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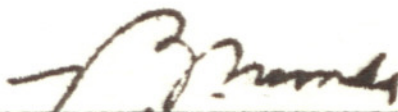
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 126, "An Act to repeal Chapter 9 of Title XII of the Government Code of Guam and to enact a new Chapter 9, Title XII of the Government Code of Guam relating to scholarships and student loans", was on the 18th day of June, 1959, duly and regularly passed.



A. B. NON PAT
Speaker

ATTESTED:



V. B. BAMBA
Legislative Secretary

This Act was received by the Governor this 23rd day of June, 1959 at 9:35 o'clock A. M.



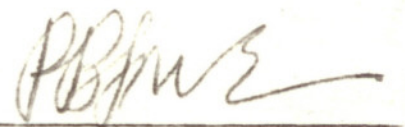
MANUEL F. L. GUERRERO
Assistant Secretary of Guam

APPROVED:

~~MARCELLUS GRAEME BOSS
Acting Governor of Guam~~
DATED: _____

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APPROVED:


RICHARD BARRETT LOWE
Governor of Guam

DATED: JUL 2 1959

5:00 P.M.

PK 5-38

FIFTH GUAM LEGISLATURE
1959 (FIRST) Regular Session

Bill No. 126
Substitute bill by
Committee on Education & Labor

Introduced by J. T. Sablan

AN ACT TO REPEAL CHAPTER 9 OF TITLE XII OF THE
GOVERNMENT CODE OF GUAM AND TO ENACT A NEW
CHAPTER 9, TITLE XII OF THE GOVERNMENT CODE
OF GUAM RELATING TO SCHOLARSHIPS AND STUDENT
LOANS.

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

2 Section 1. Chapter 9 of Title XII of the Government Code of Guam
3 is hereby repealed in its entirety.

4 Section 2. A new Chapter 9 is hereby added to Title XII of the
5 Government Code of Guam to read as follows:

6 "CHAPTER 9

7 SCHOLARSHIPS AND STUDENT LOANS

8 SUBCHAPTER A

9 SCHOLARSHIPS TO TERRITORIAL COLLEGE OF GUAM

10 Section 11800. STUDENTS ENTITLED TO SCHOLARSHIP:
11 AMOUNT OF SCHOLARSHIP. There are hereby established
12 annual scholarships to the Territorial College of Guam,
13 to include textbooks, waiver of tuition and other fees
14 for a period of not more than four years. Recipients of
15 such scholarships shall be selected from the high school
16 students in each graduating class of the several public
17 and private high schools in Guam, now or hereafter es-
18 tablished, who have completed four years of high school,
19 of which at least the last year shall have been in Guam,
20 and who are among the highest 20% of their class in
21 scholastic standing. Each graduating class of said
22 schools is entitled to one such scholarship as herein
23 provided, and in addition for every twenty-five (25)
24 graduates, or fraction thereof, an additional scholar-
25 ship is provided. Each school shall make the selection

1 based on scholarship, aptitude, interest, health,
2 personality, ambition, and other criteria in ac-
3 cordance with regulations of the Board.

4 Section 11801. SAME: ALTERNATE UPON REFUSAL OR
5 FAILURE TO ACCEPT. In the event any graduate selected
6 to receive the benefits of the provisions of Section
7 11800 declines or fails to accept the scholarship
8 herein provided, an alternate may be selected by the
9 school in accordance with regulations of the Board:
10 Provided that such alternate graduate meets all
11 the other requirements of this subchapter.

12 Section 11802. ADDITIONAL TUITION WAIVER
13 SCHOLARSHIPS. There are further provided tuition
14 waiver scholarships to be awarded by the Territorial
15 College of Guam to students enrolled in the teacher
16 education program who are preparing for a teaching
17 profession and who, if entering freshmen, have a
18 cumulative high school grade-point average of 'B'
19 or better, or if already enrolled in the College
20 have a cumulative grade-point average of 'C' or
21 better.

22 SUBCHAPTER B

23 TERRITORIAL COLLEGE GRADUATES

24 Section 11803. STUDENTS ENTITLED TO SCHOLARSHIP:
25 AMOUNT OF SCHOLARSHIP. In order to encourage attendance
26 of high school graduates at the Territorial College of
27 Guam, and to recognize superior scholarship and to
28 encourage the development of other outstanding quali-
29 ties, two college students in each annual graduating
30 class of the Territorial College of Guam are hereby
31 provided scholarships in an amount which shall

1 reasonably cover the cost of room and board, books,
2 tuition and other college fees, as annually determined
3 by the Board, in an accredited institution within the
4 United States or its territories and which has been
5 approved by the Faculty of the Territorial College,
6 for a period of two years next succeeding the year
7 of graduation. The Board may also provide, on the
8 basis of financial necessity, additional grants to
9 apply to or cover the cost of transportation to the
10 college and return to Guam upon completion of the
11 student's program of studies. Students shall be
12 selected on the basis of scholarship, aptitude,
13 interest, health, personality, ambition and other
14 criteria consistent with the purposes of this sub-
15 chapter. To be eligible for consideration for the
16 scholarship a student must be a United States citizen
17 and must have established his residence in Guam for a
18 period of at least two years immediately preceding his
19 application, and must have a cumulative grade-point
20 average of 'B' or better upon graduation from the
21 Territorial College. Selection shall be made by the
22 Faculty of the College or a Committee thereof.

23 Section 11804. ALTERNATE UPON REFUSAL OR
24 FAILURE TO ACCEPT. In the event any college graduate
25 entitled to receive the benefits of the provisions
26 of this subchapter declines or fails to accept the
27 scholarship herein provided, an alternate may be
28 selected: Provided that such alternate graduate
29 meets all the other requirements of this subchapter.

30 Section 11805. FORFEITURE OF SCHOLARSHIP
31 BENEFITS. Expulsion from the school or institution

1 attended, or suspension for a period the same as
2 or greater than one academic semester or its
3 equivalent in such school or institution, or
4 failure to comply with the regulations of the
5 Board shall constitute forfeiture of the scholar-
6 ship herein provided to its recipient.

7 **SUBCHAPTER C**

8 **STUDENTS IN THE PROFESSIONS**

9 **Section 11806. PROFESSIONAL AND TECHNICAL**
10 **SCHOLARSHIPS.** In order to encourage the development
11 of professionally trained people for service in Guam,
12 the following scholarships are hereby provided:

13 (a) **MEDICAL STUDENTS.** Two students per year
14 for the five years next succeeding the effective
15 date of this subchapter to study medicine in a
16 college or university within the United States or
17 its territories;

18 (b) **PHARMACY STUDENTS.** One student per year
19 for the two years next succeeding the effective date
20 of this subchapter to study pharmacy in a college
21 or university within the United States or its
22 territories;

23 (c) **VETERINARY STUDENTS.** One student per year
24 for the two years next succeeding the effective date
25 of this subchapter to study veterinary medicine in a
26 college or university within the United States or its
27 territories;

28 (d) **ENGINEERING STUDENTS.** Two students per year
29 for the three years next succeeding the effective date
30 of this subchapter to study engineering in colleges or
31 universities within the United States or its territories;

1 (e) ENTOMOLOGY STUDENTS. One student per year
2 for the two years next succeeding the effective date
3 of this subchapter to study entomology in a college
4 or university within the United States or its
5 territories;

6 (f) AGRICULTURAL STUDENTS. One student per year
7 for the three years next succeeding the effective date
8 of this subchapter to study agriculture in a college
9 or university within the United States or its territories;

10 (g) LAW STUDENTS. Two students for the year next
11 succeeding the effective date of this subchapter to
12 study law in a college or university within the United
13 States or its territories;

14 (h) EDUCATION STUDENTS. Ten students per year
15 for the ten years next succeeding the effective date
16 of this subchapter to pursue a course of study in
17 education in colleges or universities within the
18 United States or its territories;

19 (i) GENERAL. Eight students per year for the
20 five years next succeeding the effective date of this
21 subchapter for courses of study in colleges or uni-
22 versities within the United States or its territories,
23 which will, in the judgment of the Board, contribute
24 to the growth, advancement, and development of Guam.

25 Section 11807. SAME: PREREQUISITES. The profes-
26 sional scholarships provided in Section 11806 are
27 subject to the following limitations:

28 (1) The applicant must be a United States citizen
29 and must have established his residence in Guam for a
30 period of at least two years immediately preceding his
31 application;

1 (2) The applicant, except in medicine and law,
2 must present to the Board prior to the awarding of a scholarship
3 satisfactory documentary proof that he has accumulated
4 approximately sixty semester hours or ninety quarter
5 hours of college credit and has been admitted to a
6 college or university to pursue a program of studies
7 in the area of the scholarship applied for. An appli-
8 cant for a scholarship in medicine or law must provide
9 satisfactory documentary proof that he has satisfied
10 the entrance requirements of and has been admitted to
11 a professional graduate school in medicine or law;

12 (3) Preference shall be given to applicants who
13 have graduated from the Territorial College of Guam;

14 (4) The colleges or universities must be properly
15 accredited and must be approved by the Board.

16 Section 11806. SAME: APPLICATION AND SELECTION.
17 The Board shall select the recipients of professional
18 scholarships upon the basis of scholarship, aptitude,
19 interest, health, personality, ambition and prospective
20 ability as members of the respective professions for
21 which scholarships are herein provided.

22 Section 11809. SAME: PERIOD OF AVAILABILITY.
23 In the event the Board does not find qualified applicants
24 for any or all of the scholarships herein provided within
25 the years prescribed, the Board is authorized, except
26 with regard to scholarships available under Item (i) of
27 Section 11806, to extend the period of availability of
28 each category of scholarship until all such scholarships
29 can be awarded to qualified applicants.

30 Section 11810. SAME: AMOUNT. The scholarships
31 herein provided shall be in an amount which shall

1 reasonably cover the cost of room and board, books,
2 tuition and other school fees, as annually determined
3 by the Board, for the period which the recipient needs
4 to complete the requirements for the degree or certifi-
5 cate issued upon graduation by the schools or institutions
6 attended: Provided that such period be no longer than
7 the usual period for the fulfilling of the requirements
8 for the said degree or certificate by a student not
9 having the scholarship herein provided but similarly
10 enrolled in the same school or institution. The Board
11 may also provide, on the basis of financial necessity,
12 additional grants to apply to or cover the cost of
13 transportation to the college, and return to Guam
14 upon completion of the student's program of studies.

15 Section 11811. SAME: CONDITIONS. In order to
16 qualify for the professional scholarship herein
17 provided, the student, in addition to the other
18 conditions set forth in this subchapter, must also
19 agree to be employed or make himself reasonably avail-
20 able for employment in his profession by the government
21 of Guam for two years for each year of schooling for
22 which he has received the professional scholarship
23 herein provided. Such agreement shall contain appro-
24 priate covenants and conditions as shall effectuate
25 the intent of this section.

26 Section 11812. SAME: FORFEITURE. Expulsion
27 from the school or institution attended, or suspension
28 for a period the same as or greater than one academic
29 semester or its equivalent in such school or institution,
30 or failure to complete the program for which the scholar-
31 ship was awarded, or failure to comply with the regulations

1 of the Board shall constitute forfeiture of the
2 professional scholarship herein provided to the
3 recipient. In the case of forfeiture of scholar-
4 ship or failure of the student to accept employ-
5 ment with the government of Guam and to continue such
6 employment for the period required under Section 11811,
7 the Board shall declare all or part of the moneys
8 awarded a loan and subject to the rules and regulations
9 governing student loans. Recipients of professional
10 scholarships who terminate employment with the govern-
11 ment of Guam prior to the end of the required period
12 of service, shall be required to refund the government
13 the portion of the scholarship award granted for which
14 government services were not performed.

15 SUBCHAPTER D

16 STUDENT LOANS

17 Section 11813. STUDENT LOANS. The Board is
18 authorized to approve loans to qualified applicants
19 for advanced education beyond the high school level
20 which may be in an amount sufficient to reasonably
21 cover all or any part of the cost of transportation,
22 room and board, tuition and other required fees for a
23 period of one academic year in an accredited college,
24 university, or technical or trade school in the United
25 States or its territories, provided that loans to
26 students of the Territorial College shall not exceed
27 two hundred and fifty dollars a year, and to students
28 in institutions outside of Guam, the amount shall not
29 exceed fifteen hundred dollars a year and in no case
30 shall the total amount loaned exceed five thousand
31 dollars.

1 for which granted.

2 Section 11818. REGULATIONS. The Board shall,
3 subject to approval by the Governor, make regulations
4 not inconsistent with the provisions of this chapter
5 governing scholarships, student loans, and grants for
6 transportation as authorized by this chapter, including
7 the selection of students entitled to the benefits
8 thereof, the amount and use of such scholarships and
9 loans, the amount which may be loaned to any one person,
10 the method and time for repayment of loans, the rights
11 and duties of students, conditions of forfeiture, and
12 providing generally for carrying out the provisions of
13 this chapter. Such regulations shall be promulgated
14 by Executive Order.

15 Section 11819. SAME: SUBMISSION TO LEGISLATURE.
16 All regulations, amendments thereto or repeals thereof,
17 shall be submitted to the Legislature, which reserves
18 the power to annul the same. Such regulations shall
19 be so submitted not later than the next portion of
20 the next regular session of the Legislature convening
21 after the promulgation of such regulations, and such
22 regulations shall remain effective unless amended or
23 repealed by statute. Regulations not submitted to
24 the Legislature in accordance with the provisions of
25 this section shall become automatically inoperative
26 at midnight of the last day of said legislative session."

27 Section 3. All scholarship benefits under Subchapter A shall be
28 made available to high school graduates of the Class of 1959.

29 Section 4. This Act does not affect rights and duties that
30 matured, penalties that were incurred, and proceedings that were begun,
31 before its effective date.

1

Section 5. This Act is an urgency measure.