UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

35GL-19-1266
Speaker Tina Rose Muña Barnes

NOV 26 2019
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November 26, 2019

HONORABLE TINA MUÑA BARNES
Speaker
I Mina'trentai Singko Na Liheslaturan Guåhan
Guam Congress Building
Hagåtña, Guam 96910

Re: Executive Order No. 2019-25

Dear Madam Speaker:

Pursuant to Public Law 34-16, transmitted herewith is the following Executive Order:

EXECUTIVE ORDER 2019-25:
RELATIVE TO DECLARING A STATE OF EMERGENCY IN ORDER TO ANTICIPATE AND ALLEVIATE IMPACTS TO GUAM ARISING FROM THE APPROACH OF TROPICAL STORM 29W

2019 NOV 26 PM 5:08

If you have any questions, please contact my office at # 475-9475.

Senseramente,

HAIG T. HUYNH
Legal Counsel

Enclosure(s): Executive Order No. 2019-25

cc: Honorable Lourdes A. Leon Guerrero, *I Maga'hagan Guahan* (via email)
Honorable Joshua F. Tenorio, *I Sigundo Maga'låhen Guahan* (via email)
Compiler of Law, via email
Central Files, via email

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

Executive Order No. 2019-25

RELATIVE TO DECLARING A STATE OF EMERGENCY IN ORDER TO ANTICIPATE AND ALLEVIATE IMPACTS TO GUAM ARISING FROM THE APPROACH OF TROPICAL STORM 29W

WHEREAS, on November 26, 2019, the Joint Information Center issued a press release from the National Weather Service, Guam Weather Forecast Office (NWS), advising that the projected path of **TROPICAL STORM 29W** has shifted from its previous track and is now bearing closer to Guam; and

WHEREAS, the NWS predicts that **TROPICAL STORM 29W's** projected path will send damaging winds of 39 mph over Guam and its coastal waters by this evening through Wednesday afternoon; and

WHEREAS, the closest point of approach for Guam is early morning Wednesday, November 27, 2019. At that point, Guam could see winds as high as 39 mph to 50 mph with stronger gusts up to 55 mph; and

WHEREAS, **TROPICAL STORM 29W**, is referred to as a "Tropical Storm". **TROPICAL STORM 29W** has maximum sustained winds of 39 to 50 mph and peak gusts of 55 mph; and

WHEREAS, based upon current forecasts and modeling, the growing strength and westward track of the developing Tropical Storm 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 Guam Homeland Security / Office of Civil Defense (GHS/OCD) and other territorial agencies must take precautionary and proactive steps over the next several days in order 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 in the 2016 GUAM COMPREHENSIVE EMERGENCY MANAGEMENT PLAN.

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

1. **Declaration of State of Emergency**. Effective at 5:00PM on Tuesday, November 26, 2019, a state of emergency is declared for the island of Guam as a result of **TROPICAL STORM 29W.**

Doc. No. 35GL-19-1266.

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, the Guam Department of Education (GDOE) 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 in order to mitigate and respond to the effects of **TROPICAL STORM 29W** throughout Guam. The GHS/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. The 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 26th day of November, 2019.

LOURDES AFLAGUE LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Attested by:

JOSHUA FRANQUEZ TENORIO
Sigundo Maga'låhen Guåhan
Lieutenant Governor of Guam

Doc. No. 35GL-19-1266.