

I Mina'Trentai Kuáttro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
352-34 (COR)	Joe S. San Agustin	AN ACT TO <i>AMEND</i> § 3102.3 OF CHAPTER 3, ARTICLE 1, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE THREE (3) APPOINTEES OF <i>I MAGA'LÁHI GUÁHAN</i> FROM THE GUAM EDUCATION BOARD, INCREASING THE BOARD TERMS FROM TWO (2) YEARS TO FOUR (4) YEARS, AND MAKING NON-VOTING MEMBERS VOTING MEMBERS.	9/17/18 3:55 p.m. AS CORRECTED 9/28/18 9:07 a.m.						

**I MINA 'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session**

Bill No. 352-34 (COR)

As Corrected by Prime Sponsor

Introduced by:

Joe S. San Agustin *JS*

**AN ACT TO AMEND § 3102.3 OF CHAPTER 3,
ARTICLE 1, TITLE 17, GUAM CODE ANNOTATED,
RELATIVE TO REMOVING THE THREE (3)
APPOINTEES OF I MAGA'LÅHI GUÅHAN FROM THE
GUAM EDUCATION BOARD, INCREASING THE
BOARD TERMS FROM TWO (2) YEARS TO FOUR (4)
YEARS, AND MAKING NON-VOTING MEMBERS
VOTING MEMBERS.**

2018 SEP 28 AM 9:07 *JS*

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

2 **Section 1. Amendment to Remove Appointed Members of Guam**
3 **Education Board.** § 3102.3 of Chapter 3, Article 1, Title 17, Guam Code
4 Annotated, is *amended* to read:

5 **“§ 3102.3. Composition and Terms of Office for Board Members.**

6 The Board shall be composed and serve terms as follows:

7 ~~(a) Three (3) Appointed Voting Members. I Maga'låhi shall~~
8 ~~appoint, subject to the advice and consent of I Liheslaturan Guåhan one (1)~~
9 ~~voting member from among each of the following to serve for a term of~~
10 ~~three (3) years:~~

11 ~~(1) one (1) member who is employed in an upper level~~
12 ~~managerial position in a private business;~~

13 ~~(2) one (1) member who is a parent of a student enrolled~~
14 ~~within the Guam Department of Education; and~~

1 ~~(3) — one (1) member who is a retired teacher or administrator~~
2 ~~of the Guam Department of Education.~~

3 **(b)(a) Six (6) Four (4) Elected Voting Members. ~~Six (6) Four (4)~~**
4 voting members shall be elected at-large at each General Election. Each
5 elected voting member shall serve for a term of ~~two (2) four (4)~~ years,
6 commencing at 12:00 noon on the first Monday in January following their
7 election. A candidate for the Board must be at least twenty-five (25) years
8 old, and a resident of Guam for at least five (5) years immediately
9 proceeding the date on which the member takes office and continuing
10 throughout the term.

11 (1) Nomination of candidates for election to the Board shall
12 be made by petition on forms prescribed by the Guam Election
13 Commission (Commission) and initiated by the candidate. In order for
14 a candidate's name to be placed on the ballot for election to the Board,
15 such petition must be signed by not less than one hundred fifty (150)
16 persons registered to vote in Guam and must be filed with the
17 Commission no later than the first Monday after a Primary Election,
18 unless such date is a holiday, in which it shall be filed the day
19 following the holiday, or sixty (60) days prior to a Special Election.
20 No defect in any nominating petition presented to the Commission
21 shall prevent the filing of another petition which is presented within
22 the allowed filing period.

23 (2) The election provided for within this Subsection ~~(b)~~ (a)
24 shall be non-partisan, and no political party shall directly or indirectly
25 sponsor, nominate or endorse any of the candidates for such office.

26 (3) If in any event and or circumstance that there is a vacant
27 seat not occupied by an elected voting member under Subsection (a)

1 of this Section, *I Maga'låhi*, may appoint, subject to the advice and
2 consent of *I Liheslaturan Guåhan*, one (1) voting member to the
3 Guam Education Board, and under his authority may remove such
4 appointee.

5 (4) The terms of current appointed voting members shall end
6 on the expiration of their appointments.

7 (e)(b) ~~Non~~-Voting Members. The Board shall have the following ~~non~~-
8 voting members serving a term of one (1) year:

9 (1) One (1) student member of the Board shall be elected by
10 an Island-wide School Board of Governing Students. The student
11 member shall be a junior or a senior at a public high school and
12 maintain a grade point average of 2.5 or above; and the student
13 member shall receive service-learning credits for the service hours on
14 the Board; and

15 (2) One (1) member appointed by the exclusive bargaining
16 unit that has the most members which represents teachers and other
17 employees within the Department.

18 (3) One (1) member appointed by the Mayors Council of
19 Guam who shall serve for a term of one (1) year.

20 ~~(d) Non-Voting Member of the Mayors Council of Guam. One (1)~~
21 ~~member appointed by the Mayors Council of Guam, who shall serve for a~~
22 ~~term of two (2) years, or for the remaining term of the appointed Mayor,~~
23 ~~whichever is longer.”~~

24 **Section 2. Effective Date.** This Act *shall* be effective on January 01,
25 2019.