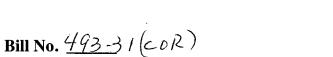
## IAN 30 PM & GOM I MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN

## 2012 (SECOND) Regular Session



Introduced by:

J.T. Won Pat, Ed.

AN ACT TO AMEND SECTIONS 2101.1 AND 2101.3 OF CHAPTER 2 OF TITLE 5 GCA, RELATIVE TO EXEMPTING THE DEPARTMENT OF EDUCATION FROM PROVISIONS OF THE GUAM STATE CLEARING HOUSE.

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

- Section 1. Section 2101.1 of Chapter 5 of Title 5, Guam Code Annotated is hereby 2
- amended to read: 3
- 4 § 2101.1. Duties and Responsibilities of the Guam State Clearinghouse.
- (f) With the exception of the Guam Community College, and the University of Guam, and 5
- the Guam Department of Education and notwithstanding any other provision of law to the 6
- contrary, no application for any Federal aid programs, grants, loans, contracts, 7
- contributions, advances, direct Federal development, or other Federal funding shall be 8
- submitted or deemed approved on behalf of the government of Guam or any agency, 9
- division, office, department or instrumentality thereof, or any public corporation, without 10
- the final approval of the Director of the Guam State Clearinghouse. 11
- Section 2. Sections 2101.3 of Chapter 5 of Title 5, Guam Code Annotated is hereby 12
- amended to read: 13

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- § 2101.3. UOG, and GCC and DOE Exemptions.
- The University of Guam, and the Guam Community College, and the Department of 15
- Education shall be exempted from the provisions prescribed in 5 GCA §§ 2101, 2101.1 and 16
- 2101.2. However, the Presidents of the University of Guam, and the Guam Community 17

1 College, and the Superintendent of the Department of Education shall separately perform 2 the following duties and responsibilities: administer the initiation, coordination and review process of all activities within the 3 4 institution involving Federal financial assistance; ensure that grant proposals for Federal assistance are in accordance with plans, 5 policies, programs, objectives and procedures of the government of Guam; 6 7 ensure that proposed projects for which Federal financial assistance is sought are fiscally and environmentally sound and are in compliance with all applicable Federal laws; 8 ensure that the institution complies with all applicable Federal laws relating to 9 Federal financial assistance and that there exists sound tracking, management, and financial 10 accountability for all Federal Programs awarded to the institution; 11 12 perform cost analysis on all Federal aid programs, grants, loans, contracts, contributions, advances, direct Federal development, or other Federal funding that the 13 institution is applying for, for the financial impact on the institution and the government of 14 Guam's General Fund or special funds used to fund the local matching requirement as 15 prescribed by Federal law; and the financial impact on the institution and the government 16 of Guam for the continuation of the Federal program should the Federal funding expire and 17 require the government of Guam to financially assume the program's operation one 18 hundred percent (100%); and 19 the Presidents of the University of Guam and the Guam Community College and the 20 Superintendent of the Department of Education may delegate any of the foregoing duties 21 and responsibilities to any officers or employees of their respective institution. 22