

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 4, 2011

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

31-11-945
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 10/4/11
Time 4:00 PM
Received by CR

Dear Madame Speaker:

Transmitted herewith is Substitute Bill No. 176-31 (LS) "AN ACT TO AMEND §§30102(2) AND (6), 30103(4), 31102, 31107, 31108(2) AND (6), 3110(5), 31111, 31112, AND ARTICLE 1 OF CHAPTER 32; TO REPEAL §§31102.1, 31115, 31116(c) AND 33104; TO ADD NEW §§33105 AND 33106; AND TO MOVE ARTICLE 3 OF CHAPTER 32 TO DIVISION 5, ALL OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM COMMUNITY COLLEGE", which was signed into law on September 30, 2011 as Public Law 31-99.

Senseramente,

EDDIE BAZA CALVO

2011 OCT -5 AM 8:08
WWW

Attachment: copy of Bill

945

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

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

This is to certify that Substitute Bill No. 176-31 (LS), "AN ACT TO AMEND §§30102(2) AND (6), 30103(4), 31102, 31107, 31108(2) AND (6), 31110(5), 31111, 31112, AND ARTICLE 1 OF CHAPTER 32; TO REPEAL §§31102.1, 31115, 31116(C) AND 33104; TO ADD NEW §§33105 AND 33106; AND TO MOVE ARTICLE 3 OF CHAPTER 32 TO DIVISION 5, ALL OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM COMMUNITY COLLEGE," was on the 19th day of September, 2011, duly and regularly passed.



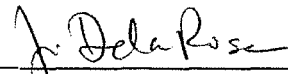
Judith T. Won Pat, Ed.D.
Speaker

Attested:



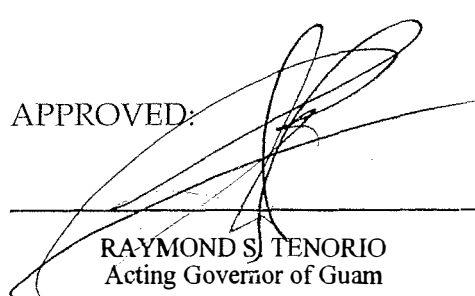
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 20th day of Sept, 2011, at 4:10 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date:

SEP 30 2011

Public Law No. 31-99

I MINA'TRENTAI UNU NA LIHESLATURAN GUÁHAN
2011 (FIRST) Regular Session

Bill No. 176-31 (LS)

As substituted by the Committee on Education
and Public Libraries; and amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.
T. R. Muña Barnes
Sam Mabini, Ph.D.
F. F. Blas, Jr.
T. C. Ada
V. Anthony Ada
B. J.F. Cruz
Chris M. Dueñas
Judith P. Guthertz, DPA
Adolpho B. Palacios, Sr.
v. c. pangelinan
Dennis G. Rodriguez, Jr.
R. J. Respicio
M. Silva Taijeron
Aline A. Yamashita, Ph.D.

AN ACT TO AMEND §§30102(2) AND (6), 30103(4), 31102, 31107, 31108(2) AND (6), 31110(5), 31111, 31112, AND ARTICLE 1 OF CHAPTER 32; TO REPEAL §§31102.1, 31115, 31116(C) AND 33104; TO ADD NEW §§33105 AND 33106; AND TO MOVE ARTICLE 3 OF CHAPTER 32 TO DIVISION 5, ALL OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM COMMUNITY COLLEGE.

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

2 **Section 1.** §30102(2) of Chapter 30, Title 17, Guam Code Annotated, is
3 *amended* to read:

1 “(2) *Guam Community College* means both secondary and post-
2 secondary career and technical education.”

3 **Section 2.** §30102(6) of Chapter 30, Title 17, Guam Code Annotated, is
4 *amended* to read:

5 “(6) *Career and Technical Education* means organized educational
6 programs which are directly related to the preparation of individuals for paid
7 employment, or for additional preparation for a career requiring other than a
8 baccalaureate or advance degree.”

9 **Section 3.** §30103(4) of Chapter 30, Title 17, Guam Code Annotated, is
10 *amended* to read:

11 “(4) strengthen the formal secondary and post-secondary education
12 program in the career and technical fields.”

13 **Section 4.** §31102 of Chapter 31, Title 17, Guam Code Annotated, is
14 hereby *amended* to read:

15 “**§ 31102. Advisory Committee.**

16 The Board *shall* establish Advisory Committees for each of the
17 different career programs or levels of instruction and appoint committee
18 members from among people in the community who can best advise the
19 Board in their area of expertise or on matters pertaining to the Board's
20 responsibilities as established by law.”

21 **Section 5.** §31102.1 of Chapter 31, Title 17, Guam Code Annotated, is
22 hereby *repealed*.

23 **Section 6.** §31107 of Chapter 31, Title 17, Guam Code Annotated, is
24 hereby *amended* to read:

25 “**§ 31107. Purposes.**

26 The purposes of the College *shall* be:

1 (1) to establish career and technical education, and other
2 related occupational training and education courses of instruction
3 aimed at developing educated and skilled workers for Guam;

4 (2) to coordinate with the Guam Education Board the
5 development of career and technical education programs in all public
6 schools;

7 (3) to establish and maintain short-term extension and
8 apprenticeship training programs in Guam;

9 (4) to expand and maintain secondary and post-secondary
10 educational programs in the career and technical fields;

11 (5) to award appropriate certificates, degrees and diplomas to
12 qualified students; and

13 (6) to serve as the State Agency and the Board of Control for
14 Vocational Education for purposes of the United States Vocational
15 Education Act of 1946 and 1963, and subsequent amendments thereto.
16 The government of Guam hereby accepts together with the benefits of
17 funds appropriated thereunder the Vocational Education Act of 1946
18 and any act or acts amendatory thereof or supplementary thereto as
19 enacted by the Congress of the United States.”

20 **Section 7.** §31108(2) of Chapter 31, Title 17, Guam Code Annotated, is
21 *amended* to read:

22 “(2) to coordinate and recommend improvements in career and
23 technical educational programs in order to match career and technical
24 education programs with current and existing job needs;”

25 **Section 8.** §31108(6) of Chapter 31, Title 17, Guam Code Annotated, is
26 *amended* to read:

1 “(6) to act as the State Agency and Board of Control for Career and
2 Technical Education; and”

3 **Section 9.** §31110(5) of Chapter 31, Title 17, Guam Code Annotated, is
4 *amended* to read:

5 “(5) to cause to be submitted to *I Maga’lahi* (the Governor) and *I*
6 *Liheslatura* (the Legislature) one hundred twenty (120) days from the end of
7 each fiscal year a report describing the condition and progress of career and
8 technical education during the year including a financial report showing the
9 result of operations for the preceding fiscal year and financial status of the
10 College on the last day thereof. The report shall be made in the manner
11 provided by the Board; and”

12 **Section 10.** §31111 of Chapter 31, Title 17, Guam Code Annotated, is
13 hereby *amended* to read:

14 **“§ 31111. Custody of Federal Funds; Expenditures.**

15 (a) The Guam Community College is the designated custodian of
16 all funds received by the government of Guam from the federal government
17 for programs administered by the Guam Community College, *except* for
18 funds awarded to the Guam Community College received via sub-grants
19 within Title V through the Guam Department of Education. The Board of
20 Trustees is authorized and directed to receive and provide for the proper
21 custody of the funds, and to make disbursement thereof in the manner
22 provided in the federal acts which govern the expenditure of the funds.

23 (b) The Board of Trustees is authorized to establish a public not for
24 profit corporation that *shall* be separate and apart from the government of
25 Guam and the Guam Community College for the purpose of being able to
26 accept private gifts, donations, endowments, grants, and other monies which
27 may be offered to the Guam Community College. Such gifts, donations,

1 endowments or grants, supra, *shall* be in accordance with the laws of Guam
2 and subject to reasonable conditions. Such funds received *shall* be deposited
3 into a fund controlled by the corporation, supra, and *shall* be known as the
4 “Guam Community College Foundation”.

5 Expenditures from the fund *shall* be made in accordance with such
6 conditions as may be attached to the gift, donation, endowment or grant.”

7 **Section 11.** §31112 of Chapter 31, Title 17, Guam Code Annotated, is
8 hereby *amended* to read:

9 **“§ 31112. Non-appropriated Funds.**

10 Notwithstanding the provisions of "5162 and 5163 of the Government
11 Code (as enacted in Part V, Section 6 of P.L. No. 15-48), the Guam
12 Community College is authorized to use all revenues, to include tuition
13 payments and fees, derived from its own sources, upon resolution of the
14 Board of Trustees, for the benefit of the College and in the furtherance of the
15 purposes of this Chapter.”

16 **Section 12.** §31115 of Chapter 31, Title 17, Guam Code Annotated, is
17 hereby *repealed*.

18 **Section 13.** Subsection (c) of §31116 of Chapter 31, Title 17, Guam Code
19 Annotated, is hereby *repealed*.

20 **Section 14.** Article 1 of Chapter 32, Title 17, Guam Code Annotated, is
21 hereby *amended* to read:

22 **“ARTICLE 1**

23 **SCOPE OF INSTRUCTION**

24 **§32101. Organization Structure.**

25 **§32102. Post-Secondary and Continuing Education.**

26 **§32103. Apprenticeship Training.**

27 **§32104. Cooperative Programs Authorized.**

1 **§ 32101. Organization Structure.**

2 The Board of Trustees is authorized to determine the College's
3 organizational structure and the composition of divisions of programs as it
4 deems appropriate to achieve its mission as outlined within Division 4 of
5 Title 17 of the Guam Code Annotated.

6 **§ 32102. Post-Secondary and Continuing Education.**

7 The Board of Trustees *shall* offer career and technical education
8 programs through post-secondary programs and continuing education
9 courses. The programs may be either credit or non-credit, and may be degree
10 or non-degree programs.

11 **§ 32103. Apprenticeship Training.**

12 The Board of Trustees *shall* consider problems of developing local
13 skills in the various crafts and trades and developing a program of
14 apprenticeship training and apprenticeship standards in accordance with
15 standards established by and acceptable for registration with the Bureau of
16 Apprenticeship and Training, United States Department of Labor or its
17 successor.

18 The Board *shall*, in cooperation with an appropriate advisory
19 committee composed of members of the construction industry, general
20 business community, labor community, the general public and the
21 Department of Education, formulate an apprenticeship program in the
22 several career and technical fields in which critical shortages of trained
23 personnel exist.

24 **§ 32104. Cooperative Programs Authorized.**

25 The College is authorized to enter into contracts with public or private
26 organizations, firms, companies or individuals to provide technical
27 manpower training and testing programs. Such contracts *shall* be utilized to

1 provide for specialized training and testing in particular fields *not* otherwise
2 available within the College which are designed to train or test local persons
3 in needed skills and at the same time to train employees to carry on such
4 courses.

5 Any contract under this Section may require the training of College
6 employees to continue teaching such a course on a self-sustaining basis after
7 the initial contract period which *shall not* be in excess of three (3) years.”

8 **Section 15.** §33104 of Chapter 33, Title 17, Guam Code Annotated, is
9 hereby *repealed*.

10 **Section 16.** The Compiler of Laws *shall* move Article 3 of Chapter 32, Title
11 17, Guam Code Annotated, titled: “Peace Officer Standards and Training
12 Commission” to Division 5 of Title 17, Guam Code Annotated, and renumber
13 accordingly.

14 **Section 17.** A new §33105 is hereby *added* to Chapter 33, Title 17, Guam
15 Code Annotated, to read:

16 **“§ 33105. Procurement Authority.**

17 The College is authorized to promulgate its own services, supplies,
18 and construction procurement regulations pursuant to Title 5 GCA, §§ 5125,
19 5131, 5030 (k) and (q), 5120, 5302(b) and (c), 5304(b), 5306(d), and 5307.

20 The procurement laws and regulations established in Guam’s
21 Procurement law, found in Title 5 GCA, Chapter 5, and 2 G.A.R. Division 4
22 *shall* be used by GCC in the procurement of all services, supplies, and
23 construction procurement contracts. The College will use the laws and
24 regulations established in Title 5 GCA, Chapter 5, and 2 G.A.R. Division 4
25 as its own regulations unless and until the Board of Trustees approves
26 different or additional procurement regulations.

1 The College will employ its own Chief Procurement Officer, who will
2 serve as the procurement officer for all supplies, services, and construction
3 contracts for the College.

4 The College may, upon the Board of Trustee’s approval, delegate its
5 procurement authority of construction contracts to the Department of Public
6 Works.

7 The College may, upon the Board of Trustee’s approval, delegate its
8 procurement authority of services and supplies contracts to the General
9 Service Agency.”

10 **Section 18.** A new §33106 is hereby *added* to Chapter 33, Title 17, Guam
11 Code Annotated, to read:

12 “§ 33106. Authorization of the College to enter into a renewable
13 lease agreement with Guam Power Authority in order to develop educational
14 opportunities to train workers for the emerging technologies related to
15 sustainable and renewable energy.

16 (a) *I Liheslatura* (the Legislature) hereby grants the College,
17 pursuant to Title 1 GCA, §1800, the authority to enter into this lease
18 agreement with GPA.

19 (b) *I Liheslatura* (the Legislature) hereby grants the College,
20 pursuant to Title 21 GCA, §60112, the authority for the College to
21 enter into this lease agreement with GPA.

22 (c) *I Liheslatura* (the Legislature) hereby grants the College,
23 pursuant to Title 2 GCA, §2107, an exception for the College to enter
24 into this lease agreement with GPA, without requiring a separate piece
25 of legislation.

26 (d) *I Liheslatura* (the Legislature) intends for this statute to
27 supersede any and all related statutes that would otherwise impede the

1 College's ability to enter into this lease agreement with GPA.
2 (e) The lease *shall* be subject to legislative approval in
3 accordance with the AAA process.”

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: Sept. 19, 2011

VOTING SHEET

SBill No. 176-31(LS)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15 0 0 0 0

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



**OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.**

CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

**LEGISLATIVE
REPRESENTATIVE**

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)

July 19, 2011

The Honorable Rory J. Respicio
Chairperson, Committee on Rules
I Mina' Trentai Unu Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

RE: Committee Report on Substitute Bill No. 176-31 (LS)


Dear Chairman Respicio:

Transmitted herewith is the Committee Report on Substitute Bill No. 176-31 (LS) – “An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA; to add a new §33105 to Chapter 33 of Title 17 GCA; to add a new §33106 to Chapter 33 of Title 17 GCA, relative to the Guam Community College,” sponsored by Speaker Judith T. Won Pat, Ed.D. and referred to the Committee on Education and Public Libraries.

Committee votes are as follows:

<u> 6 </u>	TO DO PASS
<u> 0 </u>	TO NOT PASS
<u> 0 </u>	TO REPORT OUT ONLY
<u> ● </u>	TO ABSTAIN
<u> 0 </u>	TO PLACE IN INACTIVE FILE

Copies of the Committee Report and other pertinent documents are attached. Thank you and *Si Yu'os ma'ase*.


Judith T. Won Pat, Ed.D.
Chairperson
Committee on Education

attachments

2011 AUG -2 PM 4:43
EOM



OFFICE OF THE SPEAKER

JUDITH T. WON PAT, Ed.D.

CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

COMMITTEE REPORT

ON

Substitute Bill No. 176-31 (LS)

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA; to add a new §33105 to Chapter 33 of Title 17 GCA; to add a new §33106 to Chapter of Title 17 GCA, relative to the Guam Community College.

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
MUNICIPAL AFFAIRS,
HOUSING AND
RECREATION

COMMITTEE ON
TAXATION,
APPROPRIATIONS, PUBLIC
DEBT, BANKING,
INSURANCE, RETIREMENT
AND LAND

COMMISSIONER

GUAM COMMISSION ON
DECOLONIZATION

GUAM FIRST
COMMISSION

VICE PRESIDENT

ASSOCIATION OF
PACIFIC ISLAND
LEGISLATURES
(APIL)

BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

**LEGISLATIVE
REPRESENTATIVE**


PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)

July 16, 2011

MEMORANDUM

To: ALL MEMBERS
Committee on Education and Public Libraries

From: Speaker Judith T. Won Pat, Ed.D. 
Committee Chairperson

Subject: Committee report on Substitute Bill No. 176-31 (LS)

Transmitted herewith for your consideration is the Committee Report on Substitute Bill No. 176-31 (LS) – “An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA; to add a new §33105 to Chapter 33 of Title 17 GCA; to add a new §33106 to Chapter 33 of Title 17 GCA, relative to the Guam Community College,” sponsored by Speaker Judith T. Won Pat, Ed.D. This report includes the following:

Committee Voting Sheet
Committee Report Digest
Copy of Bill No. 176-31 (LS)
Copy of Substitute Bill No. 176-31 (LS)
Copies of Written testimony
Public Hearing Sign-in Sheets
Fiscal Note
Copy of COR Referral of Bill No. 176-31 (LS)
Notices of Public Hearing
Copy of Public Hearing Agenda

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.





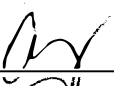
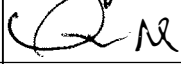
Si Yu'os ma'ase!

attachments

COMMITTEE VOTING SHEET
COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

Substitute Bill No. 176-31 (LS) – Speaker Judith T. Won Pat, Ed.D.

An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA; to add a new §33105 to Chapter 33 of Title 17 GCA; to add a new §33106 to Chapter 33 of Title 17 GCA, relative to the Guam Community College.

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN DUE TO POTENTIAL CONFLICT	TO PLACE IN INACTIVE FILE
Judith T. Won Pat, Ed.D., Chairperson		✓ 7/18/11				
Judith P. Guthertz, DPA, Vice Chairperson						
Tina R. Muna-Barnes Vice Chairperson						
Vicente C. Pangelinan Vice Chairperson		✓				
Thomas C. Ada		7/18/11 ✓				
Frank F. Blas, Jr.		7/18/11				
Aline A. Yamashita, Ph.D.		7/18/11				
V. Anthony Ada		7/18/11				
Sam Mabini, Ph.D.						



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.

CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Education and Public Libraries convened a public hearing on May 10, 2011 at 2:00 p.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 176-31 (LS) "An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College," sponsored by Speaker Judith T. Won Pat, Ed.D.

Public Notice Requirements

Notices were disseminated via fax and email to all senators and all main media broadcasting outlets on May 3, 2011 (5-Day Notice), and again on May 7, 2011 (48-Hour Notice).

Senators Present

Speaker Judith T. Won Pat, Ed.D.	Committee, Chairperson
Senator v.c. pangelinan	Committee, Vice Chairperson
Vice Speaker Benjamin J.F. Cruz	
Senator V. Anthony Ada	Committee, Minority Member
Senator Aline A. Yamashita, Ph.D.	Committee, Minority Member
Senator Sam Mabini, Ph.D.	Committee, Minority Member

Appearing before the Committee

Dr. Mary A. Y. Okada, President of the Guam Community College

- **Vice Speaker B.J. Cruz** stated that he would like to review the proposed procurement amendment, before he commits to it and he asked to provide an explanation for the amendment.

- **Speaker Won Pat, Ed.D.** stated that she intended to introduce a substitute bill to replace the original bill which would have included the procurement process, but a hearing date was set for the bill and to prevent further delay of the bill being heard, she recommended to President Okada that she provide testimony to include the amendments on to the bill.

- **Dr. Mary Okada** responded that currently GCC has implicit authority regarding procurement; however in recent months there have been issues with some of the bids. She stated that GCC was asked to identify where in the GCC legislation that GCC has the authority to procure. She stated that they have been following the same government of Guam and GSA procurement rules, GCC has hired a procurement chief procurement officer and supply administrator. She stated that at one point GCC had to get documentation from the Department of Public Works that GCC can enter into construction contracts, because it is not in GCC enabling legislation, but she explained that GCC has been doing this for years. She made it clear that this legislation is just to validate its authority; GCC does not intend to create its own procurement law or anything separate from the Guam Code Annotated. She ended by stating that it is just specifically give us the authority to procure.

- **Vice Chairman v.c. pangelinan** asked Dr. Okada why is there a need to form the GCC foundation separate from the endowment fund.

- **Dr. Mary Okada** replied that the GCC foundation already exists it has bylaws and charter, but the law does not say that, the foundation was created by a policy by the board. She elaborated that the proposed legislation would create it as a separate entity not under the authority of the board of trustees.

- **Senator Sam Mabini, Ph.D.** asked Dr. Okada specifically about manpower training section 32-104, if an amendment would improve the bill authorizing GCC to enter into a contract for testing programs.

- **Dr. Mary Okada** responded that the College currently enters into contracts with private and public organizations and so there are different kinds of training. This specifically identifies the workforce development component that the college offers through continuing education or through apprenticeship programs

- **Senator Sam Mabini, Ph.D.** asked Dr. Okada if there is no need to include testing programs.

- **Dr. Mary Okada** replied we can include it.

There being no further comments or questions for Dr. Mary Okada on Bill No. 176-31 (LS), Speaker Won Pat concluded the hearing on the bill.

III. FINDINGS & RECOMMENDATIONS

The Committee on Education and Public Libraries finds that the testimony presented by Dr. Okada requesting to add §33105 and §33106 to Chapter 33 of Title 17 Guam Code Annotated as amendments to Bill No. 176-31 (LS) is satisfactory, given that the Guam Community College has been managing its procurement by implicit authority for many years.

The Committee on Education and Public Libraries hereby reports out Bill No. 176-31 (LS), As Substituted by the Committee with the recommendation TO PASS.

2011 MAY -2 11:13:25
WJW

I MINA' TRENTAI UNU LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 176-3(LS)

Introduced by:

Judith T. Won Pat, Ed.D.
T. R. Muna Barnes

AN ACT TO AMEND ITEMS (2) AND (4) OF §30102 OF TITLE 17 GCA; TO AMEND ITEM (4) OF §30103 OF TITLE 17 GCA; TO AMEND §31102 OF TITLE 17 GCA; TO REPEAL §31102.1 OF TITLE 17 GCA; TO AMEND §31107 OF TITLE 17 GCA; ITEMS (2) AND (6) OF §31108 OF TITLE 17 GCA; TO AMEND ITEM (5) OF §31110 OF TITLE 17 GCA; TO AMEND §31111 OF TITLE 17 GCA; TO AMEND §31112 OF TITLE 17 GCA; TO REPEAL §31115 OF TITLE 17 GCA; TO REPEAL SUBSECTION (C) OF §31116 OF TITLE 17 GCA; TO AMEND ARTICLE 1 OF CHAPTER 32 OF TITLE 17 GCA; TO REPEAL §33104 OF TITLE 17 GCA; TO RENUMBER ARTICLE 3, CHAPTER 32 OF TITLE 17 GCA TO DIVISION 5 OF TITLE 17 GCA, RELATIVE TO THE GUAM COMMUNITY COLLEGE.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Item (2) of §30102 of Chapter 30 of Title 17 of the Guam Code
3 Annotated is *amended* to read:

4 "(2) *Guam Community College* means both secondary and post-
5 secondary ~~vocational-technical~~ career and technical education."

1 **Section 2.** Item (6) of §30102 of Chapter 30 of Title 17 of the Guam Code
2 Annotated is *amended* to read:

3 “(6) ~~Vocational~~ Career and Technical Education means organized
4 educational programs which are directly related to the preparation of
5 individuals for paid employment, or for additional preparation for a
6 career requiring other than a baccalaureate or advance degree.”

7 **Section 3.** Item (4) of §30103 of Chapter 30 of Title 17 of the Guam Code
8 Annotated is *amended* to read:

9 “(4) strengthen the formal secondary and post-secondary
10 education program in the ~~vocational-technical~~ career and technical
11 fields.”

12 **Section 4.** §31102 of Chapter 31 of Title 17 of the Guam Code Annotated
13 is hereby *amended* to read:

14 “**§31102. Advisory Committee.**

15 The Board shall establish ~~Craft~~ Advisory Committees for each of
16 the different career programs or levels of instruction and appoint
17 committee members from among people in the community who can best
18 advise the Board in their area of expertise or on matters pertaining to the
19 Board's responsibilities as established by law.”

20 **Section 5.** §31102.1 of Chapter 31 of Title 17 of the Guam Code
21 Annotated is hereby *repealed*.

22 **Section 6.** §31107 of Chapter 31 of Title 17 of the Guam Code Annotated
23 is hereby *amended* to read:

1 **“§ 31107. Purposes.**

2 The purposes of the College shall be:

3 (1) to establish ~~technical, vocational~~ career and technical
4 education and other related occupational training and education
5 courses of instruction aimed at developing educated and skilled
6 workers for Guam;

7 (2) to coordinate ~~vocational-technical~~ career and technical
8 education programs in all public schools;

9 (3) to establish and maintain short-term extension and
10 apprenticeship training programs in Guam;

11 (4) to expand and maintain secondary and post-secondary
12 educational programs in the ~~vocational-technical~~ career and
13 technical fields;

14 (5) to award appropriate certificates, degrees and diplomas
15 to qualified students; and

16 (6) to serve as the State Agency and the Board of Control for
17 Vocational Education for purposes of the United States Vocational
18 Education Act of 1946 and 1963 and subsequent amendments
19 thereto. The government of Guam hereby accepts together with
20 the benefits of funds appropriated there under the Vocational
21 Education Act of 1946 and any act or acts amendatory thereof or
22 supplementary thereto as enacted by the Congress of the United
23 States. ~~The Board shall serve as the Board of Control for~~

1 ~~Vocational Education in the same manner as the Board of~~
2 ~~Education previously served as such Board of Control."~~

3 **Section 7.** Item (2) of §31108 of Chapter 31 of Title 17 of the Guam Code
4 Annotated is *amended* to read:

5 “(2) to coordinate and recommend improvements in vocational
6 career and technical educational programs in order to match ~~vocational~~
7 career and technical education programs with current and existing job
8 needs;”

9 **Section 8.** Item (6) of §31108 of Chapter 31 of Title 17 of the Guam Code
10 Annotated is *amended* to read:

11 “(6) to act as the State Agency and Board of Control for Vocational
12 Career and Technical Education; and”

13 **Section 9.** Item (5) of §31110 of Chapter 31 of Title 17 of the Guam Code
14 Annotated is *amended* to read:

15 “(5) to cause to be submitted to the Governor and the Legislature
16 one hundred twenty (120) days from the end of each fiscal year a report
17 describing the condition and progress of ~~vocational-technical~~ career and
18 technical education during the year including a financial report showing
19 the result of operations for the preceding fiscal year and financial status
20 of the College on the last day thereof. The report shall be made in the
21 manner provided by the Board; and”

22 **Section 10.** §31111 of Chapter 31 of Title 17 of the Guam Code
23 Annotated is hereby *amended* to read:

1 **"§ 31111. Custody of Federal Funds; Expenditures.**

2 (a) The ~~Treasurer of Guam~~ Guam Community College is
3 designated custodian of all funds received by the government of Guam
4 from the Federal Government for programs administered by the Guam
5 Community College, except for funds awarded to the Guam
6 Community College received via sub-grants within Title V through the
7 Guam Department of Education. The ~~Treasurer~~ Board of Trustees is
8 authorized and directed to receive and provide for the proper custody
9 of the funds and to make disbursement thereof ~~upon the order of the~~
10 ~~Board~~ in the manner provided in the federal acts which govern the
11 expenditure of the funds.

12 ~~(b) The Board is authorized to accept private gifts, donations,~~
13 ~~endowments, grants and other money which may be offered to the~~
14 ~~Guam Community College; even though such gifts, donations,~~
15 ~~endowments or grants may be subject to reasonable conditions. Such~~
16 ~~funds as are received shall be deposited into the fund to be known as~~
17 ~~the "Guam Community College Fund." Expenditures shall be made~~
18 ~~from the fund in accordance with such conditions as may be attached to~~
19 ~~the gift, donation, endowment or grants. Funds appropriated by the~~
20 ~~government of Guam to the College shall be deposited in the Guam~~
21 ~~Community College Fund. All tuition payments, fees and all other~~
22 ~~revenue generated by the College shall be deposited in the Guam~~
23 ~~Community College Fund.~~

1 **(b) The Board of Trustees is authorized to establish a public not for**
2 **profit corporation that shall be separate and apart from the Government**
3 **of Guam and the Guam Community College for the purpose of being**
4 **able to accept private gifts, donations, endowments, grants and other**
5 **money which may be offered to the Guam Community College. Such**
6 **gifts, donations, endowments or grants, supra, shall be in accordance**
7 **with the laws of Guam and subject to reasonable conditions. Such funds**
8 **received shall be deposited into a fund controlled by the corporation,**
9 **supra, and shall be known as the "Guam Community College**
10 **Foundation".**

11 **Expenditures from the fund shall be made in accordance with**
12 **such conditions as may be attached to the gift, donation, endowment or**
13 **grants.**

14 ~~(c) Expenditure from the Guam Community College Fund shall be~~
15 ~~made upon resolution of the Board."~~

16 **Section 11.** §31112 of Chapter 31 of Title 17 of the Guam Code
17 Annotated is hereby *amended* to read:

18 **"§ 31112. Non-appropriated Funds.**

19 Notwithstanding the provisions of "5162 and 5163 of the
20 Government Code (as enacted in Part V, Section 6 of P.L. No. 15-48), the
21 Guam Community College is authorized to use all revenues, to include
22 tuition payments and fees, derived from its own sources, upon

1 resolution of the Board of Trustees, for the benefit of the College and in
2 the furtherance of the purposes of this Chapter.”

3 **Section 12.** §31115 of Chapter 31 of Title 17 of the Guam Code
4 Annotated is hereby *repealed*.

5 **Section 13.** Subsection (c) of §31116 of Chapter 31 of Title 17 of the
6 Guam Code Annotated is hereby *repealed*.

7 **Section 14.** Article 1 of Chapter 32 of Title 17 of the Guam Code
8 Annotated is hereby *amended* to read:

9 “ARTICLE 1

10 **DIVISIONS SCOPE OF INSTRUCTION**

11 ~~§ 32101. Secondary Division.~~

12 ~~§ 32101. Organization Structure.~~

13 ~~§ 32102. Post-Secondary and Continuing Education.~~

14 ~~§ 32103. Apprenticeship Training Division.~~

15 ~~§ 32104. Cooperative Programs Authorized.~~

16
17 ~~§ 32101. Secondary Division:~~

18 ~~The Guam Vocational Technical High School shall be maintained~~
19 ~~within this division. The high school shall be comparable in scope,~~
20 ~~programs and courses of instruction to those offered in the other public~~
21 ~~high schools in the Territory. The high school shall offer courses of~~
22 ~~instruction at the high school level and shall award to qualifying~~
23 ~~students a high school diploma and such other certificates as shall be~~
24 ~~provided by the Board. Instruction shall be in those courses necessary to~~

1 ~~meet the general Requirements for high school graduation within the~~
2 ~~Territory as well as courses in the vocational and technical fields,~~
3 ~~provided that those courses offered to meet the general requirements~~
4 ~~shall be oriented toward the vocational and technical fields. The high~~
5 ~~school shall permit cross enrollment of students among the several~~
6 ~~public and private high schools within the Territory.~~

7 ~~The chief of the secondary division shall be designated the~~
8 ~~principal of the Guam Vocational Technical High School.~~

9 **§ 32101. Organization Structure.**

10 The Board of Trustees is authorized to determine the College's
11 organizational structure and the composition of divisions of programs
12 as it deems appropriate to achieve its mission as outlined within
13 Division 4 of Title 17 of the Guam Code Annotated.

14 **§ 32102. Post-Secondary and Continuing Education.**

15 ~~The Post-Secondary and Continuing Education Division shall offer~~
16 ~~such vocational technical and career programs as the Board shall~~
17 ~~determine.~~ The Board of Trustees shall offer career and technical
18 education programs through post-secondary programs and continuing
19 education courses. The programs may be either credit or non-credit and
20 may be degree or non-degree programs.

21 **§ 32103. Apprenticeship Training Division.**

22 The ~~division~~ Board of Trustees shall consider problems of
23 developing local skills in the various crafts and trades and developing a

1 program of apprenticeship training and apprenticeship standards in
2 accordance with standards established by and acceptable for registration
3 with the Bureau of Apprenticeship and Training, United States
4 Department of Labor or its successor.

5 The Board shall, in cooperation with an appropriate advisory
6 committee composed of members of the construction industry, general
7 business community, labor community, the general public and the
8 Department of Education formulate an apprenticeship program in the
9 several ~~vocational-technical~~ career and technical fields in which critical
10 shortages of trained personnel exist.

11 **§ 32104. Cooperative Programs Authorized.**

12 The College is authorized to enter into contracts with public or
13 private organizations, firms, companies or individuals to provide
14 technical manpower training programs. Such contracts shall be utilized
15 to provide for specialized training in particular fields not otherwise
16 available within the College which are designed to train local persons in
17 needed skills and at the same time to train employees to carry on such
18 courses.

19 Any contract under this Section may require the training of
20 College employees to continue teaching such a course on a self-
21 sustaining basis after the initial contract period which shall not be in
22 excess of three (3) years."

1 **Section 15.** §33104 of Chapter 33 of Title 17 of the Guam Code
2 Annotated is hereby *repealed*.

3 **Section 16.** The Compiler of Laws shall move Article 3 of Chapter 32 of
4 Title 17 of the Guam Code Annotated titled “Peace Officer Standards and
5 Training Commission” to Division 5 of Title 17 of the Guam Code Annotated
6 and renumber accordingly.

I MINA' TRENTAI UNU LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 176-31 (LS)

Introduced by:
As Substituted by the
Committee on Education and
Public Libraries.

Judith T. Won Pat, Ed.D.
T. R. Muna Barnes

AN ACT TO AMEND ITEMS (2) AND (4) OF §30102 OF TITLE 17 GCA; TO AMEND ITEM (4) OF §30103 OF TITLE 17 GCA; TO AMEND §31102 OF TITLE 17 GCA; TO REPEAL §31102.1 OF TITLE 17 GCA; TO AMEND §31107 OF TITLE 17 GCA; ITEMS (2) AND (6) OF §31108 OF TITLE 17 GCA; TO AMEND ITEM (5) OF §31110 OF TITLE 17 GCA; TO AMEND §31111 OF TITLE 17 GCA; TO AMEND §31112 OF TITLE 17 GCA; TO REPEAL §31115 OF TITLE 17 GCA; TO REPEAL SUBSECTION (C) OF §31116 OF TITLE 17 GCA; TO AMEND ARTICLE 1 OF CHAPTER 32 OF TITLE 17 GCA; TO REPEAL §33104 OF TITLE 17 GCA; TO RENUMBER ARTICLE 3, CHAPTER 32 OF TITLE 17 GCA TO DIVISION 5 OF TITLE 17 GCA; TO ADD A NEW §33105 TO CHAPTER 33 OF TITLE 17 GCA; TO ADD A NEW §33106 TO CHAPTER 33 OF TITLE 17 GCA; RELATIVE TO THE GUAM COMMUNITY COLLEGE.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Item (2) of §30102 of Chapter 30 of Title 17 of the Guam Code Annotated is *amended* to read:

“(2) *Guam Community College* means both secondary and post-secondary ~~vocational-technical~~ career and technical education.”

1 **Section 2.** Item (6) of §30102 of Chapter 30 of Title 17 of the Guam Code
2 Annotated is *amended* to read:

3 “(6) ~~Vocational~~ Career and Technical Education means organized
4 educational programs which are directly related to the preparation of
5 individuals for paid employment, or for additional preparation for a career
6 requiring other than a baccalaureate or advance degree.”

7 **Section 3.** Item (4) of §30103 of Chapter 30 of Title 17 of the Guam Code
8 Annotated is *amended* to read:

9 “(4) strengthen the formal secondary and post-secondary education
10 program in the ~~vocational-technical~~ career and technical fields.”

11 **Section 4.** §31102 of Chapter 31 of Title 17 of the Guam Code Annotated is
12 hereby *amended* to read:

13 **“§31102. Advisory Committee.**

14 The Board shall establish ~~Craft~~ Advisory Committees for each of the
15 different career programs or levels of instruction and appoint committee
16 members from among people in the community who can best advise the Board
17 in their area of expertise or on matters pertaining to the Board's responsibilities
18 as established by law.”

19 **Section 5.** §31102.1 of Chapter 31 of Title 17 of the Guam Code Annotated is
20 hereby *repealed*.

21 **Section 6.** §31107 of Chapter 31 of Title 17 of the Guam Code Annotated is
22 hereby *amended* to read:

23 **“§ 31107. Purposes.**

24 The purposes of the College shall be:

1 (1) to establish ~~technical, vocational~~ career and technical education
2 and other related occupational training and education courses of
3 instruction aimed at developing educated and skilled workers for Guam;

4 (2) to coordinate ~~vocational-technical~~ career and technical
5 education programs in all public schools;

6 (3) to establish and maintain short-term extension and
7 apprenticeship training programs in Guam;

8 (4) to expand and maintain secondary and post-secondary
9 educational programs in the ~~vocational-technical~~ career and technical
10 fields;

11 (5) to award appropriate certificates, degrees and diplomas to
12 qualified students; and

13 (6) to serve as the State Agency and the Board of Control for
14 Vocational Education for purposes of the United States Vocational
15 Education Act of 1946 and 1963 and subsequent amendments thereto.
16 The government of Guam hereby accepts together with the benefits of
17 funds appropriated there under the Vocational Education Act of 1946 and
18 any act or acts amendatory thereof or supplementary thereto as enacted
19 by the Congress of the United States. ~~The Board shall serve as the Board~~
20 ~~of Control for Vocational Education in the same manner as the Board of~~
21 ~~Education previously served as such Board of Control.”~~

22 **Section 7.** Item (2) of §31108 of Chapter 31 of Title 17 of the Guam Code
23 Annotated is *amended* to read:

1 “(2) to coordinate and recommend improvements in ~~vocational~~ career and
2 technical educational programs in order to match ~~vocational~~ career and
3 technical education programs with current and existing job needs;”

4 **Section 8.** Item (6) of §31108 of Chapter 31 of Title 17 of the Guam Code
5 Annotated is *amended* to read:

6 “(6) to act as the State Agency and Board of Control for Vocational
7 Career and Technical Education; and”

8 **Section 9.** Item (5) of §31110 of Chapter 31 of Title 17 of the Guam Code
9 Annotated is *amended* to read:

10 “(5) to cause to be submitted to the Governor and the Legislature one
11 hundred twenty (120) days from the end of each fiscal year a report describing
12 the condition and progress of ~~vocational-technical~~ career and technical
13 education during the year including a financial report showing the result of
14 operations for the preceding fiscal year and financial status of the College on
15 the last day thereof. The report shall be made in the manner provided by the
16 Board; and”

17 **Section 10.** §31111 of Chapter 31 of Title 17 of the Guam Code Annotated is
18 hereby *amended* to read:

19 **“§ 31111. Custody of Federal Funds; Expenditures.**

20 (a) The ~~Treasurer of Guam~~ Guam Community College is designated
21 custodian of all funds received by the government of Guam from the Federal
22 Government for programs administered by the Guam Community College,
23 except for funds awarded to the Guam Community College received via sub-
24 grants within Title V through the Guam Department of Education. The
25 Treasurer Board of Trustees is authorized and directed to receive and provide

1 for the proper custody of the funds and to make disbursement thereof ~~upon the~~
2 ~~order of the Board~~ in the manner provided in the federal acts which govern the
3 expenditure of the funds.

4 ~~(b) The Board is authorized to accept private gifts, donations,~~
5 ~~endowments, grants and other money which may be offered to the Guam~~
6 ~~Community College; even though such gifts, donations, endowments or grants~~
7 ~~may be subject to reasonable conditions. Such funds as are received shall be~~
8 ~~deposited into the fund to be known as the "Guam Community College Fund."~~
9 ~~Expenditures shall be made from the fund in accordance with such conditions~~
10 ~~as may be attached to the gift, donation, endowment or grants. Funds~~
11 ~~appropriated by the government of Guam to the College shall be deposited in~~
12 ~~the Guam Community College Fund. All tuition payments, fees and all other~~
13 ~~revenue generated by the College shall be deposited in the Guam Community~~
14 ~~College Fund.~~

15 (b) The Board of Trustees is authorized to establish a public not for profit
16 corporation that shall be separate and apart from the Government of Guam and
17 the Guam Community College for the purpose of being able to accept private
18 gifts, donations, endowments, grants and other money which may be offered to
19 the Guam Community College. Such gifts, donations, endowments or grants,
20 supra, shall be in accordance with the laws of Guam and subject to reasonable
21 conditions. Such funds received shall be deposited into a fund controlled by the
22 corporation, supra, and shall be known as the "Guam Community College
23 Foundation".

24 Expenditures from the fund shall be made in accordance with such
25 conditions as may be attached to the gift, donation, endowment or grants.

1 ~~The Guam Vocational Technical High School shall be maintained within~~
2 ~~this division. The high school shall be comparable in scope, programs and~~
3 ~~courses of instruction to those offered in the other public high schools in the~~
4 ~~Territory. The high school shall offer courses of instruction at the high school~~
5 ~~level and shall award to qualifying students a high school diploma and such~~
6 ~~other certificates as shall be provided by the Board. Instruction shall be in those~~
7 ~~courses necessary to meet the general Requirements for high school graduation~~
8 ~~within the Territory as well as courses in the vocational and technical fields,~~
9 ~~provided that those courses offered to meet the general requirements shall be~~
10 ~~oriented toward the vocational and technical fields. The high school shall~~
11 ~~permit cross enrollment of students among the several public and private high~~
12 ~~schools within the Territory.~~

13 ~~The chief of the secondary division shall be designated the principal of~~
14 ~~the Guam Vocational Technical High School.~~

15 **§ 32101. Organization Structure.**

16 The Board of Trustees is authorized to determine the College's
17 organizational structure and the composition of divisions of programs as it
18 deems appropriate to achieve its mission as outlined within Division 4 of Title
19 17 of the Guam Code Annotated.

20 **§ 32102. Post-Secondary and Continuing Education.**

21 ~~The Post-Secondary and Continuing Education Division shall offer such~~
22 ~~vocational technical and career programs as the Board shall determine. The~~
23 ~~Board of Trustees shall offer career and technical education programs through~~
24 ~~post-secondary programs and continuing education courses. The programs may~~
25 ~~be either credit or non-credit and may be degree or non-degree programs.~~

1 **§ 32103. Apprenticeship Training ~~Division~~.**

2 The ~~division~~ Board of Trustees shall consider problems of developing
3 local skills in the various crafts and trades and developing a program of
4 apprenticeship training and apprenticeship standards in accordance with
5 standards established by and acceptable for registration with the Bureau of
6 Apprenticeship and Training, United States Department of Labor or its
7 successor.

8 The Board shall, in cooperation with an appropriate advisory committee
9 composed of members of the construction industry, general business
10 community, labor community, the general public and the Department of
11 Education formulate an apprenticeship program in the several ~~vocational-~~
12 ~~technical~~ career and technical fields in which critical shortages of trained
13 personnel exist.

14 **§ 32104. Cooperative Programs Authorized.**

15 The College is authorized to enter into contracts with public or private
16 organizations, firms, companies or individuals to provide technical manpower
17 training and testing programs. Such contracts shall be utilized to provide for
18 specialized training and testing in particular fields not otherwise available
19 within the College which are designed to train or test local persons in needed
20 skills and at the same time to train employees to carry on such courses.

21 Any contract under this Section may require the training of College
22 employees to continue teaching such a course on a self-sustaining basis after the
23 initial contract period which shall not be in excess of three (3) years.”

24 **Section 15.** §33104 of Chapter 33 of Title 17 of the Guam Code Annotated is
25 hereby *repealed*.

1 **Section 16.** The Compiler of Laws shall move Article 3 of Chapter 32 of Title
2 17 of the Guam Code Annotated titled “Peace Officer Standards and Training
3 Commission” to Division 5 of Title 17 of the Guam Code Annotated and renumber
4 accordingly.

5 **Section 17.** §33105 of Chapter 33 of Title 17 of the Guam Code Annotated is
6 hereby *added* to read:

7 **§ 33105. Procurement Authority.**

8 The College is authorized to promulgate its own services, supplies, and
9 construction procurement regulations pursuant to 5 G.C.A. §§ 5125, 5131, 5030 (k)
10 and (q), 5120, 5302(b) and (c), 5304(b), 5306(d), and 5307.

11 The procurement laws and regulations established in Guam’s Procurement law,
12 found in 5 G.C.A. Chapter 5, and 2 G.A.R. Division 4 shall be used by GCC in the
13 procurement of all services, supplies, and construction procurement contracts. The
14 College will use the laws and regulations established in 5 G.C.A. Chapter 5 and 2
15 G.A.R. Division 4 as its own regulations unless and until the Board of Trustees
16 approves different or additional procurement regulations.

17 The College will employ its own Chief Procurement Officer, who will serve as
18 the procurement officer for all supplies, services, and construction contracts for the
19 College.

20 The College may, upon the Board of Trustee’s approval, delegate it’s
21 procurement authority of construction contracts to the Department of Public Works.

22 The College may, upon the Board of Trustee’s approval, delegate it’s
23 procurement authority of services and supplies contracts to the General Service
24 Agency.

1 **Section 18.** §33106 of Chapter 33 of Title 17 of the Guam Code Annotated is
2 hereby *added* to read:

3 §33106 Authorization of the College to enter into a renewable lease agreement
4 with Guam Power Authority in order to develop educational opportunities to train
5 workers for the emerging technologies related to sustainable and renewable energy.

6 (a) The Legislature hereby grants the College, pursuant to 1 G.C.A. §1800, the
7 authority to enter into this lease agreement with GPA.

8 (b) The Legislature hereby grants the College, pursuant 21 G.C.A. § 60112, the
9 authority for the College to enter into this lease agreement with GPA.

10 (c) The Legislature hereby grants the College, pursuant 2 G.C.A. § 2107, an
11 exception for the College to enter into this lease agreement with GPA,
12 without requiring a separate piece of legislation.

13 (d) The Legislature intends for this statute to supersede any and all related
14 statutes that would otherwise impede the College's ability to enter into this
15 lease agreement with GPA.

COMMITTEE ON EDUCATION & PUBLIC LIBRARIES

SIGN-IN SHEET

PUBLIC HEARING

May 10, 2011, 2:00 p.m.

Bill No. 176-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Muna-Barnes - An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College.

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
Mary Okada	GCC	support	✓		735-5100	mary.okada@guamcc.edu

Bill No. 176- 31 (COR)



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

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AND LAND

Written Testimony

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DECOLONIZATION

Dr. Mary Okada

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GUAM COMMUNITY COLLEGE

Kulchon Kumunidát Guáhan

Office of the President

*Mary A.Y. Okada, Ed.D.
President*

MAY 10 2011

Speaker Judith T. Won Pat, Ed. D., and Members of the Committee on Education & Public Libraries

Re: Testimony regarding Bill No. 176-31

Honorable Speaker Won Pat and Committee Members,

I would like to thank you for the opportunity to come before you today to present my testimony in support of Bill No. 176-31, relative to the Guam Community College.

Guam Community College is a multi-faceted public vocational educational institution, created by the Community College Act of 1977 to strengthen and consolidate what was previously known as vocational education on Guam. The College operates secondary and postsecondary vocational programs, adult and continuing education, community education, and short-term specialized training, as dictated by community and industry needs. Our programs are delivered both on and off-campus, in satellite programs and on site at businesses as needed. We offer over 50 programs of study, and prepare our students for entry-level employment in career and technical fields or transfer to four-year institutions of higher education.

GCC also offers a variety of community service and special programs to prepare students for Testimony college experiences including English as a Second Language, Adult Basic Education, General Education Development (GED) preparation and testing, and an Adult High School Diploma program.

The reason we are proposing the changes to the Guam Community College Act of 1977 is that in the language of the reauthorized Carl D. Perkins Vocational and Technical Act of 2006, the phrase "career and technical education" (CTE) was substituted for "vocational education" throughout the document. Even earlier, in 1998, the American Vocational Association became the Association for Career and Technical Education (ACTE) and members encouraged organizations and agencies to remove "vocational education" from documents and legislation and replace it with "career and technical education." Similarly, in Fall 2000, The Journal of Vocational and Technical Education changed its name to The Journal of Career and Technical Education.

In keeping with this change in language, GCC is now currently working to make this change in its internal documents.

The proposed changes outlined in Bill 176-31 correspond to the nationally encouraged and recognized adoption of the phrase "career and technical education" with regard to encompassing legislation. This legislation will transition the discussion of career preparation in educational institutions in order to merge the two previously traditional separate pathway ideas of either a higher education track or a CTE track into one unified career track, because both the education and business worlds now realize that the two cannot be separated: students need both education and skill sets in order to succeed in life.

In addition, this legislation also provides GCC with procurement and leasing capabilities not previously granted in the original enabling legislation.

The legislation specifically authorizes its procurement authority for services, supplies, and construction contracts, pursuant to Guam Code Annotated.

This legislation also authorizes the College to enter into a renewable lease agreement with Guam Power Authority in order to develop educational opportunities to train workers for the emerging technologies related to sustainable and renewable energy, without requiring a separate piece of legislation.

Thank you for the opportunity to testify today. I will be happy to answer any questions you may have about the proposed changes to our enabling legislation at this time.

Senseramente,



Mary A. Y. Okada, Ed.D.
President

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 176-31 (LS)**

AN ACT TO AMEND ITEMS (2) AND (4) OF § 30102 OF TITLE 17 GCA; TO AMEND ITEM (4) OF § 30103 OF TITLE 17 GCA; TO AMEND § 31102.1 OF TITLE 17 GCA; TO REPEAL § 31102.1 OF TITLE 17 GCA; TO AMEND § 31107 OF TITLE 17 GCA; ITEMS (2) AND (6) OF § 31108 OF TITLE 17 GCA; TO AMEND ITEM (5) OF § 31110 OF TITLE 17 GCA; TO AMEND § 31111 OF TITLE 17 GCA; TO AMEND § 31112 OF TITLE 17 GCA; TO REPEAL § 31115 OF TITLE 17 GCA; TO REPEAL SUBSECTION (C) OF § 31116 OF TITLE 17 GCA; TO AMEND ARTICLE I OF CHAPTER 32 OF TITLE 17 GCA; TO REPEAL § 33104 OF TITLE 17 GCA; TO RENUMBER ARTICLE 3, CHAPTER 32 OF TITLE 17 GCA TO DIVISION 5 OF TITLE 17 GCA, RELATIVE TO THE GUAM COMMUNITY COLLEGE.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Community College	Dept./Agency Head: Mary A.Y. Okada
Department's General Fund (GF) appropriation(s) to date:	13,583,423
Department's Other Fund (Specify) appropriation(s) to date: Tourist Attraction Fund \$24,154; Manpower Development Fund \$3,059,265	3,083,419
Total Department/Agency Appropriation(s) to date:	\$16,666,842

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance		\$0	\$0
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY 2011 Appro. (P.L. 30-196)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	1/	1/	1/	1/	1/	1/
(Specify Special Fund):	1/	1/	1/	1/	1/	1/
Total	1/	1/	1/	1/	1/	1/

- Does the bill contain "revenue generating" provisions? / / Yes /X/ No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A / / Yes / / No
If no, what is the additional amount required? /X/ N/A
- Does the Bill establish a new program/agency? /X/ Yes / / No
If yes, will the program duplicate existing programs/agencies? / / N/A /X/ Yes / / No
Is there a federal mandate to establish the program/agency? / / Yes /X/ No
- Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / / Yes /X/ No
/ / Requested agency comments not received by due date /X/ Other: Fiscal impact is not quantified at this time

Analyst: Alfon Date: 6/16/11 Director: BESITA A. MANGLONA Date: 6/16/11
Angela Flores

Footnotes:
1/ The Bill has a potential for additional funding impact in the designation of the Guam Community College (GCC) as the custodian of funds as per Section 10 of the Bill; the authorization of the Board of Trustees to establish a public not for profit corporation through the "Guam Community College Foundation"; and the authorization for GCC to use all revenues to include tuition payments and fees, upon resolution of the Board of Trustees. However, in its present form, that impact cannot be determined at this time.



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

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CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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vicente c. pangelinan

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Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

May 2, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill Nos. 171-31 (COR) through 175-31 (COR) & 176-31 (LS)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 171-31(COR) through 175-31 (COR) & 176-31 (LS).

Please ensure that the subject bills are referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(6) Attachments

2011 MAY -3 M 8:50 ✓

I Mina'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

May 2, 2011

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
176-31 (LS)	Judith T. Won Pat, Ed.D., T.R. Muna Barnes	AN ACT TO <i>AMEND</i> ITEMS (2) AND (4) OF §30102 OF TITLE 17 GCA; TO <i>AMEND</i> ITEM (4) OF §30103 OF TITLE 17 GGCA; TO <i>AMEND</i> §31102 OF TITLE 17 GCA; TO <i>REPEAL</i> §31102.1 OF TITLE 17 GCA; TO <i>AMEND</i> §31107 OF TITLE 17 GCA; ITEMS (2) AND (6) OF §31110 OF TITLE 17 GCA; TO <i>AMEND</i> ITEM (5) OF §31110 OF TITLE 17 GCA; TO <i>AMEND</i> §31111 OF TITLE 17 GCA; TO <i>AMEND</i> §31112 OF TITLE 17 GCA; TO <i>REPEAL</i> §31115 OF TITLE 17 GCA; TO <i>REPEAL</i> SUBSECTION (C) OF §31116 OF TITLE 17 GCA; TO <i>AMEND</i> ARTICLE 1 OF CHAPTER 32 OF TITLE 17 GCA; TO <i>REPEAL</i> §33104 OF TITLE 17 GCA; TO <i>RENUMBER</i> ARTICLE 3, CHAPTER 32 OF TITLE 17 GCA TO DIVISION 5 OF TITLE 17 GCA, RELATIVE TO THE GUAM COMMUNITY COLLEGE.	5/2/11 10:25 a.m.	5/2/11		Committee on Education and Public Libraries.			

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Committee on Education and Public Libraries Public Hearing 3/10/11

Monday, May 2, 2011 9:58 PM

From: "Frank Torres" <fbtorres@judiwonpat.com>

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Cc: "santos" <chechsantos@gmail.com>, "chelsa" <chelsa@tinamunabarnes.com>, "cherbert" <cherbert.senatorrodriguez@gmail.com>, "Lisa" <cipo@guamlegislature.org>, "Joshua" <Joshua.Tenorio@senatorbjcruz.com>, "angela" <leonguerrero.angela@gmail.com>, "leslie" <leslie.g@senatormabini.com>, "louise" <louise_atalig@yahoo.com>, "mary" <maryfejeran@gmail.com>, "office" <office@senatorada.org>, "olivia" <oliviampalacios@gmail.com>, "pris" <pris@senatorpalacios.com>, "Robert" <rob.tupaz@gmail.com>, "Tanya" <tanya4families@gmail.com>

May 3, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature

From: Committee on Education and Public Libraries

Subject: Notice of Public Hearing – First Notice

The Committee on Education and Public Libraries has scheduled a public hearing for 2:00 p.m., Tuesday, May 10, 2011 in the Public Hearing Room of the Guam Legislature Building on the following:

- The appointment of Richard P. Sablan to serve as a member of the Guam Community College , Board of Trustees

- The appointment of Antoinette D. Sanford to serve as a member, University of Guam Board of Regents

- Bill No. 6-31 (LS) - J.P. Guthertz, DPA - An act to amend § 31109 of Chapter 31 Title 17 Guam Code Annotated and § 3112 of Chapter 3 Title 17 GCA, relative to career

and technical education programs at Department of Education schools through the Guam Community College; and to add a new sub section 31114.1 to Chapter 31 Title 17, GCA relative to reestablishing the operation of an independent, fully functioning career and technical education high school institute in Guam apart of the secondary division of GCC.

- Bill No. 150-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. - An act to amend Paragraph (16) of §3103(c) of 17 GCA relative Department of Education Management Audits.

- Bill No. 161-31 (COR) - B.J.F. Cruz - An act to amend 17 GCA §27003; relative to the removal of members of the Guam Commission of Educator Certification.

- Bill No. 176-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Muna-Barnes - An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College.

-Bill No. 177-31 (LS) - A.A. Yamashita, Ph.D. / A.B. Palacios, Sr. - An act to add a new § 3112.2 of Article 1, Chapter 3, Title 17, Guam Code Annotated relative to creating a safe schools program: School Crime Stoppers.

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at fbtorres@judiwonpat.com or through facsimile at 472-3589. Copies of the bills are available at www.guamlegislature.com

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Frank B. Torres
Sr. Policy Analyst
Office of the Speaker
31st Guam Legislature

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May 3, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature

From: Committee on Education and Public Libraries *4/25*

Subject: Notice of Public Hearing – First Notice

The Committee on Education and Public Libraries has scheduled a public hearing for 2:00 p.m., Tuesday, May 10, 2011 in the Public Hearing Room of the Guam Legislature Building on the following:

- The appointment of Richard P. Sobian to serve as a member of the Guam Community College, Board of Trustees
- The appointment of Antoinette D. Sanford to serve as a member, University of Guam Board of Regents
- Bill No. 6-31 (L2) - J.P. Garberez, DPA - An act to amend § 31109 of Chapter 31 Title 17 Guam Code Annotated and § 3112 of Chapter 3 Title 17 GCA, relative to career and technical education programs at Department of Education schools through the Guam Community College; and to add a new sub section 31114.1 to Chapter 31 Title 17, GCA relative to reestablishing the operation of an independent, fully functioning career and technical education high school institute in Guam sport of the secondary division of GCC.
- Bill No. 158-31 (COR) - V.A. Ada / A.A. Yamashta, Ph.D. - An act to amend Paragraph (16) of §3185(c) of 17 GCA relative Department of Education Management Audit.
- Bill No. 161-31 (COR) - B.J.F. Cruz - An act to amend 17 GCA §27003; relative to the removal of members of the Guam Commission of Educator Certification.
- Bill No. 174-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Mann-Barnea - An act to amend items (3) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §3304 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College.
- Bill No. 177-31 (LS) - A.A. Yamashta, Ph.D. / A.B. Palacios, Sr. - An act to add a new § 3112.2 of Article 1, Chapter 3, Title 17, Guam Code Annotated relative to creating a safe schools program/ School Crime Stoppers.

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006	344	+6714773079 <i>PON</i>	03:05:40 p.m. 05-03-2011	00:00:38	2/2	1	EC	HS	CP14400
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Committee on Education and Public Libraries

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May 7, 2011

MEMORANDUM

To: Members of the 31st Guam Legislature

From: Committee on Education and Public Libraries

Subject: Notice of Public Hearing – Second Notice

The Committee on Education and Public Libraries has scheduled a public hearing for Tuesday, May 10, 2011 at 2:00 p.m., in the Public Hearing Room of the Guam Legislature Building on the following:

- The appointment of Richard P. Sablan to serve as a member of the Guam Community College, Board of Trustees

- The appointment of Antoinette D. Sanford to serve as a member, University of Guam Board of Regents

- **Bill No. 6-31 (LS) - J.P. Guthertz, DPA - An act to amend § 31109 of Chapter 31 Title 17 Guam Code Annotated and § 3112 of Chapter 3 Title 17 GCA, relative to career and technical education programs at Department of Education schools through the Guam Community College; and to add a new sub section 3114.1 to Chapter 31 Title 17, GCA relative to reestablishing the operation of an independent, fully functioning career and technical education high school institute in Guam apart of the secondary division of GCC.**

- **Bill No. 150-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. - An act to amend Paragraph (16) of §3103(c) of 17 GCA relative Department of Education Management Audits.**

- **Bill No. 161-31 (COR) - B.J.F. Cruz - An act to amend 17 GCA §27003; relative to the removal of members of the Guam Commission of Educator Certification.**

- **Bill No. 176-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Muna-Barnes - An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College.**

~~- **Bill No. 177-31 (LS) - A.A. Yamashita, Ph.D. / A.B. Palacios, Sr. - An act to add a new § 3112.2 of Article 1, Chapter 3, Title 17, Guam Code Annotated relative to creating a safe schools program: School Crime Stoppers.**~~ **Bill No. 177-31 (LS) has been removed from the public hearing agenda at the request of Senator Yamashita.**

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at ftorres@judiwonpat.com or through facsimile at 472-3589. Copies of the bills are available at www.guamlegislature.com

The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Mr. Ed Pocaigue at 472-3586/7/8 or by email at edpocaigue@judiwonpat.com

Frank B. Torres
Sr. Policy Analyst
Office of the Speaker
31st Guam Legislature

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JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICER CHAIR
COMMITTEE ON THE GUAM
MUSEUM, CULTURE,
TRADITION AND
RECREATION

COMMISSIONER
EDUCATION
APPROPRIATION, POWER,
PEACE, BARRIERS,
INSURANCE, REPRESENTATIVE
AND LEGISLATION

May 7, 2011

MEMORANDUM

To: Media
From: Committee on Education and Public Libraries
Subject: Notice of Public Hearing - Second Notice

COMMISSIONER
GUAM COMMUNITY COLLEGE
DEVELOPMENT

GUAM FIRST
COMMISSION

The Committee on Education and Public Libraries has scheduled a public hearing for Tuesday, May 10, 2011 at 2:00 p.m., in the Public Hearing Room of the Guam Legislature Building on the following:

VICER PRESIDENT
ASSOCIATION OF
FACULTY IN LAW
EDUCATION
(AFLE)

- The appointment of Richard P. Sabban to serve as a member of the Guam Community College Board of Trustees
- The appointment of Antoinette D. Sanford to serve as a member, University of Guam Board of Regents

BOARD MEMBER
PACIFIC ISLANDS FOR
EDUCATION
AND LEARNING
(PIL)

- Bill No. 4-31 (LS) - J.P. Gilbert, DPA - An act to amend § 31109 of Chapter 31 Title 17 Guam Code Annotated and § 3112 of Chapter 3 Title 17 GCA, relative to career and technical education programs at Department of Education schools through the Guam Community College; and to add a new sub section 31114.1 to Chapter 31 Title 17, GCA relative to reestablishing the operation of an independent, fully functioning career and technical education high school institute in Guam apart of the secondary division of GCC.
- Bill No. 188-31 (COR) - Y.A. Ada / A.A. Yamasita, Ph.D. - An act to amend Paragraph (16) of § 3103(c) of 17 GCA relative Department of Education Management Audits.
- Bill No. 161-31 (COR) - R.J.F. Cruz - An act to amend 17 GCA § 2700; relative to the removal of members of the Guam Commission of Educator Certification.

LEGISLATIVE REPRESENTATIVE
PACIFIC ISLANDS
UNIVERSITY BOARD
(PIUB)

PACIFIC ISLANDS
TECHNICAL
(PITAC)

- Bill No. 176-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Mesa-Marino - An act to amend items (2) and (4) of § 3102 of Title 17 GCA; to amend item (4) of § 3103 of Title 17 GCA; to amend § 3102 of Title 17 GCA; to repeal § 3102.1 of Title 17 GCA; to amend § 3107 of Title 17 GCA; items (2) and (8) of § 31104 of Title 17 GCA; to amend item (5) of § 3110 of Title 17 GCA; to amend § 3111 of Title 17 GCA; to amend § 3112 of Title 17 GCA; to repeal § 3113 of Title 17 GCA; to repeal subsection (C) of § 3116 of Title 17 GCA; to amend Article I of Chapter 32 of Title 17 GCA; to repeal § 33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College.

~~- Bill No. 177-31 (LS) - A.A. Yamasita, Ph.D. / A.B. Pablos, Sr. - An act to add section § 3112.1 of Article I, Chapter 3, Title 17, Guam Code Annotated relative to... High school schools program: School Crime Stoppers - Bill No. 177-31 (LS) has been removed from the public hearing agenda at the request of Senator Yamasita.~~

Testimonies can be submitted in advance to the Office of Speaker Judith T. Won Pat, Ed.D. through email at judith@guam.gov.gu or through telephone at 472-3589. Copies of the bills are available at www.guamlegislature.com

The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Mr. Fred Macapagal at 472-3589-7356 or by email at fredmacapagal@guamlegislature.com

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G3: Group 3

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OFFICE OF THE SPEAKER

JUDITH T. WON PAT, Ed.D.

CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

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BOARD MEMBER

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE
PACIFIC ARTS
(FESTPAC)

May 10, 2011 – 2:00 p.m.

Public Hearing Agenda

- The appointment of Richard P. Sablan to serve as a member of the Guam Community College, Board of Trustees
- The appointment of Antoinette D. Sanford to serve as a member, University of Guam Board of Regents
- Bill No. 6-31 (LS) - J.P. Guthertz, DPA - An act to amend § 31109 of Chapter 31 Title 17 Guam Code Annotated and § 3112 of Chapter 3 Title 17 GCA, relative to career and technical education programs at Department of Education schools through the Guam Community College; and to add a new sub section 3114.1 to Chapter 31 Title 17, GCA relative to reestablishing the operation of an independent, fully functioning career and technical education high school institute in Guam apart of the secondary division of GCC.
- Bill No. 150-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. - An act to amend Paragraph (16) of §3103(c) of 17 GCA relative Department of Education Management Audits.
- Bill No. 161-31 (COR) - B.J.F. Cruz - An act to amend 17 GCA §27003; relative to the removal of members of the Guam Commission of Educator Certification.
- Bill No. 176-31 (LS) - J.T. Won Pat, Ed.D. / T.R. Muna-Barnes - An act to amend items (2) and (4) of §30102 of Title 17 GCA; to amend item (4) of §30103 of Title 17 GCA; to amend §31102 of Title 17 GCA; to repeal §31102.1 of Title 17 GCA; to amend §31107 of Title 17 GCA; items (2) and (6) of §31108 of Title 17 GCA; to amend item (5) of §31110 of Title 17 GCA; to amend §31111 of Title 17 GCA; to amend §31112 of Title 17 GCA; to repeal §31115 of Title 17 GCA; to repeal subsection (C) of §31116 of Title 17 GCA; to amend Article 1 of Chapter 32 of Title 17 GCA; to repeal §33104 of Title 17 GCA; to renumber Article 3, Chapter 32 of Title 17 GCA to Division 5 of Title 17 GCA, relative to the Guam Community College.
- Bill 177 -31 has been removed from the agenda at the request of the author Senator Yamashita.

2011 MAY -2 AM 10:25
Wuy

I MINA' TRENTAI UNU LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 176-31(ES)

Introduced by:

Judith T. Won Pat, Ed.D. 
T. R. Muna Barnes 

AN ACT TO AMEND ITEMS (2) AND (4) OF §30102 OF TITLE 17 GCA; TO AMEND ITEM (4) OF §30103 OF TITLE 17 GCA; TO AMEND §31102 OF TITLE 17 GCA; TO REPEAL §31102.1 OF TITLE 17 GCA; TO AMEND §31107 OF TITLE 17 GCA; ITEMS (2) AND (6) OF §31108 OF TITLE 17 GCA; TO AMEND ITEM (5) OF §31110 OF TITLE 17 GCA; TO AMEND §31111 OF TITLE 17 GCA; TO AMEND §31112 OF TITLE 17 GCA; TO REPEAL §31115 OF TITLE 17 GCA; TO REPEAL SUBSECTION (C) OF §31116 OF TITLE 17 GCA; TO AMEND ARTICLE 1 OF CHAPTER 32 OF TITLE 17 GCA; TO REPEAL §33104 OF TITLE 17 GCA; TO RENUMBER ARTICLE 3, CHAPTER 32 OF TITLE 17 GCA TO DIVISION 5 OF TITLE 17 GCA, RELATIVE TO THE GUAM COMMUNITY COLLEGE.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Item (2) of §30102 of Chapter 30 of Title 17 of the Guam Code
3 Annotated is *amended* to read:

4 "(2) *Guam Community College* means both secondary and post-
5 secondary ~~vocational-technical~~ career and technical education."

1 **Section 2.** Item (6) of §30102 of Chapter 30 of Title 17 of the Guam Code
2 Annotated is *amended* to read:

3 “(6) ~~Vocational~~ Career and Technical Education means organized
4 educational programs which are directly related to the preparation of
5 individuals for paid employment, or for additional preparation for a
6 career requiring other than a baccalaureate or advance degree.”

7 **Section 3.** Item (4) of §30103 of Chapter 30 of Title 17 of the Guam Code
8 Annotated is *amended* to read:

9 “(4) strengthen the formal secondary and post-secondary
10 education program in the ~~vocational-technical~~ career and technical
11 fields.”

12 **Section 4.** §31102 of Chapter 31 of Title 17 of the Guam Code Annotated
13 is hereby *amended* to read:

14 “**§31102. Advisory Committee.**

15 The Board shall establish ~~Craft~~ Advisory Committees for each of
16 the different career programs or levels of instruction and appoint
17 committee members from among people in the community who can best
18 advise the Board in their area of expertise or on matters pertaining to the
19 Board's responsibilities as established by law.”

20 **Section 5.** §31102.1 of Chapter 31 of Title 17 of the Guam Code
21 Annotated is hereby *repealed*.

22 **Section 6.** §31107 of Chapter 31 of Title 17 of the Guam Code Annotated
23 is hereby *amended* to read:

1 **“§ 31107. Purposes.**

2 The purposes of the College shall be:

3 (1) to establish ~~technical, vocational~~ career and technical
4 education and other related occupational training and education
5 courses of instruction aimed at developing educated and skilled
6 workers for Guam;

7 (2) to coordinate ~~vocational-technical~~ career and technical
8 education programs in all public schools;

9 (3) to establish and maintain short-term extension and
10 apprenticeship training programs in Guam;

11 (4) to expand and maintain secondary and post-secondary
12 educational programs in the ~~vocational-technical~~ career and
13 technical fields;

14 (5) to award appropriate certificates, degrees and diplomas
15 to qualified students; and

16 (6) to serve as the State Agency and the Board of Control for
17 Vocational Education for purposes of the United States Vocational
18 Education Act of 1946 and 1963 and subsequent amendments
19 thereto. The government of Guam hereby accepts together with
20 the benefits of funds appropriated there under the Vocational
21 Education Act of 1946 and any act or acts amendatory thereof or
22 supplementary thereto as enacted by the Congress of the United
23 States. ~~The Board shall serve as the Board of Control for~~

1 ~~Vocational Education in the same manner as the Board of~~
2 ~~Education previously served as such Board of Control."~~

3 **Section 7.** Item (2) of §31108 of Chapter 31 of Title 17 of the Guam Code
4 Annotated is *amended* to read:

5 “(2) to coordinate and recommend improvements in ~~vocational~~
6 career and technical educational programs in order to match ~~vocational~~
7 career and technical education programs with current and existing job
8 needs;”

9 **Section 8.** Item (6) of §31108 of Chapter 31 of Title 17 of the Guam Code
10 Annotated is *amended* to read:

11 “(6) to act as the State Agency and Board of Control for ~~Vocational~~
12 Career and Technical Education; and”

13 **Section 9.** Item (5) of §31110 of Chapter 31 of Title 17 of the Guam Code
14 Annotated is *amended* to read:

15 “(5) to cause to be submitted to the Governor and the Legislature
16 one hundred twenty (120) days from the end of each fiscal year a report
17 describing the condition and progress of ~~vocational-technical~~ career and
18 technical education during the year including a financial report showing
19 the result of operations for the preceding fiscal year and financial status
20 of the College on the last day thereof. The report shall be made in the
21 manner provided by the Board; and”

22 **Section 10.** §31111 of Chapter 31 of Title 17 of the Guam Code
23 Annotated is hereby *amended* to read:

1 **“§ 31111. Custody of Federal Funds; Expenditures.**

2 (a) The ~~Treasurer of Guam~~ Guam Community College is
3 designated custodian of all funds received by the government of Guam
4 from the Federal Government for programs administered by the Guam
5 Community College, except for funds awarded to the Guam
6 Community College received via sub-grants within Title V through the
7 Guam Department of Education. The ~~Treasurer~~ Board of Trustees is
8 authorized and directed to receive and provide for the proper custody
9 of the funds and to make disbursement thereof ~~upon the order of the~~
10 ~~Board~~ in the manner provided in the federal acts which govern the
11 expenditure of the funds.

12 ~~(b) The Board is authorized to accept private gifts, donations,~~
13 ~~endowments, grants and other money which may be offered to the~~
14 ~~Guam Community College; even though such gifts, donations,~~
15 ~~endowments or grants may be subject to reasonable conditions. Such~~
16 ~~funds as are received shall be deposited into the fund to be known as~~
17 ~~the “Guam Community College Fund.” Expenditures shall be made~~
18 ~~from the fund in accordance with such conditions as may be attached to~~
19 ~~the gift, donation, endowment or grants. Funds appropriated by the~~
20 ~~government of Guam to the College shall be deposited in the Guam~~
21 ~~Community College Fund. All tuition payments, fees and all other~~
22 ~~revenue generated by the College shall be deposited in the Guam~~
23 ~~Community College Fund.~~

1 (b) The Board of Trustees is authorized to establish a public not for
2 profit corporation that shall be separate and apart from the Government
3 of Guam and the Guam Community College for the purpose of being
4 able to accept private gifts, donations, endowments, grants and other
5 money which may be offered to the Guam Community College. Such
6 gifts, donations, endowments or grants, supra, shall be in accordance
7 with the laws of Guam and subject to reasonable conditions. Such funds
8 received shall be deposited into a fund controlled by the corporation,
9 supra, and shall be known as the "Guam Community College
10 Foundation".

11 Expenditures from the fund shall be made in accordance with
12 such conditions as may be attached to the gift, donation, endowment or
13 grants.

14 ~~(c) Expenditure from the Guam Community College Fund shall be~~
15 ~~made upon resolution of the Board."~~

16 **Section 11.** §31112 of Chapter 31 of Title 17 of the Guam Code
17 Annotated is hereby *amended* to read:

18 **"§ 31112. Non-appropriated Funds.**

19 Notwithstanding the provisions of "5162 and 5163 of the
20 Government Code (as enacted in Part V, Section 6 of P.L. No. 15-48), the
21 Guam Community College is authorized to use all revenues, to include
22 tuition payments and fees, derived from its own sources, upon

1 resolution of the Board of Trustees, for the benefit of the College and in
2 the furtherance of the purposes of this Chapter.”

3 **Section 12.** §31115 of Chapter 31 of Title 17 of the Guam Code
4 Annotated is hereby *repealed*.

5 **Section 13.** Subsection (c) of §31116 of Chapter 31 of Title 17 of the
6 Guam Code Annotated is hereby *repealed*.

7 **Section 14.** Article 1 of Chapter 32 of Title 17 of the Guam Code
8 Annotated is hereby *amended* to read:

9 **“ARTICLE 1**

10 **DIVISIONS SCOPE OF INSTRUCTION**

11 ~~§ 32101. Secondary Division.~~

12 **§ 32101. Organization Structure.**

13 **§ 32102. Post-Secondary and Continuing Education.**

14 **§ 32103. Apprenticeship Training Division.**

15 **§ 32104. Cooperative Programs Authorized.**

16
17 ~~§ 32101. Secondary Division.~~

18 ~~The Guam Vocational Technical High School shall be maintained~~
19 ~~within this division. The high school shall be comparable in scope,~~
20 ~~programs and courses of instruction to those offered in the other public~~
21 ~~high schools in the Territory. The high school shall offer courses of~~
22 ~~instruction at the high school level and shall award to qualifying~~
23 ~~students a high school diploma and such other certificates as shall be~~
24 ~~provided by the Board. Instruction shall be in those courses necessary to~~

1 ~~meet the general Requirements for high school graduation within the~~
2 ~~Territory as well as courses in the vocational and technical fields,~~
3 ~~provided that those courses offered to meet the general requirements~~
4 ~~shall be oriented toward the vocational and technical fields. The high~~
5 ~~school shall permit cross-enrollment of students among the several~~
6 ~~public and private high schools within the Territory.~~

7 ~~The chief of the secondary division shall be designated the~~
8 ~~principal of the Guam Vocational Technical High School.~~

9 **§ 32101. Organization Structure.**

10 The Board of Trustees is authorized to determine the College's
11 organizational structure and the composition of divisions of programs
12 as it deems appropriate to achieve its mission as outlined within
13 Division 4 of Title 17 of the Guam Code Annotated.

14 **§ 32102. Post-Secondary and Continuing Education.**

15 ~~The Post-Secondary and Continuing Education Division shall offer~~
16 ~~such vocational technical and career programs as the Board shall~~
17 ~~determine.~~ The Board of Trustees shall offer career and technical
18 education programs through post-secondary programs and continuing
19 education courses. The programs may be either credit or non-credit and
20 may be degree or non-degree programs.

21 **§ 32103. Apprenticeship Training Division.**

22 The ~~division~~ Board of Trustees shall consider problems of
23 developing local skills in the various crafts and trades and developing a

1 program of apprenticeship training and apprenticeship standards in
2 accordance with standards established by and acceptable for registration
3 with the Bureau of Apprenticeship and Training, United States
4 Department of Labor or its successor.

5 The Board shall, in cooperation with an appropriate advisory
6 committee composed of members of the construction industry, general
7 business community, labor community, the general public and the
8 Department of Education formulate an apprenticeship program in the
9 several ~~vocational-technical~~ career and technical fields in which critical
10 shortages of trained personnel exist.

11 **§ 32104. Cooperative Programs Authorized.**

12 The College is authorized to enter into contracts with public or
13 private organizations, firms, companies or individuals to provide
14 technical manpower training programs. Such contracts shall be utilized
15 to provide for specialized training in particular fields not otherwise
16 available within the College which are designed to train local persons in
17 needed skills and at the same time to train employees to carry on such
18 courses.

19 Any contract under this Section may require the training of
20 College employees to continue teaching such a course on a self-
21 sustaining basis after the initial contract period which shall not be in
22 excess of three (3) years.”

1 **Section 15.** §33104 of Chapter 33 of Title 17 of the Guam Code
2 Annotated is hereby *repealed*.

3 **Section 16.** The Compiler of Laws shall move Article 3 of Chapter 32 of
4 Title 17 of the Guam Code Annotated titled “Peace Officer Standards and
5 Training Commission” to Division 5 of Title 17 of the Guam Code Annotated
6 and renumber accordingly.