

**I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN**  
**2016 (SECOND) Regular Session**

Bill No. 392-33(COR)

Introduced by:

FRANK B. AGUON, JR. 

**AN ACT TO ADD § 4129 TO CHAPTER 4 OF ARTICLE 1, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO EMPLOYEE LEAVE FOR PARENTAL PARTICIPATION IN THE EARLY CHILDHOOD INTERVENTION PROGRAMS FOR NON-SCHOOL AGED CHILDREN; THIS ACT SHALL BE CITED AS THE “EARLY CHILDHOOD INTERVENTION LEAVE ACT OF 2016.”**

2016 OCT 24 AM 10:55

*(Handwritten initials)*

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

2       **Section 1. Short Title.** This Act *shall* be cited as the “Early Childhood  
3 Intervention Leave Act of 2016.”

4       **Section 2. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
5 that Executive Order 98-16 recognized a need for parents to have the flexibility to  
6 support and participate in their children’s school functions, programs, meetings  
7 and other activities deemed necessary by school administrators and officials.  
8 Administrative Leave was authorized for participation in the “Governor’s Parental  
9 Involvement Initiative” dependent upon the employer’s *or* the department’s *or*  
10 agencies’ mission. This parental participation in school activities is found to be  
11 beneficial for the development and growth both mentally and academically for  
12 children.

13       *I Liheslaturan Guåhan* further finds that the Administrative Leave granted by  
14 the “Governor’s Parental Involvement Initiative” did not extend to parents of non-

1 school age children with a developmental delay or disability that require early  
2 intervention instruction and services by the Guam Early Childhood Intervention  
3 System, a Division of Special Education from the Department of Education.

4 Therefore, it is the intent of *I Liheslaturan Guåhan* to add a new § 4129 to  
5 Chapter 4 of Article 1, Title 4, Guam Code Annotated, relative to employee leave  
6 for parental participation in early childhood intervention programs for non-school  
7 aged children enrolled in the Guam Early Childhood Intervention System, a Division  
8 of Special Education from the Department of Education, and *shall* be cited as the  
9 "Early Childhood Intervention Act of 2016.

10 **Section 3.** A new § 4129 is hereby *added* to Chapter 4 of Article 1, Title 4,  
11 Guam Code Annotate to read:

12 **“§ 4129 Early Childhood Intervention Leave Act of 2016.**

13 (a) Any employee of the government of Guam, who is a parent of a  
14 child with a developmental delay or disability, and who is not otherwise prohibited  
15 from such contact with his or her child by order of a court, *shall* be granted  
16 Administrative Leave for the purposes of meeting, supporting and participating in  
17 his or her child’s early childhood intervention learning activities at home, in the  
18 community *or* in a controlled setting under the guidance of the Guam Early  
19 Childhood Intervention System, a Division of Special Education from the  
20 Department of Education. The amount of Administrative Leave *shall* be as follows:

21 (1) Two (2) hours per pay period of Administrative Leave for  
22 the purposes of meeting, supporting and participating in his or her child’s early  
23 childhood intervention learning activities at home, in the community *or* in a  
24 controlled setting under the guidance of the Guam Early Childhood Intervention  
25 System, a Division of Special Education from the Department of Education;

26 (2) In the event that a representative from the Department of  
27 Education, Special Education Division, determines that more time is required based

1 on the needs of the child and their activities, additional Administrative Leave hours  
2 *may* be granted, but dependent upon approval of the employee's supervisor for the  
3 good of the department, agency, or instrumentalities of the government of Guam.

4 (b) A meeting with a representative of the Guam Early Childhood  
5 Intervention System, a Division of Special Education from the Department of  
6 Education, to support and participate in his or her child's early childhood  
7 intervention learning activities at home, in the community *or* in a controlled setting  
8 *shall* be considered as attendance at an official meeting/conference under Rule No.  
9 8.402 of the Personnel Rules and Regulations of the Department of Administration  
10 for the purposes of eligibility for Administrative Leave;

11 (c) The employee's supervisor *may* require from the employee up to  
12 a five (5) day notice *prior* to the date of the meeting *or* activity for which  
13 administrative leave is being requested. *If* a five (5) day notice is not available,  
14 documentation *may* be required from the Department of Education Special  
15 Education Division as to the urgency of the meeting *or* activity.

16 (d) For the purposes of meeting, supporting and participating in his or  
17 her child's early childhood intervention learning activities at home, in the  
18 community *or* in a controlled setting under the guidance of the Guam Early  
19 Childhood Intervention System, the employee *shall* provide certification of the dates  
20 and times of the activities to their respective supervisor upon returning to work or as  
21 required by the supervisor.

22 (e) This provision *shall* apply to an employee who is the parent *or* legal  
23 guardian of a non-school aged child with a developmental delay or disability, and  
24 who is enrolled in the Guam Early Childhood Intervention System, a Division of  
25 Special Education from the Department of Education, and who is not otherwise  
26 prohibited from such contact with his or her child by order of a court."

27 **Section 4. Notification of the Early Childhood Intervention Leave Act of**

1 **2016.** Upon enactment, the Department of Administration *shall* hereby provide  
2 notification of the “Early Childhood Intervention Leave Act of 2016” to all  
3 employees throughout all autonomous and non-autonomous, departments, agencies,  
4 and instrumentalities of the government of Guam.