



FILE COPY

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***  
THIRTY-THIRD GUAM LEGISLATURE  
155 Hesler Place, Hagåtña, Guam 96910

December 30, 2016

The Honorable Edward J.B. Calvo  
*I Maga'låhen Guåhan*  
*Ufisinan I Maga'låhi*  
*Hagåtña, Guam*

Dear *Maga'låhi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 162-33 (COR), 200-33 (COR), 299-33 (COR), 312-33 (COR), 330-33 (COR), 332-33 (COR), 336-33 (LS), 337-33 (LS), 350-33 (COR), 356-33 (COR), 357-33 (COR), 358-33 (COR), 379-33 (COR), 380-33 (COR), 385-33 (COR), 389-33 (COR), 391-33 (COR), 392-33 (COR), 397-33 (COR), 398-33 (COR), 399-33 (COR), 402-33 (COR), 403-33 (LS), 404-33 (LS), 406-33 (COR), 407-33 (COR), 409-33 (COR) and 411 (COR), which were passed by *I Mina'Trentai Tres Na Liheslaturan Guåhan* on December 30, 2016.

Sincerely,

TINA ROSE MUÑA BARNES  
Legislative Secretary

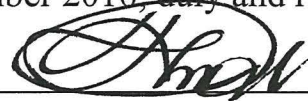
Enclosure (28)

PO3 PG CORP 12314  
12/30/16  
8:50 PM

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

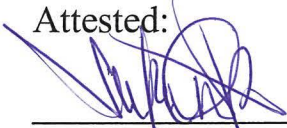
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LÅHEN GUÅHAN**

This is to certify that **Bill No. 392-33 (COR)**, "AN ACT TO ADD A NEW § 4129 TO ARTICLE 1 OF CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO EMPLOYEE LEAVE FOR PARENTAL PARTICIPATION IN THE EARLY CHILDHOOD INTERVENTION PROGRAMS FOR NON-SCHOOL AGED CHILDREN; AND TO CITE THIS ACT AS THE "EARLY CHILDHOOD INTERVENTION LEAVE ACT OF 2016," was on the 30<sup>th</sup> day of December 2016, 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'låhen Guåhan* this 30<sup>th</sup> day of Dec,  
2016, at 8:50 o'clock P.M.



Assistant Staff Officer  
*Maga'låhi's Office*

APPROVED:

EDWARD J.B. CALVO  
*I Maga'låhen Guåhan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

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

**Bill No. 392-33 (COR)**

Introduced by:

FRANK B. AGUON, JR.

T. C. Ada

V. Anthony Ada

Frank F. Blas, Jr.

B. J.F. Cruz

James V. Espaldon

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F.Q. San Nicolas

Mary Camacho Torres

N. B. Underwood, Ph.D.

Judith T. Won Pat, Ed.D.

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

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.”

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

9           *I Liheslaturan Guåhan* further finds that the administrative leave granted by  
10 the “Governor’s Parental Involvement Initiative” did not extend to parents of non-  
11 school aged children with a developmental delay or disability that require early  
12 intervention instruction and services by the Guam Early Childhood Intervention  
13 System, a Division of Special Education of the Department of Education.

14           Therefore, it is the intent of *I Liheslaturan Guåhan* to add a new § 4129 to  
15 Article 1 of Chapter 4, Title 4, Guam Code Annotated, relative to employee leave  
16 for parental participation in early childhood intervention programs for non-school  
17 aged children enrolled in the Guam Early Childhood Intervention System, a Division  
18 of Special Education of the Department of Education, which *shall* be cited as the  
19 “Early Childhood Intervention Leave Act of 2016.”

20           **Section 3.** A new § 4129 is hereby *added* to Article 1 of Chapter 4, Title 4,  
21 Guam Code Annotated, to read:

22           **“§ 4129. Early Childhood Intervention Leave Act of 2016.**

23           (a) Any employee of the government of Guam who is a parent of a  
24 child with a developmental delay or disability, and who is not otherwise  
25 prohibited from such contact with his or her child by order of a court, *shall* be  
26 granted administrative leave for the purposes of meeting, supporting, and  
27 participating in his or her child’s early childhood intervention learning

1 activities at home, in the community, or in a controlled setting under the  
2 guidance of the Guam Early Childhood Intervention System, a Division of  
3 Special Education of the Department of Education. The amount of  
4 administrative leave *shall* be as follows:

5 (1) two (2) hours per pay period of administrative leave for  
6 the purposes of meeting, supporting, and participating in his or her  
7 child's early childhood intervention learning activities at home, in the  
8 community, or in a controlled setting under the guidance of the Guam  
9 Early Childhood Intervention System, a Division of Special Education  
10 of the Department of Education;

11 (2) in the event that a representative from the Department of  
12 Education, Special Education Division, determines that more time is  
13 required based on the needs of the child and their activities, additional  
14 administrative leave hours may be granted, but is dependent upon the  
15 approval of the employee's supervisor for the good of the department,  
16 agency, or instrumentality of the government of Guam.

17 (b) A meeting with a representative of the Guam Early Childhood  
18 Intervention System, a Division of Special Education of the Department of  
19 Education, to support and participate in his or her child's early childhood  
20 intervention learning activities at home, in the community, or in a controlled  
21 setting *shall* be considered as attendance at an official meeting/conference  
22 under Rule No. 8.402 of the Personnel Rules and Regulations of the  
23 Department of Administration for the purposes of eligibility for administrative  
24 leave.

25 (c) The employee's supervisor may require up to a five (5) day  
26 notice from the employee prior to the date of the meeting or activity for which  
27 administrative leave is being requested. If a five (5) day notice is not available,

1 documentation may be required from the Department of Education Special  
2 Education Division as to the urgency of the meeting or activity.

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

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

15 **Section 4. Notification of the “Early Childhood Intervention Leave Act**  
16 **of 2016.”** Upon the enactment of this Act, the Department of Administration *shall*  
17 provide notification of the “Early Childhood Intervention Leave Act of 2016” to all  
18 employees of all autonomous and non-autonomous, departments, agencies, and  
19 instrumentalities of the government of Guam.