UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

HAND DELIVERED

3561-19-1091
Speaker Tina Rose Muña Barnes

OCT 0 8 2019
Time 4:18 AM (PM
Received By:

October 8, 2019

Honorable Tina Rose Muna-Barnes
Speaker
*I Mina'trentai Singko Na Liheslaturan Guåhan*
Guam Congress Building
Hagåtña, Guam 96910

**Re: Executive Order 2019-24**

Dear Madam Speaker:

Pursuant to Public Law 34-16, transmitted herewith are the following Executive Orders:

> EXECUTIVE ORDER 2019-24: RELATIVE TO DECLARING A STATE OF EMERGENCY TO ANTICIPATE AND ALLEVIATE IMPACTS TO GUAM ARISING FROM THE APPROACH OF TYPHOON HAGIBIS.

If you have any questions, I can be reached at 475-9475 or via email *sophia.diaz@guam.gov*.

*Senseramente,*

**SOPHIA SANTOS DIAZ**
*Legal Counsel*

Enclosure(s): EO 2019-24

cc: Governor of Guam (via email)
Lt. Governor of Guam (via email)
Compiler of Laws (via email)
Central Files

2019 OCT -8 PM 4:41

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**ISLAND OF GUAM**
**OFFICE OF THE GOVERNOR**
**HAGÅTÑA, GUAM 96932**
**U.S.A.**

Executive Order No. 2019-24

# RELATIVE TO DECLARING A STATE OF EMERGENCY IN ORDER TO ANTICIPATE AND ALLEVIATE IMPACTS TO GUAM ARISING FROM THE APPROACH OF TYPHOON HAGIBIS

**WHEREAS**, on **October 7, 2019,** the Joint Information Center issued a press release advising that the National Weather Service, Guam Weather Forecast Office (NWS), that the projected path of **TYPHOON HAGIBIS** has shifted from its previous northward track and is now bearing south closer to Guam; and

**WHEREAS**, the NWS predicts that **TYPHOON HAGIBIS** projected path will send damaging winds of 39 mph over Guam and its coastal waters by Monday evening, October 7, 2019; and

**WHEREAS**, the closest point of approach for Guam is early morning Tuesday morning. At that point, Guam could see winds as high as 50 mph to 55 mph with stronger gusts; and

**WHEREAS**, **TYPHOON HAGIBIS** is a Category 3, which is referred to as a "Strong Typhoon." A Category 3 Typhoon has a maximum sustained winds of 111 to 129 mph and peak gusts of 140 to 164 mph. Typhoon Hagibis continues to gain strength and may become a Category 4 Typhoon, which a "Very Strong Typhoon" with maximum sustained winds of 130 to 156 and peak gusts of 165 to 198 mph;

**WHEREAS**, based upon current forecasts and modeling, the growing strength and westward track of the developing typhoon represent an imminent, credible, and significant threat to the health, safety and welfare of Guam; and

**WHEREAS**, in anticipation of the typhoon's closest approach, the GHS/OCD and other territorial agencies must take precautionary and proactive steps over the next several days to secure the safety of the island and to reduce the potential destruction of property and loss of life; and

**WHEREAS**, an emergency situation exists such that in order to safeguard the community, the critical infrastructure, and the general welfare of the island against the impending dangerous onset of destructive winds and rains forecast to strike Guam within the next several days, it is critical that timely precautions be taken and that resources be immediately identified, mobilized and prepositioned upfront as contemplated in the GHS/OCD-FEMA 2018 GUAM CATASTROPHIC TYPHOON PLAN and 2016 GUAM COMPREHENSIVE EMERGENCY MANAGEMENT PLAN.

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**NOW, THEREFORE, I, LOURDES A. LEON GUERRERO**, *Maga'hågan Guåhan*, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and the laws of Guam, do hereby order:

1. **Declaration of State of Emergency**. A state of emergency is hereby declared for the island of Guam as a result of **TYPHON HAGIBIS.**

2. **Emergency Procurement and Emergency Expenses.** Pursuant to Section 5215 of Title 5, Guam Code Annotated, authorizing emergency procurement upon executive order, and § 22402 of Title 5, Guam Code Annotated, this Executive Order shall authorize overtime and emergency procurement for heavy equipment rental, debris removal, nursing and medical support services for the North and Southern Community Health Centers, Guam Department of Education typhoon shelter operations, lodging for displaced residents, and the purchase of supplies, materials, goods, services or other expenditures, up to a combined total maximum of Two Hundred Fifty Thousand Dollars ($250,000.00).

3. **GHS/OCD to be Lead Agency; Purpose of Emergency Procurement.** GHS/OCD shall be the lead agency for the emergency procurement of any goods and services relative to this Executive Order, the effective period of which shall be for thirty (30) days as provided in § 5215 of Title 5, Guam Code Annotated. This emergency procurement is not being used solely for the purpose of avoidance of the provisions of the Guam Procurement Law, Title Guam Code Annotated Chapter 5.

4. **Authorization For Overtime.** Authorization is given for the payment of overtime, for exempt and non-exempt Government of Guam employees, to work in excess of forty (40) hours a week to mitigate and respond to the effects of **Typhoon Hagibis** throughout Guam. The OCD Administrator is authorized to determine the eligibility of overtime expenditures resulting from work performed by the government agencies, and the approval shall be obtained prior to incurring any overtime or expenses. Failure to obtain prior approval shall be grounds for denying reimbursement.

5. **Documentation of Expenses**. All departments and agencies are instructed to keep appropriate documentation on all emergency expenses authorized by this Executive Order for inspection by the Executive and Legislative Branches and by the Public Auditor of Guam, and in anticipation of federal disaster assistance approval by the President of the United States to be administered by FEMA.

Signed and Promulgated at *Hagåtña*, Guam, this 7th day of October, 2019.

Lou Leon Guerrero

LOURDES A. LEON GUERRERO
*Maga'hågan Guåhan*
Governor of Guam



Doc. No. 35GL-19-1091.