

**17 GCA EDUCATION
CH. 32 SCOPE OF INSTRUCTION**

**CHAPTER 32
SCOPE OF INSTRUCTION AT GCC**

2011 NOTE: In maintaining the general codification scheme of the GCA the Compiler changed the hierarchy of subsections beginning with “Numbers” to “Lowercase Letters” in this chapter.

2011 NOTE: Article 3, Peace Officer Standards and Training Commission, is now 17 GCA, Chapter 51, pursuant to P.L. 31-099:16 (Sep. 30, 2011).

2009 NOTE: P.L. 28-045:10 (June 6, 2005) changed the name of the Department of Education to the Guam Public School System. P.L. 30-050:2 (July 14, 2009) reverted the name of the Guam Public School System to the Department of Education. References to Guam Public School System have been changed to Department of Education pursuant to P.L. 30-050:3.

Article 1. Scope of Instruction.

Article 2. Programs Incorporated into Guam Community College.

**ARTICLE 1
SCOPE OF INSTRUCTION**

- § 32101. Organization Structure.
- § 32102. Post-Secondary and Continuing Education.
- § 32103. Apprenticeship Training.
- § 32104. Cooperative Programs Authorized.

§ 32101. Organization Structure.

The Board of Trustees is authorized to determine the College’s organizational structure and the composition of divisions of programs as it deems appropriate to achieve its mission as outlined within Division 4 of Title 17 of the Guam Code Annotated.

SOURCE: GC § 11978, as amended by P.L. 14-77. Amended by P.L. 31-099:14 (Sep. 30, 2011).

§ 32102. Post-Secondary and Continuing Education.

The Board of Trustees *shall* offer career and technical education programs through post-secondary programs and continuing education courses. The programs may be either credit or non-credit, and may be degree or non-degree programs.

SOURCE: GC § 11979, as amended by P.L. 14-77. Amended by P.L. 31-099:14 (Sep. 30, 2011).

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§ 32103. Apprenticeship Training.

The Board of Trustees *shall* consider problems of developing local skills in the various crafts and trades and developing a program of apprenticeship training and apprenticeship standards in accordance with standards established by and acceptable for registration with the Bureau of Apprenticeship and Training, United States Department of Labor or its successor.

The Board *shall*, in cooperation with an appropriate advisory committee composed of members of the construction industry, general business community, labor community, the general public and the Department of Education, formulate an apprenticeship program in the several career and technical fields in which critical shortages of trained personnel exist.

SOURCE: GC § 11980, as added by P.L. 14-77. Amended by P.L. 31-099:14 (Sep. 30, 2011).

§ 32104. Cooperative Programs Authorized.

The College is authorized to enter into contracts with public or private organizations, firms, companies or individuals to provide technical manpower training and testing programs. Such contracts *shall* be utilized to provide for specialized training and testing in particular fields *not* otherwise available within the College which are designed to train or test local persons in needed skills and at the same time to train employees to carry on such courses.

Any contract under this Section may require the training of College employees to continue teaching such a course on a self-sustaining basis after the initial contract period which *shall not* be in excess of three (3) years.

SOURCE: GC § 11981, as added by P.L. 14-77. Amended by P.L. 31-099:14 (Sep. 30, 2011).

ARTICLE 2

PROGRAMS INCORPORATED INTO GUAM COMMUNITY COLLEGE

§ 32201. Guam Community College Training Programs and Unauthorized Training Liability.

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- § 32201.1. Cadre of Trainers.
- § 32202. Transfer of Positions and Personnel.
- § 32203. Transfer of Appropriation.
- § 32204. Transfer of Property.

§ 32201. Guam Community College Training Programs and Unauthorized Training Liability.

There is within the Guam Community College a training academy herein referred to as the Guam Community College Training Programs, which *shall* provide support for:

(a) Local public safety training of all government of Guam personnel defined as peace officers in accordance with §32301(b) of Article 3 of Chapter 32 of Title 17 of the Guam Code Annotated meeting all public safety training standards. This includes the establishment of a trainer program in conjunction with the respective public safety agencies/departments, as provided for in § 32201.10.

(b) All training within a technical/trade institution profession. This includes all current and planned programs under the Guam Community College's purview;

(c) *Shall* be a training agency for the Commission. Any references to "in-house" training and specialized training *shall* be administered by the respective agencies and separated from the initial requirement for academy training purposes. All certification made *shall* be limited to POST academy recruits *or* such certifications as promulgated by POST.

It is hereby established that any taxpayer may sue pursuant to 5 GCA § 7103A to hold Directors of agencies/departments personally liable for expending money without proper appropriation, without proper authority, illegally *or* contrary to law with regard to training of law enforcement personnel. Any liabilities resulting from personnel not certified under the "POST" Academy will be the personal responsibility of the Director/ Agency Head and *shall* not be covered under the color of law.

SOURCE: Repealed and reenacted by P.L. 24-331:2. Amended by P.L. 29-012:4 (Sept. 7, 2007).

2011 NOTE: Subsections (1) through (3) changed to (a) through (c), respectively, to maintain the general codification scheme of the GCA.

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§ 32201.1. Cadre of Trainers.

Pursuant to 17 GCA Chapter 32 Article 2 § 32301.1 establishing the POST Cadre of Trainers, the Guam Community College *shall* enter into agreements with the Peace Officer Standards and Training Commission towards assigning trainers for POST certified training.

SOURCE: Added by P.L. 24-331:3. Repealed and Reenacted as § 32201.10 by P.L. 29-012:5 (Sept. 7, 2007).

NOTE: Pursuant to the authority of the Compiler under 1 GCA § 1605(7) to correct manifest typographical errors, the Compiler re-numbered this section to conform with the legislative intent.

§ 32202. Transfer of Positions and Personnel.

(a) All positions and the employees occupying said positions on the effective date hereof in the Department of Education, the University of Guam, the Department of Labor and the Guam Vocational-Technical High School who are exclusively employed in the operation or administration of the programs except those relating to the Police Academy and the Corrections Academy set forth in Section 5 of this Act are hereby transferred to the Guam Community College.

(b) On September 28, 1978, all positions and the employees occupying said positions who are exclusively employed in the operation or administration of the Police Academy are transferred to the Guam Community College.

(c) On April 15, 1988, all positions and the employees occupying said positions who are exclusively employed in the operation or administration of the Corrections Academy are transferred to the Guam Community College.

§ 32203. Transfer of Appropriation.

All appropriations, federal funds, grants and other monies exclusively pertaining to or issued in connection with the programs except those relating to the Police Academy and the Corrections Academy identified in Section 5 of this Act in the Department of Education, University of Guam, Department of Labor or other departments of the government of Guam are hereby transferred to the Guam Community College, provided that if such transfer would be a violation of federal law, rule or regulation such transfer shall not take place until the appropriate federal consent to the transfer has been received.

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§ 32204. Transfer of Property.

All personalty, facilities, equipment, supplies, records, files, books and other papers exclusively pertaining to the operation of the programs except those relating to the Police Academy and the Corrections Academy identified in Section 5 of this Act in the Department of Education, the University of Guam, the Department of Labor or other departments of the government of Guam are hereby transferred to the Guam Community College. On September 28, 1978, all personalty, facilities, equipment, supplies, records, files, books and other papers exclusively pertaining to the operation of the Police Academy are transferred to the Guam Community College.

NOTE: Enacted by P.L. 14-77:5 as amended by P.L. 19-14. Codified by the Compiler.

ARTICLE 3

PEACE OFFICER STANDARDS AND TRAINING COMMISSION

2011 NOTE: This article is now 17 GCA, Chapter 51, pursuant to P.L. 31-099:16 (Sep. 30, 2011).

