



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

Refer to
Legislative Secretary

NOV 23 1999

The Honorable Antonio R. Unpingco
Speaker
I Mina'Bente Singko na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Hagåtña, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	
Time	12:09 pm
Date	11.24.99

Dear Speaker Unpingco:

Enclosed please find Substitute Bill No. 265 (LS), "AN ACT TO ADD ARTICLES 3A AND 4A, AND TO ADD §§15303, 15407 AND 15707, ALL TO CHAPTER 15, DIVISION 3 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS AND PROFESSIONAL AND TECHNICAL AWARDS GRANTED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER, AND TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL AND TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION", which I have signed into law today as **Public Law No. 25-86**.

Very truly yours,

Carl T. C. Gutierrez
I Maga'Lahen Guåhan
Governor of Guam

Attachment: copy attached for signed bill or overridden bill
original attached for vetoed bill

cc: The Honorable Joanne M. S. Brown
Legislative Secretary

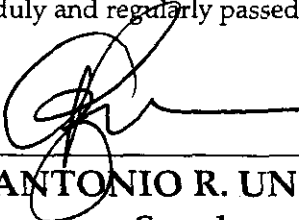
00563

Office of the Speaker
ANTONIO R. UNPINGCO
Date: 11/24/99
Time: 10:55
Rec'd by:
Print Name:
0525/99-0352


MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 265 (LS) "AN ACT TO ADD ARTICLES 3A AND 4A, AND TO ADD §§15303, 15407 AND 15707, ALL TO CHAPTER 15, DIVISION 3 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS AND PROFESSIONAL AND TECHNICAL AWARDS GRANTED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER, AND TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL AND TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION," was on the 9th day of November, 1999, duly and regularly passed.


ANTONIO R. UNPINGCO
Speaker

Attested:


JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guahan* this 15th day of November, 1999,
at 9:35 o'clock 9 .M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: 11-23-99

Public Law No. 25-86

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 265 (LS)

As substituted by the
Committee on Education
and amended on the Floor.

Introduced by:

L. F. Kasperbauer
J. C. Salas
C. A. Leon Guerrero
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
J. M.S. Brown
E. B. Calvo
M. G. Camacho
Mark Forbes
A. C. Lamorena, V
K. S. Moylan
V. C. Pangelinan
S. A. Sanchez, II
A. R. Unpingco

**AN ACT TO ADD ARTICLES 3A AND 4A, AND TO
ADD §§15303, 15407 AND 15707, ALL TO CHAPTER
15, DIVISION 3 OF TITLE 17 OF THE GUAM CODE
ANNOTATED, RELATIVE TO CREATING NEW
ELIGIBILITY REQUIREMENTS AND BENEFITS
FOR MERIT AWARDS AND PROFESSIONAL AND
TECHNICAL AWARDS GRANTED FOR
ACADEMIC YEARS 2000-2001 AND THEREAFTER,
AND TO PLACE A SUNSET PROVISION ON
DOCTORAL FELLOWSHIP SCHOLARSHIPS IN
FAVOR OF PROFESSIONAL AND TECHNICAL**

**AWARDS AS A MEANS OF PURSUING HIGHER
EDUCATION.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Article 3A of Chapter 15, Division 3 of Title 17 of the Guam Code Annotated is hereby *added* to read as follows:

"Article 3A.

Merit Awards to the University of Guam.

(For Academic Years 2000-2001 and Thereafter.)

Section 15A301. Students Entitled to Merit Awards.

Section 15A302. Benefits.

Section 15A303. Service Credit.

Section 15A304. Rules and Regulations.

Section 15A305. Applicability of this Article.

Section 15A301. Students Entitled to Merit Awards.

(a) There are established annual merit awards for high school students in the graduating classes of a fully accredited, or candidate for accreditation, as recognized by the Western Association of Schools and Colleges ('WASC') public and private high school on Guam now or hereafter established. The students entitled to these awards shall be the students having the highest scholastic standing in the graduating classes of each such public and non-public high school on Guam, *except* for Department of Defense Schools. The awards shall be determined as follows:

1 (1) One (1) for every fifty (50) graduates of a
2 school's graduating class, rounded to the nearest fifty (50).
3 *If* as a result of the equal scholastic standing of two (2) or
4 more graduates, there is a tie for the awards granted
5 pursuant to this Chapter, the University of Guam shall
6 provide a mechanism to break the tie. Awardees are entitled
7 to four (4) years of education at the University of Guam.
8 *However, if* the awardee's major is unavailable at the
9 University of Guam, the awardee may attend any accredited
10 college or university in the United States, or one (1)
11 recognized by the Council on Post Secondary Accreditation
12 ('COPA'), where such declared major is available. The
13 benefits are according to the amounts provided in §15A302
14 of this Article.

15 (2) Of the students receiving awards in Subsection
16 (1), *supra*, who attend and graduate from the University of
17 Guam, the top two (2) awardees per graduating class shall
18 be entitled to an additional two (2) years of study for a
19 Master's Degree at the University of Guam after completion
20 of the bachelor's program awarded under the provisions of
21 Subsection (1). In the event that, as a result of graduating
22 class size, only one (1) student is entitled to an award under
23 Subsection (1), *supra*, then only one (1) student shall be
24 eligible for an award under this Subsection. The benefits are

1 according to the amounts provided in §15A302 of this
2 Article.

3 All awards shall be subject to the following limitations:

4 A recipient must be a:

5 (i) United States citizen, or a permanent
6 resident alien, who has completed four (4) academic
7 years in public or private high school on Guam; *and*

8 (ii) a resident of Guam for a continuous period
9 of *not less than* five (5) years immediately preceding
10 June 15th of the year the award is to be awarded.

11 (b) *If* any student is ineligible for an award because of
12 failure to meet the requirements contained in Subsection (a) of this
13 Section; or *if* any eligible student chooses *not* to accept an award
14 when first offered such award, the award shall be granted to the
15 eligible student with the next highest scholastic rank, or in the case
16 of tie, the student that was eliminated by the tie-breaker. *If* an
17 eligible student declines to accept an award when first offered,
18 such student cannot accept such an award after it has been
19 granted to another student.

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

24 (c) Award recipients must agree that the recipient will
25 work on Guam for a period of one (1) year for each academic year

1 the award was received within six (6) months following the
2 completion or termination of the course of studies for which the
3 award was granted; provided, that *if* the recipient continues as a
4 full-time student at a graduate or professional school, such
5 recipient may defer work on Guam until such additional studies
6 are completed.

7 Awards granted on or subsequent to the effective date of
8 this Section shall be cancelled if a recipient:

9 (1) fails to maintain a cumulative grade point
10 average of 2.5 or its equivalent, *except* a recipient may be
11 allowed one (1) academic term to regain this average
12 without cancellation of the award, *or*

13 (2) fails to meet the academic and/or other
14 requirements governing full-time students at the University
15 of Guam, *except* a recipient shall be allowed one (1) academic
16 term in which to regain full-time student status before
17 cancellation of such recipient's award.

18 **Section 15A302. Benefits.** Students entitled to merit awards
19 pursuant to this Article shall receive the following benefits:

20 (a) **Tuition to Attend School.** Tuition and fees for each
21 academic year to be paid by the Student Financial Assistance Fund
22 for a period of *not more than* four (4) years in an undergraduate
23 program at the University of Guam. For awards granted under
24 §15A101(2) of this Article, students shall receive an additional two

1 (2) years of tuition and fees for a graduate degree upon successful
2 completion of undergraduate studies and admission requirements
3 for graduate school.

4 (b) **Stipend.** Award recipients are entitled to a monthly
5 stipend to be disbursed in nine (9) monthly installments during
6 the academic year, as follows: (i) fifty-nine (59) or fewer semester
7 hours completed: Three Hundred Dollars (\$300.00) per month; (ii)
8 sixty (60) and over semester hours to graduation: Five Hundred
9 Dollars (\$500.00) per month. For graduate students, Six Hundred
10 Dollars (\$600.00) per month to be disbursed in nine (9) monthly
11 installments during the academic year.

12 (c) **Allowance for Textbooks.** Each student receiving an
13 award under the Article shall be entitled to an additional Two-
14 hundred Fifty Dollars (\$250.00) per semester for textbooks to be
15 disbursed *prior to* the first day that classes begin.

16 (d) **Optional Inter-Session Allowed.**

17 (1) **Summer.** Each student shall be entitled to
18 tuition, fees and textbooks for inter-session courses on a full-
19 time basis. The maximum amount for textbooks is One
20 Hundred Dollars (\$100.00). Students attending inter-session
21 as provided herein shall be entitled to one (1) additional
22 month's stipend, as defined in §15A302(b) of this Article, for
23 each inter-session cycle attended in the summer only.

1 (2) **Between Fall and Spring Semesters.** Each
2 student shall be entitled to tuition, fees and textbooks for
3 inter-session courses on a full-time basis. The maximum
4 amount for textbooks is One Hundred Dollars (\$100.00).
5 Students attending inter-session between the Fall and Spring
6 Semesters shall *not* be entitled to an additional stipend.

7 (e) For those authorized to attend school off-Island as
8 provided for herein, the amount of assistance shall *not* exceed the
9 amount of assistance for a student attending school at the
10 University of Guam.

11 **Section 15A303. Service Credit.** The financial assistance granted
12 under this Article shall be repaid on a one-to-one basis for each year that
13 assistance was provided through employment on Guam or in the office
14 of Guam's Delegate to Congress. In the event that any portion of the
15 assistance is *not* repaid through service credit, the amount unpaid in
16 service credit shall become due and payable.

17 (a) In calculating the amount due and payable for failure
18 to repay through service credit, the amount due shall be the total
19 amount of assistance minus the number of years repaid through
20 service credit. For purposes of this Section, a year of service credit
21 is twelve (12) months. The Board of Regents may also extend
22 payment of cash repayment, via a promissory note, for a term *not*
23 *to exceed* ten (10) years at an annual percentage rate of *not less than*
24 ten percent (10%). No amounts shall be considered due and

1 payable during the time in which the awardee is repaying service
2 credit pursuant to the provisions herein.

3 (b) The Board of Regents may grant deferrals of
4 repayment through service for the following reasons:

5 (1) pursuit of a graduate degree; *or*

6 (2) a family or medical emergency.

7 (c) Any awardee granted an award pursuant to the
8 provision of this Article must commence work on Guam within
9 six (6) months following the completion of studies, *unless* as
10 extended by the Board for extenuating circumstances; or will be in
11 default as of the date classes ended. The permanent transfer to an
12 off-Island office or branch of a Guam employer shall *not* count
13 towards service credit and shall result in default on the date of
14 transfer and interest shall begin on such date of default.
15 Permanent transfers, for purposes of this Section, are those that
16 are longer than six (6) months. The Board shall establish such
17 policies prescribing the length and terms of repayment, the
18 interest rate to be charged, the collection of delinquent accounts or
19 in the event of default.

20 (d) *If* any temporary leave of absence is expected to last
21 longer than forty-five (45) days, the awardee shall inform the
22 University of Guam of the length of time expected to be off-Island,
23 the reason for such time off-Island and the address while off-
24 Island. As long as the employee remains employed on Guam
25 while off-Island temporarily, the employee shall receive service

1 credit for such employment, during the time the employee is off-
2 Island for the purposes described herein.

3 (e) Death or total disability of the student shall terminate
4 any obligations herein. Total disability for purposes of this
5 Section is defined as any physiological or psychological condition
6 that will prevent the awardee from obtaining or maintaining any
7 form of gainful employment for a period of *not less than* three (3)
8 years. The Board may defer repayment for temporary disability.
9 Total disability requires the certification of two (2) physicians
10 licensed to practice on Guam.

11 **Section 15A304. Rules and Regulations.** The
12 University of Guam shall develop appropriate rules and regulations for
13 the administration of this Article.

14 **Section 15A305. Applicability of this Article.** This Article
15 shall apply only to awards made during the Academic Year 2000 - 2001
16 and thereafter."

17 **Section 2.** Article 4A of Chapter 15, Division 3 of Title 17 of the Guam
18 Code Annotated is hereby *added* to read as follows:

19 **"Article 4A.**

20 **Professional and Technical Awards.**

21 *(For School Years 2000 - 2001 and Thereafter.)*

22 **Section 15A401. Students Entitled to Awards.**

23 **Section 15A402. Benefits.**

24 **Section 15A403. Repayment of Benefits and Service Credit.**

1 **Section 15A404. Forfeiture of Awards.**

2 **Section 15A405. Rules and Regulations.**

3 **Section 15A406. Applicability of this Article.**

4 **Section 15A401. Students Entitled to Awards.** There are
5 established professional and technical annual awards for graduate
6 studies. On or before December 1st of each year, the Board shall
7 conduct a public hearing to receive the opinion and recommendation of
8 the community, and the Guam Occupational Information Coordinating
9 Committee, or its equivalent, and may use findings of any other survey
10 or study to determine those areas in which additional professional and
11 technical skills are needed. From those hearings the Board shall
12 establish a list of occupational priorities for Guam prior to considering
13 applications for the awards. The number of awards and occupational
14 priorities to be recommended shall be submitted to *I Liheslaturan Guåhan*
15 no later than January 1st of each year.

16 Funds appropriated to provide professional and technical awards,
17 and which are *not* totally expended, may be used in succeeding years so
18 as to increase the number of annual awards. The awards provided in
19 this Article are subject to the following limitations:

20 (a) the applicant must be a *bona fide* resident of Guam for
21 a continuous period of *not less than* ten (10) years prior to
22 application, and a United States citizen, or a permanent resident
23 alien, and must have achieved an overall grade point average of
24 3.00 in undergraduate studies *if* pursuing a master's degree, or

1 3.33 in a master's degree program *if* pursuing a doctoral degree, or
2 an irrevocable letter of acceptance from a U.S. accredited
3 professional school, as recognized by the Council on Post
4 Secondary Accreditation ('COPA');

5 (b) the applicant must agree to the repayment terms as
6 specified in §§15A403 and 15A404;

7 (c) the applicant must present to the Board prior to
8 granting of the award satisfactory proof that such applicant has
9 been accepted by a U.S. accredited college or university as
10 recognized by COPA, as a full-time student to pursue a program
11 of study in the field applied for; *and*

12 (d) the colleges or universities must be properly
13 accredited as recognized by COPA and must be approved by the
14 Board; provided, however, that no award shall be granted for
15 studies at an off-Island institution in a program that is available at
16 the University of Guam.

17 The Board shall select the recipients of the awards upon the basis
18 of scholastic ability, financial need and aptitude. The Board may also
19 use work or life-time experience and achievement criteria in place of the
20 aptitude criteria *if* because of such experience, it can be reasonably
21 determined that the applicant will succeed in a course of study funded
22 by an award herein.

23 In determining financial need the applicant must submit a Student
24 Aid Report ('SAR') which results from the completion of a Free

1 Application for Federal Student Aid ('FAFSA') as documentary
2 evidence of need.

3 No benefits as specified in §15A402 shall be continued beyond the
4 number of years normally required to complete studies in the specific
5 academic degree program for which the award was granted, *except*
6 under exceptional circumstances as determined by the Board.

7 **Section 15A402. Benefits.** Students entitled to awards pursuant
8 to this Article shall receive the following benefits:

9 (a) payment of tuition and fees;

10 (b) an annual grant loan of *not more than* Ten Thousand
11 Dollars (\$10,000.00) per year to be used for room and board, books
12 and educational supplies, to be disbursed in accordance with
13 regulations adopted by the Board, such grant loans to be non-
14 interest bearing, *except* as to unpaid delinquent amounts; *and*

15 (c) cost of airfare for economy airline tickets; one (1) ticket
16 to the school of attendance and one (1) ticket to return to Guam
17 upon completion of studies.

18 Total for items (a) and (b) of this Section shall *not* exceed Twenty
19 Thousand Dollars (\$20,000.00) per year, *unless* the course of study is in
20 the area of medicine or dentistry. *If* the course of study is in medicine or
21 dentistry, the total for items (a) and (b) of this Section shall *not* exceed
22 Twenty-five Thousand Dollars (\$25,000.00) per year.

23 **Section 15A403. Repayment of Benefits and Service Credit.**

1 The financial assistance granted under this Article shall be repaid on a
2 two-to-one (2:1) basis for each year that assistance was provided
3 through employment on Guam or in the office of Guam's Delegate to
4 Congress. In the event that any portion of the assistance is *not* repaid
5 through service credit, the amount unpaid in service credit shall become
6 due and payable.

7 (a) Every student granted an award pursuant to this
8 Article shall execute a promissory note agreeing to repay said loan
9 over a period to be determined by the Board, but *not* in excess of
10 ten (10) years from the contemplated date of the termination or the
11 completion of the course of studies for which the award was
12 approved. The amount of the note shall be left blank until the
13 completion of studies, in which the amount of the note will be the
14 total monetary amount of assistance provided by the award. Said
15 promissory note shall be non-interest bearing, *except* as to
16 amounts unpaid by service credit that are due and payable under
17 the note, which shall be subject to interest at the annual rate of ten
18 percent (10%). No amounts shall be considered due and payable
19 during the time in which the awardee is repaying service credit
20 pursuant to the provisions herein.

21 (b) Any student granted an award pursuant to this Article
22 shall receive service credit against amounts due under the
23 promissory note as follows:

1 (1) The amount of the note shall be the total amount
2 of assistance provided. Service credit shall be applied in
3 against the note in monthly installments.

4 (2) The number of monthly installments to be paid
5 shall be based on the number of months for which assistance
6 was provided times two (2).

7 (3) In the event of default, the balance due in
8 monetary terms shall be the amount of assistance provided
9 less the amount repaid through service credit. The amount
10 repaid through service credit shall be the total amount of
11 assistance provided divided by the number of installments
12 of service credit due as calculated in Item (2) of this
13 Paragraph times the number of installments paid through
14 service credit.

15 (c) Any awardee granted an award pursuant to the
16 provision of this Article must commence work on Guam within
17 six (6) months following the completion of studies, *unless* as
18 extended by the Board for extenuating circumstances, or will be in
19 default as of the date classes ended. The permanent transfer to an
20 off-Island office or branch of a Guam employer shall *not* count
21 towards service credit and shall result in default on the date of
22 transfer and interest shall begin on such date of default.
23 Permanent transfers, for purposes of this Section, are those that
24 are longer than six (6) months. The Board shall establish such
25 policies prescribing the length and terms of repayment, the

1 interest rate to be charged, the collection of delinquent accounts or
2 in the event of default.

3 (d) If any temporary leave of absence is expected to last
4 longer than forty-five (45) days, the awardee shall inform the
5 University of Guam of the length of time expected to be off-Island,
6 the reason for such time off-Island and the address while off-
7 Island. As long as the employee remains employed on Guam
8 while off-Island temporarily, the employee shall receive service
9 credit for such employment, during the time the employee is off-
10 Island for the purposes described herein.

11 (e) Death or total disability of the student shall terminate
12 any obligations on the note. Total disability for purposes of this
13 Section is defined as any physiological or psychological condition
14 that will prevent the student from obtaining or maintaining any
15 form of gainful employment for a period of *not less than* three (3)
16 years. The Board may defer repayment for temporary disability.
17 Total disability requires the certification of two (2) physicians
18 licensed to practice in the United States.

19 (f) In the event a student forfeits an award as defined in
20 §15A404, no service credit shall be granted and repaid according
21 to the provisions herein for those years in which assistance was
22 provided and all awards plus interest shall be repaid according to
23 the provisions herein.

24 The Board of Regents may grant deferrals of repayment through
25 service in cases where family or medical emergency arises.

1 **Section 15A404. Forfeiture of Awards.** Expulsion from a school
2 or institution attended, or suspension for a period of the same or greater
3 than one (1) academic semester, or its equivalent, in such school or
4 institution, or failure to complete the program for which the award was
5 granted, or failure to comply with the regulations of the Board, shall
6 result in a forfeiture of the award provided by this Article. For purposes
7 of this Article, a person shall be considered to have completed the
8 course of studies upon the event or events of forfeiture as provided in
9 this Section.

10 **Section 15A405. Rules and Regulations.** The Board of
11 Regents shall develop rules and regulations pursuant to the
12 Administrative Adjudication Law for the administration of the program
13 enacted by this Article. In addition to the administration of the
14 program, such Rules and Regulations shall include provisions for:

- 15 (1) conditions for continuance of an Award;
- 16 (2) construction of applicable promissory notes;
- 17 (3) time frames for the completion of program studies; *and*
- 18 (4) provisions for the temporary suspension of completion
19 of a degree program or repayment of awards for cases beyond the
20 control of the scholarship recipient such as personal illness or
21 death or illness of a family member.

22 **Section 15A406. Applicability of this Article.** This Article
23 shall apply only to awards made during the academic year 2000 - 2001
24 and thereafter."

1 **Section 3.** Section 15303 is hereby *added* to Article 3 of Chapter 15,
2 Division 3 of Title 17 of the Guam Code Annotated to read as follows:

3 **“Section 15303. Applicability of this Article.** Awards
4 granted under the provisions of this Article apply to awards made
5 during and prior to the School Year 1999 - 2000. Awards granted
6 after School Year 1999 - 2000 shall be made pursuant to the
7 provisions of Article 3A of this Chapter.”

8 **Section 4.** Section 15407 is hereby *added* to Article 4 of Chapter 15,
9 Division 3 of Title 17 of the Guam Code Annotated to read as follows:

10 **“Section 15407. Applicability of this Article.** Awards
11 granted under the provisions of this Article apply to awards made
12 during and prior to the School Year 1999 - 2000. Awards granted
13 after School Year 1999 - 2000 shall be made pursuant to the
14 provisions of Article 4A of this Chapter.”

15 **Section 5.** Section 15707 is hereby *added* to Article 7 of Chapter 15,
16 Division 3 of Title 17 of the Guam Code Annotated to read as follows:

17 **“Section 15707. Sunset Provision of Fellowships Under This**
18 **Article.** No new Fellowships shall be awarded under the provisions
19 of this Article after the School Year 1999 - 2000. Doctoral scholarships
20 shall be awarded pursuant to the Professional and Technical Awards
21 provisions under Article 4A of this Chapter.”



MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

November 12, 1999

The Honorable Carl T.C. Gutierrez
I Maga'lahaen Guahan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Gutierrez:

Transmitted herewith are Bill Nos. 161(LS), 241(LS), 255(COR), 275(COR) and Substitute Bill Nos. 217(COR), 244(LS), 256(COR), 264(LS), ~~265~~(LS) and 349(LS) which were passed by *I Mina' Bente Singko Na Liheslaturan Guahan* on November 9, 1999.

Sincerely,

JOANNE M.S. BROWN
Senator and Legislative Secretary

Enclosure (10)

CLERK OF THE LEGISLATURE
TRANSMISSION CHECKLIST TO I MAGA'LAHEN GUAHAN
(Included in File w/ All Bills Transmitted)

BILL NO. 265(25)

FINAL PROOF-READING OF BLUEBACK COPY

Initialed by:

and Date:

- EXHIBITS ATTACHED
- CONFIRM NUMBER OF PAGES 17
- CAPTION ON CERTIFICATION MATCHES BILL CAPTION
- ENGROSSED SIGN "*" REMOVED FROM BILL
- 15 SENATORS IN SPONSORSHIP OR CONFIRM OTHERWISE
- CERTIFICATION SIGNED BY SPEAKER & LEGIS. SECRETARY
- EMERGENCY DECLARATION, if any

Confirmed By: [Signature]

Dated: 11/15/11

HAND CARRY BILL IN BLUEBACK (ORIGINAL & COPY)
TO THE GOVERNOR. (DANNY, ROBERT OR OTHERS)

ACKNOWLEDGED COPY W/ ORIGINAL BLUEBACK
PLACED ON CLERK'S DESK. (Same copy given to Susan)

FILED by: Danny, Robert or others


MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 265 (LS) "AN ACT TO ADD ARTICLES 3A AND 4A, AND TO ADD §§15303, 15407 AND 15707, ALL TO CHAPTER 15, DIVISION 3 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS AND PROFESSIONAL AND TECHNICAL AWARDS GRANTED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER, AND TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL AND TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION," was on the 9th day of November, 1999, duly and regularly passed.


ANTONIO R. UNPINGCO
Speaker

Attested:


JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by I Maga'lahaen Guahan this 15th day of November, 1999,
at 9:35 o'clock 9 .M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: _____

Public Law No. _____

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 265 (LS) "AN ACT TO ADD ARTICLES 3A AND 4A, AND TO ADD §§15303, 15407 AND 15707, ALL TO CHAPTER 15, DIVISION 3 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS AND PROFESSIONAL AND TECHNICAL AWARDS GRANTED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER, AND TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL AND TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION," was on the 9th day of November, 1999, duly and regularly passed.

ANTONIO R. UNPINGCO
Speaker

Attested:

JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guahan* this _____ day of _____, 1999,
at _____ o'clock _____ M.

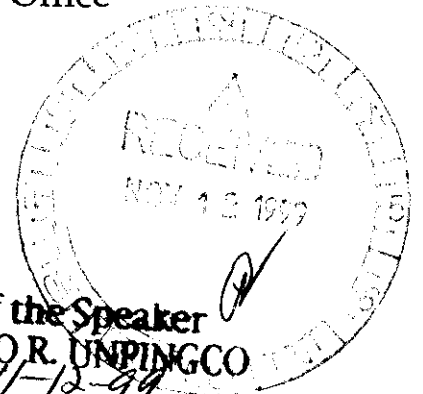
Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: _____

Public Law No. _____



Office of the Speaker
ANTONIO R. UNPINGCO

Date: 11-12-99

Time: 1325

Rec'd by: _____

Print Name: Antonio R. Unpingco

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 265 (LS)

As substituted by the
Committee on Education
and amended on the Floor.

Introduced by:

L. F. Kasperbauer
J. C. Salas
C. A. Leon Guerrero
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
J. M.S. Brown
E. B. Calvo
M. G. Camacho
Mark Forbes
A. C. Lamorena, V
K. S. Moylan
V. C. Pangelinan
S. A. Sanchez, II
A. R. Unpingco

**AN ACT TO ADD ARTICLES 3A AND 4A, AND TO
ADD §§15303, 15407 AND 15707, ALL TO CHAPTER
15, DIVISION 3 OF TITLE 17 OF THE GUAM CODE
ANNOTATED, RELATIVE TO CREATING NEW
ELIGIBILITY REQUIREMENTS AND BENEFITS
FOR MERIT AWARDS AND PROFESSIONAL AND
TECHNICAL AWARDS GRANTED FOR
ACADEMIC YEARS 2000-2001 AND THEREAFTER,
AND TO PLACE A SUNSET PROVISION ON
DOCTORAL FELLOWSHIP SCHOLARSHIPS IN
FAVOR OF PROFESSIONAL AND TECHNICAL**

1 (1) One (1) for every fifty (50) graduates of a
2 school's graduating class, rounded to the nearest fifty (50).
3 *If* as a result of the equal scholastic standing of two (2) or
4 more graduates, there is a tie for the awards granted
5 pursuant to this Chapter, the University of Guam shall
6 provide a mechanism to break the tie. Awardees are entitled
7 to four (4) years of education at the University of Guam.
8 *However, if* the awardee's major is unavailable at the
9 University of Guam, the awardee may attend any accredited
10 college or university in the United States, or one (1)
11 recognized by the Council on Post Secondary Accreditation
12 ('COPA'), where such declared major is available. The
13 benefits are according to the amounts provided in §15A302
14 of this Article.

15 (2) Of the students receiving awards in Subsection
16 (1), *supra*, who attend and graduate from the University of
17 Guam, the top two (2) awardees per graduating class shall
18 be entitled to an additional two (2) years of study for a
19 Master's Degree at the University of Guam after completion
20 of the bachelor's program awarded under the provisions of
21 Subsection (1). In the event that, as a result of graduating
22 class size, only one (1) student is entitled to an award under
23 Subsection (1), *supra*, then only one (1) student shall be
24 eligible for an award under this Subsection. The benefits are

1 according to the amounts provided in §15A302 of this
2 Article.

3 All awards shall be subject to the following limitations:

4 A recipient must be a:

5 (i) United States citizen, or a permanent
6 resident alien, who has completed four (4) academic
7 years in public or private high school on Guam; *and*

8 (ii) a resident of Guam for a continuous period
9 of *not less than* five (5) years immediately preceding
10 June 15th of the year the award is to be awarded.

11 (b) *If* any student is ineligible for an award because of
12 failure to meet the requirements contained in Subsection (a) of this
13 Section; or *if* any eligible student chooses *not* to accept an award
14 when first offered such award, the award shall be granted to the
15 eligible student with the next highest scholastic rank, or in the case
16 of tie, the student that was eliminated by the tie-breaker. *If* an
17 eligible student declines to accept an award when first offered,
18 such student cannot accept such an award after it has been
19 granted to another student.

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

24 (c) Award recipients must agree that the recipient will
25 work on Guam for a period of one (1) year for each academic year

1 the award was received within six (6) months following the
2 completion or termination of the course of studies for which the
3 award was granted; provided, that *if* the recipient continues as a
4 full-time student at a graduate or professional school, such
5 recipient may defer work on Guam until such additional studies
6 are completed.

7 Awards granted on or subsequent to the effective date of
8 this Section shall be cancelled if a recipient:

9 (1) fails to maintain a cumulative grade point
10 average of 2.5 or its equivalent, *except* a recipient may be
11 allowed one (1) academic term to regain this average
12 without cancellation of the award, *or*

13 (2) fails to meet the academic and/or other
14 requirements governing full-time students at the University
15 of Guam, *except* a recipient shall be allowed one (1) academic
16 term in which to regain full-time student status before
17 cancellation of such recipient's award.

18 **Section 15A302. Benefits.** Students entitled to merit awards
19 pursuant to this Article shall receive the following benefits:

20 (a) **Tuition to Attend School.** Tuition and fees for each
21 academic year to be paid by the Student Financial Assistance Fund
22 for a period of *not more than* four (4) years in an undergraduate
23 program at the University of Guam. For awards granted under
24 §15A101(2) of this Article, students shall receive an additional two

1 (2) years of tuition and fees for a graduate degree upon successful
2 completion of undergraduate studies and admission requirements
3 for graduate school.

4 (b) **Stipend.** Award recipients are entitled to a monthly
5 stipend to be disbursed in nine (9) monthly installments during
6 the academic year, as follows: (i) fifty-nine (59) or fewer semester
7 hours completed: Three Hundred Dollars (\$300.00) per month; (ii)
8 sixty (60) and over semester hours to graduation: Five Hundred
9 Dollars (\$500.00) per month. For graduate students, Six Hundred
10 Dollars (\$600.00) per month to be disbursed in nine (9) monthly
11 installments during the academic year.

12 (c) **Allowance for Textbooks.** Each student receiving an
13 award under the Article shall be entitled to an additional Two-
14 hundred Fifty Dollars (\$250.00) per semester for textbooks to be
15 disbursed *prior to* the first day that classes begin.

16 (d) **Optional Inter-Session Allowed.**

17 (1) **Summer.** Each student shall be entitled to
18 tuition, fees and textbooks for inter-session courses on a full-
19 time basis. The maximum amount for textbooks is One
20 Hundred Dollars (\$100.00). Students attending inter-session
21 as provided herein shall be entitled to one (1) additional
22 month's stipend, as defined in §15A302(b) of this Article, for
23 each inter-session cycle attended in the summer only.

1 (2) **Between Fall and Spring Semesters.** Each
2 student shall be entitled to tuition, fees and textbooks for
3 inter-session courses on a full-time basis. The maximum
4 amount for textbooks is One Hundred Dollars (\$100.00).
5 Students attending inter-session between the Fall and Spring
6 Semesters shall *not* be entitled to an additional stipend.

7 (e) For those authorized to attend school off-Island as
8 provided for herein, the amount of assistance shall *not* exceed the
9 amount of assistance for a student attending school at the
10 University of Guam.

11 **Section 15A303. Service Credit.** The financial assistance granted
12 under this Article shall be repaid on a one-to-one basis for each year that
13 assistance was provided through employment on Guam or in the office
14 of Guam's Delegate to Congress. In the event that any portion of the
15 assistance is *not* repaid through service credit, the amount unpaid in
16 service credit shall become due and payable.

17 (a) In calculating the amount due and payable for failure
18 to repay through service credit, the amount due shall be the total
19 amount of assistance minus the number of years repaid through
20 service credit. For purposes of this Section, a year of service credit
21 is twelve (12) months. The Board of Regents may also extend
22 payment of cash repayment, via a promissory note, for a term *not*
23 *to exceed* ten (10) years at an annual percentage rate of *not less than*
24 ten percent (10%). No amounts shall be considered due and

1 payable during the time in which the awardee is repaying service
2 credit pursuant to the provisions herein.

3 (b) The Board of Regents may grant deferrals of
4 repayment through service for the following reasons:

5 (1) pursuit of a graduate degree; *or*

6 (2) a family or medical emergency.

7 (c) Any awardee granted an award pursuant to the
8 provision of this Article must commence work on Guam within
9 six (6) months following the completion of studies, *unless* as
10 extended by the Board for extenuating circumstances; or will be in
11 default as of the date classes ended. The permanent transfer to an
12 off-Island office or branch of a Guam employer shall *not* count
13 towards service credit and shall result in default on the date of
14 transfer and interest shall begin on such date of default.
15 Permanent transfers, for purposes of this Section, are those that
16 are longer than six (6) months. The Board shall establish such
17 policies prescribing the length and terms of repayment, the
18 interest rate to be charged, the collection of delinquent accounts or
19 in the event of default.

20 (d) *If* any temporary leave of absence is expected to last
21 longer than forty-five (45) days, the awardee shall inform the
22 University of Guam of the length of time expected to be off-Island,
23 the reason for such time off-Island and the address while off-
24 Island. As long as the employee remains employed on Guam
25 while off-Island temporarily, the employee shall receive service

1 credit for such employment, during the time the employee is off-
2 Island for the purposes described herein.

3 (e) Death or total disability of the student shall terminate
4 any obligations herein. Total disability for purposes of this
5 Section is defined as any physiological or psychological condition
6 that will prevent the awardee from obtaining or maintaining any
7 form of gainful employment for a period of *not less than* three (3)
8 years. The Board may defer repayment for temporary disability.
9 Total disability requires the certification of two (2) physicians
10 licensed to practice on Guam.

11 **Section 15A304. Rules and Regulations.** The
12 University of Guam shall develop appropriate rules and regulations for
13 the administration of this Article.

14 **Section 15A305. Applicability of this Article.** This Article
15 shall apply only to awards made during the Academic Year 2000 - 2001
16 and thereafter."

17 **Section 2.** Article 4A of Chapter 15, Division 3 of Title 17 of the Guam
18 Code Annotated is hereby *added* to read as follows:

19 **"Article 4A.**

20 **Professional and Technical Awards.**

21 *(For School Years 2000 - 2001 and Thereafter.)*

22 **Section 15A401. Students Entitled to Awards.**

23 **Section 15A402. Benefits.**

24 **Section 15A403. Repayment of Benefits and Service Credit.**

1 **Section 15A404. Forfeiture of Awards.**

2 **Section 15A405. Rules and Regulations.**

3 **Section 15A406. Applicability of this Article.**

4 **Section 15A401. Students Entitled to Awards.** There are
5 established professional and technical annual awards for graduate
6 studies. On or before December 1st of each year, the Board shall
7 conduct a public hearing to receive the opinion and recommendation of
8 the community, and the Guam Occupational Information Coordinating
9 Committee, or its equivalent, and may use findings of any other survey
10 or study to determine those areas in which additional professional and
11 technical skills are needed. From those hearings the Board shall
12 establish a list of occupational priorities for Guam prior to considering
13 applications for the awards. The number of awards and occupational
14 priorities to be recommended shall be submitted to *I Liheslaturan Guåhan*
15 no later than January 1st of each year.

16 Funds appropriated to provide professional and technical awards,
17 and which are *not* totally expended, may be used in succeeding years so
18 as to increase the number of annual awards. The awards provided in
19 this Article are subject to the following limitations:

20 (a) the applicant must be a *bona fide* resident of Guam for
21 a continuous period of *not less than* ten (10) years prior to
22 application, and a United States citizen, or a permanent resident
23 alien, and must have achieved an overall grade point average of
24 3.00 in undergraduate studies *if* pursuing a master's degree, or

1 3.33 in a master's degree program *if* pursuing a doctoral degree, or
2 an irrevocable letter of acceptance from a U.S. accredited
3 professional school, as recognized by the Council on Post
4 Secondary Accreditation ('COPA');

5 (b) the applicant must agree to the repayment terms as
6 specified in §§15A403 and 15A404;

7 (c) the applicant must present to the Board prior to
8 granting of the award satisfactory proof that such applicant has
9 been accepted by a U.S. accredited college or university as
10 recognized by COPA, as a full-time student to pursue a program
11 of study in the field applied for; *and*

12 (d) the colleges or universities must be properly
13 accredited as recognized by COPA and must be approved by the
14 Board; provided, however, that no award shall be granted for
15 studies at an off-Island institution in a program that is available at
16 the University of Guam.

17 The Board shall select the recipients of the awards upon the basis
18 of scholastic ability, financial need and aptitude. The Board may also
19 use work or life-time experience and achievement criteria in place of the
20 aptitude criteria *if* because of such experience, it can be reasonably
21 determined that the applicant will succeed in a course of study funded
22 by an award herein.

23 In determining financial need the applicant must submit a Student
24 Aid Report ('SAR') which results from the completion of a Free

1 Application for Federal Student Aid ('FAFSA') as documentary
2 evidence of need.

3 No benefits as specified in §15A402 shall be continued beyond the
4 number of years normally required to complete studies in the specific
5 academic degree program for which the award was granted, *except*
6 under exceptional circumstances as determined by the Board.

7 **Section 15A402. Benefits.** Students entitled to awards pursuant
8 to this Article shall receive the following benefits:

9 (a) payment of tuition and fees;

10 (b) an annual grant loan of *not more than* Ten Thousand
11 Dollars (\$10,000.00) per year to be used for room and board, books
12 and educational supplies, to be disbursed in accordance with
13 regulations adopted by the Board, such grant loans to be non-
14 interest bearing, *except* as to unpaid delinquent amounts; *and*

15 (c) cost of airfare for economy airline tickets; one (1) ticket
16 to the school of attendance and one (1) ticket to return to Guam
17 upon completion of studies.

18 Total for items (a) and (b) of this Section shall *not* exceed Twenty
19 Thousand Dollars (\$20,000.00) per year, *unless* the course of study is in
20 the area of medicine or dentistry. *If* the course of study is in medicine or
21 dentistry, the total for items (a) and (b) of this Section shall *not* exceed
22 Twenty-five Thousand Dollars (\$25,000.00) per year.

23 **Section 15A403. Repayment of Benefits and Service Credit.**

1 The financial assistance granted under this Article shall be repaid on a
2 two-to-one (2:1) basis for each year that assistance was provided
3 through employment on Guam or in the office of Guam's Delegate to
4 Congress. In the event that any portion of the assistance is *not* repaid
5 through service credit, the amount unpaid in service credit shall become
6 due and payable.

7 (a) Every student granted an award pursuant to this
8 Article shall execute a promissory note agreeing to repay said loan
9 over a period to be determined by the Board, but *not* in excess of
10 ten (10) years from the contemplated date of the termination or the
11 completion of the course of studies for which the award was
12 approved. The amount of the note shall be left blank until the
13 completion of studies, in which the amount of the note will be the
14 total monetary amount of assistance provided by the award. Said
15 promissory note shall be non-interest bearing, *except* as to
16 amounts unpaid by service credit that are due and payable under
17 the note, which shall be subject to interest at the annual rate of ten
18 percent (10%). No amounts shall be considered due and payable
19 during the time in which the awardee is repaying service credit
20 pursuant to the provisions herein.

21 (b) Any student granted an award pursuant to this Article
22 shall receive service credit against amounts due under the
23 promissory note as follows:

1 (1) The amount of the note shall be the total amount
2 of assistance provided. Service credit shall be applied in
3 against the note in monthly installments.

4 (2) The number of monthly installments to be paid
5 shall be based on the number of months for which assistance
6 was provided times two (2).

7 (3) In the event of default, the balance due in
8 monetary terms shall be the amount of assistance provided
9 less the amount repaid through service credit. The amount
10 repaid through service credit shall be the total amount of
11 assistance provided divided by the number of installments
12 of service credit due as calculated in Item (2) of this
13 Paragraph times the number of installments paid through
14 service credit.

15 (c) Any awardee granted an award pursuant to the
16 provision of this Article must commence work on Guam within
17 six (6) months following the completion of studies, *unless* as
18 extended by the Board for extenuating circumstances, or will be in
19 default as of the date classes ended. The permanent transfer to an
20 off-Island office or branch of a Guam employer shall *not* count
21 towards service credit and shall result in default on the date of
22 transfer and interest shall begin on such date of default.
23 Permanent transfers, for purposes of this Section, are those that
24 are longer than six (6) months. The Board shall establish such
25 policies prescribing the length and terms of repayment, the

1 interest rate to be charged, the collection of delinquent accounts or
2 in the event of default.

3 (d) If any temporary leave of absence is expected to last
4 longer than forty-five (45) days, the awardee shall inform the
5 University of Guam of the length of time expected to be off-Island,
6 the reason for such time off-Island and the address while off-
7 Island. As long as the employee remains employed on Guam
8 while off-Island temporarily, the employee shall receive service
9 credit for such employment, during the time the employee is off-
10 Island for the purposes described herein.

11 (e) Death or total disability of the student shall terminate
12 any obligations on the note. Total disability for purposes of this
13 Section is defined as any physiological or psychological condition
14 that will prevent the student from obtaining or maintaining any
15 form of gainful employment for a period of *not less than* three (3)
16 years. The Board may defer repayment for temporary disability.
17 Total disability requires the certification of two (2) physicians
18 licensed to practice in the United States.

19 (f) In the event a student forfeits an award as defined in
20 §15A404, no service credit shall be granted and repaid according
21 to the provisions herein for those years in which assistance was
22 provided and all awards plus interest shall be repaid according to
23 the provisions herein.

24 The Board of Regents may grant deferrals of repayment through
25 service in cases where family or medical emergency arises.

1 **Section 15A404. Forfeiture of Awards.** Expulsion from a school
2 or institution attended, or suspension for a period of the same or greater
3 than one (1) academic semester, or its equivalent, in such school or
4 institution, or failure to complete the program for which the award was
5 granted, or failure to comply with the regulations of the Board, shall
6 result in a forfeiture of the award provided by this Article. For purposes
7 of this Article, a person shall be considered to have completed the
8 course of studies upon the event or events of forfeiture as provided in
9 this Section.

10 **Section 15A405. Rules and Regulations.** The Board of
11 Regents shall develop rules and regulations pursuant to the
12 Administrative Adjudication Law for the administration of the program
13 enacted by this Article. In addition to the administration of the
14 program, such Rules and Regulations shall include provisions for:

- 15 (1) conditions for continuance of an Award;
- 16 (2) construction of applicable promissory notes;
- 17 (3) time frames for the completion of program studies; *and*
- 18 (4) provisions for the temporary suspension of completion
19 of a degree program or repayment of awards for cases beyond the
20 control of the scholarship recipient such as personal illness or
21 death or illness of a family member.

22 **Section 15A406. Applicability of this Article.** This Article
23 shall apply only to awards made during the academic year 2000 - 2001
24 and thereafter.”

1 **Section 3.** Section 15303 is hereby *added* to Article 3 of Chapter 15,
2 Division 3 of Title 17 of the Guam Code Annotated to read as follows:

3 **“Section 15303. Applicability of this Article.** Awards
4 granted under the provisions of this Article apply to awards made
5 during and prior to the School Year 1999 - 2000. Awards granted
6 after School Year 1999 - 2000 shall be made pursuant to the
7 provisions of Article 3A of this Chapter.”

8 **Section 4.** Section 15407 is hereby *added* to Article 4 of Chapter 15,
9 Division 3 of Title 17 of the Guam Code Annotated to read as follows:

10 **“Section 15407. Applicability of this Article.** Awards
11 granted under the provisions of this Article apply to awards made
12 during and prior to the School Year 1999 - 2000. Awards granted
13 after School Year 1999 - 2000 shall be made pursuant to the
14 provisions of Article 4A of this Chapter.”

15 **Section 5.** Section 15707 is hereby *added* to Article 7 of Chapter 15,
16 Division 3 of Title 17 of the Guam Code Annotated to read as follows:

17 **“Section 15707. Sunset Provision of Fellowships Under This**
18 **Article.** No new Fellowships shall be awarded under the provisions
19 of this Article after the School Year 1999 - 2000. Doctoral scholarships
20 shall be awarded pursuant to the Professional and Technical Awards
21 provisions under Article 4A of this Chapter.”



MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

August 12, 1999

(DATE)

Memorandum

To: Senator LAWRENCE F. KASPERBAUER

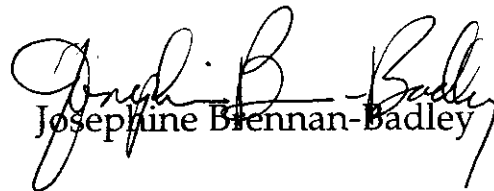
From: Clerk of the Legislature

Subject: Report on Bill No. 265(LS)

**FILE
COPY**

Pursuant to §7.04 of Rule VII of the 25th Standing Rules, transmitted herewith is a copy of the Committee Report on Bill No. 265(LS), for which you are the prime sponsor.

Should you have any questions or need further information, please call the undersigned at 472-3464/5.


Josephine Brennan-Badley

Attachment

RECEIVED
Checked By: Jean Puyell
Time: 2:10 PM
Date: 8/12/99



August 10, 1999

The Honorable Antonio R. Unpingco
Speaker, I Mina Bente Singko Na Liheslaturan Guahan
Hagatna, Guam

Via: Committee on Rules

The Committee on Education, to which was referred **Bill No. 265 (LS)** herein reports back with the recommendation to TO DO PASS as substituted by the Committee on Education.

Votes of the committee are as follows:

To Pass

Not to Pass

To the Inactive File

Abstained

Sincerely,


LAWRENCE F. KASPERBAUER, Ph.D.

Attachments



August 10, 1999

MEMORANDUM

To: All Members

From: Chairman
Committee of Education

Subject: Voting Sheet

Transmitted herewith is the voting sheet and Committee Report on **Substitute Bill 265 (LS)** AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW §15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION, for your review and signature.

Your attention to this matter is greatly appreciated.



LAWRENCE F. KASPERBAUER, Ph.D.

Attachments

COMMITTEE ON EDUCATION
 I Mina' Bente Singko Na Liheslaturan Guåhan
 155 Hesler Street · Hagåtña, Guam 96910

Chairman: Vice Speaker Lawrence F. Kasperbauer Vice-Chairperson: Senator Joanne M.S. Brown
 Ex-Officio Member: Speaker Antonio R. Unpingco

VOTING SHEET ON:

Substitute Bill 265 (LS) AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW §15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION.

<u>COMMITTEE MEMBERS</u>	<u>INITIAL</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>TO PLACE IN INACTIVE FILE</u>
Vice Speaker Lawrence Kasperbauer <i>Chairman</i>	<i>YSL</i>	<i>K</i>	_____	_____	_____
Sen. Joanne M.S. Brown <i>Vice-Chairperson</i>	_____	_____	_____	_____	_____
Speaker Antonio R. Unpingco <i>Ex-Officio</i>	_____	_____	_____	_____	_____
Sen. Frank Blas Aguon, Jr. <i>Member</i>	<i>[Signature]</i>	✓	_____	_____	_____
Sen. Eulogio C. Bermudes <i>Member</i>	<i>[Signature]</i>	✓	_____	_____	_____
Sen. Anthony C. Blaz <i>Member</i>	✓	✓	_____	_____	_____
Sen. Edward B. Calvo <i>Member</i>	_____	_____	_____	_____	_____
Sen. Mark Forbes <i>Member</i>	_____	_____	_____	_____	_____
Sen. Kaleo Scott Moylan <i>Member</i>	<i>[Signature]</i>	✓	_____	_____	_____
Sen. Simon A. Sanchez, II <i>Member</i>	<i>[Signature]</i>	✓	_____	_____	_____

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
Committee on Education

Vice Speaker Lawrence F. Kasperbauer, Chairperson

Committee Report On

Bill No. 265 (LS): AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW §15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION.

I. OVERVIEW

The Committee Education held a public hearing on Monday, August 9, 1999 at 8:45 a.m. at I Liheslaturan Public Hearing Room. Public Notice of the hearing was announced in the August 4th and 8th 1999 issues of the Pacific Daily News.

Committee Members Present:

Vice Speaker Lawrence F. Kasperbauer, Chairperson
Senator Frank Blas Aguon, Jr.

Other Senators Present:

Senator Carlotta Leon Guerrero
Senator Vicente C. Pangelinan

Providing Testimony on the Bill:

Mrs. Marie R. Nelson, Member UOG Board of Regents & Chairperson of the Scholarship Committee (Oral)
Dr. Jose T. Nededog, President University of Guam (Oral/Written)

Dr. Richard Wyttenbach-Santos, Dean of Student Affairs, UOG
Mrs. Sally Mc Donald, Acting Financial Aide Officer, UOG

II. Testimony

Mrs. Marie R. Nelson, Member UOG Board of Regents & Chairperson of the Scholarship Committee. Mrs. Nelson testified in favor of the Bill and thanked the sponsor of the bill for incorporating many of the recommendations of UOG's Financial Aid Committee.

Dr. Jose T. Nededog, President of the University of Guam, was present and testified in favor of the bill. Dr. Nededog added that the reforms in the Merit Award Program and the elimination of the Doctoral fellowship would result in a reduction of costly awards and allow more residents to be helped. Dr. Nededog added that off-island merit awards cost considerably more than on-island programs and that recipients are only required to work on Guam for one year. He also noted that the Doctoral Fellowship cost \$40,000 per year per applicant up to five years.

Dr. Richard Wyttenbach-Santos, Dean of Student Affairs, UOG. Dr. Wyttenbach-Santos affirmed Dr. Nededog's testimony in favor of the Bill. He mentioned that although the off-island Merit Award Program had approximately 50 fewer applicants than the on-island program, the cost was about \$200k more. He also noted that present policy only allowed for students to go off-island for programs not offered at UOG and that this policy has often resulted in students selecting a program not based on career goals but rather as a means to attend school elsewhere. Dr. Wyttenbach-Santos also noted that students have in the past, worked to require those eligible to attend school off-island to complete at least two years on Guam. Dr. Wyttenbach-Santos also asked the Committee to consider recommendations of their legal counsel that had been given to committee staff with regards to form and technical corrections.

Mrs. Sally Mc Donald, Acting Financial Aide Officer, UOG, did not testify on the Bill but appeared to provide informational support to Regent Nelson and Drs. Nededog and Wyttenbach-Santos.

III. Findings and Recommendation

The Committee on Education finds that Bill No. 265 (LS) will provide needed reform and much needed financial aid support for programs offered at UOG. The Bill reforms the merit award program by (1) replacing off-island awards with graduate school benefits at UOG, (2) provides uniformity in award granting among schools regardless of size, (3) reduces monthly stipends in exchange for funding inter-session studies and textbooks and (4) requires service credit payback for all applicants. With regards to the Professional Technical Award Program (Protech), the Bill sets limits of annual assistance at \$20,000 for all majors except for medicine and dentistry which are set at \$25,000 and

strengthens service credit requirements. The Bill also places a sunset provision on new awards under the Doctoral Fellowship program since residents desiring seeking assistance in obtaining a Doctoral degree may do so under the Protech Program.

It is the recommendation of the Committee on Education that Substitute Bill No. 265 (LS) be reported out with the recommendation **TO DO PASS**.

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 265 (LS)

As substituted by the
Committee on Education

Introduced by:

L. F. Kasperbauer

J.C. Salas

C.A. Leon Guerrero

F.B. Aquino, Jr.



**AN ACT TO ADD NEW ARTICLES 3A AND 4A AND
NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17,
GUAM CODE ANNOTATED RELATIVE TO CREATING
NEW ELIGIBILITY REQUIREMENTS AND BENEFITS
FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL
AWARDS AWARDED FOR ACADEMIC YEARS 2000-
2001 AND THEREAFTER AND TO ADD A NEW §15707
TO PLACE A SUNSET PROVISION ON DOCTORAL
FELLOWSHIP SCHOLARSHIPS IN FAVOR OF
PROFESSIONAL/TECHNICAL AWARDS AS A MEANS
OF PURSUING HIGHER EDUCATION.**

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

2 **Section 1.** Article 3A of Chapter 15 of Title 17, Guam Code Annotated is
3 hereby added to read:

4 **"Article 3A**

5 **Merit Awards to the University of Guam**

6 **(For Academic Years 2000-2001 and thereafter)**

7
8 **§15A301.** Students Entitled to Merit Awards.

9 **§15A302.** Benefits.

10 **§15A303.** Service Credit.

1 §15A304. Rules and Regulations.

2 §15A305. Applicability of this Article.

3

4 **§15A301. Students Entitled to Merit Awards.** There are established annual
5 merit awards for high school students in the graduating classes of a fully
6 accredited, or candidate for accreditation as recognized by the Western Association
7 of Schools and Colleges (WASC) public and private high school on Guam now or
8 hereafter established. The students entitled to these awards shall be the students
9 having the highest scholastic standing in the graduating classes of each such public
10 and non-public high school in Guam except for Department of Defense Schools.
11 The awards shall be determined as follows:

12 (1) One (1) for every fifty (50) graduates of a school's graduating class,
13 rounded to the nearest fifty (50). If as a result of the equal scholastic
14 standing of two (2) or more graduates, there is a tie for the awards
15 granted pursuant to this Chapter, the University of Guam shall provide a
16 mechanism to break the tie. Awardees are entitled to four years of
17 education at the University of Guam. The benefits are according to the
18 amounts provided in §15A302 of this Article.

19 (2) Of the students receiving awards in Subsection (1)*supra*, the top two (2)
20 awardees per graduating class shall be entitled to an additional two years
21 of study for a Master's Degree at the University of Guam after
22 completion of the bachelor's program awarded under the provisions of
23 Subsection (1). In the event that, as a result of graduating class size, only
24 one (1) student is entitled to an award under Subsection (1) *supra*, then
25 only one (1) student shall be eligible for an award under this subsection.

1 The benefits are according to the amounts provided in §15A302 of this
2 Article.

3 (3) All awards shall be subject to the following limitations:

4 (a) A recipient must be a:

5 (1) a United States citizen or a permanent resident alien who has completed
6 four (4) academic years in public or private high school on Guam; and

7 (2) a resident of Guam for a continuous period of not less than five (5) years
8 immediately preceding June 15th of the year the award is to be awarded.

9 (b) If any student is ineligible for an award because of failure to meet the
10 requirements contained in subsection (a) of this section; or if any eligible student
11 chooses not to accept an award when first offered such award, the award shall be
12 granted to the eligible student with the next highest scholastic rank or in the case of
13 tie, the student that was eliminated by the tie-breaker. If an eligible student declines
14 to accept an award when first offered, such student cannot accept such an award
15 after it has been granted to another student.

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

19 (c) Award recipients must agree that he/she will work on Guam for a period of one
20 (1) year for each academic year the award was received within six (6) months
21 following the completion or termination of the course of studies for which the
22 award was granted, provided that if the recipient continues as a full-time student at
23 a graduate or professional school such recipient may defer work on Guam until
24 such additional studies are completed.

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

- 1 (1) fails to maintain a cumulative grade point average of 2.5 or its equivalent,
2 except a recipient may be allowed one academic term to regain this average
3 without cancellation of the award, or
4 (2) fails to meet the academic and/or other requirements governing full-time
5 students at the University of Guam, except a recipient shall be allowed one
6 academic term in which to regain full-time student status before cancellation of
7 such recipient's award.

8 **§15A302. Benefits.** Students entitled to merit awards pursuant to this Article
9 shall receive the following benefits:

- 10 (a) **Tuition to attend school:** Tuition and fees for each academic year to be paid
11 by the Student Financial Assistance Fund for a period of not more than four (4)
12 years in an undergraduate program at the University of Guam. For awards
13 granted under §15A101(2) of this Article, students shall receive an additional
14 two (2) years of tuition and fees for a graduate degree upon successful
15 completion of undergraduate studies and admission requirements for graduate
16 school.
- 17 (b) **Stipend.** Award recipients are entitled to a monthly stipend to be disbursed in
18 nine (9) monthly installments during the academic year, as follows: Fifty-nine
19 (59) or fewer semester hours completed: Three Hundred Dollars (\$300) per
20 month; Sixty (60) and over semester hours to graduation: Five Hundred Dollars
21 (\$500) per month. For graduate students, Six Hundred Dollars (\$600) per
22 month to be disbursed in nine (9) monthly installments during the academic
23 year.
- 24 (c) **Allowance for Textbooks.** Each student receiving an award under the Article
25 shall be entitled to an additional Two-hundred Fifty Dollars (\$250.00) per
26 semester for textbooks to be disbursed prior to the first day that classes begin.

1 (d) **Optional Inter-session allowed. (1) Summer:** Each student shall be entitled to
2 tuition, fees and textbooks for inter-session courses on a full-time basis. The
3 maximum amount for textbooks is One Hundred Dollars (\$100.00). Students
4 attending inter-session as provided herein shall be entitled to one (1) additional
5 month's stipend, as defined in §15A302(b) of this Article for each inter-session
6 cycle attended in the summer only.

7 (2) **Between Fall and Spring Semesters:** Each student shall be entitled to
8 tuition, fees and textbooks for inter-session courses on a full-time basis. The
9 maximum amount for textbooks is One Hundred Dollars (\$100.00). Students
10 attending inter-session between the Fall and Spring Semesters shall not be entitled
11 to an additional stipend.

12
13 §15A303. **Service Credit.** The financial assistance granted under this article
14 shall be repaid on a one-to-one basis for each year that assistance was provided
15 through employment on Guam or in the office of Guam's Delegate to Congress. In
16 the event that any portion of the assistance is not repaid through service credit, the
17 amount unpaid in service credit shall become due and payable.

18 (a) In calculating the amount due and payable for failure to repay through
19 service credit, the amount due shall be the total amount of assistance minus the
20 number of years repaid through service credit. For purposes of this Section, a year
21 of service credit is twelve (12) months. The Board of Regents may also extend
22 payment of cash repayment, via a promissory note, for a term not to exceed ten
23 (10) years at an annual percentage rate of not less than ten percent (10%). No
24 amounts shall be considered due and payable during the time in which the awardee
25 is repaying service credit pursuant to the provisions herein.

26 (b) The Board of Regents may grant deferrals of repayment through service

1 for the following reasons: (1) pursuit of a graduate degree, or (2) a family or
2 medical emergency.

3 (c) Any awardee granted an award pursuant to the provision of this Article
4 must commence work on Guam within Six (6) months following the completion of
5 studies, unless as extended by the Board for extenuating circumstances; or will be
6 in default as of the date classes ended. The permanent transfer to an off-island
7 office or branch of a Guam employer shall not count towards service credit and
8 shall result in default on the date of transfer and interest shall begin on such date of
9 default. Permanent transfers, for purposes of this section, are those that are longer
10 than Six (6) months. The Board shall establish such policies prescribing the length
11 and terms of repayment, the interest rate to be charged, the collection of delinquent
12 accounts or in the event of default.

13 (d) If any temporary leave of absence is expected to last longer than forty-
14 five (45) days, the awardee shall inform the University of Guam of the length of
15 time expected to be off-island, the reason for such time off-island and the address
16 while off-island. As long as the employee remains employed on Guam while off-
17 island temporarily, the employee shall receive service credit for such employment,
18 during the time the employee is off island for the purposes described herein.

19 (e) Death or total disability of the student shall terminate any obligations
20 herein. Total disability for purposes of this Section is defined as any physiological
21 or psychological condition that will prevent the awardee from obtaining or
22 maintaining any form of gainful employment for a period of not less than Three (3)
23 years. The Board may defer repayment for temporary disability. Total disability
24 requires the certification of two (2) physicians licensed to practice on Guam.

25
26 **§15A304. Rules and Regulations.** The University of Guam shall develop

1 appropriate rules and regulations for the administration of this Article.

2 **§15A305. Applicability of this Article.** This article shall apply only to
3 awards made during the academic year 2000- 2001 and thereafter.

4

5 **Section 2.** Article 4A of Chapter 15 of Title 17, Guam Code Annotated is
6 hereby added to read:

7

8 **Article 4A**

9

Professional and Technical Awards

10

(For School Years 2000-2001 and thereafter)

11

12 §15A401. Students Entitled to Awards.

13 §15A402. Benefits.

14 §15A403. Service Credit.

15 §15A404. Forfeiture of Awards.

16 §15A405. Rules and Regulations

17 §15A406. Applicability of this Article.

18

19 **§15A401. Students Entitled to Awards.** There are established professional
20 and technical annual awards for graduate studies. On or before December 1st of
21 each year, the Board shall conduct a public hearing to receive the opinion and
22 recommendation of various professional groups or associations and the Guam
23 Occupational Information Coordinating Committee or its equivalent, to determine
24 those areas in which additional professional and technical skills are needed. From
25 those hearings, the Board shall establish a list of occupational priorities for Guam
26 prior to considering applications for the awards. The number of awards and

1 occupational priorities to be recommended shall be submitted to the Legislature no
2 later than January 1st of each year.

3 Funds appropriated to provide professional and technical awards and which are
4 not totally expended may be used in succeeding years so as to increase the number
5 of annual awards. The awards provided in this Article are subject to the following
6 limitations:

7 (a) The applicant must be a bona fide resident of Guam for a continuous period of
8 not less than ten (10) years prior to application and a United States citizen or a
9 permanent resident alien and must have achieved an overall grade point average
10 of 3.00 in undergraduate studies if pursuing a master's degree or 3.33 in a
11 master's degree program if pursuing a doctoral degree, or an irrevocable letter of
12 acceptance from a U.S. accredited professional school, as recognized by the
13 Council on Post Secondary Accreditation (COPA).

14 (b) The applicant must agree to the repayment terms as specified in §15A403 and
15 §15A404.

16 (c) The applicant must present to the Board prior to granting of the award
17 satisfactory proof that such applicant has been accepted by a U.S. accredited
18 college or university as recognized by the Council on Postsecondary
19 Accreditation, as a full-time student to pursue a program of study in the field
20 applied for.

21 (d) The colleges or universities must be properly accredited as recognized by the
22 Council on Postsecondary Accreditation and must be approved by the Board;
23 provided, however, that no award shall be granted for studies at an off-island
24 institution in a program that is available at the University of Guam.

25 (e) The Board shall select the recipients of the awards upon the basis of scholastic
26 ability, financial need and aptitude. The Board may also use work or life-time

1 experience and achievement criteria in place of the aptitude criteria if because
2 of such experience, it can be reasonably determined that the applicant will
3 succeed in course of study funded by an award herein.

4 (f) In determining financial need, the applicant must submit a Student Aid Report
5 (SAR) which results from the completion of a Free Application for Federal
6 Student Aid (FAFSA) as documentary evidence of need.

7 (g) No benefits as specified in §15A402 shall be continued beyond the number of
8 years normally required to complete studies in the specific academic degree
9 program for which the award was granted except under exceptional
10 circumstances as determined by the Board.

11 **§15A402. Benefits.** Students entitled to awards pursuant to this Article shall
12 receive the following benefits:

13 (a) Payment of tuition and fees;

14 (b) An annual grant loan of not more than Ten Thousand Dollars (\$10,000) per year
15 to be used for room and board, books and educational supplies, to be disbursed
16 in accordance with regulations adopted by the Board, such grant loans to be
17 non-interest bearing except as to unpaid delinquent amounts.

18 (c) Cost of airfare for economy airline tickets; one (1) ticket to the school of
19 attendance and one (1) ticket to return to Guam upon completion of studies.

20 (d) Total for items (a) and (b) of this Section shall not exceed Twenty Thousand
21 Dollars (\$20,000) per year unless the course of study is in the area of medicine
22 or dentistry. If the course of study is in medicine or dentistry, the total for items
23 (a) and (b) of this Section shall not exceed Twenty-five Thousand Dollars
24 (\$25,000) per year.

25 **§15A403. Repayment of Benefits.** The financial assistance granted under
26 this article shall be repaid on a two-to-one (2:1) basis for each year that assistance

1 was provided through employment on Guam or in the office of Guam's Delegate to
2 Congress. In the event that any portion of the assistance is not repaid through
3 service credit, the amount unpaid in service credit shall become due and payable.

4 (a) Every student granted an award pursuant to this Article shall execute a
5 promissory note agreeing to repay said loan over a period to be determined by the
6 Board, but not in excess of ten (10) years from the contemplated date of the
7 termination or the completion of the course of studies for which the award was
8 approved. The amount of the note shall be left blank until the completion of
9 studies in which the amount of the note will be the total monetary amount of
10 assistance provided by the award. Said promissory note shall be non-interest
11 bearing, except as to amounts unpaid by service credit that are due and payable
12 under the note which shall be subject to interest at the annual rate of ten percent
13 (10%). No amounts shall be considered due and payable during the time in which
14 the awardee is repaying service credit pursuant to the provisions herein.

15 (b) Any student granted an award pursuant to this Article shall receive
16 service credit against amounts due under the promissory note as follows:

17 (1) The amount of the note shall be the total amount of assistance provided.
18 Service credit shall be applied in against the note in monthly installments.

19 (2) The number of monthly installments to be paid shall be based on the
20 number of months for which assistance was provided times two (2).

21 (3) In the event of default, the balance due in monetary terms shall be the
22 amount of assistance provided less the amount repaid through service credit. The
23 amount repaid through service credit shall be the total amount of assistance
24 provided divided by the number of installments of service credit due as calculated
25 in Item (2) of this paragraph times the number of installments paid through service
26 credit.

1 (c) Any awardee granted an award pursuant to the provision of this Article
2 must commence work on Guam within Six (6) months following the completion of
3 studies, unless as extended by the Board for extenuating circumstances; or will be
4 in default as of the date classes ended. The permanent transfer to an off-island
5 office or branch of a Guam employer shall not count towards service credit and
6 shall result in default on the date of transfer and interest shall begin on such date of
7 default. Permanent transfers, for purposes of this section, are those that are longer
8 than Six (6) months. The Board shall establish such policies prescribing the length
9 and terms of repayment, the interest rate to be charged, the collection of delinquent
10 accounts or in the event of default.

11 (d) If any temporary leave of absence is expected to last longer than forty-
12 five (45) days, the awardee shall inform the University of Guam of the length of
13 time expected to be off-island, the reason for such time off-island and the address
14 while off-island. As long as the employee remains employed on Guam while off-
15 island temporarily, the employee shall receive service credit for such employment,
16 during the time the employee is off island for the purposes described herein.

17 (e) Death or total disability of the student shall terminate any obligations on
18 the note. Total disability for purposes of this Section is defined as any
19 physiological or psychological condition that will prevent the student from
20 obtaining or maintaining any form of gainful employment for a period of not less
21 than Three (3) years. The Board may defer repayment for temporary disability.
22 Total disability requires the certification of two (2) physicians licensed to practice
23 in the United States.

24 (f) In the event a student forfeits an award as defined in §15A404, no service
25 credit shall be granted and repaid according to the provisions herein for those years
26 in which assistance was provided and all awards plus interest shall be repaid

1 according to the provisions herein.

2 The Board of Regents may grant deferrals of repayment through service in
3 cases where family or medical emergency arises.

4 **§15A404. Forfeiture of Awards.** Expulsion from a school or institution
5 attended, or suspension for a period of the same or greater than one academic
6 semester or its equivalent in such school or institution, or failure to complete the
7 program for which the award was granted, or failure to comply with the regulations
8 of the Board shall result in a forfeiture of the award provided by this Article. For
9 purposes of this Article a person shall be considered to have completed his course
10 of studies upon the event or events of forfeiture as provided in this Section.

11 **§15A405. Rules and Regulations.** The Board of Regents shall develop
12 rules and regulations pursuant to the Administrative Adjudication Law for the
13 administration of the program enacted by this Article. In addition to the
14 administration of the program, such Rules and Regulations shall include provisions
15 for (1) conditions for continuance of an Award, (2) construction of applicable
16 promissory notes, (3) time frames for the completion of program studies and (4)
17 provisions for the temporary suspension of completion of a degree program or
18 repayment of awards for cases beyond the control of the scholarship recipient such
19 as personal illness or death or illness of a family member.

20 **§15A406. Applicability of this Article.** This article shall apply only to
21 awards made during the academic year 2000- 2001 and thereafter.

22
23 **Section 3.** Section 15303 is hereby added to Article 3 of Chapter 15 of Title
24 17, Guam Code Annotated to read:

25 **§15303. Applicability of this Article.** Awards granted under the provisions
26 of this Article apply to awards made during and prior to the school year 1999-2000.

1 Awards granted after school year 1999-2000 shall be made pursuant to the
2 provisions of Article 3A of this chapter.

3

4 **Section 4.** Section 15407 is hereby added to Article 4 of Chapter 15 of Title
5 17, Guam Code Annotated to read:

6 **§15407. Applicability of this Article.** Awards granted under the provisions
7 of this Article apply to awards made during and prior to the school year 1999-2000.
8 Awards granted after school year 1999-2000 shall be made pursuant to the
9 provisions of Article 4A of this chapter.

10

11 **Section 5.** Section 15707 is hereby added to Article 7 of Chapter 15 of Title
12 17, Guam Code Annotated to read:

13 **§15707. Sunset Provision of Fellowships under this Article.** No new
14 Fellowships shall be awarded under the provisions of this Article after the school
15 year 1999-2000. Doctoral scholarships shall be awarded pursuant to the
16 Professional and Technical Awards provisions under Article 4A of this Chapter.

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

RECEIVED

'99 JUL 12 PM 5 18

Bill No. 265 (LS)

Introduced by:

L. F. Kasperbauer LFK
J. C. SALAS JCS
C.A. Leon Cuerrero CAL

**AN ACT TO ADD NEW ARTICLES 3A AND 4A AND
NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17,
GUAM CODE ANNOTATED RELATIVE TO CREATING
NEW ELIGIBILITY REQUIREMENTS AND BENEFITS
FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL
AWARDS AWARDED FOR ACADEMIC YEARS 2000-
2001 AND THEREAFTER AND TO ADD A NEW §15707
TO PLACE A SUNSET PROVISION ON DOCTORAL
FELLOWSHIP SCHOLARSHIPS IN FAVOR OF
PROFESSIONAL/TECHNICAL AWARDS AS A MEANS
OF PURSUING HIGHER EDUCATION.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Article 3A of Chapter 15 of Title 17, Guam Code Annotated is
hereby added to read:

"Article 3A

Merit Awards to the University of Guam

(For Academic Years 2000-2001 and thereafter)

§15A301. Students Entitled to Merit Awards.

§15A302. Benefits.

§15A303. Service Credit.

1 §15A304. Rules and Regulations.

2 §15A305. Applicability of this Article.

3

4 §15A301. **Students Entitled to Merit Awards.** There are established
5 annual merit awards for high school students in the graduating classes of a fully
6 accredited, or candidate for accreditation as recognized by the Western
7 Association of Schools and Colleges (WASC) public and private high school on
8 Guam now or hereafter established. The students entitled to these awards shall be
9 the students having the highest scholastic standing in the graduating classes of
10 each such public and non-public high school in Guam except for Department of
11 Defense Schools. The awards shall be determined as follows:

12 (1) One (1) for every fifty (50) graduates of a school's graduating class,
13 rounded to the nearest fifty (50). If as a result of the equal scholastic
14 standing of two (2) or more graduates, there is a tie for the awards
15 granted pursuant to this Chapter, the University of Guam shall provide a
16 mechanism to break the tie. Awardees are entitled to four years of
17 education at the University of Guam. The benefits are according to the
18 amounts provided in §15A302 of this Article.

19 (2) Of the students receiving awards in Subsection (1) *supra*, the top two
20 (2) awardees per graduating class shall be entitled to an additional two
21 years of study for a Master's Degree at the University of Guam after
22 completion of the bachelor's program awarded under the provisions of
23 Subsection (1). In the event that, as a result of graduating class size,
24 only one (1) student is entitled to an award under Subsection (1) *supra*,
25 then only one (1) student shall be eligible for an award under this

1 subsection. The benefits are according to the amounts provided in
2 §15A302 of this Article.

3 (3) All awards shall be subject to the following limitations:

4 (a) A recipient must be a:

5 (1) a United States citizen or a permanent resident alien who has completed
6 four (4) academic years in public or private high school on Guam; and

7 (2) a resident of Guam for a continuous period of not less than five (5) years
8 immediately preceding June 15th of the year the award is to be awarded.

9 (b) If any student is ineligible for an award because of failure to meet the
10 requirements contained in subsection (a) of this section; or if any eligible student
11 chooses not to accept an award when first offered such award, the award shall be
12 granted to the eligible student with the next highest scholastic rank or in the case
13 of tie, the student that was eliminated by the tie-breaker. If an eligible student
14 declines to accept an award when first offered, such student cannot accept such an
15 award after it has been granted to another student.

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

19 (c) Award recipients must agree that he/she will work on Guam for a period of one
20 (1) year for each academic year the award was received immediately following the
21 completion or termination of the course of studies for which the award was
22 granted, provided that if the recipient continues as a full-time student at a graduate
23 or professional school such recipient may defer work on Guam until such
24 additional studies are completed.

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

- 1 (1) fails to maintain a cumulative grade point average of 2.5 or its equivalent,
2 except a recipient may be allowed one academic term to regain this average
3 without cancellation of the award, or
4 (2) fails to meet the academic and/or other requirements governing full-time
5 students at the University of Guam, or
6 (3) Is no longer a full-time student, except a recipient shall be allowed one
7 academic term in which to regain full-time student status before cancellation of
8 such recipient's award, or

9 **§15A302. Benefits.** Students entitled to merit awards pursuant to this
10 Article shall receive the following benefits:

11 (a) **Tuition to attend school:** Tuition and fees for each academic year to be paid
12 by the Student Financial Assistance Fund for a period of not more than four (4)
13 years in an undergraduate program at the University of Guam. For awards
14 granted under §15A101(2) of this Article, students shall receive an additional
15 two (2) years of tuition and fees for a graduate degree upon successful
16 completion of undergraduate studies and admission requirements for graduate
17 school.

18 (b) **Stipend.** Award recipients are entitled to a monthly stipend to be disbursed in
19 nine (9) monthly installments during the academic year, as follows: Fifty-nine
20 (59) or fewer semester hours completed: Three Hundred Dollars (\$300) per
21 month; Sixty (60) and over semester hours to graduation: Five Hundred Dollars
22 (\$500) per month. For graduate students, Six Hundred Dollars (\$600) per
23 month to be disbursed in nine (9) monthly installments during the academic
24 year.

1 (c) **Allowance for Textbooks.** Each student receiving an award under the Article
2 shall be entitled to an additional Two-hundred Fifty Dollars (\$250.00) per
3 semester for textbooks to be disbursed prior to the first day that classes begin.

4 (d) **Optional Inter-session allowed.** (1) **Summer:** Each student shall be entitled
5 to tuition, fees and textbooks for inter-session courses on a full-time basis. The
6 maximum amount for textbooks is One Hundred Dollars (\$100.00). Students
7 attending inter-session as provided herein shall be entitled to one (1) additional
8 month's stipend, as defined in §15A302(b) of this Article for each inter-session
9 cycle attended in the summer only.

10 (2) **Between Fall and Spring Semesters:** Each student shall be entitled to
11 tuition, fees and textbooks for inter-session courses on a full-time basis. The
12 maximum amount for textbooks is One Hundred Dollars (\$100.00). Students
13 attending inter-session between the Fall and Spring Semesters shall not be entitled
14 to an additional stipend.

15
16 §15A303. **Service Credit.** The financial assistance granted under this
17 article shall be repaid on a one-to-one basis for each year that assistance was
18 provided through employment on Guam or in the office of Guam's Delegate to
19 Congress. In the event that any portion of the assistance is not repaid through
20 service credit, the amount unpaid in service credit shall become due and payable.

21 In calculating the amount due and payable for failure to repay through
22 service credit, the amount due shall be the total amount of assistance minus the
23 number of years repaid through service credit. For purposes of this Section, a year
24 of service credit is twelve (12) months. The Board of Regents may also extend
25 payment of cash repayment, via a promissory note, for a term not to exceed ten
26 (10) years at an annual percentage rate of not less than ten percent (10%).

1 The Board of Regents may grant deferrals of repayment through service for
2 the following reasons: (1) pursuit of a graduate degree, or (2) a family or medical
3 emergency.

4 Death or total disability of the student shall terminate any obligations
5 herein. Total disability for purposes of this Section is defined as any
6 physiological or psychological condition that will prevent the awardee from
7 obtaining or maintaining any form of gainful employment for a period of not less
8 than Three (3) years. The Board may defer repayment for temporary disability.
9 Total disability requires the certification of two (2) physicians licensed to practice
10 on Guam.

11 **§15A304. Rules and Regulations.** The University of Guam shall develop
12 appropriate rules and regulations for the administration of this Article.

13 **§15A305. Applicability of this Article.** This article shall apply only to
14 awards made during the academic year 2000- 2001 and thereafter.

15
16 **Section 2.** Article 4A of Chapter 15 of Title 17, Guam Code Annotated is
17 hereby added to read:

18
19 **Article 4A**
20 **Professional and Technical Awards**
21 **(For School Years 2000-2001 and thereafter)**

- 22
23 §15A401. Students Entitled to Awards.
24 §15A402. Benefits.
25 §15A403. Service Credit.
26 §15A404. Forfeiture of Awards.

1 §15A405. Rules and Regulations

2 §15A406. Applicability of this Article.

3

4 **§15A401. Students Entitled to Awards.** There are established professional
5 and technical annual awards for graduate studies. On or before December 1st of
6 each year, the Board shall conduct a public hearing to receive the opinion and
7 recommendation of various professional groups or associations and the Guam
8 Occupational Information Coordinating Committee or its equivalent, to determine
9 those areas in which additional professional and technical skills are needed. From
10 those hearings, the Board shall establish a list of occupational priorities for Guam
11 prior to considering applications for the awards. The number of awards and
12 occupational priorities to be recommended shall be submitted to the Legislature no
13 later than January 1st of each year.

14 Funds appropriated to provide professional and technical awards and which are
15 not totally expended may be used in succeeding years so as to increase the number
16 of annual awards. The awards provided in this Article are subject to the following
17 limitations:

18 (a) The applicant must be a bona fide resident of Guam for a continuous period of
19 not less than ten (10) years prior to application and a United States citizen or a
20 permanent resident alien and must have achieved an overall grade point
21 average of 3.00 in undergraduate studies if pursuing a master's degree or 3.33
22 in a master's degree program if pursuing a doctoral degree, or an irrevocable
23 letter of acceptance from a U.S. accredited professional school, as recognized
24 by the Council on Post Secondary Accreditation (COPA).

25 (b) The applicant must agree to the repayment terms as specified in §15A403 and
26 §15A404.

- 1 (c) The applicant must present to the Board prior to granting of the award
2 satisfactory proof that such applicant has been accepted by a U.S. accredited
3 college or university as recognized by the Council on Postsecondary
4 Accreditation, as a full-time student to pursue a program of study in the field
5 applied for.
- 6 (d) The colleges or universities must be properly accredited as recognized by the
7 Council on Postsecondary Accreditation and must be approved by the Board;
8 provided, however, that no award shall be granted for studies at an off-island
9 institution in a program that is available at the University of Guam.
- 10 (e) The Board shall select the recipients of the awards upon the basis of scholastic
11 ability, financial need, aptitude and/ or work or life-time experience or
12 achievement.
- 13 (f) In determining financial need, the applicant must submit a Student Aid Report
14 (SAR) which results from the completion of a Free Application for Federal
15 Student Aid (FAFSA) as documentary evidence of need.
- 16 (g) No benefits as specified in §15A402 shall be continued beyond the number of
17 years normally required to complete studies in the specific academic degree
18 program for which the award was granted except under exceptional
19 circumstances as determined by the Board.
- 20 **§15A402. Benefits.** Students entitled to awards pursuant to this Article shall
21 receive the following benefits:
- 22 (a) Payment of tuition and fees;
- 23 (b) An annual grant loan of not more than Ten Thousand Dollars (\$10,000) per
24 year to be used for room and board, books and educational supplies, to be
25 disbursed in accordance with regulations adopted by the Board, such grant
26 loans to be non-interest bearing except as to unpaid delinquent amounts.

1 (c) Cost of airfare for economy airline tickets; one (1) ticket to the school of
2 attendance and one (1) ticket to return to Guam upon completion of studies.

3 (d) Total for items (a) and (b) of this Section shall not exceed Twenty Thousand
4 Dollars (\$20,000) per year unless the course of study is in the area of medicine
5 or dentistry. If the course of study is in medicine or dentistry, the total for
6 items (a) and (b) of this Section shall not exceed Twenty-five Thousand
7 Dollars (\$25,000) per year.

8 **§15A403. Repayment of Benefits.** The financial assistance granted under
9 this article shall be repaid on a two-to-one (2:1) basis for each year that assistance
10 was provided through employment on Guam or in the office of Guam's Delegate
11 to Congress. In the event that any portion of the assistance is not repaid through
12 service credit, the amount unpaid in service credit shall become due and payable.

13 (a) Every student granted an award pursuant to this Article shall execute a
14 promissory note agreeing to repay said loan over a period to be determined by the
15 Board, but not in excess of ten (10) years from the contemplated date of the
16 termination or the completion of the course of studies for which the award was
17 approved. The amount of the note shall be left blank until the completion of
18 studies in which the amount of the note will be the total monetary amount of
19 assistance provided by the award. Said promissory note shall be non-interest
20 bearing, except as to amounts unpaid by service credit that are due and payable
21 under the note which shall be subject to interest at the rate of ten percent (10%).

22 (b) Any student granted an award pursuant to this Article shall receive
23 service credit against amounts due under the promissory note as follows:

24 (1) The amount of the note shall be the total amount of assistance provided.
25 Service credit shall be applied in against the note in monthly installments.

26 (2) The number of monthly installments to be paid shall be based on the

1 number of months for which assistance was provided times two (2).

2 (3) In the event of default, the balance due in monetary terms shall be the
3 amount of assistance provided less the amount repaid through service credit. The
4 amount repaid through service credit shall be the total amount of assistance
5 provided divided by the number of installments of service credit due as calculated
6 in Item (2) of this paragraph times the number of installments paid through service
7 credit.

8 (c) Any awardee granted an award pursuant to the provision of this Article
9 must commence work on Guam within Six (6) months following the completion
10 of studies, unless as extended by the Board for extenuating circumstances; or will
11 be in default as of the date classes ended. The permanent transfer to an off-island
12 office or branch of a Guam employer shall not count towards service credit and
13 shall result in default on the date of transfer and interest shall begin on such date
14 of default. Permanent transfers, for purposes of this section, are those that are
15 longer than Six (6) months. The Board shall establish such policies prescribing the
16 length and terms of repayment, the interest rate to be charged, the collection of
17 delinquent accounts or in the event of default.

18 (d) If any temporary leave of absence is expected to last longer than forty-
19 five (45) days, the awardee shall inform the University of Guam of the length of
20 time expected to be off-island, the reason for such time off-island and the address
21 while off-island. As long as the employee remains employed while off-island
22 temporarily, the employee shall receive service credit for such employment,
23 during the time the employee is off island for the purposes described herein.

24 (e) Death or total disability of the student shall terminate any obligations on
25 the note. Total disability for purposes of this Section is defined as any
26 physiological or psychological condition that will prevent the student from

1 obtaining or maintaining any form of gainful employment for a period of not less
2 than Three (3) years. The Board may defer repayment for temporary disability.
3 Total disability requires the certification of two (2) physicians licensed to practice
4 on Guam.

5 (f) In the event a student forfeits prior to completion of degree/program
6 requirements, no service credit shall be granted for those years in which assistance
7 was provided and all awards plus interest shall be repaid according to the
8 provisions herein.

9 The Board of Regents may grant deferrals of repayment through service in
10 cases where family or medical emergency arises.

11 **§15A404. Forfeiture of Awards.** Expulsion from a school or institution
12 attended, or suspension for a period of the same or greater than one academic
13 semester or its equivalent in such school or institution, or failure to complete the
14 program for which the award was granted, or failure to comply with the
15 regulations of the Board shall result in a forfeiture of the award provided by this
16 Article. For purposes of this Article a person shall be considered to have
17 completed his course of studies upon the event or events of forfeiture as provided
18 in this Section.

19 **§15A405. Rules and Regulations.** The Board of Regents shall develop
20 rules and regulations pursuant to the Administrative Adjudication Law for the
21 administration of the program enacted by this Article. In addition to the
22 administration of the program, such Rules and Regulations shall include
23 provisions for (1) conditions for continuance of an Award, (2) construction of
24 applicable promissory notes, (3) time frames for the completion of program
25 studies and (4) provisions for the temporary suspension of completion of a degree

1 program or repayment of awards for cases beyond the control of the scholarship
2 recipient such as personal illness or death or illness of a family member.

3 **§15A406. Applicability of this Article.** This article shall apply only to
4 awards made during the academic year 2000- 2001 and thereafter.

5
6 **Section 3.** Section 15303 is hereby added to Article 3 of Chapter 15 of
7 Title 17, Guam Code Annotated to read:

8 **§15303. Applicability of this Article.** Awards granted under the
9 provisions of this Article apply to awards made during and prior to the school year
10 1999-2000. Awards granted after school year 1999-2000 shall be made pursuant to
11 the provisions of Article 3A of this chapter.

12
13 **Section 4.** Section 15407 is hereby added to Article 4 of Chapter 15 of
14 Title 17, Guam Code Annotated to read:

15 **§15407. Applicability of this Article.** Awards granted under the
16 provisions of this Article apply to awards made during and prior to the school year
17 1999-2000. Awards granted after school year 1999-2000 shall be made pursuant to
18 the provisions of Article 4A of this chapter.

19
20 **Section 5.** Section 15707 is hereby added to Article 7 of Chapter 15 of
21 Title 17, Guam Code Annotated to read:

22 **§15707. Sunset Provision of Fellowships under this Article.** No new
23 Fellowships shall be awarded under the provisions of this Article after the school
24 year 1999-2000. Doctoral scholarships shall be awarded pursuant to the
25 Professional and Technical Awards provisions under Article 4A of this Chapter.

COMMITTEE ON EDUCATION

PUBLIC HEARING Monday, August 9, 1999

Bill No. 265 (LS) AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW §15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION.

Name: <i>M. Nelson</i>	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address: <i>P.O. Box 869 Agaña 96932</i>	<i>UOG Member Bd of Regents</i>	<i>477-0700</i>	Oral <input checked="" type="checkbox"/>	Written <input type="checkbox"/>	For <input type="checkbox"/>	Against <input type="checkbox"/>
Name:	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address:			Oral <input type="checkbox"/>	Written <input type="checkbox"/>	For <input type="checkbox"/>	Against <input type="checkbox"/>
Name:	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address:			Oral <input type="checkbox"/>	Written <input type="checkbox"/>	For <input type="checkbox"/>	Against <input type="checkbox"/>
Name:	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address:			Oral <input type="checkbox"/>	Written <input type="checkbox"/>	For <input type="checkbox"/>	Against <input type="checkbox"/>

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Name: DR. JOSE T. NEBEOG	Agency or Interest Group: UUG	Telephone No. 735-2975	Testimony		Comment	
Address: PRESIDENT, UUG WITH: DR. RICHARD WYTTENBACH-SANTOS, MS. SALLIE McDONALD, ACTING DIRECTOR			Oral	Written X	For	Against

Name:	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address:			Oral	Written	For	Against

Name:	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address:			Oral	Written	For	Against

Name:	Agency or Interest Group:	Telephone No.	Testimony		Comment	
Address:			Oral	Written	For	Against



University of Guam Unibetsedåt Guahan

OFFICE OF THE PRESIDENT

UOG Station, Mangilao, Guam 96923

Telephone: (671) 735-2990 • Fax: (671) 734-2296

August 9, 1999

The Honorable Lawrence F. Kasperbauer, Ph.D.
Vice Speaker and Chairman, Committee on Education
I Mina'Bente Singko na Liheslaturan Guahan
215-A Chalan Santo Papa
Hagatna, Guam 96932

RE: Bill 265(LS): AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW PARAGRAPHS 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW PARAGRAPH 15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION.

Dear Vice Speaker Kasperbauer:

First of all I want to thank you and members of your committee for giving me the opportunity to testify regarding Bill No. 265(LS).

As President of the University of Guam, I support the concept and intent of Bill No. 265(LS). I am particularly elated that Bill 265(LS) requires all future Merit Scholarship Recipients to attend the University of Guam for all four years. As you are aware, the University of Guam offers a wide range of programs and majors which fits the needs of almost all of our students who wish to pursue higher education. Students who wish to pursue programs and/or majors which are not available at the University of Guam can still get financial assistance through the Professional/Technical Programs and student loans.

I strongly feel that the overall intent of Bill 265(LS); which give incentives to top Guam High School graduates to pursue higher education at the University of Guam, expands the Merit Scholarship Program to allow the top two Merit Scholarship recipients to pursue postgraduate education, eliminate the problems being encountered under the current scholarship legislation and save the tax payers millions of dollars is in the best interest of the people of Guam. I therefore, fully support the passage and enactment of Bill 265(LS) into law.

Once again, thank you for the opportunity to testify in support of Bill 265(LS).

Most Sincerely,

A handwritten signature in black ink, appearing to read 'Dr. Jose T. Nededog', with a stylized flourish at the end.

Dr. Jose T. Nededog
President

cc: Chairman Shimizu, Board of Regents

PUBLIC HEARING



MINA' BENTE SINGHO NA LIHESLATURAN GUAHAN COMMITTEE ON EDUCATION

Vice Speaker Larry Kasperbauer, Chairman

Hearings to be held at the Public Hearing Room
Liheslaturan Guahan, Hagåtña

AGENDA

8:45 a.m., Monday, August 9, 1999

Bill No. 264 (LS) AN ACT TO AMEND ARTICLE 2 OF CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO INCREASING THE AMOUNTS AUTHORIZED FOR STUDENT LOANS, ALLOWING THE USE OF STUDENT LOAN PROCEEDS FOR DISTANCE LEARNING AND EXTENDING STUDENT LOANS TO STUDENTS ATTENDING THE GUAM COMMUNITY COLLEGE. — Introduced by L.F. Kasperbauer

Bill No. 265 (LS) AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW §15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION. —Introduced by L.F. Kasperbauer

Bill No. 268 (COR) AN ACT TO AUTHORIZE AND APPROPRIATE FUNDS TO THE GUAM ASSISTIVE TECHNOLOGY PROGRAM (GSAT) FOR THE PURPOSE OF COORDINATING TRAINING FOR TRANSPORTATION SERVICE PROVIDERS RELEVANT TO ASSISTIVE LIFTING TECHNIQUES. —introduced by C.A. Leon Guerrero

Bill No. 256 (COR) AN ACT TO ADD A CHAPTER 5B TO TITLE 17, GUAM CODE ANNOTATED RELATIVE TO ACT TO PROVIDING FINANCIAL SERVICES FOR THE NATIONAL BOARD CERTIFICATION OF TEACHERS. —Introduced by L.F. Kasperbauer

Bill No. 153 (COR) AN ACT TO ADD A NEW §7109 TO CHAPTER 7 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING THE DEPARTMENT ON EDUCATION TO CONTRACT WITH A BONAFIDE NONPROFIT CORPORATION PURSUANT TO §501(CX3) OF THE INTERNAL REVENUE CODE OF 1954, AS AMENDED, FOR THE OPERATION OF THE FINE ARTS FACILITY AT THE SOUTHERN HIGH SCHOOL. —Introduced by A.C. Blaz

**Guam Educational Telecommunications
Corporation Budget**

Guam Public Library Budget

8:45 a.m., Tuesday, August 10, 1999

Guam Community College Budget

University of Guam Budget

The public is invited to attend. Individuals requiring special accommodations, auxiliary aids or services are asked to contact the office of Vice Speaker Kasperbauer at 475-5437 or email at lh4hids@tts.net. Please visit our official website at www.lh4hids.com.

PUBLIC HEARING



MINA' BENTE SINGHO NA LIHESLATURAN GUAHAN COMMITTEE ON EDUCATION

Vice Speaker Larry Kasperbauer, Chairman

Hearings to be held at the Public Hearing Room
Liheslaturan Guahan, Hagåtña

AGENDA

8:45 a.m., Monday, August 9, 1999

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Bill No. 265 (LS) AN ACT TO ADD NEW ARTICLES 3A AND 4A AND NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO CREATING NEW ELIGIBILITY REQUIREMENTS AND BENEFITS FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL AWARDS AWARDED FOR ACADEMIC YEARS 2000-2001 AND THEREAFTER AND TO ADD A NEW §15707 TO PLACE A SUNSET PROVISION ON DOCTORAL FELLOWSHIP SCHOLARSHIPS IN FAVOR OF PROFESSIONAL/TECHNICAL AWARDS AS A MEANS OF PURSUING HIGHER EDUCATION. —Introduced by L.F. Kasperbauer

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**Guam Educational Telecommunications
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July 27, 1999

Mr. Joseph E. Rivera
Director
Bureau of Budget and Management Research
P.O. Box 2950
Hagatna, Guam 96932

Dear Mr. Rivera:

Buenas yan Hafa Adail

Pursuant to Chapter 9 of Title 2, Guam Code Annotated, I respectfully request that your office issue Fiscal Notes for the attached bills:

Bill No. 65 (COR) -An Act to end social promotion in Guam's schools.

Bill No. 66 (COR) -An Act to increase school accountability by requiring audits and report cards of each school on Guam, to be known as the "School Accountability Act of 1999".

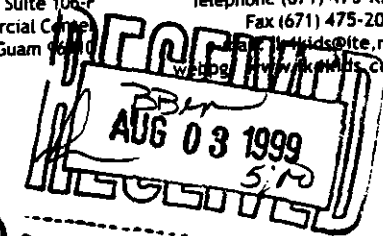
Bill No. 153 (COR) -An Act to add a new §7109 to Chapter 7 of Title 17, Guam Code Annotated relative to authorizing the Department of Education to contract with a bonafide nonprofit corporation pursuant to §501(C)(3) of the Internal Revenue Code of 1954, as amended, for the operation of the Fine Arts Facility at the Southern High School.

Bill No. 198 (COR) -An Act to repeal and reenact Sections 3104, 3107 and 3108 of Title 17, Guam Code Annotated relative to the reapportionment and composition of the Territorial School Board; to properly represent the entire island of Guam; to set board member terms; and to set a prompt election date to expeditiously install an elected Islandwide Public School Board of Education for the island of Guam.

Bill No. 256 (COR) -An Act to add a chapter 5B to Title 17, Guam Code Annotated Relative to act to providing financial incentives for National Board Certification of Teachers.

Bill No. 264 (LS) -An Act to amend Article 2 of Chapter 15 of Title 17, Guam Code Annotated Relative to increasing the amounts authorized for student loans, allowing the use of student loan proceeds for Distance Learning and Extending student loans to students attending the Guam Community College.

COPY

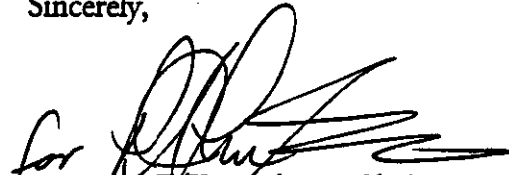


Bill No. 265 (LS) An Act to add new articles 3A and 4A and new §§15303 and 15407 to Chapter 15 of Title 17, Guam Code Annotated Relative to creating new eligibility requirements and benefits for merit awards Professional/ Technical Awards for Academic Years 2000-2001 and thereafter and to add a new §15707 to place a sunset provision on Doctoral Fellowship Scholarships in favor of Professional/Technical Awards as a means of pursuing higher education.

Bill No. 268 (COR) -An Act to authorize and appropriate funds to the Guam System for Assistive Technology Program (GSAT) for the purpose of coordinating training for the transportation service providers relevant to assistive lifting techniques.

Thank you for your time kind consideration.

Sincerely,


Lawrence F. Kasperbauer, Ph.D.

Attachment

JUL 12 1999

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

Bill No. 261 (LS)

Introduced by:

L. F. Kasperbauer *LFK*
J. C. SALAS *JCS*
C.A. Leon Guerrero *CALG*

**AN ACT TO ADD NEW ARTICLES 3A AND 4A AND
NEW §§ 15303 AND 15407 TO CHAPTER 15 OF TITLE 17,
GUAM CODE ANNOTATED RELATIVE TO CREATING
NEW ELIGIBILITY REQUIREMENTS AND BENEFITS
FOR MERIT AWARDS PROFESSIONAL/ TECHNICAL
AWARDS AWARDED FOR ACADEMIC YEARS 2000-
2001 AND THEREAFTER AND TO ADD A NEW §15707
TO PLACE A SUNSET PROVISION ON DOCTORAL
FELLOWSHIP SCHOLARSHIPS IN FAVOR OF
PROFESSIONAL/TECHNICAL AWARDS AS A MEANS
OF PURSUING HIGHER EDUCATION.**

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

2 **Section 1.** Article 3A of Chapter 15 of Title 17, Guam Code Annotated is
3 hereby added to read:

4 **"Article 3A**

5 **Merit Awards to the University of Guam**

6 **(For Academic Years 2000-2001 and thereafter)**

7
8 **§15A301.** Students Entitled to Merit Awards.

9 **§15A302.** Benefits.

10 **§15A303.** Service Credit.

1 §15A304. Rules and Regulations.

2 §15A305. Applicability of this Article.

3

4 **§15A301. Students Entitled to Merit Awards.** There are established
5 annual merit awards for high school students in the graduating classes of a fully
6 accredited, or candidate for accreditation as recognized by the Western
7 Association of Schools and Colleges (WASC) public and private high school on
8 Guam now or hereafter established. The students entitled to these awards shall be
9 the students having the highest scholastic standing in the graduating classes of
10 each such public and non-public high school in Guam except for Department of
11 Defense Schools. The awards shall be determined as follows:

12 (1) One (1) for every fifty (50) graduates of a school's graduating class,
13 rounded to the nearest fifty (50). If as a result of the equal scholastic
14 standing of two (2) or more graduates, there is a tie for the awards
15 granted pursuant to this Chapter, the University of Guam shall provide a
16 mechanism to break the tie. Awardees are entitled to four years of
17 education at the University of Guam. The benefits are according to the
18 amounts provided in §15A302 of this Article.

19 (2) Of the students receiving awards in Subsection (1) *supra*, the top two
20 (2) awardees per graduating class shall be entitled to an additional two
21 years of study for a Master's Degree at the University of Guam after
22 completion of the bachelor's program awarded under the provisions of
23 Subsection (1). In the event that, as a result of graduating class size,
24 only one (1) student is entitled to an award under Subsection (1) *supra*,
25 then only one (1) student shall be eligible for an award under this

1 subsection. The benefits are according to the amounts provided in
2 §15A302 of this Article.

3 (3) All awards shall be subject to the following limitations:

4 (a) A recipient must be a:

5 (1) a United States citizen or a permanent resident alien who has completed
6 four (4) academic years in public or private high school on Guam; and

7 (2) a resident of Guam for a continuous period of not less than five (5) years
8 immediately preceding June 15th of the year the award is to be awarded.

9 (b) If any student is ineligible for an award because of failure to meet the
10 requirements contained in subsection (a) of this section; or if any eligible student
11 chooses not to accept an award when first offered such award, the award shall be
12 granted to the eligible student with the next highest scholastic rank or in the case
13 of tie, the student that was eliminated by the tie-breaker. If an eligible student
14 declines to accept an award when first offered, such student cannot accept such an
15 award after it has been granted to another student.

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

19 (c) Award recipients must agree that he/she will work on Guam for a period of one
20 (1) year for each academic year the award was received immediately following the
21 completion or termination of the course of studies for which the award was
22 granted, provided that if the recipient continues as a full-time student at a graduate
23 or professional school such recipient may defer work on Guam until such
24 additional studies are completed.

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

- 1 (1) fails to maintain a cumulative grade point average of 2.5 or its equivalent,
2 except a recipient may be allowed one academic term to regain this average
3 without cancellation of the award, or
4 (2) fails to meet the academic and/or other requirements governing full-time
5 students at the University of Guam, or
6 (3) Is no longer a full-time student, except a recipient shall be allowed one
7 academic term in which to regain full-time student status before cancellation of
8 such recipient's award, or

9 **§15A302. Benefits.** Students entitled to merit awards pursuant to this
10 Article shall receive the following benefits:

11 (a) **Tuition to attend school:** Tuition and fees for each academic year to be paid
12 by the Student Financial Assistance Fund for a period of not more than four (4)
13 years in an undergraduate program at the University of Guam. For awards
14 granted under §15A101(2) of this Article, students shall receive an additional
15 two (2) years of tuition and fees for a graduate degree upon successful
16 completion of undergraduate studies and admission requirements for graduate
17 school.

18 (b) **Stipend.** Award recipients are entitled to a monthly stipend to be disbursed in
19 nine (9) monthly installments during the academic year, as follows: Fifty-nine
20 (59) or fewer semester hours completed: Three Hundred Dollars (\$300) per
21 month; Sixty (60) and over semester hours to graduation: Five Hundred Dollars
22 (\$500) per month. For graduate students, Six Hundred Dollars (\$600) per
23 month to be disbursed in nine (9) monthly installments during the academic
24 year.

1 (c) **Allowance for Textbooks.** Each student receiving an award under the Article
2 shall be entitled to an additional Two-hundred Fifty Dollars (\$250.00) per
3 semester for textbooks to be disbursed prior to the first day that classes begin.

4 (d) **Optional Inter-session allowed. (1) Summer:** Each student shall be entitled
5 to tuition, fees and textbooks for inter-session courses on a full-time basis. The
6 maximum amount for textbooks is One Hundred Dollars (\$100.00). Students
7 attending inter-session as provided herein shall be entitled to one (1) additional
8 month's stipend, as defined in §15A302(b) of this Article for each inter-session
9 cycle attended in the summer only.

10 (2) **Between Fall and Spring Semesters:** Each student shall be entitled to
11 tuition, fees and textbooks for inter-session courses on a full-time basis. The
12 maximum amount for textbooks is One Hundred Dollars (\$100.00). Students
13 attending inter-session between the Fall and Spring Semesters shall not be entitled
14 to an additional stipend.

15
16 §15A303. **Service Credit.** The financial assistance granted under this
17 article shall be repaid on a one-to-one basis for each year that assistance was
18 provided through employment on Guam or in the office of Guam's Delegate to
19 Congress. In the event that any portion of the assistance is not repaid through
20 service credit, the amount unpaid in service credit shall become due and payable.

21 In calculating the amount due and payable for failure to repay through
22 service credit, the amount due shall be the total amount of assistance minus the
23 number of years repaid through service credit. For purposes of this Section, a year
24 of service credit is twelve (12) months. The Board of Regents may also extend
25 payment of cash repayment, via a promissory note, for a term not to exceed ten
26 (10) years at an annual percentage rate of not less than ten percent (10%).

1 The Board of Regents may grant deferrals of repayment through service for
2 the following reasons: (1) pursuit of a graduate degree, or (2) a family or medical
3 emergency.

4 Death or total disability of the student shall terminate any obligations
5 herein. Total disability for purposes of this Section is defined as any
6 physiological or psychological condition that will prevent the awardee from
7 obtaining or maintaining any form of gainful employment for a period of not less
8 than Three (3) years. The Board may defer repayment for temporary disability.
9 Total disability requires the certification of two (2) physicians licensed to practice
10 on Guam.

11 **§15A304. Rules and Regulations.** The University of Guam shall develop
12 appropriate rules and regulations for the administration of this Article.

13 **§15A305. Applicability of this Article.** This article shall apply only to
14 awards made during the academic year 2000- 2001 and thereafter.

15
16 **Section 2.** Article 4A of Chapter 15 of Title 17, Guam Code Annotated is
17 hereby added to read:

18
19 **Article 4A**
20 **Professional and Technical Awards**
21 **(For School Years 2000-2001 and thereafter)**
22

23 §15A401. Students Entitled to Awards.

24 §15A402. Benefits.

25 §15A403. Service Credit.

26 §15A404. Forfeiture of Awards.

1 §15A405. Rules and Regulations

2 §15A406. Applicability of this Article.

3

4 **§15A401. Students Entitled to Awards.** There are established professional
5 and technical annual awards for graduate studies. On or before December 1st of
6 each year, the Board shall conduct a public hearing to receive the opinion and
7 recommendation of various professional groups or associations and the Guam
8 Occupational Information Coordinating Committee or its equivalent, to determine
9 those areas in which additional professional and technical skills are needed. From
10 those hearings, the Board shall establish a list of occupational priorities for Guam
11 prior to considering applications for the awards. The number of awards and
12 occupational priorities to be recommended shall be submitted to the Legislature no
13 later than January 1st of each year.

14 Funds appropriated to provide professional and technical awards and which are
15 not totally expended may be used in succeeding years so as to increase the number
16 of annual awards. The awards provided in this Article are subject to the following
17 limitations:

18 (a) The applicant must be a bona fide resident of Guam for a continuous period of
19 not less than ten (10) years prior to application and a United States citizen or a
20 permanent resident alien and must have achieved an overall grade point
21 average of 3.00 in undergraduate studies if pursuing a master's degree or 3.33
22 in a master's degree program if pursuing a doctoral degree, or an irrevocable
23 letter of acceptance from a U.S. accredited professional school, as recognized
24 by the Council on Post Secondary Accreditation (COPA).

25 (b) The applicant must agree to the repayment terms as specified in §15A403 and
26 §15A404.

1 (c) The applicant must present to the Board prior to granting of the award
2 satisfactory proof that such applicant has been accepted by a U.S. accredited
3 college or university as recognized by the Council on Postsecondary
4 Accreditation, as a full-time student to pursue a program of study in the field
5 applied for.

6 (d) The colleges or universities must be properly accredited as recognized by the
7 Council on Postsecondary Accreditation and must be approved by the Board;
8 provided, however, that no award shall be granted for studies at an off-island
9 institution in a program that is available at the University of Guam.

10 (e) The Board shall select the recipients of the awards upon the basis of scholastic
11 ability, financial need, aptitude and/ or work or life-time experience or
12 achievement.

13 (f) In determining financial need, the applicant must submit a Student Aid Report
14 (SAR) which results from the completion of a Free Application for Federal
15 Student Aid (FAFSA) as documentary evidence of need.

16 (g) No benefits as specified in §15A402 shall be continued beyond the number of
17 years normally required to complete studies in the specific academic degree
18 program for which the award was granted except under exceptional
19 circumstances as determined by the Board.

20 **§15A402. Benefits.** Students entitled to awards pursuant to this Article shall
21 receive the following benefits:

22 (a) Payment of tuition and fees;

23 (b) An annual grant loan of not more than Ten Thousand Dollars (\$10,000) per
24 year to be used for room and board, books and educational supplies, to be
25 disbursed in accordance with regulations adopted by the Board, such grant
26 loans to be non-interest bearing except as to unpaid delinquent amounts.

1 (c) Cost of airfare for economy airline tickets; one (1) ticket to the school of
2 attendance and one (1) ticket to return to Guam upon completion of studies.

3 (d) Total for items (a) and (b) of this Section shall not exceed Twenty Thousand
4 Dollars (\$20,000) per year unless the course of study is in the area of medicine
5 or dentistry. If the course of study is in medicine or dentistry, the total for
6 items (a) and (b) of this Section shall not exceed Twenty-five Thousand
7 Dollars (\$25,000) per year.

8 **§15A403. Repayment of Benefits.** The financial assistance granted under
9 this article shall be repaid on a two-to-one (2:1) basis for each year that assistance
10 was provided through employment on Guam or in the office of Guam's Delegate
11 to Congress. In the event that any portion of the assistance is not repaid through
12 service credit, the amount unpaid in service credit shall become due and payable.

13 (a) Every student granted an award pursuant to this Article shall execute a
14 promissory note agreeing to repay said loan over a period to be determined by the
15 Board, but not in excess of ten (10) years from the contemplated date of the
16 termination or the completion of the course of studies for which the award was
17 approved. The amount of the note shall be left blank until the completion of
18 studies in which the amount of the note will be the total monetary amount of
19 assistance provided by the award. Said promissory note shall be non-interest
20 bearing, except as to amounts unpaid by service credit that are due and payable
21 under the note which shall be subject to interest at the rate of ten percent (10%).

22 (b) Any student granted an award pursuant to this Article shall receive
23 service credit against amounts due under the promissory note as follows:

24 (1) The amount of the note shall be the total amount of assistance provided.
25 Service credit shall be applied in against the note in monthly installments.

26 (2) The number of monthly installments to be paid shall be based on the

1 number of months for which assistance was provided times two (2).

2 (3) In the event of default, the balance due in monetary terms shall be the
3 amount of assistance provided less the amount repaid through service credit. The
4 amount repaid through service credit shall be the total amount of assistance
5 provided divided by the number of installments of service credit due as calculated
6 in Item (2) of this paragraph times the number of installments paid through service
7 credit.

8 (c) Any awardee granted an award pursuant to the provision of this Article
9 must commence work on Guam within Six (6) months following the completion
10 of studies, unless as extended by the Board for extenuating circumstances; or will
11 be in default as of the date classes ended. The permanent transfer to an off-island
12 office or branch of a Guam employer shall not count towards service credit and
13 shall result in default on the date of transfer and interest shall begin on such date
14 of default. Permanent transfers, for purposes of this section, are those that are
15 longer than Six (6) months. The Board shall establish such policies prescribing the
16 length and terms of repayment, the interest rate to be charged, the collection of
17 delinquent accounts or in the event of default.

18 (d) If any temporary leave of absence is expected to last longer than forty-
19 five (45) days, the awardee shall inform the University of Guam of the length of
20 time expected to be off-island, the reason for such time off-island and the address
21 while off-island. As long as the employee remains employed while off-island
22 temporarily, the employee shall receive service credit for such employment,
23 during the time the employee is off island for the purposes described herein.

24 (e) Death or total disability of the student shall terminate any obligations on
25 the note. Total disability for purposes of this Section is defined as any
26 physiological or psychological condition that will prevent the student from

1 obtaining or maintaining any form of gainful employment for a period of not less
2 than Three (3) years. The Board may defer repayment for temporary disability.
3 Total disability requires the certification of two (2) physicians licensed to practice
4 on Guam.

5 (f) In the event a student forfeits prior to completion of degree/program
6 requirements, no service credit shall be granted for those years in which assistance
7 was provided and all awards plus interest shall be repaid according to the
8 provisions herein.

9 The Board of Regents may grant deferrals of repayment through service in
10 cases where family or medical emergency arises.

11 **§15A404. Forfeiture of Awards.** Expulsion from a school or institution
12 attended, or suspension for a period of the same or greater than one academic
13 semester or its equivalent in such school or institution, or failure to complete the
14 program for which the award was granted, or failure to comply with the
15 regulations of the Board shall result in a forfeiture of the award provided by this
16 Article. For purposes of this Article a person shall be considered to have
17 completed his course of studies upon the event or events of forfeiture as provided
18 in this Section.

19 **§15A405. Rules and Regulations.** The Board of Regents shall develop
20 rules and regulations pursuant to the Administrative Adjudication Law for the
21 administration of the program enacted by this Article. In addition to the
22 administration of the program, such Rules and Regulations shall include
23 provisions for (1) conditions for continuance of an Award, (2) construction of
24 applicable promissory notes, (3) time frames for the completion of program
25 studies and (4) provisions for the temporary suspension of completion of a degree

1 program or repayment of awards for cases beyond the control of the scholarship
2 recipient such as personal illness or death or illness of a family member.

3 **§15A406. Applicability of this Article.** This article shall apply only to
4 awards made during the academic year 2000- 2001 and thereafter.

5
6 **Section 3.** Section 15303 is hereby added to Article 3 of Chapter 15 of
7 Title 17, Guam Code Annotated to read:

8 **§15303. Applicability of this Article.** Awards granted under the
9 provisions of this Article apply to awards made during and prior to the school year
10 1999-2000. Awards granted after school year 1999-2000 shall be made pursuant to
11 the provisions of Article 3A of this chapter.

12
13 **Section 4.** Section 15407 is hereby added to Article 4 of Chapter 15 of
14 Title 17, Guam Code Annotated to read:

15 **§15407. Applicability of this Article.** Awards granted under the
16 provisions of this Article apply to awards made during and prior to the school year
17 1999-2000. Awards granted after school year 1999-2000 shall be made pursuant to
18 the provisions of Article 4A of this chapter.

19
20 **Section 5.** Section 15707 is hereby added to Article 7 of Chapter 15 of
21 Title 17, Guam Code Annotated to read:

22 **§15707. Sunset Provision of Fellowships under this Article.** No new
23 Fellowships shall be awarded under the provisions of this Article after the school
24 year 1999-2000. Doctoral scholarships shall be awarded pursuant to the
25 Professional and Technical Awards provisions under Article 4A of this Chapter.

6

I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN

1999 (FIRST) Regular Session

Date: 11/9/99

VOTING SHEET

S Bill No. 265 (LS)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT ROLL CALL
AGUON, Frank B., Jr.	✓				
BERMUDES, Eulogio C. //	✓				
BLAZ, Anthony C.	✓				
BROWN, Joanne M.S.	✓				
CALVO, Eduardo B.					EA ✓
CAMACHO, Marcel G.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LAMORENA, Alberto C., V //	✓				
LEON GUERRERO, Carlotta A.	✓				
MOYLAN, Kaleo Scott	✓				
PANGELINAN, Vicente C. //	✓				
SALAS, John C.					EA ✓
SANCHEZ, Simon A., II	✓				
UNPINGCO, Antonio R.	✓				

TOTAL

13

2

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence