

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
201-38 (COR)	Vincent A. V. Borja Shelly V. Calvo Sabrina Salas Matanane V. Anthony Ada Tina Rose Muña Barnes Eulogio Shawn Gumataotao	AN ACT TO <i>AMEND</i> § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.	10/9/25 11:42 a.m.	10/16/25	Committee on Education, Libraries and Public Broadcasting.	Request:10/16/25 Waiver: 10/23/25	11/4/25 2:00 p.m.	1/7/26 As Amended.	



Office of Senator

Vincent A.V. Borja

I Mina'trentai Ocho Na Liheslaturan Guiihan

DNA BmDING
SUITE502
238 ARCHBISHOP FLORES ST.
HAGATNA, GUAM 96910
TEL671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PuBUC
BROADCASTING

December 31, 2025

The Honorable Frank F. Blas Jr.

Speaker, *I Mina'trentai Ocho na Liheslaturan Guahan*
163 W. Chalan Santo Papa
Hagatna, Guam 96910

Via Honorable Vice Speaker V. Anthony Ada

Chairman, Committee on Rules

RE: Committee Report on Bill No. 201-38 (COR) As Amended

Buenas yan Hafa Adai Speaker,

Transmitted herewith is the Committee Report on **Bill No. 201-38 (COR)- As Amended by the Committee On Education, Libraries, and Public Broadcasting** - Vincent A.V. Borja - Shelly V. Calvo - Sablina Salas Matanane - V. Anthony Ada - Tina Rose MuñaBarnes - Eulogio Shawn Gumataotao - "AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

Committee votes are as follows:

- 3 TO DO PASS
- _____ TO NOT PASS
- 5 TO REPORT OUT ONLY
- _____ TO ABSTAIN
- _____ TO PLACE IN INACTIVE FILE



COMMITTEE ON RULES

RECEIVED:

December 31, 2025 10:15 a.m.

Marie Crisostomo

Revisions Received:

January 6, 2026 4:00 p.m.

Best Regards,

Senator Vincent A.V. Borja

Chairman, Committee on Education, Libraries, and Public Broadcasting



Office of Senator

Vincent A.V. Borja

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TEL 671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PUBLIC
BROADCASTING

COMMITTEE REPORT

Bill No. 201-38 (COR)

*As Amended by the Committee on Education, Libraries, and
Public Broadcasting*

**Sponsors: Vincent A.V. Borja - Shelly V.
Calvo - Sabrina Salas Matanane - V.
Anthony Ada - Tina Rose Muña Barnes-
Eulogio Shawn Gumataotao**

**“AN ACT TO AMEND § 3102.3 OF ARTICLE
1, CHAPTER 3, DIVISION 2, TITLE 17,
GUAM CODE ANNOTATED, RELATIVE TO
EXTENDING TERMS OF OFFICE AND
IMPLEMENTING STAGGERED TERMS FOR
THE GUAM EDUCATION BOARD TO
ENHANCE STABILITY, CONTINUITY, AND
FOCUS ON STUDENT OUTCOMES”.**



Office of Senator

Vincent A.V. Borja

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HAGATNA, GUAM 96910
TEL671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PuBUC
BROADCASTING

December 31, 2025

MEMORANDUM

To: All Members
Committee on Education, Libraries, and Public Broadcasting

From: Senator Vincent A.V. Borja
Chairperson, Education, Libraries, and Public Broadcasting

Subject: Committee Report on Bill No. 201-38 (COR) *As Amended*

Transmitted herewith for your consideration is the Committee Report on **Bill No. 201-38 (COR)- *As Amended by the Committee On Education, Libraries, and Public Broadcasting*** - Vincent A.V. Borja - Shelly V. Calvo - Sablina Salas Matanane - V. Anthony Ada - Tina Rose Mufia Barnes - Eulogio Shawn Gumataotao - " AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

This report includes the following:

- Copy of COR Referml of Bill No. 201-38 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Copies of Submitted Written Testimony
- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 201-38 (COR), *As Introduced*
- Copy of Bill No. 201-38 (COR), *As Amended*
- Copy of Bill No. 201-38 (COR), *As Amended by the Committee (Markup)*
- Fiscal Note/Fiscal Note Waiver

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Respectfully,

Senator Vincent A.V. Borja

Chairperson

Committee on Education, Libraries, and Public Broadcasting




COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

October 16, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

Attorney Darleen Hiton
Legislative Legal Counsel

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Referral of Bill No. 201-38 (COR)**

Håfa Adai,

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 201-38 (COR)** – Vincent A. V. Borja, Shelly V. Calvo, Sabrina Salas Matanane, V. Anthony Ada, Tina Rose Muña Barnes, Eulogio Shawn Gumataotao. – “AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.”

Please ensure that the subject bill is referred to the Committee on Education, Libraries, and Public Broadcasting chaired by Senator Vincent A.V. Borja. I also request that the same be copied to the Prime Sponsor of the subject bill and to Management Information Services (MIS) for posting on our website.

A copy of the bill is available on our legislative website.

Should you have any questions or concerns, please feel free to contact Kamarin Nelson, Committee on Rules Director at 671-472-2461.





Office of Senator Borja <contact@senatorvinceborja.com>

FIRST NOTICE OF PUBLIC HEARING – November 4, 2025

2 messages

Office of Senator Borja <contact@senatorvinceborja.com>
To: phnotice@guamlegislature.gov

Tue, Oct 28, 2025 at 9:00 AM

October 28, 2025

MEMORANDUM

TO: ALL SENATORS, STAKEHOLDERS, MEDIA

FROM: SENATOR VINCENT A. V. BORJA,
CHAIRPERSON, COMMITTEE ON EDUCATION, LIBRARIES, AND PUBLIC BROADCASTING

RE: FIRST NOTICE OF PUBLIC HEARING – November 4, 2025

Håfa Adai! The Committee on Education, Libraries & Public Broadcasting will conduct an upcoming Public Hearing on **Tuesday, November 4, 2025**, beginning at **2:00 P.M.** at the Public Hearing Room in the Guam Congress Building.

The Committee will hear and accept testimony on the following:

- I. **Bill No. 201-38 (COR)** - AN ACT TO *AMEND* § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.
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How to Participate: Written testimony may be delivered to the Office of Senator Vincent A. V. Borja, DNA Building, Suite 502, 238 Archbishop Flores Street, Hagåtña, Guam 96910, or via email to contact@senatorvinceborja.com. The Committee requests that testimonies be submitted at least forty-eight (48) hours before the scheduled hearing.

Please confirm your attendance by contacting the office of Senator Vincent A. V. Borja via email at contact@senatorvinceborja.com or by voice call at (671) 969-8423

Special Accommodations: All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). For assistance

or special accommodations to fully participate in this public hearing, please contact the office of Senator Vincent A.V. Borja at (671) 969-8423 or via email at contact@senatorvinceborja.com

Watch Live/Record: The hearing will be broadcast live on local television (GTA, Channel 21, Docomo Channel 117) and streamed online via *I Liheslaturan Guåhan*'s live feed on YouTube. After the hearing, a hearing recording will also be available online via Guam Legislature Media on YouTube.

 **FIRST NOTICE OF PUBLIC HEARING – November 4, 2025 .pdf**
271K

Ed Pocaigue <sgtarms@guamlegislature.gov>
To: Office of Senator Borja <contact@senatorvinceborja.com>

Tue, Oct 28, 2025 at 9:04 AM

Hafa Adai,

Posted on calendar.


[Quoted text hidden]


--



Edward S. Pocaigue, Jr.
Sergeant-at-Arms

I Mina'trentai Ocho Na Liheslaturan Guåhan
Guam Congress Building, 1st Floor
163 Chalan Santo Papa
Hagåtña, Guam 96910

 1-671-969-3514

 sgtarms@guamlegislature.gov

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Office of Senator

Vincent A. V. Borja

I Mina'trentai Ocho Na Liheslaturan Guåhan

DNA BUILDING
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238 ARCHBISHOP FLORES ST.
HAGATÑA, GUAM 96910
TEL 671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PUBLIC
BROADCASTING

October 28, 2025

MEMORANDUM

TO: ALL SENATORS, STAKEHOLDERS, MEDIA

FROM: SENATOR VINCENT A. V. BORJA,
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FIRST NOTICE OF PUBLIC HEARING – November 4, 2025 2:00PM

FIRST NOTICE OF PUBLIC HEARING – November 4, 2025 2:00PM

PRESS RELEASE

Posted on: 10/28/2025 11:42 AM

Posted by: Sheryl Cruz, Chief of Staff

Department(s): GUAM LEGISLATURE (/notices?department_id=92)

Division(s): OFFICE OF SENATOR VINCE BORJA (/notices?division_id=297)

Notice Topic(s): PRESS RELEASE (/notices?topic_id=40), PUBLIC HEARING (/notices?topic_id=74)

Types of Notice: PRESS RELEASE (/notices?type_id=2)

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October 28, 2025

MEMORANDUM

TO: ALL SENATORS, STAKEHOLDERS, MEDIA

FROM: SENATOR VINCENT A. V. BORJA,
CHAIRPERSON, COMMITTEE ON EDUCATION, LIBRARIES, AND PUBLIC BROADCASTING

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([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20201-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20201-38%20(COR).pdf)) - AN ACT TO *AMEND* § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

II. **Bill No. 204-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20204-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20204-38%20(COR).pdf)) - AN ACT TO *AMEND* §§ 3102.1 AND 3125 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING GUAM EDUCATION BOARD CONFIRMATION OF DEPUTY SUPERINTENDENT APPOINTMENTS TO ENHANCE OVERSIGHT, ACCOUNTABILITY, AND FOCUS ON STUDENT OUTCOMES.

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Special Accommodations: All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). For assistance or special accommodations to fully participate in this public hearing, please contact the office of Senator Vincent A.V. Borja at (671) 969-8423 or via email at contact@senatorvinceborja.com (<mailto:contact@senatorvinceborja.com>)

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Seven Days from Now

This public notice published on Kandit on October 28, 2025

Senator Vincent Borja will convene a Public Hearing on Tuesday, November 4, 2025 to accept testimony on the following:

Bill No. 201-38 (COR)

Bill No. 204-38 (COR)

Information follows.

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We're Looking For

OPERATIONS MANAGER
\$40,000 PER YEAR

JANITORIAL SUPERVISOR
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BENEFITS:

- Vacation Leave w/ Pay
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Qualifications:

- Must possess a Michigan Driver's License w/ 1-3 Years
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- Ability to read and write
- Must be a representative of all company values and objectives

Hours of operation: 6:00 am - 6:00 pm
+3673 646 2000

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🔗 Share ❤️ FAVORITES 👤 By Troy Torres 📅 Posted on: Tuesday, 10/28/2025 2:19 PM 🏠 Education + Arts + Culture 📄 Legislature 🗂️ Other Events 💬 0 comments 👁️ 268

PUBLIC NOTICES

VINCE BORJA

Leave a Reply

INVOICE November 13, 2025
Office of Senator Vincent Borja

671.683.1118
johnnie@kanditnews.com

Project Title: Public Notices
Invoice No. SenVB-25-001)

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Description	Quantity	Unit Price	Cost
Public notices for 10/30/2025) - 1st notice: 10/23/2025 - 2nd notice: 10/28/2025	2.0	\$ 25	\$ 0
Public notices for 11/04/2025) - 1st notice: 10/28/2025 - 2nd notice: 11/02/2025	2.0	\$ 25	\$ 0
Public notices for 11/14/2025) - 1st notice: 11/07/2025 - 2nd notice: 11/12/2025	2.0	\$ 25	\$ 0
		Subtotal	\$ 0
		Total	\$ 0

Si Yu'us ma'ase for your business.


Joannie R. Rosario
Chief Operating Officer



Office of Senator Borja <contact@senatorvinceborja.com>

SECOND NOTICE OF PUBLIC HEARING – November 4, 2025

2 messages

Office of Senator Borja <contact@senatorvinceborja.com>
To: phnotice@guamlegislature.gov

Fri, Oct 31, 2025 at 9:00 AM

October 31, 2025

MEMORANDUM

TO: ALL SENATORS, STAKEHOLDERS, MEDIA

FROM: SENATOR VINCENT A. V. BORJA,
CHAIRPERSON, COMMITTEE ON EDUCATION, LIBRARIES, AND PUBLIC BROADCASTING

RE: SECOND NOTICE OF PUBLIC HEARING – November 4, 2025

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 **SECOND NOTICE OF PUBLIC HEARING – November 4, 2025 .pdf**
271K

Ed Pocaigue <sgtarms@guamlegislature.gov>
To: Office of Senator Borja <contact@senatorvinceborja.com>

Fri, Oct 31, 2025 at 9:03 AM

Hafa Adai,

Calendar updated.


[Quoted text hidden]

--



Edward S. Pocaigue, Jr.
Sergeant-at-Arms

I Mina'trentai Ocho Na Liheslaturan Guåhan
Guam Congress Building, 1st Floor
163 Chalan Santo Papa
Hagåtña, Guam 96910

 1-671-969-3514

 sgtarms@guamlegislature.gov

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Office of Senator

Vincent A. V. Borja

I Mina'trentai Ocho Na Liheslaturan Guåhan

DNA BUILDING
SUITE 502
238 ARCHBISHOP FLORES ST.
HAGATÑA, GUAM 96910
TEL 671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
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BROADCASTING

October 31, 2025

MEMORANDUM

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Watch Live/Record: The hearing will be broadcast live on local television (GTA, Channel 21, Docomo Channel 117) and streamed online via *I Liheslaturan Guåhan*'s live feed on YouTube. After the hearing, a hearing recording will also be available online via Guam Legislature Media on YouTube.

SECOND NOTICE OF PUBLIC HEARING – November 4, 2025

SECOND NOTICE OF PUBLIC HEARING – November 4, 2025

PUBLIC HEARING

 **Posted on:** 10/31/2025 09:00 AM

 **Posted by:** Caden Poblete

 **Public Hearing Date:** 11/04/2025 02:00 PM


 **Department(s):** GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):** OFFICE OF SENATOR VINCE BORJA (/notices?division_id=297)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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October 31, 2025

MEMORANDUM

TO: ALL SENATORS, STAKEHOLDERS, MEDIA

FROM: SENATOR VINCENT A. V. BORJA,
CHAIRPERSON, COMMITTEE ON EDUCATION, LIBRARIES, AND PUBLIC BROADCASTING

RE: SECOND NOTICE OF PUBLIC HEARING – November 4, 2025

Håfa Adai! The Committee on Education, Libraries & Public Broadcasting will conduct an upcoming Public Hearing on **Tuesday, November 4, 2025**, beginning at **2:00 P.M.** at the Public Hearing Room in the Guam Congress Building.

The Committee will hear and accept testimony on the following:

I. **Bill No. 201-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20201-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20201-38%20(COR).pdf)) - AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

II. **Bill No. 204-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20204-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20204-38%20(COR).pdf)) - AN ACT TO AMEND §§ 3102.1 AND 3125 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING GUAM EDUCATION BOARD CONFIRMATION OF DEPUTY SUPERINTENDENT APPOINTMENTS TO ENHANCE OVERSIGHT, ACCOUNTABILITY, AND FOCUS ON STUDENT OUTCOMES.

How to Participate: Written testimony may be delivered to the Office of Senator Vincent A. V. Borja, DNA Building, Suite 502, 238 Archbishop Flores Street, Hagåtña, Guam 96910, or via email to contact@senatorvinceborja.com. The Committee requests that testimonies be submitted at least forty-eight (48) hours before the scheduled hearing.

Please confirm your attendance by contacting the office of Senator Vincent A. V. Borja via email at contact@senatorvinceborja.com (<mailto:contact@senatorvinceborja.com>) or by voice call at (671) 969-8423

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Two Days from Now

This public notice published on Kandit on November 2, 2025

Senator Vincent Borja will convene a Public Hearing on Tuesday, November 4, 2025 to accept testimony on the following:

Bill No. 201-38 (COR)

Bill No. 204-38 (COR)

Information follows.

An advertisement for a construction company. It features a smiling man in a white t-shirt, blue overalls, and an orange hard hat, holding a tablet. The text includes: "Join Our Team Now! We're Looking For", "OPERATIONS MANAGER \$40,000 PER YEAR", "JANITORIAL SUPERVISOR \$35,000 PER YEAR", "BENEFITS: Vacation, Sick Leave, Health Insurance", "Qualifications: High School Graduate, 1-2 Years Experience, Must be able to lift 50 lbs.", and a phone number "1877-646-2000".

Join Our Team Now!
We're Looking For

OPERATIONS MANAGER
\$40,000 PER YEAR

JANITORIAL SUPERVISOR
\$35,000 PER YEAR

BENEFITS:

- Vacation, Sick Leave, Health Insurance

Qualifications:

- High School Graduate, 1-2 Years Experience, Must be able to lift 50 lbs.

1877-646-2000

Advertisement

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The Committee will hear and accept testimony on the following:










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 Share  FAVORITES  By Troy Torres  Posted on: Sunday, 11/02/2025 5:41 PM  Guam  Legislature  Other
 0 comments  216

PUBLIC NOTICES

VINCE BORJA

Leave a Reply

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Office of Senator Vincent Borja

671.683.1118
johnnie@kanditnews.com

Project Title: Public Notices
Invoice No. SenVB-25-001)

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Description	Quantity	Unit Price	Cost
Public notices for 10/30/2025) - 1st notice: 10/23/2025 - 2nd notice: 10/28/2025	2.0	\$ 25	\$ 0
Public notices for 11/04/2025) - 1st notice: 10/28/2025 - 2nd notice: 11/02/2025	2.0	\$ 25	\$ 0
Public notices for 11/14/2025) - 1st notice: 11/07/2025 - 2nd notice: 11/12/2025	2.0	\$ 25	\$ 0
		Subtotal	\$ 0
		Total	\$ 0

Si Yu'us ma'ase for your business.


Joannie R. Rosario
Chief Operating Officer



Office of Senator Borja <contact@senatorvinceborja.com>

Invitation to Provide Testimony on Bill No. 201-38 (COR) & Bill No. 204-38 (COR)

1 message

Office of Senator Borja <contact@senatorvinceborja.com>

Mon, Oct 27, 2025 at 12:00 PM

To: Angel Sablan [REDACTED]

October 27, 2025

Mr. Angel SablanChairperson, Guam Department of Education
501 Mariner Ave. Barrigada, Guam, 96913

VIA EMAIL: [REDACTED]

Subject: Invitation to Provide Testimony on Bill No. 201-38 (COR) & Bill No. 204-38 (COR)

Dear Mr. Sablan,

As part of my commitment to engaging stakeholders in the legislative process, I am writing to invite your agency to participate in a public hearing regarding Bill No. 201-38 (COR) & Bill No. 204-38 (COR) scheduled for November 4, 2025, at 2:00 PM

I. **Bill No. 201-38 (COR)** - AN ACT TO *AMEND* § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

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Your agency's insights and expertise are invaluable in shaping the discussion around this important topic.

The public hearing will take place at the Guam Congress Building and will provide an opportunity for agencies, organizations, and members of the community to voice their opinions and share relevant information concerning these proposed bills.

We would like to have a representative from your agency present to provide testimony and engage with other participants. Please confirm your participation by Friday, October 31st, at 2 PM. If you have any questions or require additional information, feel free to contact my office at 671-969-8423 or office.senatorborja@guamlegislature.gov

Sincerely,

Senator Vincent A.V. Borja
Chairperson
Committee on Education, Libraries, and Public Broadcasting

 **Invitation to Provide Testimony on Bill No. 201-38 (COR) & Bill No. 204-38 (COR) .pdf**
352K



Office of Senator

Vincent A. V. Borja

I Mina'trentai Ocho Na Liheslaturan Guåhan

DNA BUILDING
SUITE 502
238 ARCHBISHOP FLORES ST.
HAGATÑA, GUAM 96910
TEL 671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PUBLIC
BROADCASTING

October 27, 2025

Mr. Angel Sablan

Chairperson, Guam Department of Education
501 Mariner Ave. Barrigada, Guam, 96913

VIA EMAIL: [REDACTED]

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Sincerely,

A handwritten signature in black ink, reading "Vincent Anthony V. Borja". The signature is written in a cursive style with a long horizontal flourish at the end.

Senator Vincent A.V. Borja

Chairperson

Committee on Education, Libraries, and Public Broadcasting



Office of Senator Borja <contact@senatorvinceborja.com>

Invitation to Provide Testimony on Bill No. 201-38 (COR) & Bill No. 204-38 (COR)

2 messages

Office of Senator Borja <contact@senatorvinceborja.com>
To: "Dr. Kenneth E. Swanson (Superintendent)" <keswanson@gdoe.net>

Mon, Oct 27, 2025 at 12:00 PM

October 27, 2025

Dr. Kenneth Erik Swanson
Superintendent, Guam Department of Education
501 Mariner Ave. Barrigada, Guam, 96913
VIA EMAIL: keswanson@gdoe.net**Subject: Invitation to Provide Testimony on Bill No. 201-38 (COR) & Bill No. 204-38 (COR)**

Dear Dr. Swanson,

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or office.senatorborja@guamlegislature.gov

Sincerely,

Senator Vincent A.V. Borja
Chairperson
Committee on Education, Libraries, and Public Broadcasting

 **Invitation to Provide Testimony on Bill No. 201-38 (COR) & Bill No. 204-38 (COR) .pdf**
349K

Dr. Kenneth E. Swanson (Superintendent) <keswanson@gdoe.net>
To: Office of Senator Borja <contact@senatorvinceborja.com>

Mon, Nov 3, 2025 at 10:31 AM

I will be attending the meeting.

[Quoted text hidden]

--

K. Erik Swanson, PhD
Superintendent
Guam Department of Education
(671)300-1530
keswanson@gdoe.net

We are all one crew, there are no passengers on this journey.

Guam Department of Education 2025



Office of Senator

Vincent A. V. Borja

I Mina'trentai Ocho Na Liheslaturan Guåhan

DNA BUILDING
SUITE 502
238 ARCHBISHOP FLORES ST.
HAGATÑA, GUAM 96910
TEL 671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PUBLIC
BROADCASTING

October 27, 2025

Dr. Kenneth Erik Swanson

Superintendent, Guam Department of Education
501 Mariner Ave. Barrigada, Guam, 96913

VIA EMAIL: keswanson@gdoe.net

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Senator Vincent A.V. Borja

Chairperson

Committee on Education, Libraries, and Public Broadcasting



Office of Senator

Vincent A. V. Borja

I Mina'trentai Ocho Na Liheslaturan Guåhan

DNA BUILDING
SUITE 502
238 ARCHBISHOP FLORES ST.
HAGATÑA, GUAM 96910
TEL 671-969-8423

CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PUBLIC
BROADCASTING

PUBLIC HEARING AGENDA
Tuesday, November 4, 2025
Guam Congress Building, Public Hearing Room

AGENDA FOR 2:00:

- I. [Bill No. 201-38 \(COR\)](#) - AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.
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Chairperson on Education, Public Broadcasting & Libraries
Vincent Anthony V. Borja
I Mina'trentai Ocho Na Liheslaturan Guåhan

DNA BUILDING
 SUITE 502
 238 ARCHBISHOP FLORES ST.
 HAGÁTÑA, GUAM 96910
 TEL 671-969-8423

PUBLIC HEARING SIGN-IN SHEET
Tuesday, November 4, 2025 – 2:00 PM
Public Hearing Room, Guam Congress Building

Bill No. 201-38 (COR) AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

NAME:	AGENCY/ ORGANIZATION	POSITION	TESTIMONY	CONTACT INFORMATION
1. Kenneth Swanson	GDOE	SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
2. Dr. Ron McNinch	GDOE Board	SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
3.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
4.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
5.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
6.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
7.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
8.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	
9.		SUPPORT <input type="checkbox"/> OPPOSE <input type="checkbox"/>	WRITTEN <input type="checkbox"/> ORAL <input type="checkbox"/>	



Senator Vince Borja <vince.borja@guamlegislature.gov>

Input on GDOE Board Term Bill

1 message

RONALD L MCNINCH <mcninchr@triton.uog.edu>
To: Senator Vince Borja <vince.borja@guamlegislature.gov>

Mon, Nov 3, 2025 at 4:51 PM

Dear Senator Borja and Senators,

My name is Ron McNinch and I am an elected member of the GDOE Board. I have the following input and suggestions on the Bill regarding GDOE Board terms. I am speaking as an individual member and not on behalf of the GDOE Board.

I support extending the terms to four years and staggering the elections. But I would like to suggest this bill be amended to include some more items or concepts. Please make it a big beautiful bill on these questions.

I would like to suggest the following changes be made to the GDOE Board.

- 1) All nine members should be elected on a staggered two year basis. I also suggest making the board have six year terms, similar to UOG. This would allow three open seats per election cycle and it would greatly add to the stability of the board. Governors can always support or encourage candidates to run for this board so this should not be a major change. The first election in this format would be a modified term of 6-4-2 years ranked by top vote getters.
- 2) I suggest lowering the candidate age to 18 at the time of swearing in. This will allow high school seniors or even college students to run for the board. I do not support having high school students on the board unless they have been elected. The reason is simple and direct. These types of appointments simply do not have the same level of valence elected members have. A younger member should have equal rights and authority.
- 3) The election process for the board should be simplified. Instead of signatures, which is antiquated, simply require a filing fee of \$250 or \$500. Contribute this back to GDOE. This will screen out clutter or nonserious candidates. There is generally no need for a primary. Also, change the election paperwork requirements. Allow candidates to waive fundraising paperwork if they do not raise money over the filing fee. The crazy fundraising paperwork keeps most working parents from running for the board.
- 4) If the board had nine elected members, three education level boards of three members each could be made internally, one each for high schools, middle schools and elementary/k level schools. This group can then become specialists on matters at that particular level.
- 5) The board should be allowed to govern rather than simply advise. This would address a number of concerns.
- 6) Finally, the chair should not be limited to two years. This musical chairs approach is not helpful and we should be able to retain good chairs for more than two years. Otherwise there is a constant learning curve to deal with.

Thank you for considering this input.

Sincerely, Ron McNinch, GDOE Board Member



DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT



www.gdoe.net

501 Mariner Avenue

Barrigada, Guam 96913

Telephone: (671) 472-0462/300-1547 • Fax: (671) 472-5003

Email: keswanson@gdoe.net

K. ERIK SWANSON, Ph.D.
Superintendent of Education

November 4, 2025

To: Members of the Guam Legislature

From: Superintendent

Subject: Testimony Regarding Bill 201-38 (COR)

The following testimony is presented from my perspective as the incumbent Superintendent of the Guam Department of Education. This testimony is developed through my professional experience and formal education over a life time and is not the testimony of the Guam Education Board. The Guam Education Board may have a somewhat different perspective and wish to present it separately. I have provided this same input as the bill was being formulated, but wish to provide it on the record as well.

My experience here with the Guam Education Board combined with a long history of experience in other public P-12 school systems in several states tempers my suggestions on this bill. I concur with the need to develop a system of staggered elections and appointments. This allows for regular change, but helps to preserve institutional knowledge and dampen potential knee jerk reactions to temporary pressures that could have a negative long-term effect.

I propose adding a section (b)(3)(C) on page 4. Add "elected members are limited to two (2) consecutive terms. Should a member desire a third term, they must lay out one election cycle (minimum two years) before running for election to a third or subsequent term". This is a term limit and promotes engaging new voices in P-12 policy making and implementation for the greater good of all Guam's learners. I firmly believe these changes with limits will guarantee fresh voices in the work of educating our children.

Respectively submitted,

K. Erik Swanson, PhD
Superintendent



DEPARTMENT OF EDUCATION OFFICE OF THE SUPERINTENDENT

www.gdoe.net
501 Mariner Avenue
Barrigada, Guam 96913
Telephone: (671)300-1547/1536 • Fax: (671)472-5003



K. Erik Swanson, Ph.D.
Superintendent of Education

November 10, 2025

VIA E-MAIL

Office of Senator Vincent A.V. Borja
DNA Building
Suite 502
238 Archbishop Flores Street
Hagåtña, Guam 96910
Tel.: (671) 969-8423

contact@senatorvinceborja.com

**Re: GDOE Legal's Public Testimony OPPOSING Bill No. 201-38 (COR)
Relative to Changing Term Limits and Implementing Staggered Terms
for Board Members**

Hafa adai Committee on Education, Libraries & Public Broadcasting:

Guam Department of Education Legal Counsel opposes Bill No. 201-38 in its current form. Strong recent critical public sentiment of the Board's leadership, credibility, decision-making, and lack of accountability and transparency would appear to militate in support of more frequent opportunities for the public to replace its members, not less, which this Bill seeks to do. As such, Counsel is concerned about the justification for this Bill, and would suggest the numerous changes below.

While Bill No. 201-38's goals are admirable, we do not believe that they are addressed by what the bill proposes. The Bill purports to address what it identifies as the Board's key problems of turnover and lack of expertise. In our view, the Board's key problems are actually absenteeism, lack of accountability, inconsistency, lack of credibility, having little to no fresh perspectives, and entrenchment.

Instead of extending terms for the top three vote-getters, we suggest that the current terms be preserved, and that term limits be imposed so that a member will not serve another term after two consecutive terms on the Board.

In line with public comments, we agree that the pool of candidates should be opened to younger stakeholders, and that candidates should not be forced to submit petitions to qualify. We also agree that appointed members of the Board appear to have a poor record of participation and attendance. As such, all 9 members of the Board should be elected.

The further problem with the Board is not its composition, but the lack of accountability and transparency. At present, it is a self-policing Board. This system has resulted in no consequences for board members who have been the subject of ethics complaints. Board members are expected to police themselves, which leads one to wonder why any member

would strip away the protections of secrecy from an accused member when that member can be an ally should another complaint arise against the policing member? Despite there being violations reported against board members, there is no record of members being reprimanded for violating government or board policies. This suggests a failed system of self-policing, and a lack of redress for the public and GDOE employees.

To address the Board's absenteeism, we would suggest that the law provide that a member may only be excused from attending board meetings for illness or emergency, or other good cause. Such showing of good cause should be communicated by the member in writing to the Board at least five (5) days before the next meeting, and approved by majority vote at that meeting. We also suggest that a member be permitted to have no more than two (2) unexcused absences per year. Currently, we have members who fail to appear at meetings month after month, but are excused without comment each time. No one on the board has voiced any opposition to this practice, excusing the member each time.

Regarding the perceived drawback of inexperience to having new members elected every two years, Guam law *already* mandates that those new members be trained during the first year of that member's term on Guam's laws relevant to GDOE, Robert's Rules of Order, budgeting procedures and guidelines of GovGuam and GDOE, and the "difference(s) between policy making and micromanagement of the affairs of the Department". 17 GCA §§3102.1(q)(1)-(4). There does not appear to be any such program incorporating all of these topics, unless it is the Ethics Training that all Government employees receive every four (4) years that serves in place of it.

The Board should be required to submit a report on its compliance with this legally required training and make it public on the GDOE website. Extending service terms for certain members without implementing any other mechanisms which actually enhance accountability and improve performance, as the Bill currently does, only divests the public of its ability to keep the Board in check.

Regarding turnover, in 2024, only 6 people ran for the board. In 2022, 9 individuals ran for the board. In 2020, 10 people ran for the Board.

The current board is the 13th Guam Education Board. Its nine (9) members have been serving since 2007 (Maria Gutierrez, elected), 2019 (Carlyn R.C.G. Borja, previously appointed), 2020 (Felicita Angel, appointed), 2021 (Dr. Mary Okada, elected; Peter Alexxis D. Ada, elected), 2023 (Chairman Sablan, elected; Dr. Ron McNinch, elected), 2024 (Christine Baleto, appointed), and 2025 (Dr. Judi Guthertz, elected). It should also be noted that Mr. Ada and Dr. McNinch had served prior terms on the Education Board before their elections.

At a Town Hall Meeting held at Tiyan High School by Senator Vincent Borja on October 28, 2025, students and faculty voiced strong criticism of the Board regarding the Board's planned closure of Tiyan High School. Student Tia Jackson had the following to say:

"After watching the video shared by Mr. Lucino, it's clear that Ms. [Maria] Gutierrez held a private meeting discussing Tiyan High School without a single Tiyan representative member. That's not just unprofessional, it's improper. [...] How can we trust our board when the public statements and the private actions

don't align? How can we trust leaders when some of the members use our closure as a threat rather than a solution? How can we trust the board when it consists of cowards that can't even bother to show up to these meetings? We've had to keep asking for reassurance, and every time we're told that Tiyan is safe, we keep having to find out that someone's plotting our downfall. That's not transparency. That's dishonesty. Now, we're told Ms. Gutierrez resigned because she felt pressure. But if a member can act improperly and resign when confronted and not face accountability whatsoever, then what does that say about the board's credibility?".

https://www.youtube.com/watch?v=5_sj9xxfFKQ

It is interesting to note that the students and teachers prepared for the Town Hall Meeting and the debate by obtaining the video referenced by Miss Jackson via a Freedom of Information Act.

Due to the demonstrated possibility of ultra vires acts by the Board as a whole (e.g. approving SOPs where Board approval is required for hiring and travel) and ultra vires acts by Board members individually (*See* quotation above), and along the lines of becoming a true self-policing body, we also suggest the addition of a mechanism for voiding any such ultra vires acts and the imposition of a basic set of Board Member Ethical Rules, separate and apart from the general ethical concepts lightly touched upon by GovGuam employees once every four (4) years.

The public requires more ways to hold board members accountable, not less. While the Board members are on top of every adjustment that is made in real time to positions on issues such as redistricting, school closures, double sessions, and cancellation of programs, GDOE students, parents, and faculty are not. Adjusting the election period for the top three vote-getters and staggering elections as proposed in the Bill would further entrench an already elusive, opaque, and unaccountable Board. Imposing term limits, addressing absenteeism, properly educating the Board, doing away with political appointments, and making it easier for people who care about our schools and children to run for a seat on the Board would better serve the goals of this Bill, and we hope you will incorporate these measures into law.

Senseramente,


Gloria L. Rudolph
Legal Counsel
Guam Department of Education



Office of Senator Borja <contact@senatorvinceborja.com>

Re: public Testimony for BILLS 201-38 and 204-38

Jonathan Frank BLAS Diaz [REDACTED]

Wed, Oct 29, 2025 at 5:20 AM

To: contact@senatorvinceborja.com, Jonathan Frank BLAS Diaz <[REDACTED]>, [REDACTED]

Honorable Senators of the 38th Guam Legislatures and the Committee on EDUCATION, LIBRARIES AND PUBLIC BROADCASTING [ET.AL.](#),

Greetings of the October 2025 into November 2025 TRADE WINDS to one and all!

I am writing to support and not to support the Bills before the 38th Guam Legislatures and here, I would like to emphasize the plurality of the TWO GOVERNING BODIES OF THE GUAM LEGISLATURES SINCE WE ARE IN A LAME DUCK EXECUTIVE BRANCH YEAR! If you do not know, the effects of the two government branches are being felt as I have felt it on June 13, 2025 for an arrest that was to me both illegal and very alarming. If the Guam Legislatures don't know, a supposed BLACK ATTIRE POLICE OFFICER CAME WHEN AMBULATORY SERVICES was requested. I DID NOT KNOW WHO THIS PERSON IS AS THE OFFICIAL GUAM POLICE DEPARTMENT UNIFORM HAS ALWAYS BEEN BABY BLUE SHIRT TOPS. I HAD TO CASTLE DOCTRINE MY HOME and care for my mom who really needed an ambulance and not a Guam Police Department officer who I did not know. I also tried to call the 911 services but could not do so because I couldn't hear nor see who I was talking too via telephone and or E-911 service.

I want to express my grace concern for the people of Guam and the lack of disciplinary actions taken by the Guam Legislatures to ensure the Guam Police Department, the Department of Corrections and First Responders are defunded for such actions. Let me be clear that I question the timing of these bills submitted to the 38th Guam Legislatures for consideration knowing minority leadership hasn't been voted on since taking the oath of office and knowing that austerity measures are now in place, there is no need for the entire body of the Guam Legislatures to be fully present nor each of the Senatorial offices funded thus far.

I question the timing of these bills and almost a gag order in place upon members of the GUAM DEPARTMENT OF EDUCATION'S HUMAN RESOURCES' SELECTIONS FOR CANDIDATES FOR THE NEXT SUPERINTENDENT OF EDUCATION. If they were to be in favor or not in support of these bills, it would set up a double whammy scenario wherein THE CONFLICT OF INTERESTS which such bills remain a necessity especially if these Bills are meant as an act of revenge or catering to what the current Guam Education Board wants to hear and does not want to hear.

Again, I am not in support of these bills until after 6 months before the next Guam Election Cycle Begins or prior to that six month cut off. What is more important at this time is to lift the current laws in the Code Annotated that disallow teacher within the Guam Department of Education to protest and or follow their Union and chief Bargaining agreements which are also up for renewal.

Again, I do not support the timing of these bills and request that they die in your committee because the testimony generated may or may not cause unnecessary legal maneuvers at this time.

Please also consider giving parents and or guardians the full rights of the voucher system so they are empowered as the primary teachers of their children's values attached to their educational pursuit and or matriculation towards colleges and universities.

I also hope that you can empanel a NON PARTISAN GUAM ELECTION COMMISSIONER TO BE ADDED TO THE CURRENT COMPOSITION OF THE GUAM ELECTION COMMISSION to allow for the COURTS TO REALLY UTILIZE THEIR THREE PANEL JUSTICES AS OPPOSED AS TO THE PRESENT UNFAIRNESS BEING PRACTICED.

THANK YOU FOR YOUR TIME AND BEST WISHES FOR A PROSPEROUS RE-ELECTION ELECTORATE EDUCATION SCHOOL YEAR 2025-2026!

I apologize in advance for using my thumbs to write this public testimony. If you need clarification, please let me know. I'd like to hire a digital editor however, you know how the entire Government of Guam treats the Chamorro from Guam and the CNMI especially CHAMORRO RIGHTS FIRST THAN GUAMANIAN RIGHTS - YOU ALL NEVER FUND US ESPECIALLY CHAMORRO LANGUAGE AND CULTURE TEACHERS BEING THE TOP PAID ST GDOE, UOG, AND GCC AND THE CNMI!

RESPECTFULLY SUBMITTED,
JONATHAN F.K.B DIAZ, (PhD)

P.S.

11/3/25, 5:00 PM

senatorvinceborja.com Mail - Re: public Testimony for BILLS 201-38 and 204-38

PLEASE FOLLOW UP ON THE APPEALS PROCESS AND OR PROTEST PROCESS FOR THE SUPERINTENDENT OF EDUCATION JOB THAT I HAVE APPLIED TOO!

P.S.S.

PLEASE ALSO WRITE IN JONATHAN DIAZ FOR NON PARTISAN NON VOTING DELEGATE FROM THE MARIANA ISLANDS TO THE 120TH U.S.A. CONGRESS! THANK YOU



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

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senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

November 6, 2025

Transmitted via Email:

Senator Vincent Borja, Chairperson
Committee on Education, Libraries, and Public Broadcasting

Subject: Request to make an amendment to Bill 201-38 (COR) at Mark-Up Meeting

Håfa Adai Chairperson Borja,

I wish to extend my sincere appreciation for your leadership in introducing Bill No. 201-38, *Relative to Extending Terms of Office and Implementing Staggered Terms for the Guam Education Board to Enhance Stability, Continuity, and Focus on Student Outcomes*, and for convening a public hearing on November 4, 2025.

During the hearing, I recommended an amendment to remove the requirement that nonpartisan candidates for the Guam Education Board obtain at least one hundred fifty (150) signatures from registered voters in order to qualify for nomination. Specifically, I proposed striking § 3102.3(b)(1) on page 3, lines 6 through 17. I respectfully request your kind consideration of this amendment during the committee's mark-up meeting.

This amendment would make Bill 201-38 (COR) consistent with all other rules and regulations the Guam Election Commission has set for elected positions such as the CCU, OPA, and the OAG which do not require nominating petitions and are nonpartisan positions.

I am hopeful that, following committee action, this measure may be transmitted to the Committee on Rules in time for consideration during the upcoming November session, so that we may debate and act upon it well before the election starting in January 2026.

Thank you for your continued commitment to improving educational stability and governance. I look forward to working collaboratively with you and our colleagues to advance this important initiative for the benefit of our students and community.

Si Yu'os Ma'åse

Senator Telo T. Taitague



Office of Senator

Vincent A. V. Borja

I Mina'trentai Ocho Na Liheslaturan Guåhan

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CHAIRPERSON
COMMITTEE ON
EDUCATION, LIBRARIES
AND PUBLIC
BROADCASTING

COMMITTEE VOTE SHEET

Bill No. 201-38 (COR) As Amended – “AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES”.

Committee Members	INITIAL	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Vincent A.V. Borja <i>Chairperson</i>	<i>VVB</i>	✓				
Senator Tina Muña Barnes <i>Vice Chairperson</i>	E-VOTE 12/31/25	✓				
Speaker Frank F. Blas, Jr. <i>Member</i>	E-VOTE 12/30/25			✓		
Vice Speaker V. Anthony Ada <i>Member</i>	E-VOTE 12/31/25			✓		
Legislative Secretary Sabrina Salas Matanane <i>Member</i>						
Senator Shelly Calvo <i>Member</i>	E-VOTE 12/30/25	✓				
Senator Christopher Duenas <i>Member</i>	E-VOTE 12/30/25			✓		
Senator Eulogio Shawn Gumataotao <i>Member</i>	E-VOTE 12/31/25			✓		
Senator Joe S. San Agustin <i>Member</i>	E-VOTE 12/30/25			✓		



Office of Senator Borja <contact@senatorvinceborja.com>

Request for E-Vote: Bill 201-38 (COR)

8 messages

Office of Senator Borja <contact@senatorvinceborja.com> Tue, Dec 30, 2025 at 3:23 PM
To: "Frank Blas Jr." <speakerblas@guamlegislature.gov>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

Buenas yan Háfa Adai, Honorable Committee Members,

In light of the upcoming legislative session, please see the attached committee report of **Bill No. 201-38 (COR)- As Amended by the Committee On Education, Libraries, and Public Broadcasting** - Vincent A.V Borja - Shelly V. Calvo - Sabrina Salas Matanane - V. Anthony Ada - Tina Rose Muña Barnes - Eulogio Shawn Gumataotao - "AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2 , TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

Please indicate your preferred action, based on the following options:

- **TO DO PASS**
- **TO NOT PASS**
- **TO REPORT OUT ONLY**
- **TO ABSTAIN**
- **TO PLACE IN INACTIVE FILE**

Please submit your response **ASAP**. Your responses will be logged into the vote sheet which will be submitted as part of the final Committee Report to the Committee on Rules.

Si Yu'os Ma'åse',



Caden Nathaniel Ong Poblete
Policy Intern
Office of Senator Vincent A.V. Borja
671-969-8423
caden.poblete@guamlegislature.gov
DNA Building Suite 502, Hagatna

CR Bill 201-38 (COR) .pdf
6959K

Joe S. San Agustin <senatorjoessanagustin@gmail.com>

Tue, Dec 30, 2025 at 3:37 PM

To: Office of Senator Borja <contact@senatorvinceborja.com>

Cc: "Frank Blas Jr." <speakerblas@guamlegislature.gov>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

To Report Out Only

The Office of Senator Joe S. San Agustin

I Mina'trentai Ocho na Liheslaturan Guåhan

38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

T: (671) 989-5445 F: (671) 969-6737 E: senatorjoessanagustin@gmail.com

Website: www.senatorjoessanagustin.com

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Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Tue, Dec 30, 2025 at 4:14 PM

To: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

Cc: Office of Senator Borja <contact@senatorvinceborja.com>, "Frank Blas Jr." <speakerblas@guamlegislature.gov>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

To report out only

--



Office of Senator Christopher M. Dueñas

Chairman, Committee on Government Finance and Operations

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554

[Quoted text hidden]

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Tue, Dec 30, 2025 at 4:29 PM

To: Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Cc: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Office of Senator Borja <contact@senatorvinceborja.com>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Senator Shawn Gumataotao

<office.senatorshawn@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

To Report Out Only



Speaker, Frank F. Blas, Jr.

I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature

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speakerblas@guamlegislature.gov

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[Quoted text hidden]

Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>

Tue, Dec 30, 2025 at 5:10 PM

To: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>

Cc: Senator Chris Duenas <senator.duenas@guamlegislature.gov>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Office of Senator Borja <contact@senatorvinceborja.com>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

To Do Pass

Respectfully,



Office of the People • Senator Shelly V. Calvo

Majority Whip & Chairwoman

Committee on Child Welfare, Youth Affairs, Senior Citizens, Women's Affairs, Disability Services, the Arts, Culture, Historic Preservation & Hagatña Restoration

38th Guam Legislature

163 Chalan Santo Papa, Hagatña, Guam 96910

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E officeofsenatorshellycalvo@guamlegislature.gov

[Quoted text hidden]

Senator Tina Rose Muña-Barnes <senator.munabarnes@guamlegislature.gov>

Wed, Dec 31, 2025 at 8:00 AM

To: Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>
 Cc: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>, Senator Chris Duenas <senator.duenas@guamlegislature.gov>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Office of Senator Borja <contact@senatorvinceborja.com>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

to do pass

[Quoted text hidden]

Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov> Wed, Dec 31, 2025 at 9:02 AM
 To: Office of Senator Borja <contact@senatorvinceborja.com>
 Cc: "Frank Blas Jr." <speakerblas@guamlegislature.gov>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

To Report Out Only

[Quoted text hidden]

--

Office of Senator Eulogio Shawn Gumataotao
 Chairman, Committee on Public Safety, Emergency Management, and Guam National Guard
 38th Guam Legislature
 120 Father Duenas Avenue Capitol Plaza Building, Suite 103, Hagåtña, Guam 96910
 (671) 647-1409/1411

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov> Wed, Dec 31, 2025 at 9:05 AM
 To: Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>
 Cc: Office of Senator Borja <contact@senatorvinceborja.com>, "Frank Blas Jr." <speakerblas@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Office Senator Bri <office.senatorbri@guamlegislature.gov>

To report out only

[Quoted text hidden]

--



Office of Vice Speaker V. Anthony Ada
 38th Guam Legislature
I Mina'trentai Ocho Na Liheslaturan Guåhan
 Guam Congress Building, 2nd Floor
 163 Chalan Santo Papa
 Hagåtña, Guam 96910
Phone: (671) 989-0855
Email: vicespeakertonyada@guamlegislature.gov

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COMMITTEE REPORT DIGEST

Committee on Education, Libraries and Public Broadcasting
Senator Vincent Anthony V. Borja, Chairman

I. OVERVIEW:

The **Committee on Education, Libraries and Public Broadcasting** convened a Public Hearing on **Bill No. 201-38 (COR)** on Thursday **November 04, 2025** at **2:00PM** in the Guam Congress Building's Public Hearing Room.

PUBLIC NOTICE REQUIREMENTS:

Public Hearing Notices were posted to the Government Public Notices Portal and disseminated via electronic mail to all senators and all main media broadcasting outlets on **October 28, 2025** (5-Day Notice), and again on **October 31, 2025** (48-Hour Notice).

SENATORS PRESENT:

Vincent A.V. Borja, Chairman

Vice Speaker V. Anthony Ada, Member

Eulogio Shawn Gumataotao, Member

Shelly V. Calvo, Member

Therese Terlaje

Telo Taitague

ORAL TESTIMONY:

Maria Pangelinan, Director, Guam Election Commission

Dr. Erik Swanson, Guam Department Of Education Superintendent

Ron Mcninch-Su, Ph.D., Guam Education Board, Elected Member:

WRITTEN TESTIMONY:

Dr. Erik Swanson, Guam Department Of Education Superintendent

Ron Mcninch-Su, Ph.D., Guam Education Board, Elected Member:

Jonathan Diaz

Gloria L. Rudolph, GDOE Legal Team

II. SUMMARY OF TESTIMONY & DISCUSSION:

The public hearing for Bill No. 201-38 (COR) began at **2:00 PM**

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Håfa adai and good afternoon. Thank you everyone for being here with us today.

Today's date is November 4th, 2025. This afternoon's public hearing held by the committee on education, libraries, and public broadcasting is called to order. The time is now 2:00 p.m. Some

housekeeping matters that I will briefly discuss so we can get right to work. The first notices of this public hearing were disseminated to all senators and media outlets on October 28, 2025 with the second notice disseminated on October 31st, 2025.

These hearing notices were also made available on Kandit News Group, the Guam Legislature's website, our legislative calendar, and the government of Guam's public notice portal. Today we will hear testimony on bill number 201-38 COR an act to amend subsection 3102.3 of article 1 chapter 3 division 2 title 17 Guam code annotated relative to extending terms of office and implementing staggered terms for the Guam Education Board to enhance stability continuity and focus on student outcomes and bill number 204-38 COR an act to amend section 3102.1 and 3125 of article 1 Chapter 3, Division 2, Title 17, Guam Code, annotated relative to requiring Guam Education Board confirmation of deputy superintendent appointments to enhance oversight, accountability, and focus on student outcomes.

At this time, I'd like to welcome my colleagues who are joining us this morning. Vice Speaker Tony Ada, Senator Telo Taitague, Senator Shelly Calvo, Senator Shawn Gumataotao, and Senator Therese Terlaje. Before we begin, I'd like to remind everyone in attendance of I Liheslaturan Guåhan's general rules of conduct. Individuals testifying shall first be recognized by the chairperson before speaking and shall state their full name for the record. Questions and testimony shall be confined to the substance or nature of today's agenda.

Personal inferences to the character or motive of any senator individual testifying is not permitted. Pursuant to section 11.07 of the 38th Guam legislature standing rules. A chairperson may order the removal from a hearing of a committee or subcommittee of any person who is not a member of I Liheslaturan Guåhan and who fails to observe proper decorum. Any violation to the general rule of conduct will result in immediate removal from this public hearing room.

At this time, we'll be hearing bill number 201-38 introduced by myself, Senator Vincent A. V. Borja, an act to amend subsection 3102.3 of article 1, chapter 3, division 2, title 17, Guam code annotated relative to extending terms of office and implementing staggered terms for the Guam Education Board to enhance stability, continuity, and focus on student outcomes. I'll now proceed with my opening remarks.

Buenas and Håfa adai, my colleagues, and to the people of Guam. We will now receive testimony on bill 201-38 which proposes reforms to the structure of the Guam Education Board. As chairman of the committee on education, I introduce this bill to address the challenge to our education system's instability in its governance. Effective long-term planning and consistent policy implementation are impossible when leadership is in constant flux.

Bill 201 seeks to promote greater stability, continuity, and institutional knowledge by extending the terms of both elected and appointed board members from two and three years, respectively, to four years. Furthermore, it establishes staggered terms for elected members. This change will ensure that the board always retains a core of experienced members, allowing for smoother transitions and a more consistent focus on strategic planning and student achievement. Our goal is to create a transparent, accountable, and effective education board that can build and sustain momentum on initiatives.

By reducing frequent turnover, we empower the board to develop deeper expertise and maintain a steady hand in guiding the Guam Department of Education.

I want to thank my co-sponsors for the support of this measure. Senator Shelly Calvo, Senator Sabrina Salas Matanane, Vice Speaker Tony Ada, Senator Tina Rose, Muna Barnes, and Senator Shawn Gumataotao. Your partnership highlights our shared commitment to building a stronger foundation for public education. Today, I look forward to hearing your testimony on how these structural changes can best serve our community and most importantly our students. And now we'll call upon those who wish to testify on this proposed Measure. Dr. McNinch, if you would like to start.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

I know you said Mr. Chairman, if I may defer to the superintendent. Uh, he's more learned in these areas than I am. Thank you.

DR. ERIK SWANSON, GUAM DEPARTMENT OF EDUCATION SUPERINTENDENT:

Thank you. My testimony will be brief. I'm Dr. Erik Swanson, superintendent of schools for the Guam Department of Education. You have a copy of the testimony before you. Um, but I'm also wanting to read this. There may be further discussion. Of course, the following testimony is presented from my perspective as incumbent superintendent of the Guam Department of Education.

This testimony is developed through my professional experience and formal education over a lifetime and is not the testimony of the Guam Education Board. The Guam Education Board may have a somewhat different perspective and wish to present it separately. I have provided the same input as the bill was being formulated but wish to provide it on the record as well.

My experience here with the Guam Education Board, combined with a long history of experience in other public P12 school systems in several states tempers my suggestions on this bill. I concur with and need to develop a system of staggered elections and appointments. This allows for regular change, but helps preserve instructional or institutional knowledge and dampen potential knee-jerk reactions to temporary pressures that could have a negative

long-term effect. I propose adding an additional section B3C on page four. Elected members are limited to two consecutive terms.

Should a member desire a third term, they must lay out one election cycle, minimum of two years. before running for election on a third or subsequent term. This is a term limit and promotes engaging new voices in the P12 policy making and implementation for the greater good of all Guam's learners. I firmly believe these changes with limits will guarantee fresh voices in the work of educating our children. Thank you.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you Dr. Swanson, Dr. McNinch

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

Thank you Senator Borja and senators. My name is Ron McNinch. I'm an elected member of the Guam school board. Uh I'm not speaking on behalf of the school board. I'm just a loudmouth who happens to be elected to serve on the school board. So this is my input. Uh basically uh I do have a number of points. I do support the concept of having longer terms for the school board. I also support the concept of having staggered terms. I think it's a great idea.

But I do have a couple other suggestions. I did uh email my testimony uh to the uh panel a little bit earlier today and certainly uh I did write them down, but I'll just go over uh the points kind of in bullet point format very briefly. I believe of the nine members, we have six that are elected. I think you should elect all nine of them. And in fact, you should give them six-year terms. So that would allow the public to elect three board members every election. And that'll create continuity and stability within the board because having a two-year term is a very big problem and there's way too much turnover in general.

And there's a simple way to do that. The University of Guam Board of Regents is six years old. This is a fairly common model for education. And it will also help in making strategic plans work out because you have a longer term and you have people with more experience. A second, I would say lower the candidate age down to 18 years old. Right now it's 25.

Why should it be 18 years old? Because our young people are given the right to vote, but they're not ever given the right to run for office. And school boards across the country have 18-year-olds running for the school board. And uh young people actually make very good school board members. I'm not in favor of appointing young people to the school board. It is the practice in other places. I think that they can competitively run and probably if that's adopted, a future governor will come from a young elected school board member one day.

I'd also like to suggest that the legislature take a look at the hoops that are required to make people get elected here. The paperwork is very stifling and it kind of deters people from running and uh I never raise money and yet I have to file as all of you do. Also um many many pages of paperwork that have all zeros on it and I'm held to filing that paperwork. I'd like to just simply file a waiver saying or an assertion saying I've raised no money because I never raise money.

I'm just a loudmouth who talks a lot and that gets me enough votes to then get elected later on. And so there's ways that uh candidates for these kinds of boards can get elected. It makes it much much more simple in that regard. Um if the board had nine elected members rather than the uh current six elected members, it would allow three members each to serve at the elementary, middle, and then high school levels, making specialist mini boards. So then those kinds of that group of three can then concentrate on the issues related to those particular levels of education.

Um the board should also be more of a governing board rather than simply a policy board and it should have uh you know this would address a number of concerns. The amount of powers uh that the board has or doesn't have should be revisited and certainly discussed with all the right stakeholders. And finally, the chair of this board is limited to two one-year terms. Uh in my view, uh having a good solid chair can work wonders. and rather than having a musical chair kind of chair and uh certainly uh we've had many good chairs.

Our current chair is a very good chair, but I would like to see the board members be able to serve more than just two years because many of the the the chair is certainly uh the person who sets the tone and tenor of the board and it requires all the board members to support them every year and so it's a good uh good way of making more of a strategic vision for education. Senator, I appreciate this wonderful opportunity to talk today and uh I certainly uh uh whatever I can do to help. If you have questions about my testimony, please let me know. Thank you very much.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you, Dr. McNinch and before we move on, I want to recognize my colleagues, Senator Shawn Gumataotao, who just joined or who joined us earlier. And now we'll go thank you for your testimonies. And now we'll open it up for this um for questions from the panel. We'll go ahead and start with Senator Taitague.

[QUESTIONS & ANSWER SECTION]

SENATOR TELO TAITAGUE:

Thank you, Mr. Chair. Mr. Chair, would it be okay if we ask uh the Guam Election Commission to come up and also provide any comments they may have uh if they have any at all?

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

You weren't on the list, but welcome uh Director Pangalinan and thanks for coming and we're you know we're we're always open to to your

MARIA PANGALINAN, DIRECTOR, GUAM ELECTION COMMISSION

Okay. Håfa adai, Maria Pangalinan, Guam Election Commission's uh executive director. Um so I don't have any comments and we're ministerial in nature, but um there is something that needs to be changed we believe. Um on section two um page 11 page uh three uh line 12. This should be updated to no earlier than 160 days before the general election and no later than 90 days after a primary election.

And then on line 14 of the same page, it should be 40 days prior to a special election because the special election has to be held within 60 days. Um and again, we're ministerial in nature, but I'm open to um giving you information should you need it.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you. We'll definitely, you know, if there are any other questions as we continue to finalize the bill and markup will reach out if we have any questions. Thank you. Um, Director Pangalinan,

SENATOR TELO TAITAGUE:

Thank you, Mr. Chair. And as the oversight chair of Guam Elections, I reached out to the Guam election just to make sure that they, uh, provide some kind of input, you know, during the public hearing, and I thank you so much for being here. Um, one of the questions that I have uh, regarding um, these staggered terms and determining which individual uh, is uh, not required but is um, authorized to run in that particular election, you know, and and to follow through with all the information uh, regarding how long they've been uh, serving, how many terms, etc. that all these this bill covers. Um, how does the Guam election commission ensure that you know the "t's" are crossed and the "i's" are dotted to ensure you get the right people on the ballot?

MARIA PANGALINAN, GUAM ELECTION COMMISSION, DIRECTOR:

So because all elected officials should be honest and forthright we have everybody all of you have signed a certification of qualification that is notarized. So that would be um that would be the way to um that would be the way Guam election commission handles it. Now if it happens that they find out that they are not qualified then it would be up to it would be it would have to be dealt with at another level not at the um not at the Guam Election Commission level unless uh and unless we receive a complaint. If we receive a complaint, we will look into it with our legal counsel.

SENATOR TELO TAITAGUE:

But there is nothing requiring the Department of Education to give you information like this individual has been sitting on the board for, you know, let's say this bill passes, right? And you've been sitting on the uh board for two terms and um these individuals do not qualify anymore. uh does the department of education at least tell you that information or you just do your own research.

MARIA PANGALINAN, GUAM ELECTION COMMISSION, DIRECTOR:

Um so we have what we call the election comparative analysis report that we submit to the legislature every even year. In that report we have a history of the people that win the elections. So from that document we can figure out who can and who qualifies and who doesn't.

SENATOR TELO TAITAGUE:

Okay, that sounds good. So um definitely you got this covered and I noticed uh the changes too in there that we talked about. So um other than that, you know, I really uh don't have any other questions. I do look forward to seeing some kind of balance, you know, at the board the board level, you know, and allowing, you know, new individuals coming up there. Um, I like it being, you know, that there's a limited time uh for a person to serve and then they come out and take a break, you know, and then they can come back.

Um, you know, I also the issue uh that I've also seen is that why does those running for elected board for DOE have to get petitions signed when this is a board? The same thing with CCU. It doesn't require petitions. Um, the attorney general doesn't require petitions and neither does the public auditor. So, um, uh, do you have any issues if I create legislation that I plan on doing it? Um, have any issues with the board not having to have petitions like the other boards that get elected through the public? Do you have any concerns? Do you have any concerns with that?

MARIA PANGALINAN, DIRECTOR, GUAM ELECTION COMMISSION:

Um, not at all. Um, so we were always wondering why it's only the Guam Education Board, the only nonpartisan seats that require um that require petitions. Uh, PCCU, like you said, the public auditor, the attorney general, those are our other non-partisan uh seats. None of them require the Guam Education Board.

SENATOR TELO TAITAGUE:

Well, uh, thank you so much and, uh, Mr. Chair, that's a bill that I'll be introducing. And of course, I'll seek your co-sponsorship on that one maybe if that because it just seems we need to keep everything, um, you know, the same with everyone, being fair throughout any boards that are being elected through the public. Other than that, thank you, Mr. Uh, chair, for the opportunity to ask questions.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you, Senator Taitague. Senator Terlaje.

SENATOR THERESE TERLAJE:

Si Yu'os Ma'ase. Thank you all for your testimony. Um and I appreciate the recommendations. I just find it curious. So part of the bill says that this is because of institutional knowledge to reduce frequent turnover and ensure consistent leadership.

But uh I remember when they tried to do this for the Guam legislature, the the the testimony was I think uh there were some in favor, but the majority of it was against because they wanted to be able to remove what they called those who they didn't agree with or did not think were doing good service uh pretty much immediately. Uh so I just wanted to ask about this institutional knowledge. Do you think it's something that they can't overcome?

For example, we have new senators all the time with no institutional knowledge. Uh we expect them to get up to speed and do their job. Do you think that's a problem for those who are being elected to the board of education? Because I've found them to be very competent individuals and uh seemingly responsible to get updated on what's going on. Do you think the superintendent and the staff are able to bring all the board members up to speed on these issues that they have to deal with?

DR. ERIK SWANSON, GUAM DEPARTMENT OF EDUCATION SUPERINTENDENT:

I would say in theory, yes. I can tell you after a couple years in practice, not always. Um, and there's an opportunity, especially when we bring people that are new to serving in an environment, we're supposed to have specific kinds of board training. And there is still a need in that area because when you come, depending on what sector you're coming from, if you're the big dog and now you're in an advisory role, policy board, it's a different role. and it takes a little time to acclimate to that. So, the other thing is we're a very large agency. We have 3,500 folks who impact 24,000 families. There are a lot of moving parts and it takes time to learn and understand those. So, we need someone that's going to be there for a few years and and up to two terms, I think, is fine. eight years to really get a working knowledge of what works and what does not. And I've been to the Clark County School District in Las Vegas, one of the largest ones, uses a similar model. Um, board members there frequently go on for a political career, but that's a different matter entirely.

SENATOR THERESE TERLAJE:

I can't hear you. What What is

DR. ERIK SWANSON, INCUMBENT EDUCATION SUPERINTENDENT:

Okay. Anyway, I was just trying to say other other jurisdictions use this kind of a model and it's very effective to have continuity at the same time bringing in fresh perspectives to the work that's going on.

SENATOR THERESE TERLAJE:

All right. Uh Dr. McNinch.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

Uh uh thank you uh thank you senators. Uh just a brief comment about uh term limits and other things. In my experience on this board and on other boards, what happens is when you have career employees that are part of the agency, they end up playing games with the board. And but if you have board members with experience who've been there, done that, you can tell just as at the legislature, if you've been on the legislature long enough, you'll see the same gaming types of patterns that the employees will try to play with you.

And if you're a member, a board member with experience, you're able to spot those a bit more. What I mean by that is you'll ask the agency to be accountable on things and they'll try their best to time you out so that time you out of either the election cycle or time you out of the opinion cycle and use dilatory tactics to try to get you to give up.

And if you're an experienced board member, you don't let that happen. And so that's that's a and and to be blunt, you don't just parachute into the board and know these things. This is something that takes a little bit of experience to do. So that would be my uh collegial input on that point. Thank you.

SENATOR THERESE TERLAJE:

All right. Thank you. Can you expound on why you want all elected versus appointed members.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

uh to be elected? All elected uh simply because in reality the governor does appoint and and nominate. There's a bureaucratic process. It does take legislative time also. But in general, um I'm not really even sure and I've been both appointed and elected board member and I think that and and both are fine. You're treated the same. But actually elected board members are treated more prestigiously than the appointed board members.

That's one point. And the other other point is simply um when you're elected, you're more keenly attached to the voting public than you are as if than if you're appointed. If you're appointed, I mean, there's no fear that people are going to rise up and not elect you the next time. So, there is an accountability issue a little bit that exists, but also it gives uh a number of other advantages as I mentioned, we could have younger candidates run and so on and so forth. And also related to

the point uh Senator Taitague made uh I agree with uh taking off the signature block but I would charge candidates a fee that'll keep the riff raff off of the election ballot. That is to charge them uh \$250- \$500 to have that money donated to the education system or whatever but it will keep uh nuisance candidates or vanity candidates off of the ballot. Thank you very much.

SENATOR THERESE TERLAJE:

Thank you too. Um so we do have other boards that are intended to be the same as this bill is um proposing where they would be staggered and they would be long terms the terms of some of those boards like uh they exceed the term of a governor. their six-year terms to the hospital, to the UOG. They're supposed to be to isolate them from influence by governors, I think. But, um, I'm not really seeing that. and I'm uh in these six-year appointments and here extending the term. Uh I kind of agree with those in the public who I mean I would love to see longer terms for example in the legislature because I think they could get better work done but if we want to change people who we think are not doing a good job then uh we have to weigh that as well.

So, um I'm going to think about it, but the um that's what the longer terms are going to do. They're going to prevent the public from removing those who they feel are not acting in the best interests of the public or the department of education. But, um I agree with Dr. McNinch. Seen that happen with boards where if they're not well versed in government for example or how this agency runs or even the powers of the board that's a big one.

Then they get um kind of you know they're shy and they're hesitant to really flex that power that they do have and to act independently. They wait and they act in accordance with what the directors are proposing and things like this. Uh sometimes to the detriment, not always, but just that sometimes happens. So, um All right. Well, I appreciate all your testimony and your suggestions. Thank you, Mr. Chair.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you, Senator Terlaje. Vice Speaker Ada.

VICE SPEAKER V. ANTHONY ADA, MEMBER:

Yeah, I'll go ahead and uh make uh Dr. McNinch wanted to say something when uh Senator Chair was speaking.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

Uh, thank you, senators. And just very briefly, I would make recalling some of these elected board members, if they're going to have longer terms, a little bit easier. And there's simple ways to do that. And also, when I've been on the board and there's a board member, and I've been on many boards, when there's a board member not doing their job, I call them out on it. I literally

do. And you know, people get mad at me for it. I don't care. Especially now that I'm over 60. I really don't care. Thank you.

VICE SPEAKER V. ANTHONY ADA, MEMBER:

Thank you, Dr. McNinch. Miss Pangalinan, in the past we've had issues with actually having a full slate of candidates for the um education board, haven't we? Um yes. And what was done in that process?

MARIA PANGALINAN, GUAM ELECTION COMMISSION, DIRECTOR:

Um the other thing that's unique to the Guam Education Board is that there are no write-ins. So whatever we have to um to put on the ballot that have met all the uh qualifications that have met all the requirements of the Guam Election Commission, we've put them on the ballot and that's all we do. Um as far as I um from the 14 years I've been there, there've been just enough candidates like six. I mean uh yeah. So uh only one time was there more than the six required for the six seats. There was only one time I think.

VICE SPEAKER V. ANTHONY ADA, MEMBER:

So do you know Dr. McNinch was recommending lowering the age right for a board member on the education board. I think from 25 to 18 maybe at 21 would be a happy medium you know. So, I'm not sure whether it is just by our local statute that we're at 25.

MARIA PANGALINAN, DIRECTOR, GUAM ELECTION COMMISSION:

Um, and it and it would be covered only in the statute. So, that could be changed right in here and nothing else would be affected as far as the Guam Election Commission goes.

VICE SPEAKER V. ANTHONY ADA, MEMBER:

Yes. So, also the issue with the the sign gathering signatures for the petitions and I think uh Senator Taitague, you know, really stated that well that other nonpartisan boards, they don't gather signatures. So, maybe that's something as well that this can move forward with, right?

MARIA PANGALINAN, GUAM ELECTION COMMISSION, DIRECTOR:

Yeah. Just take it off this part of the bill.

VICE SPEAKER V. ANTHONY ADA, MEMBER:

Okay. And I know we we we we spoke about staggering and you know uh institutional knowledge and you know there there's a lot of points to that because you know a a term goes by pretty quickly and when it does go by you unfortunately some folks may say well you know I don't want to run any longer or I want to run some more and you know they they spend time trying to campaign to get reelected onto the school board. And I think there is a pro there.

There's no process in this board, is there? On like other boards where if they don't attend three consecutive meetings or whatever it is, they can be removed from the board.

MARIA PANGALINAN, GUAM ELECTION COMMISSION, DIRECTOR:

From our experience at the Guam Election Commission, it's three unexcused absences.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

Yeah. And if I recall, it's the board itself that regulates its own members and can remove members if they so desire and uh in general. But uh yeah, that would be my

VICE SPEAKER V. ANTHONY ADA, MEMBER:

So your all your years on the board, have you ever seen individuals that have not attended consistently and were still

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

and I've threatened them. I've said, "Don't let me call you out in public." And I've called them on the phone. I've been to their places of work. I've done all kinds of things like that. That's just how I am. I mean, anybody who knows me knows I'm like this. And uh that's just, you know, that's how you have to be. If you We have a fiduciary responsibility to those young people on that board. And we're here to serve the public and those young people. And if somebody's being who somebody wants to be on the board just to show up at graduations and smile to the crowd, that's not why you're on the board. You're on the board to serve the public and serve the children and serve the government in general. This is an important board. is probably one of the more important boards that you'll ever have to deal with as a legislature. Thank you.

VICE SPEAKER V. ANTHONY ADA, MEMBER:

Thank you, sir. Thank you. Thank you, Mr. Chair. That's the only question I have.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you, Vice Speaker. Senator Calvo.

SENATOR SHELLY V. CALVO, MEMBER:

Thank you, Mr. Chair. Um, thank you to the panel. Thank you for being here and for offering your testimonies. I don't really have any questions. I co-sponsor this bill because um this bill is about ensuring stability and continuity in Guam's education governance. Um too frequent turnover disrupts long-term planning and undermines institutional knowledge. I'm the third person to mention that term today.

You know, the programs that begin under one board are left unfinished by the next. And thus that's the reason why I support this bill and I decided to sponsor uh be a co-sponsor. Um on that

note, um there's not much I need to ask. Uh but um I think extending the term limit is um a sensible way to do it just so we don't have to disrupt matters. Uh staggering is another sensible way to do it. I just don't see where we have to extend it way too far.

But then again, uh Dr. McNinch offered earlier that there's a chance to remove uh board members when they do not perform well or they do absences. So I'm not really worried about extending the tenure for board members, so to speak. On that note, I'd like to thank you guys again for being here. Thank you, Mr. Chair.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you, Senator Calvo. Senator Gumataotao.

SENATOR SHAWN GUMATAOTAO, MEMBER:

Yes. Thank you, Mr. Chair, and thank you for the panel for being with us this afternoon. Mr. Chair, um interestingly, I came across some as doing my research ahead of the um hearing today in their findings by the 30th Guam Legislature, our predecessor in the 30th. The committee wrote then that since the passage of public law 26-26 that created the Guam Education Policy Board whose membership is composed of elected individuals, Mr. Chair, they wrote that there has been a constant lack of accountability with the education of our students and the management of public funds for education.

Even going further than that since the creation of the policy board, there's been constant confusion over the accountability of public education. The education policy board has been operating um and I think it was in the intent for public law 26-26 that they've been operating as a fourth branch of government often creating its own rules without regard to its effect on the entire government and yet when it finds itself in a position of hardship the governor Guam us and the Guam legislature are faced with the trouble of saving DOE often having to negate the responsibilities of other government entities under its direct control. Now, I just have one question. Is there one vacancy still on the policy board today? If I'm You're all full now.

You're full complement as of recently. Okay. Now, based on the mixed reactions by board members back in 2023, again, going back, Mr. chair, prior to our being a part of this particular um legislature regarding bill 117-37 which proposed to assign the control and direction of all DOE funds to the Guam Education Board. It was reported that the board would meet following the September 2023 public hearing to develop an opinion on the bill and I don't know if on the record Dr. McNinch or superintendent if you can.

But for the record, are you aware of any position that the board might have taken to establish on the proposal? on what improvements, if any, have been made in the last couple of years with regard to

opening up more lines of communication and collaboration between board members and DOE management, particularly in response to efforts by the board's vice chair at the time, I believe it was Maria Gutierrez, who attempted to intervene with respect to concerns raised by parents, but was advised that those issues were quite operational. Dr. McNinch, please. Your insight's key here.

DR. ERIK SWANSON, GUAM DEPARTMENT OF EDUCATION SUPERINTENDENT:

With regard to your question on a formal recommendation, I don't have recollection of any being prepared.

SENATOR SHAWN GUMATAOTAO, MEMBER:

All right. Thank you, Mr. Dr. Swanson. Uh Dr. McNinch, can you recall?

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

Thank you, Senator. Uh certainly for the question. It's very frustrating serving on the Guam Education Board because we're constantly told we don't govern anything. We only advise on things and we select the superintendent. It's very frustrating sometimes especially when parents do bring us problems and also we and we're even told uh we're micromanaging even when we sometimes and this is in the past not with the current superintendent when we refer problems that parents have to the administration. We are accused of micromanaging. And trust me, they didn't get away with telling me that because they're supposed to when a person has a petition to the government, a complaint to the government, it's supposed to be processed and who and who guards the guardians?

That's what the question is. Who guards the guardians themselves? And in the case of at least the education system, the superintendent was right. It's a complex huge organization and it has a lot of moving parts and and especially as a board member even with this very hearing on our little uh text chat that we have all the board members were afraid of crafting official input to the legislature for fear of violating the open government law. simply just even trying to give the legislature an opinion on the consensus of the board.

Everybody was scared to death and I just said, "Go ahead and say it and let the senators know." I think that we need to uh sometimes we're our own worst enemy and and sometimes I love the open government law, but maybe there needs to be some more common sense applications made toward it. Of course, we want board members to talk to the legislature. Of course, we want board members to talk amongst themselves about uh legislation even though we don't have an official meeting to do so. That's what the issue was. Oh, we can't talk about policy outside of the meeting. It's not a policy. It's trying when we testify here, our purpose is to try to give senators the best information possible to make the best decisions possible.

And the open government law shouldn't, you know, impede that at all in my view. And so certainly uh sometimes we have had board members go a little bit over the top and when they do again I'll call them out on it. I'm like you're not supposed to do that because they'll overtly do something wrong. But most board members are very as uh Senator Terlaje mentioned they're very well-intentioned.

They have a real heart for the students and they especially don't want to make mistakes. But sometimes when we make mistakes, we learn and we need to to learn from some of these things, including how we can talk to the legislature when we're not officially meeting. That's something we need to learn.

SENATOR SHAWN GUMATAOTAO, MEMBER:

No. And that's important, Dr. McNinch, I think, going back to the idea of either, you know, doing things, making mistakes, and just trying to correct them. Which kind of gets me to my second question, and I'll leave it at this, Mr. chair, but in recommending the approval of the measure in public law 30-183 that established again the Guam Education Board, the Education Committee at the time wrote that it intended to provide for a policy decision based on a proven success and accountability of the respective educational boards of the University of Guam and the Guam Community College.

What discussion, if any, has taken place regarding the possibility of modifying the education board's framework so that it mirrors what has been in place for the UOG board of regents and the Guam Community Colleges Board of Trustees. Dr. McNinch, you have an opinion on that.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

I didn't mean to leave my microphone on. I apologize.

SENATOR SHAWN GUMATAOTAO, MEMBER:

Your two cents is good.

RON MCNINCH-SU, PH.D., GUAM EDUCATION BOARD, ELECTED MEMBER:

Uh, thank you, Senators. Uh, in the Guam Code 17 GCA 16A calls for a joint board of education. I think I've been on the board seven years and we've met twice and nothing was ever done. Uh mainly because even to get a quorum with three boards of that size, none of them take it seriously, I hate I hate to say.

And so nothing gets done. And so the uh model, an ideal model, if you're talking about a unified board, a top to bottom board from higher education all the way down to pre-K, uh the New York system, the regions in the New York uh system have that kind of system and there's some value to that, but there's even more value in getting UOG, GCC, and the Guam school systems working

better together. And every time we turn around, there are things that try to unthread or derail that process. And one of them is how we certify teachers. We simply do not do that very well here. We don't train teachers in the way we're supposed to.

And that should be an active conversation between GDOE, GCC, and UOG. And it simply doesn't happen because of the way things are structured. And so certainly I believe that through leadership and applying some of these principles I think good changes can be made and good discussions can be made. These things should be discussed and they should be discussed a lot and we need to listen often to our parents and students also. Thank you.

SENATOR SHAWN GUMATAOTAO, MEMBER:

All right. Thank you doctor and again that's what this is for that discussion. So I do appreciate you again and thank you Mr. Chair for the time.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you Senator Gumataotao. Thank you to all who are part who participated in this public hearing on bill number 201-38. Your valuable insights and testimony are essential as we work to refine this legislation to best serve our educators and our students. With the input received from all of you, we hope or we are hopeful that we can improve this legislation before we put it on the session agenda.

SENATOR TELO TAITAGUE:

Mr. Chair, if I may. I'm sorry. I'm sorry to interrupt, but I just wanted to make sure I can get this in the comment that I made earlier on introducing legislation to add to take away the petitions. um if it can to see if it's germane enough to include it into the um the bill itself or you know I don't have to introduce the whole bill but I know that we try and get all election bills done prior and uh so just a consideration to maybe uh put this that section into the bill too as well if it is germane. Okay. If it's not then that's okay.

SENATOR VINCENT A. V. BORJA, CHAIRPERSON:

Thank you Senator Taitague. This now concludes the public hearing for bill number 201-38. At this time, we'll go ahead and dismiss the panel if you're not here to testify for the next bill. And we'll call for a recess to prepare for the next hearing on bill number 204-38. We are now in recess.

[\[PUBLIC HEARING FOR BILL NO. 204-38 \(COR\)\]](#)

SENATOR VINCENT ANTHONY V. BORJA, CHAIRPERSON:

Well, that concludes the hearing. Any last questions, comments? Si Yuo's Ma'åse, Dr. Swanson for coming down here in your testimony for both bills. And thank you to all who participated in today's public hearing on bills numbers 201 and 204. Your insights and testimony are essential as we work to refine the legislation to best serve our educators in our community.

I want to take a moment to acknowledge the diverse perspectives shared today, including concerns and constructive feedback. Please know that your input is not only heard, but deeply valued as part of this process.

The bill, like all legislation, is a collaborative effort and through civic engagement like yours that will continue to ensure that it reflects the needs and priorities of our islands. I remain committed to considering all viewpoints as we move forward.

And I'm hopeful that with the input received today, we can improve and strengthen the bills before it is placed on the session agenda.

The committee will continue to accept written testimony on these bills within 7 days from today which may be addressed to myself, Senator Vincent Borja, chairman of the committee on education, libraries and public broadcasting and mail to DNA building suite 502 238 Archbishop Flores Street Hagåtña Guam 96910. You may also send your testimonies to contact@senatorvinceborja.com. This afternoon's public hearing is now adjourned and the time is now **3:03 p.m.**






III. FINDINGS & RECOMMENDATIONS

The Committee on Education, Public Libraries, and Public Broadcasting hereby reports Bill 201-38 (COR) *As Amended by the Committee on Education, Libraries, and Public Broadcasting* – Introduced by Senator Vincent A.V. Borja - AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES with the recommendation to **TO REPORT OUT**

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 201-38 (COR)

Introduced by:

Vincent A. V. Borja 
Shelly V. Calvo
Sabrina Salas Matanane 
V. Anthony Ada 
Tina Rose Muña Barnes 
Eulogio Shawn Gumataotao 

AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 Guam's public education system must prioritize equity and excellence to prepare all
4 students for future success. As the governing body for the Guam Department of
5 Education, the Guam Education Board holds critical responsibility for policy-setting
6 and oversight.

7 To promote greater stability, continuity, and community engagement, *I*
8 *Liheslaturan Guåhan* intends to reform the Board's composition and terms by
9 extending appointed and elected member terms to four (4) years and establishing
10 staggered elections. These measures aim to reduce frequent turnover, foster

1 institutional knowledge, and ensure consistent leadership focused on strategic
2 planning and student achievement.

3 By implementing these reforms, *I Liheslaturan Guåhan* reaffirms its
4 commitment to a transparent, accountable, and effective education board that aligns
5 with the needs and values of Guam's community, ultimately benefiting the island's
6 children and future generations.

7 **Section 2.** §3102.3(b) to Article 1, Chapter 3, Title 17, Guam Code
8 Annotated is hereby *amended* to read as follows:

9 **§ 3102.3. Composition and Terms of Office for Board Members.**

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

11 (a) Three (3) Appointed Voting Members. *I Maga'håga/Maga'låhi*
12 shall appoint, subject to the advice and consent of *I Liheslaturan Guåhan*,
13 one (1) voting member from among each of the following to serve for a term
14 of ~~three (3)~~ four (4) years:

15 (1) one (1) member who is employed in an upper level
16 managerial position in a private business;

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

19 (3) one (1) member who is a retired teacher or administrator of
20 the Guam Department of Education.

21 Terms of the appointed members shall be staggered such that one (1)
22 term expires each year. Appointments made to fill a vacancy shall be for the
23 remainder of the unexpired term only.

24 (b) Six (6) Elected Voting Members. Six (6) voting members shall be
25 elected at-large at each General Election. Each elected voting member shall

1 serve for a term of ~~two (2)~~ four (4) years, commencing at 12:00 noon on the
2 first Monday in January following their election. A candidate for the Board
3 must be at least twenty-five (25) years old, and a resident of Guam for at least
4 five (5) years immediately ~~proceeding~~ preceding the date on which the
5 member takes office and continuing throughout the term.

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

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

21 (3) Staggered Terms for Elected Members: To ensure continuity,
22 the terms of office for members elected under this Section shall be
23 staggered as follows:

24 (A) At the first General Election following the enactment
25 of this Section, the three (3) candidates receiving the highest

1 number of votes shall serve terms of four (4) years, and the three
2 (3) candidates receiving the next highest number of votes shall
3 serve terms of two (2) years.

4 (B) Thereafter, at each biennial General Election, three (3)
5 members shall be elected to serve four-year terms.

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

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

13 (2) one (1) member appointed by the exclusive bargaining unit
14 which represents teachers and other employees within the Department.

15 (d) Non-Voting Member of the Mayors' Council of Guam. One (1)
16 member appointed by the Mayors' Council of Guam who shall serve for a
17 term of two (2) years, or for the remaining term of the appointed Mayor,
18 whichever is longer.

19 **Section 3. Severability.** If any provision of this Act or its application to any
20 person or circumstance is found to be invalid or contrary to law, such invalidity
21 shall not affect other provisions or applications of this Act that can be given effect
22 without the invalid provision or application, and to this end the provisions of the
23 provisions of this Act are severable

24 **Section 4. Effective Date.** This Act shall become effective upon enactment.

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 201-38(COR)

As Amended by the Committee on Education, Libraries,
and Public Broadcasting

Introduced by:

Vincent A. V. Borja
Shelly V. Calvo
Sabrina Salas Matanane
V. Anthony Ada
Tina Rose Muña Barnes
Eulogio Shawn Gumataotao

AN ACT TO AMEND § 3102.3 OF ARTICLE 1, CHAPTER 3, DIVISION 2, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING TERMS OF OFFICE AND IMPLEMENTING STAGGERED TERMS FOR THE GUAM EDUCATION BOARD TO ENHANCE STABILITY, CONTINUITY, AND FOCUS ON STUDENT OUTCOMES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 Guam's public education system must prioritize equity and excellence to prepare all
4 students for future success. As the governing body for the Guam Department of
5 Education, the Guam Education Board holds critical responsibility for policy-setting
6 and oversight.

7 To promote greater stability, continuity, and community engagement, *I*
8 *Liheslaturan Guåhan* intends to reform the Board's composition and terms by
9 extending appointed and elected member terms to four (4) years and establishing
10 staggered elections. These measures aim to reduce frequent turnover, foster

1 institutional knowledge, and ensure consistent leadership focused on strategic
2 planning and student achievement.

3 By implementing these reforms, *I Liheslaturan Guåhan* reaffirms its
4 commitment to a transparent, accountable, and effective education board that aligns
5 with the needs and values of Guam's community, ultimately benefiting the island's
6 children and future generations.

7 **Section 2.** §3102.3 to Article 1, Chapter 3, Title 17, Guam Code Annotated
8 is hereby *amended* to read as follows:

9 **§ 3102.3. Composition and Terms of Office for Board Members.**

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

11 (a) Three (3) Appointed Voting Members. *I Maga'håga/Maga'låhi*
12 shall appoint, subject to the advice and consent of *I Liheslaturan Guåhan*,
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16 managerial position in a private business;

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18 the Guam Department of Education; and

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20 the Guam Department of Education.

21 Terms of the appointed members shall be staggered such that one (1)
22 term expires each year. Appointments made to fill a vacancy shall be for the
23 remainder of the unexpired term only.

24 (b) Six (6) Elected Voting Members. Six (6) voting members shall be
25 elected at-large at each General Election. Each elected voting member shall

1 serve for a term of ~~two (2)~~ four (4) years, commencing at 12:00 noon on the
2 first Monday in January following their election. A candidate for the Board
3 must be at least twenty-five (25) years old, and a resident of Guam for at least
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18 ~~(2)~~ (1) The election provided for within this Subsection (b) shall
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I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 201-38(COR)

**As Amended by the Committee on Education, Libraries,
and Public Broadcasting**

Introduced by:

Vincent A. V. Borja
Shelly V. Calvo
Sabrina Salas Matanane
V. Anthony Ada
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24 **Section 4. Effective Date.** This Act shall become effective upon enactment.



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

October 23, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Fiscal Note Waiver for Bill No. 201-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note Waiver for the following bill:

Bill No. 201-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly copy the same to Management Information Services (MIS) for posting on our website.





BUREAU OF BUDGET & MANAGEMENT
RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagatña Guam 96932

LOURDES A. LEON GUERRERO
GOVERNOR

LESTER L. CARLSON, JR.
DIRECTOR

JOSHUA F. TENORIO
LIEITENANT GOVERNOR

OCT 23 2025

Vice Speaker V. Anthony Ada
Chairperson, Committee on Rules
IMina 'trentai Ocho Na Liheslaturan Guahan
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagatna, Guam 96910

Hafa Adai! Vice Speaker Ada:

The Bureau requests that Bill No. 201-38 (COR) be granted a waiver pursuant to Public Law 12-229, as amended for the following reason(s):

Bill No. 201-38 (COR) is an act to amend § 3102.3 of Article 1, Chapter 3, Division 2, Title 17, Guam Code Annotated, relative to extending terms of office and implementing staggered terms for the Guam Education Board to enhance stability, continuity, and focus on student outcomes.

According to comments received, the Superintendent of GDOE has reviewed the proposed Bill and finds that without changing the total number of board members, there is no anticipated fiscal impact. The Superintendent of GDOE sees this proposed measure as a step forward and recommends the author of the Bill to include a limit of two terms as well.

The Bureau has also determined that the Bill is administrative in nature and poses no additional fiscal impact upon any of the funds of the Government of Guam.

Senseramente,

LESTER L. CARLSON, JR.