

I Mina'trentai Singko Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
57-35 (COR) As amended on the Floor	James C. Moylan	AN ACT TO AMEND §12106(g) OF CHAPTER 12, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE PROCESS OF APPROVING OR DENYING CHARTER SCHOOL PETITIONS.	3/7/19 10:03 a.m.	4/1/19	Committee on Education, Air Transportation, and Statistics, Research, and Planning	5/9/19 9:30 a.m.	7/8/19 10:52 a.m.	Request: 4/1/19 Waiver: 4/1/19	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
	7/8/19	AN ACT TO AMEND § 12106(g) OF CHAPTER 12, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE PROCESS OF APPROVING OR DENYING CHARTER SCHOOL PETITIONS.	7/11/19	7/11/19	7/23/19	35-28	7/19/19	Received: 7/19/19 Mess and Comm. Doc. No. 35GL-19-0769.	

UFISINAN I MAGA'HAGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HAGA • GOVERNOR



JOSHUA F. TENORIO
SIGUNDO MAGA'LÁHI • LIEUTENANT GOVERNOR

Hand-Delivered

July 19, 2019

356L-19-0769
Speaker Tina Rose Muña Barnes

HONORABLE TINA MUÑA BARNES
Speaker
I Mina'trentai Singko Na Liheslaturan Guåhan
35th Guam Legislature
Guam Congress Building
Hagåtña, Guam 96910

JUL 19 2019
Time 4:50 () AM () PM
Received By: Alan

- Re: **Bill No. 57-35 (COR)** – Relative to the Process of Approving or Denying Charter School Petitions.
- Bill No. 106-35 (COR)** – Relative To Separating The Guam Academy Charter Schools' Budgetary And Organizational Process From That Of The Guam Department Of Education, Authorizing The Public Auditor To Supervise Audits, Establishing Standards For The Guam Academy Charter School Council, Board Of Trustees, And Appeals Board, And Establishing Rules, Deadlines, And Use Of Funds Appropriated To Charter Schools
- Bill No. 107-35 (COR)** – Relative To Accreditation And The Renewal Period For Charter Schools; Accreditation Status; And Alleviating The Causes Of Probation For The Same.

Dear Madame Speaker:

I am thankful that the Legislature shares my passion in ensuring that our island's youth has access to the best education that fits her or his individual needs.

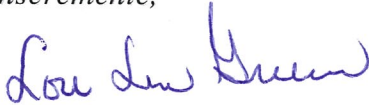
In 2009, the Guam Academy Charter School Act was enacted to provide opportunities for teachers, parents, guardians, students and community members to establish and maintain schools that operate independently from the Department of Education. Today, 10 years later, we are seeing the results of that movement and our charter schools have grown to give legitimate alternatives in education. These bills indicate not only the need to be continuously mindful of how legislation affects real life practice, but more importantly, the positive momentum towards fulfilling the original goals of the Guam Academy Charter School Act.

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2019 JUL 19 PM 5:01
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To continue that momentum, I am pleased to sign Bill Nos. 57-35 (COR), 106-35 (LS), and 107-35 (LS) into law as **Public Laws 35-28, 35-29, and 35-30**, respectively.

Senseremente,



LOURDES A. LEON GUERRERO

Maga'hågan Guåhan

Governor of Guam

Enclosure: Bill No. 57-35 nka P.L. 35-28
Bill No. 106-35 nka P.L. 35-29
Bill No. 107-35 nka P.L. 35-30

cc: *Sigundo Maga'lahi* (via email)
Compiler Of Laws (via email)

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

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

This is to certify that **Bill No. 57-35 (COR)**, "AN ACT TO AMEND § 12106(g) OF CHAPTER 12, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE PROCESS OF APPROVING OR DENYING CHARTER SCHOOL PETITIONS," was on the 11th day of July 2019, duly and regularly passed.



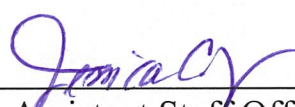
Tina Rose Muña Barnes
Speaker

Attested:



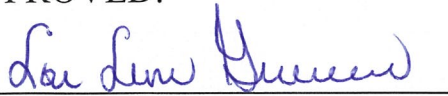
Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 11th day of July,
2019, at 6:09 o'clock p.M.



Assistant Staff Officer
Maga'håga's Office

APPROVED:



Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 7/19/2019

Public Law No. 35-28

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

Bill No. 57-35 (COR)

As amended on the Floor.

Introduced by:

James C. Moylan
William M. Castro
Régine Biscoe Lee
Kelly Marsh (Taitano), PhD
Louise B. Muña
Tina Rose Muña Barnes
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
Amanda L. Shelton
Telo T. Taitague
Jose “Pedo” Terlaje
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 12106(g) OF CHAPTER 12, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE PROCESS OF APPROVING OR DENYING CHARTER SCHOOL PETITIONS.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the “Guam Academy Charter School Act of 2009” created a challenging
4 mandate when it came to requiring a certain number of “converted” public schools.
5 The same chapter that established Academy Charter Schools also crafted relatively

1 unachievable requirements for any licensee seeking to initiate an Academy Charter
2 School on Guam.

3 Academy Charter Schools provide alternative options for families seeking
4 certain curriculum for their children, or desire a smaller student-to-educator ratio,
5 while retaining a public school education. The intent of this legislation is not to
6 create an infinite number of Academy Charter Schools; rather, it is to create an equal
7 approach for all applicants when it comes to starting such a school, without
8 increasing the mandated number of Academy Charter Schools on the island.

9 These schools also have the potential of providing public school educators the
10 opportunity of smaller class sizes, thus improving the student-to-educator ratio. We
11 are also seeing entities seeking more vocational trades to be added to Academy
12 Charter School curricula, hence providing students alternative options for career
13 choices.

14 This legislation would remove requirements on the number of “new” and
15 “converted” Academy Charter Schools on the island by merely allowing applicants
16 to apply for whichever option represents the school of choice they desire to open. If
17 the entity is able to accomplish the requirements outlined by a “converted school”
18 then it would be able to apply under that license if it so desires. Otherwise, the entity
19 can apply as a “new” school and invest in its infrastructure.

20 **Section 2.** § 12106(g) of Chapter 12, Title 17, Guam Code Annotated, is
21 hereby *amended* to read as follows:

22 “(g) The total number of Academy Charter Schools operating on
23 Guam under this Chapter at any one (1) time *shall not* exceed seven (7). At
24 least two (2) Academy Charter Schools *shall* be an elementary school; at least
25 one (1) Academy Charter School *shall* be a middle school; and, at least one
26 (1) Academy Charter School *shall* be a high school. An Academy Charter
27 School applicant *shall* submit a written request to the Superintendent or the

1 Guam Education Board to determine whether an available or suitable facility
2 exists within the Department before the applicant submits its application to
3 the Council. If a response is not provided within thirty (30) days of receipt of
4 the request, the applicant *may* submit its application without said
5 determination to the Council.”

6 **Section 3. Severability.** If any provision of this Act or its application to any
7 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*
8 *not* affect other provisions or applications of this Act that can be given effect without
9 the invalid provision or application, and to this end the provisions of this Act are
10 severable.

11 **Section 4. Effective Date.** This Act *shall* be effective upon enactment.