

I Mina'Trentai Dos Na Liheslaturan Guahan

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	STATUS
65-32 (COR)	M.F.Q. San Nicolas	AN ACT TO PROVIDE FOR EDUCATIONAL PROGRAMS FOR NEW MEMBERS OF BOARDS AND COMMISSIONS BY ADDING A NEW SECTION §43116 TO 5 GCA.	3/12/13 12:31 p.m.	3/13/2013	Committee on General Governmental Operations and Cultural Affairs			



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature

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March 13, 2013

Senator
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VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER


MEMORANDUM

Senator
Vicente (Ben) C. Pangelinan
Member

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

Speaker
Judith T.P. Won Pat, Ed.D.
Member

From: Senator Thomas C. Ada 
Acting Chairperson, Committee on Rules

Senator
Dennis G. Rodriguez, Jr.
Member

Subject: Referral of Bill No. 65-32(COR)

Vice-Speaker
Benjamin J.F. Cruz
Member

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 65-32(COR)**.

Legislative Secretary
Tina Rose Muña Barnes
Member

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Senator
Frank Blas Aguon, Jr.
Member

Should you have any questions, please feel free to contact our office at 472-7679.

Senator
Michael F.Q. San Nicolas
Member

Si Yu'os Ma'åse!

Senator
V. Anthony Ada
Member
MINORITY LEADER

Attachment

Senator
Aline Yamashita
Member

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 65-32 (COR)

Introduced by:

Michael F.Q. San Nicolas

2013 MAR 13 PM 12:31

**AN ACT TO PROVIDE FOR EDUCATIONAL PROGRAMS
FOR NEW MEMBERS OF BOARDS AND COMMISSIONS
BY *ADDING A NEW SECTION* §43116 TO 5 GCA.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Short Title. This act shall be cited as the “Responsible Board and Commission Education Act”.

Section 2. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Public Law 24-191 established a single educational program of the University of Guam to train members of boards and commissions. This educational program was repealed by Public Law 28-76.

I Liheslaturan Guåhan further finds that, although the existence of training for board members is beneficial to the operation of boards and commissions, each board and commission generally has its own specific statute and rules and regulations which it must follow. Such a program should be optimized to deal with matters most relevant for each board and commission.

Additionally, *I Liheslatura* finds that errors by the members of boards and commissions can result in procurement delays as well as litigation which have cost the government significant sums, historically.

Therefore, it is the intent of *I Liheslaturan Guåhan* to establish training and curriculum to educate members of boards and commissions on the various statutes,

1 rules and regulations which they must follow and of which they must be aware to
2 accomplish the purposes for which each board or commission is established, by
3 adding a new §43116 to 5 GCA.

4 **Section 3. Boards and Commissions Educational Programs.** A *new* §43116
5 is hereby *added* to 5 GCA, to read:

6 **“§43116. Boards and Commissions Educational Programs.**

7 (a) Development of Training and Curriculum. Each board or commission shall
8 have an educational program established to prepare its members for the duties of the
9 board or commission to which they are appointed. Such educational program shall
10 cover procurement law, as applicable, applicable statutes and rules and regulations
11 which govern the board or commission and their respective areas of purview. Each
12 educational program shall be established, within ninety (90) days of the enactment of
13 this Section, by the Director of the agency with which the board or commission is
14 associated, or, if there is no such agency, then the Governor or his designee. Each
15 educational program shall be updated, as needed, no less than annually, to reflect any
16 changes to procurement law, applicable statutes, and rules and regulations. The
17 Director of each agency shall report to the Governor within thirty (30) days when
18 member(s) of an associated board or commission complete the applicable educational
19 program. The Director or his designee shall conduct the training sessions at a time and
20 location to be determined by the Director, in compliance with the Americans with
21 Disabilities Acts and other relevant statutes.

22 (b) Education of Current Board or Commission Members. Each member of a
23 board or commission shall complete the applicable educational program within thirty
24 (30) days of the establishment of the program.

1 (c) Education of New Board or Commission Members. Each new member of a
2 board or commission shall complete the applicable educational program within thirty
3 (30) days of his appointment to the board or commission.

4 (d) Continuing Education for Board or Commission Members. Each year, the
5 members of each board and commission shall, as a form of continuing education,
6 complete the applicable educational program for the board or commission on which
7 they serve.

8 (e) Failure to Complete an Educational Program. Failure to complete an
9 educational program within one hundred eighty (180) days of a board or commission
10 member's appointment shall result in the member's removal and the appointment of a
11 new member to fill the vacancy, pursuant to 2 GCA §2101. Actions of a board or
12 commission shall not be invalidated by the failure of a member to complete the
13 applicable educational program.”