DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue
Barrigada, Guam 96913
Telephone: (671) 300-1547/1536•Fax: (671)472-5001
Email: jonfernandez@gdoe.net

JON J. P. FERNANDEZ
Superintendent of Education

Speaker Benjamin J.F. Cruz

SEP 25 2017
Time 10:27 AM ☐ PM File No. 34-936
Received By
GL# 34-17-1002

September 20, 2017

Honorable Benjamin J. F. Cruz
Speaker
Thirty-fourth Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96932

Dear Speaker Cruz,

Håfa Adai! I am submitting the Guam Education Board packet for the special meeting and regular Board meeting scheduled for September 22, 2017 (special mtg. at 4:30 pm) (regular board Mtg. at 5 pm) at Supt's Conf. Rm., Bldg. A., Tiyan.

Should you have any questions, please contact me at 300-1547.

Attachment

- GEB Meeting Packet

cc: File

2017 SEP 26 PM 12:57

1002

DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue
Barrigada, Guam 96913
Telephone: (671) 300-1547/1536•Fax: (671)472-5001
Email: jonfernandez@gdoe.net

JON J. P. FERNANDEZ
Superintendent of Education

September 22, 2017

The Honorable Eddie Baza Calvo
Governor of Guam
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

Honorable Benjamin J. F. Cruz
Speaker
Thirty-fourth Guam Legislature
Hagåtña, Guam 96932

Speaker Benjamin J.F. Cruz
SEP 25 2017
Time: 10:27 AM [ ] PM File No. 34-937
Received By

Re: Relative to Adopting the Spending Priorities for the Guam Department of Education for Fiscal Year 2018

Dear Governor Calvo and Speaker Cruz:

Håfa Adai! In compliance with Guam Education Board Policy 700, I am transmitting the attached Guam Education Board Resolution 2017-15 as approved by the board in the GEB September regular meeting conducted on September 21, 2017. The Guam Education Board (GEB) has adopted the GDOE Fiscal Year 2018 Budget Plan as outlined in Resolution 2017-15.

Should you have any questions, please contact me at 300-1547.

Senseramente,

JON J. P. FERNANDEZ
Superintendent of Education

Attachment

cc: GEB Members
Deputy Supt., FAS

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2017-15

Introduced by: Guam Education Board Members

RELATIVE TO ADOPTING THE SPENDING PRIORITIES FOR THE GUAM DEPARTMENT OF EDUCATION FOR FISCAL YEAR 2018

WHEREAS, the Guam Education Board used the Every Child is Entitled to an Adequate Education Act to form the basis of the FY 2018 budget; and

WHEREAS, on January 30, 2017 the Guam Education Board (GEB) approved and adopted the Guam Department of Education (GDOE) FY2018 budget (Resolution 2017-01) in the amount of $323,927,066 and transmitted the budget to *I Mina' Trentai Kuåttro Na Liheslaturan Guåhan;* and

WHEREAS, Bill 22-34 (COR), AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2018, MAKING OTHER APPROPRIATIONS AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS; was enacted into law as Public Law 34-42; and

WHEREAS, Public Law 34-42 appropriates the sum of Two Hundred Forty-Five Million Two Hundred Eighty-One Thousand Two Hundred Fifty Seven Dollars ($245,281,257) to the GDOE Operations Fund for Fiscal Year 2018; and

WHEREAS, Public Law 34-42, appropriates an additional sum of Nineteen Million Seven Hundred Forty-Six Thousand Eight Hundred Twelve Dollars ($19,746,812) for debt service and lease payments for John F. Kennedy, Okkodo Expansion, Tiyan high schools and GDOE Central Offices, inclusive of annual maintenance and insurance; and

WHEREAS, Public Law 34-42, Chapter II Section 2 authorizes $1,054,596 from within GDOE's Operations Fund appropriation may be allocated to fund the expansion of the Pre-Kindergarten Pilot Program with four new early childhood teachers, facilities, and equipment for Fiscal Year 2018; and

WHEREAS, Public Law 34-42, Chapter II Part I, Section 3 directs the Department of Administration to deduct $6,500 per enrollee for Fiscal Year 2018, not to exceed 740 students or $4,810,000 for the Guahan Academy Charter School and 500 students or $3,250,000 for the *iLearn* Academy Charter School, totally 1,240 students or $8,060,000 from within GDOE's Fiscal Year 2018 appropriations; and

WHEREAS, Public Law 34-42, Chapter II Section 5 allocates $605,518 from within GDOE's Fiscal Year 2018 appropriation pursuant to §5204(d)(3) of Chapter 5, 11 GCA relative to repair and construction of sports facilities; and

WHEREAS, Public Law 34-42, Chapter II Section 8 allocates $100,000 from within GDOE's Fiscal Year 2018 appropriation from the Territorial Educational Facilities Fund Balance to support the First Generation Trust Fund Initiative; and

WHEREAS, Public Law 34-42, Chapter II Section 19 allocates no less than $500,000 from within GDOE's Fiscal Year 2018 General Fund appropriation for maintenance and repairs of school facilities; and

WHEREAS, Public Law 34-42, Chapter II Section 17 exempts GDOE from the Bureau of Budget and Management Research allotment release control (§1303, Article 3, Chapter 1, 5 GCA), and requires GDOE to transmit a drawdown schedule, detailed by fund, to the Director of Administration and the Speaker of *I Liheslaturan Guåhan*; and

WHEREAS, Public Law 34-42 appropriates $86 million less than what was approved and requested by the GEB thus impeding GDOE's ability to move off high risk status, and to be in full compliance with the Adequate Education Act (14 points); and

WHEREAS, the GEB is concerned cash shortages in GDOE's Fiscal Year 2017 appropriations may potentially result in yet another cycle of carrying over outstanding vendor payments, impacting GDOE's Fiscal Year 2018 operations, and may compound vendor payables from prior year cash shortages, totally $12.4M in either GDOE's General Fund or TEFF appropriations for Fiscal Years 2014-2016; and

WHEREAS, while the GEB has determined GDOE's total projected and adjusted baseline cost in FY2018 continuing operations amounts to $254,634,288 about $17M more than the $237,221,257 appropriated (less Charter schools) to GDOE, Public Law 34-42 authorizes the Superintendent to transfer funds from GDOE appropriations within object classes, and also authorizes and encourages the Superintendent to implement a Cost Savings Plan;

WHEREAS, pursuant to 17 GCA §3112(17) the GEB continues to utilize the 14 points of the Every Child is Entitled to an Adequate Education Act as a basis for spending priorities; and has determine prioritization of operations and such spending be in the areas of curriculum, safety, and facilities;

NOW THEREFORE BE IT RESOLVED that pursuant to 17 GCA §3112(17) the GEB does hereby approve the spending priorities, in the amount of $237,221,257 (less Charter schools), as outlined below:

	MANDATE	AMOUNT
1	A certified teacher for every class in a ratio established by relevant collective bargaining agreements	116,349,577
2	Certified Professional Administrators	11,210,581
3	Certified Guidance Counselors	6,171,020
4	Certified School Health Counselors	3,629,970
5	Certified Allied Health Professionals	573,482
6	Air-conditioned or properly ventilated classrooms in which the sensible air temperature is no greater than 78° F	1,604,816
7	Potable water sufficient to provide each student a daily ration of drinking and washing water	2,980,685
8	A reliable supply of electricity	12,235,748
9	Proper sanitation to include flushable toilets, clean restrooms, clean dining areas, and classrooms	3,509,030
10	Adopted and required textbooks and workbooks issued to each public school student for the classes in which he/she is enrolled	1,500,000
11	Libraries, which meet the standards of the American Association of School Librarians, at each school, operated by certified librarians	3,812,077
12	A healthy, safe, sanitary learning environment	42,099,207
13	At least one hundred eighty (180) instructional days each school year with school years ending no later than thirty (30) days	30,986,572

	MANDATE	AMOUNT
	following the end of the calendared school year; and	
14	Regular; timely school bus transportation to and from the school	558,492
	TOTAL	**237,221,257**

BE IT FURTHER RESOLVED that the GEB fully supports Public Law 28-45, Section 13 which states:

> "*I Liheslaturan Guåhan* shall annually appropriate from the General Fund or any other funds determined to be appropriate by *I Liheslaturan Guåhan* to the Guam Department of Education all amounts necessary to provide an adequate public educational system as required by Section 29(b) of the Organic Act, as amended, and to that end provide an adequate Public Education for all Public School students as those terms are defined in 1 GCA §715."

BE IT FURTHER RESOLVED, to address the GEB's concerns over the level of GDOE's FY2018 appropriations and the resultant $17M projected operating deficit, the GEB hereby directs the Superintendent to develop proposals for potential savings, cost cutting measures, and spending reductions for GEB review and consideration; and

BE IT FURTHER RESOLVED, in light of financial challenges of prior year cash shortages and outstanding vendor payables, the GEB respectfully requests the Guam Legislature consider any subsequent adjustments or supplemental appropriations for existing or new Charter Schools be funded separate and apart from GDOE's annual appropriations; and

BE IT FURTHER RESOLVED, while the GEB fully supports the expansion of Pre-Kindergarten Pilot Program, the GEB directs the Superintendent to formulate a cost effective plan, subject to the availability of funds and GEB approval, that considers and includes population demands, available classrooms, school capacity, costs and timelines of retrofitting existing facilities, or new construction; and

BE IT FURTHER RESOLVED, that the Guam Education Board hereby directs the Superintendent to utilize the approved spending priority as outlined above in creating individual school and division budgets for FY2018; and to exert transfer authority to meet the needs of the department pursuant to Section 17 of the Public Law 34-42, Chapter II Part I; and

BE IT FURTHER RESOLVED, that the Superintendent is directed to prepare a supplemental budget request to ensure that the schools and divisions have the necessary resources to operate and to address prior year cash deficits; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the Honorable Speaker Benjamin J.F. Cruz, *I Mina' Trentai Kuåttro Na Liheslaturan Guåhan*, and Chairman of the 34th Guam Legislative Committee on Appropriations and Adjudication, the Honorable Joe S. San Agustin, Chairman of the 34th Guam Legislative Committee on Education, Finance and Taxation, the Honorable Governor Edward Baza Calvo, *I Magá låhen Guåhan* and all schools and divisions.

DULY AND REGULARLY ADOPTED THIS 21st DAY OF SEPTEMBER, 2017.

MARIA A. GUTIERREZ, Acting Chairwoman
Guam Education Board

JON J.P. FERNANDEZ
Executive Secretary

Doc. No. 34GL-17- 1002.