1994, will be left without training and thus will be unable to obtain driver's licenses. The adverse consequences will be many, one of which will be the increase in unlicensed and uninsured young drivers on the streets of Guam.

Thank you for giving this your prompt attention.

FRANKLIN J.A. QUITUGUA Ph.D



**Commonwealth Now!**



**FISCAL NOTE  
BUREAU OF BUDGET AND MANAGEMENT RESEARCH**

**BBMR-F7**

Bill No. 538  
Amendatory Bill

YES  NO

Date Received 7/15/93  
Date Reviewed 7/20/93

Department/Agency Affected: Department of Education  
Department/Agency Head: Franklin Quitugua  
Total FY Appropriation to Date: \$160,415,084

Bill Title (preamble) : AN ACT APPROPRIATING EIGHT HUNDRED FIFTY TWO THOUSAND TWO  
HUNDRED TWELVE DOLLARS TO THE DEPARTMENT OF EDUCATION FOR  
DRIVERS EDUCATION COURSES.

Change in Law: None

Bill's Impact on Present Program Funding:  
 Increase     Decrease     Reallocation     No Change

Bill is for:  Operations     Capital Improvement     Other ( )

FINANCIAL/PROGRAM IMPACT

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)

PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
Education	\$851,212		\$851,212

ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	\$851,212	N/A	N/A	-N/A-	N/A	\$851,212
OTHER						
TOTAL	\$851,212	N/A	N/A	-N/A-	N/A	\$851,212

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? YES/NO-IF NO, ADD'L AMOUNT REQUIRED \$ N/A

AGENCY/PERSON/DATE CONTACTED: \_\_\_\_\_

ESTIMATED POTENTIAL MULTI-YEAR REVENUES

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	N/A	N/A	N/A	N/A	N/A	N/A
OTHER						
TOTAL						

ANALYST Jose S. Calvo DATE 7/20/93 DIRECTOR GIOVANNI T. SCAMBELLURI DATE JUL 22 1993

FOOTNOTES: Information unavailable during preparation of fiscal note.

**TWENTY-SECOND GUAM LEGISLATURE**  
**COMMITTEE ON WAYS & MEANS**  
**PUBLIC HEARING TESTIMONY SIGN-IN ROSTER**

**Bill No. 538**

AN ACT APPROPRIATING EIGHT HUNDRED FIFTY TWO THOUSAND TWO HUNDRED TWELVE DOLLARS TO THE DEPARTMENT OF EDUCATION FOR DRIVERS EDUCATION COURSES.

NAME OF WITNESS <i>(Please print clearly)</i>	REPRESENTING	STATEMENT <i>(Written or Oral)</i>	TESTIMONY <i>( check one)</i> FOR      AGAINST	
--	--------------	---------------------------------------	--	--

MICHAEL CONDON	DOE	BOTH	✓	

AUG 19 '93

BILL NO. 538 (LS)

INTRODUCED BY:

M.D.A. MANIBUSAN *Manibusan*

---

AN ACT APPROPRIATING EIGHT HUNDRED FIFTY TWO THOUSAND TWO HUNDRED TWELVE DOLLARS TO THE DEPARTMENT OF EDUCATION FOR DRIVERS EDUCATION COURSES.

- 1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
- 2 Section 1. There is hereby appropriated from the General Fund the sum of
- 3 Eight Hundred Fifty Two Thousand Two Hundred Twelve Dollars (\$852,212.00) to the
- 4 Department of Education to implement Drivers Education Program as authorized by
- 5 Section 9 of Public Law No. 22-20.