



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

09 FEB 2006

The Honorable Mark Forbes
Speaker
Mina' Bente Ocho Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 160(EC), "AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL," which I signed into law on February 7, 2006, as Public Law 28-99.

Sinseru yan Magåhet,

Handwritten signature of Felix P. Camacho

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

cc: The Honorable Eddie Baza Calvo
Senator and Legislative Secretary

Office of the Speaker

MARK FOR

Date: 2-9-06

Time:

Rec'd by: Eng

Print Name:

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE
ACKNOWLEDGEMENT RECEIPT
Rec'd by: Nikke
Print Name & Initial
Time: 4:22 Date: 2-15-06

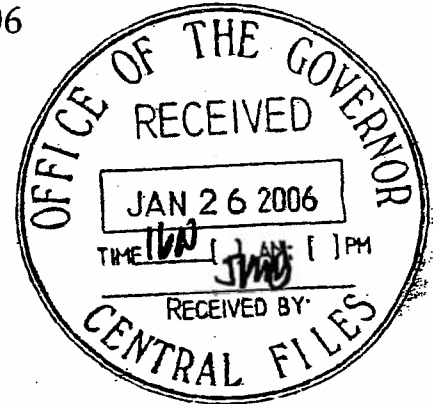
28-06-0699



MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

January 25, 2006

The Honorable Felix P. Camacho
I Maga'lahaen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 90(EC), 147(LS), 160(EC), 206(EC) & 246(EC), and Substitute Bill Nos. 135(EC) & 233(EC) which were passed by *I Mina'Bente Ocho Na Liheslaturan Guåhan* on January 25, 2006.

Sincerely,



EDWARD J.B. CALVO

Senator and Secretary of the Legislature

Enclosures (7)

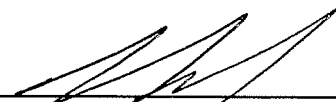
I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

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


This is to certify that **Bill No. 160 (EC)**, "AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL" was on the 25th day of January, 2006, duly and regularly passed.


Mark Forbes
Speaker

Attested:


Edward J.B. Calvo
Senator and Secretary of the Legislature

This Act was received by *I Maga'lahaen Guåhan* this 26th day of January,
2006, at 4:10 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 7 FEB 2006

Public Law No. PL28-99

6 11/25/04

**MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session**

Bill No. 160 (EC)

As amended on the Floor.

*

Introduced by:

L.F. Kasperbauer

Ray Tenorio

F.B. Aguon Jr.

~~J.M.S. Brown~~ → *remove*

Edward J.B. Calvo

B. J.F. Cruz

Mike Cruz

Mark Forbes

R. Klitzkie

L. A. Leon Guerrero

J. A. Lujan

A. B. Palacios

R. J. Respicio

A. R. Unpingco

J. T. Won Pat

**AN ACT TO *AMEND* § 6113 OF TITLE 17 OF THE GUAM
CODE ANNOTATED, RELATIVE TO PROTECTING THE
RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL.**

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

2 **Section 1.** Section 6113 of Article 1, Chapter 6, Division 1 of Title 17 of the
3 Guam Code Annotated is hereby *amended* to read as follows:

4 **“§6113. Guaranteed Entrance to Classrooms.**

5 No student who is regularly and legally enrolled in a school within the Guam
6 Public School System shall be refused to be placed in a classroom for which the student

MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 160 (EC)

As amended on the Floor.

Introduced by:

L.F. Kasperbauer
Ray Tenorio
F.B. Aguon Jr.
Edward J.B. Calvo
B. J.F. Cruz
Mike Cruz
Mark Forbes
R. Klitzkie
L. A. Leon Guerrero
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4 **“§6113. Guaranteed Entrance to Classrooms.**

5 No student who is regularly and legally enrolled in a school within the Guam
6 Public School System shall be refused to be placed in a classroom for which the student

1 is eligible, as determined by the school administrator following guidelines established
2 by the Board's policies.

3 No person wishing to attend school, who has reached that person's sixteenth
4 (16th) birthday and has not reached that person's twentieth (20th) birthday, may be
5 denied admission to a public school on the basis of age."

I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2006 (SECOND) Regular Session

Date: 1/25/06

VOTING SHEET

Bill No. 160 (EC)

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>
AGUON, Frank B., Jr.	✓				
BROWN, Joanne M.S.		✓			
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J.F.	✓				
CRUZ, Michael (Dr.)	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
KLITZKIE, Robert	✓				
LEON GUERRERO, Lourdes A.		✓			
LUJAN, Jesse A.	✓				
PALACIOS, Adolpho B.	✓				
RESPICIO, Rory J.	✓				
TENORIO, Ray	✓				
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.		✓			

TOTAL

12 3 0 0 0

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

PL 28-99



August 22, 2005

The Honorable Mark Forbes
Speaker
I Mina Bente Ocho Na Liheslaturan Guåhan
155 Hesler Place
Hagatna, Guam 96910

Re: Committee Recommendation, Bill 160 (EC)

Dear Speaker Forbes:

The Committee on Education & Community Development, to which was referred Bill No. 160 (EC): **AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL**, herein reports back with the recommendation To Do Pass.

Votes are as Follows:

9

TO Pass

0

NOT TO Pass

0

TO REPORT OUT ONLY

0

ABSTAIN

0

INACTIVE FILE

Sincerely,


Larry F. Kasperbauer, Ph.D.



August 8, 2005

MEMORANDUM

TO: All Members
Committee on Education and Community Development

FROM: Chairman

Subject: Voting Sheet, **Bill 160 (EC)**

Transmitted herewith are the voting sheets and the Committee Report of Bill No. 160 (EC): **AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL**, for your review and signature.

Your attention to this matter is greatly appreciated.

Larry F. Kasperbauer, Ph.D.

Attachments

COMMITTEE ON EDUCATION AND COMMUNITY DEVELOPMENT

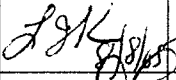


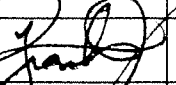

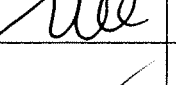

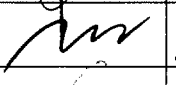
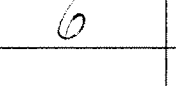
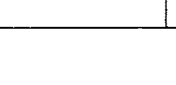
I Mina' Bente Ocho na Liheslaturan Guahan
 155 Hesler Street · Hagåtña, Guam 96910

Chairman: Senator Larry F. Kasperbauer, Ph.D.
Vice-Chairperson: Senator Ray Tenorio
Ex-Officio Member: Speaker Mark Forbes

VOTING SHEET ON:

Bill No. 160 (EC): AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL.

VOTING SHEET: Bill No. 160 (EC)

Bill 160 (EC)	SIGNATURE	TO Pass	NOT TO Pass	TO REPORT OUT OF COMMITTEE	ABSTAIN	INACTIVE FILE
Senator Larry F. Kasperbauer, Ph. D, Chair		X				
Senator Ray Tenorio, Vice Chair		✓				
Speaker Mark Forbes, Ex-Officio		✓				
Vice Speaker Joanne Brown, Member		✓				
Senator Frank B. Aguon, Jr., Member		✓				
Senator Edward J.B. Calvo, Member		✓				
Senator Mike Cruz, M.D., Member		✓				
Senator Robert Klitzkie, Member						
Senator Jesse Lujan, Member				out of		
Senator Rory J. Respicio, Member						
Senator Antonio R. Unpingco, Member	6	✓				
Senator Judith T. Won Pat, Member						

Committee on Education and Community Development
Public Hearing

Bill No. 160 (EC): **AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL.**

I. Overview: Public Hearing

The Committee on Education and Community Development convened for a confirmation hearing at 2:00 p.m., Thursday, July 7, 2005 on the appointment of Mr. Anthony P. Sanchez to serve as the Director of the Bureau of Statistics and Plans and to hear testimony on Bill No. 160 (EC): **AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL.** Notice of this hearing was disseminated throughout all local media for announcement on Friday, July 1, 2005. Notice of the hearing was printed in the Marianas News and Views Community Calendar, under Gov't Meetings on Monday, July 4, 2005 and ran concurrently through Thursday, July 7, 2005, as well, a paid government advertisement ran on Tuesday July 5, in the Variety.

Committee Members Present:

Senator Larry F. Kasperbauer, Chairman
Speaker Mark Forbes

Providing Testimony on Bill No. 160:

The Honorable Jose Rivera, Former Mayor, Municipality of Dededo **oral**
Dr. Ron McNinch, Professor, UOG Professor, private citizen **oral, written**

II. Summary of Testimonies

Mr. Jose Rivera, Former Mayor of Dededo, provided oral testimony in support of Bill No. 160 because it would allow more of our youth to attain their high school diploma. Mr. Rivera indicated that it has been his experience that high school age students are most susceptible to influences that prevent students from completing high school. He stated that those who come to the realization that a high school diploma is a basic necessity for employment should be afforded the opportunity to return to high school. Mr Rivera stated further that problems may arise as a result of older students being in school with younger ones but he expressed his confidence that strict adherence to school rules and regulations would mitigate such problems.

II. Summaries of Testimonies - cont:

Ron McNinch, Ph.D., presented oral and written testimony, as a parent, in opposition to Bill No. 160. Dr. McNinch acknowledged the good intentions of the Bill but opposed it for several reasons. Dr. McNinch stated that the issue of age limits for school attendance should be determined by the Guam Education Policy Board. He also expressed his belief that having students over the age of 18 would provide negative influences to younger students, many of whom are 14 years old. He cited teen pregnancy and alcohol abuse as examples. Dr. McNinch further stated that it would not be in the public interest to consider a person over 18 a child and that there are ample resources available to those over 18 to complete their high school education outside of public high schools. He added that such diplomas and certificates would not preclude college entrance. Lastly, Dr. McNinch stated that passage of Bill No. 160 would further aggravate the existing problem over overcrowded high schools.

III. Findings & Recommendation

The Committee on Education and Community Development finds that the reasoning behind Bill No. 160 is that Guam's youth should be afforded the opportunity to attend high school beyond current statutory age limits. Specifically, the Bill proposes to extend the age limit for high school attendance from eighteen years of age to nineteen. The Committee finds merit in the concept, in that high school drop-outs who enter or try to enter the job market find out after a year or two the value of a high school diploma and many who re-enter high school reach the age of eighteen before they can graduate. An extra year would allow some of these students to graduate.

The Committee is cognizant of the concerns expressed both at the hearing on the Bill and otherwise and is appreciative of the public input. The Committee notes, however, that the concerns over having eighteen year old students in our high schools apply not only to the provisions of the Bill but to existing law, as well. Eighteen year old students are guaranteed the right to a public education under current statute. Also, the Committee is aware of related issues which have direct bearing on the age of students attending school. One such issue is the statutory increase in the age at which students first enroll in school. In the past, some children were able to enter kindergarten when they were four years old. Currently, many students enter when they are six years old. The other related issue is the move away from "social promotion" in the public schools. Students who must repeat a grade or two may very well find themselves expelled from school for no reason other than their age.

The **Committee on Education and Community Development**, having heard public testimony on **Bill No. 160(EC)** and having deliberated on same, agrees that a person's right to an education must be protected and that the provisions of **Bill No. 160(EC)** would serve that purpose. Accordingly, the **Committee on Education and Community Development** finds that **Bill No. 160 (EC)** be reported out with the **Recommendation To Do Pass**.



Committee on Education & Community Development

Senator Larry F. Kasperbauer, Ph.D. – Chairman

Office: (671) 475-5437 Fax (671) 475-2000

Lk4kids@ite.net www.lk4kids.com

Appointment & Public Hearing

Committee on Education & Community Development

Senator Larry F. Kasperbauer, Ph.D. – Chairman

Agenda

Thursday, July 7, 2005: 2:00 p.m.

Bill No. 160 (EC)

Protecting the rights of Guam's children to attend school

Confirmation Hearing:

Appointment of Anthony P. Sanchez

to serve as Director, Bureau of Statistics & Plans

Frd
1-19-06

Frd
1-20-06

MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 160 (EC)

Introduced by:

L.F. Kasperbauer
Ray Tenorio
F.B. Aguon Jr.

1 **AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM**
2 **CODE ANNOTATED, RELATIVE TO PROTECTING THE**
3 **RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL.**

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

5 **Section 1.** Section 6113 of Article 1, Chapter 6, Division 1 of Title 17 of the
6 Guam Code Annotated is hereby *amended* to read as follows:

7 **“§6113. Guaranteed Entrance to Classrooms**

8 No student who is regularly and legally enrolled in a school within the public
9 school system shall be refused to be placed in a classroom for which the student is
10 eligible, as determined by the school administrator following guidelines established by
11 the Board's policies.

12 No ^{*person*} ~~child~~ wishing to attend school, who has reached that ^{*person's*} ~~child's~~ sixteenth (16th)
13 birthday and has not reached that ^{*person's*} ~~child's~~ ~~nineteenth (19th)~~ twentieth (20th) birthday,
14 may be denied admission to a public school on the basis of age.”

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN

FLOOR AMENDMENTS/CHANGES

Bill No. 160

RK

Senator Proposing Amendment

(Below for Senator to complete)

Please describe proposed amendment, including where change to occur:

p. 4, lines 12 ~~12~~ change "child" to read
"person"; change "childs" to read "person's"
line 13 change "childs" to read "person's"

(Below only for Clerk of Legislature's use and processing))

Date 1/20 2006

Floor Amendment No. 1 of a total of _____ changes on above Bill.

Votes For Amendment: _____ Votes Against Amendment: _____

AMENDMENT PASSED:

Amendment Failed: _____

Amendment Withdrawn: _____

APPROVED AS TO FORM PASSED

[Signature]

AUTHOR OF AMENDMENT

Concur *(initial)*

[Signature]
Clerk of Legislature

Speaker

Ass't. Amend. Clerk

Engrossment Staff

Committee on Education and Community Development

I Mina' Bente Ocho na Liheslaturan Guåhan

Senator Larry F. Kasperbauer, Ph.D., Chairman

Confirmation Hearing
On the Appointment of Anthony P. Sanchez: Director, Bureau of Statistics & Plans

Public Hearing on Bill 160 by Larry F. Kasperbauer, Ph.D.

Thursday, July 7, 2005, 2:00p.m. I Liheslaturan's Public Hearing Room

Testimony SIGN-IN SHEET

Name	Agency or Interest Group (if applicable)	Contact No.	Testimony		Comment	
Address			Oral	written	for	Against
Jose P. Rivera Mayor of Dededo	self		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	

Name	Agency or Interest Group (if applicable)	Contact No.	Testimony		Comment	
Address			Oral	written	for	Against
Dr. Mariach	SELF UOCC		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		

Name	Agency or Interest Group (if applicable)	Contact No.	Testimony		Comment	
Address			Oral	written	for	Against

Name	Agency or Interest Group (if applicable)	Contact No.	Testimony		Comment	
Address			Oral	written	for	Against

Ron McNinch, PhD, SPHR
PO Box 5224
Mangilao, Guam 96923

7 July 2005

Testimony in Opposition of Bill No. 160 (EC) – Protecting the rights of Guam's children to attend school

Dear Senator Kasparbauer,

Thank you for this opportunity to speak to the committee today. My name is Ron McNinch and I believe this bill has good intentions. That being said, I am testifying in opposition to this particular bill for the following reasons:

- 1) This is a matter that the GPSS should handle internally.
- 2) This would create a range of ages in high schools that spans 14 and 20 year olds. I do not believe this helps persons over 18 to join their place among adults and I am sure that it provides negative incentives to children under 18. Teenage pregnancy, youth alcohol abuse are examples.
- 3) I do not believe it is in the public interest to consider a person over 18 a child.
- 4) There are ample resources for persons over 18 to finish their high school educations or GED examinations. Given the open admissions policy at GCC and UOG, this would not affect a young person's ability to attend a higher education institution. And
- 5) Finally, this bill would further aggravate the high school overcrowding problem.

Senator Kasparbauer has suggested adjusting the school system from a 5-3-4 format to a 6-3-3 format, which would limit high schools to grades 10-12. I am in strong support of this concept. I am also in support of creating alternatives to the education process and system.

Sincerely, Ron McNinch



I Mina Bente Ocho na Liheslaturan Guahan
Senator Larry F. Kasperbauer, Ph.D.

155 Hesler St. Hagatna, Guam 96910

lk4kids@ite.net; www.lk4kids.com; (671) 475 - KIDS (5437); (671) 475 - 2000 (Fax):

July 1, 2005

To: Pacific Daily News
Government Meetings Section

Hafa Adai:

Please post in the next available date edition of the Pacific Daily News Until next Thursday under the Government Meetings Section of your publication: Thank you.

The Committee on Education and Community Development will hold a Public & Confirmation Hearing on Thursday, July 7, 2005 at I Liheslaturan's Public Hearing Room to receive testimony on the **Appointment of Mr. Anthony P. Sanchez to serve as Director, Bureau Statistics and Plans**. Also on the agenda is Bill No. 160 (EC) RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL by L.F. Kasperbauer. For complete text of the Bill log on to the website addresses www.lk4kids.com, under link "CECD Bill Referrals" or www.guamlegislature.com under link "legislative calendar". For more information and for persons with disabilities who require special accommodations, please call Senator Larry F. Kasperbauer at 475-5437.



I Mina Bente Ocho Na Liheslaturan Guåhan
Senator Larry F. Kasperbauer, Ph.D.

155 Hesler St. Hagatna, Guam 96910

lk4kids@ite.net; www.lk4kids.com; (671) 475 - KIDS (5437); (671) 475 - 2000 (Fax):

July 1, 2005

To: All Media
Public Service Announcement/Posting
Government Meetings Section

Hafa Adai:

Please announce or post the following announcement at your convenience beginning today, July 1, 2005 through next Thursday July 7, 2005 during the Public Service Announcement Segment or under the Government Meetings Section of your broadcast or publication: Thank you.

The Committee on Education and Community Development will hold a Public & Confirmation Hearing on Thursday, July 7, 2005 at I Liheslaturan's Public Hearing Room to receive testimony on the **Appointment of Mr. Anthony P. Sanchez to serve as Director, Bureau Statistics and Plans**. Also on the agenda is Bill No. 160 (EC): RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL by L.F. Kasperbauer. For complete text of the Bill log on to the website addresses www.lk4kids.com, under link "CECD Bill Referrals" or www.guamlegislature.com under link "legislative calendar". For more information and for persons with disabilities who require special accommodations, please call Senator Larry F. Kasperbauer at 475-5437.



I Mina Bente Ocho na Liheslaturan Guahan
Senator Larry F. Kasperbauer, Ph.D.

155 Hesler St. Hagatna, Guam 96910

lk4kids@ite.net; www.lk4kids.com; (671) 475 - KIDS (5437); (671) 475 - 2000 (Fax):

July 1, 2005

11:15
7/1/05

To: Marianas Variety News & Views Guam Edition
Community Announcement Section –Government Meeting

Hafa Adai Amier, Mehl:

Please post in the next available date edition of the MV and run until next Thursday under the Community Announcement Section - Government Meetings: Thank you.

The Committee on Education and Community Development will hold a Public & Confirmation Hearing on Thursday, July 7, 2005 at I Liheslaturan's Public Hearing Room to receive testimony on the **Appointment of Mr. Anthony P. Sanchez to serve as Director, Bureau Statistics and Plans**. Also on the agenda is Bill No. 160 (EC) RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL by L.F. Kasperbauer. For complete text of the Bill log on to the website addresses www.lk4kids.com, under link "CECD Bill Referrals" or www.guamlegislature.com under link "legislative calendar". For more information and for persons with disabilities who require special accommodations, please call Senator Larry F. Kasperbauer at 475-5437.



BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

FELIX PEREZ CAMACHO
GOVERNOR

KALEO SCOTT MOYLAN
LIEUTENANT GOVERNOR

CARLOS P. BORDALLO
DIRECTOR

JOSE S. CALVO
DEPUTY DIRECTOR

JUL 13 2005

Senator Larry F. Kasperbauer, Ph.D.
Chairman, Committee on Education and
Community Development
I Mina'Bente Ocho Na Liheslaturan Guâhan
Twenty-Eighth Guam Legislature
Sinajana Shopping Mall
Sinajana, Guam 96926

JUL 18 2005
5:30 PM


Dear Senator Kasperbauer:

Pursuant to 2 GCA §9105, transmitted herewith are the Fiscal Notes / Waivers on the following measures:

Bill No. 160 (EC)

Thank you for your attention in this matter. Si Yu'os Ma'ase.

Very truly yours,


CARLOS P. BORDALLO
Director

Bureau of Budget & Management Research
Fiscal Note of Bill No. 160(EC)

Bill Title (Preamble): An Act to amend §6113 of Title 17 of the Guam Code Annotated relative to protecting the rights of Guam's children to attend school.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Public School System (GPSS)	Dept./Agency Head: Juan Flores, Superintendent
Department's General Fund (GF) appropriation(s) to date:	\$159,485,432
Department's Other Fund (specify): <u>Healthy Futures Fund & Safe Homes, Safe Streets & Public School Resource</u> appropriation(s) to date:	\$1,069,022
Total Department/Agency Appropriation(s) to date:	\$160,554,454

Fund Source Information of Proposed Appropriation

	General Fund:	Other (specify):	Total:
FY 2005 Adopted Revenues	\$447,441,000	\$0	\$447,441,000
FY Appro. to P.L. 28-63	(\$448,014,817)	\$0	(\$448,014,817)
Sub-total:	(\$573,817)	\$0	(\$573,817)
Less appropriation in Bill	\$0	\$0	\$0
Total:	(\$573,817)	\$0	(\$573,817)

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of Current FY (if applicable)	Second Year	Third Year	Fourth Year	Fifth Year
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Other Fund:	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- 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? \$ _____
- Does the Bill establish a new program/agency? / / Yes /X / No
If yes, will the program duplicate existing programs/agencies? /X / N/A / / Yes / / No
Is there a federal mandate to establish the program/agency? /X / N/A / / Yes / / 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: Time Constraints

Analyst: Joe Certeza Date: 7/12/05 Director: Carlos P. Bordallo Date: 7/12/05
BBMR Carlos P. Bordallo, BBMR

Footnotes: The intent of the bill is to ensure the protection of the rights of Guam's children to attend school. This bill amends 17 GCA §6113 to raise the age of the child who wishes to attend school from nineteen (19) to twenty (20) without being denied admission to a public school. The fiscal impact of this bill can be significant in terms of the potential increase in enrollment throughout the island high schools. Based on the 2004 Guam Statistical Yearbook, the cost per pupil appropriated from the General Fund is \$4,370.00. Therefore, if the Guam Public School System (GPSS) anticipates the enrollment of 20 year-olds @ 25, 50, 75, or 100, then GPSS may realize additional General Fund requirements totaling \$109,250; \$218,500; \$327,750 or \$437,000 respectively.

Public and Confirmation Hearing Notice

I Mina' Bente Ocho na Liheslaturan Guahan

Committee on Education and Community Development

Senator Larry F. Kasperbauer Ph.D., Chairman

**Confirmation Hearing:
Mr. Anthony P. Sanchez**

Thursday, July 7, 2005.

I Liheslatura Public Hearing Room

Please be advised that the Committee on Education and Community Development will conduct a Confirmation Hearing on Thursday, July 7, 2005. The hearing will take place at *I Liheslatura Public Hearing Room* to receive testimony on the following Appointment of Mr. Anthony P. Sanchez to serve as Director, Bureau Statistics and Plans.

• Bill No. 160(TEC) RELATIVE TO PROTECTING THE RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL
by L.F. Kasperbauer.

For complete text of the Bill log on to the website addressed www.1k4kids.com under link "CEDC Bill Referrals" or www.guamlegislature.com under link "legislative calendar"


The Public is invited to attend, persons with disabilities who require special accommodations, auxiliary aid or services are asked to call Senator Kasperbauer at 475-5437 or email us at 1k4kids@ile.net. Information regarding this ad may be obtained.


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MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 160CE)

Introduced by:

L.F. Kasperbauer 

Ray Tenorio 

F.B. Aguon Jr. 

1 **AN ACT TO AMEND § 6113 OF TITLE 17 OF THE GUAM**
2 **CODE ANNOTATED, RELATIVE TO PROTECTING THE**
3 **RIGHTS OF GUAM'S CHILDREN TO ATTEND SCHOOL.**

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

5 **Section 1.** Section 6113 of Article 1, Chapter 6, Division 1 of Title 17 of the
6 Guam Code Annotated is hereby *amended* to read as follows:

7 **“§6113. Guaranteed Entrance to Classrooms**

8 No student who is regularly and legally enrolled in a school within the public
9 school system shall be refused to be placed in a classroom for which the student is
10 eligible, as determined by the school administrator following guidelines established by
11 the Board's policies.

12 No child wishing to attend school, who has reached that child's sixteenth (16th)
13 birthday and has not reached that child's ~~nineteenth (19th)~~ twentieth (20th) birthday,
14 may be denied admission to a public school on the basis of age.”