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## Messages and Communications

1 message

**Speaker's Office** <speaker@guamlegislature.org>
To: Clerks Office <clerks@guamlegislature.org>
Cc: Rennae Meno <rennae@guamlegislature.org>

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|---|---|---|---|---|
| 05-05-20 | 4:55 PM | 05-05-20 | Executive Order 2020-12. | Office of the Governor of Guam |
| 05-05-20 | 4:55 PM | 05-05-20 | Executive Order 2020-13. | Office of the Governor of Guam |

*Sinseru yan Minagåhet,*

**Office of the Speaker • Tina Rose Muña Barnes**
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
*I Mina'trentai Singko na Liheslaturan Guåhan*

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

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Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yang mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

**2 attachments**

**doc00158520200505165952.pdf**
1143K

**doc00158820200505170313.pdf**
1098K

UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

**Via Hand Delivery**
***and* E-mail: speaker@guamlegislature.org**

May 5, 2020

**HONORABLE TINA ROSE MUÑA BARNES**
Speaker
*I Mina'trentai Singko Na Liheslaturan Guåhan*
35th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Speaker Tina Rose Muña Barnes
MAY 0 5 2020
Time 4:55 ( )AM ( )PM
Received By: Matt

**Re: Executive Order No. 2020-12**

Dear Madame Speaker:

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

**EXECUTIVE ORDER NO. 2020-12:**
RELATIVE TO THE CREATION OF PRUGRÅMAN SALÅPPE' AYUDON I TAOTAO, A DISASTER RELIEF PROGRAM

If you have any questions, please contact my office at # 475-9475/76.

*Senseramente,*

**SOPHIA SANTOS DIAZ**
*Legal Counsel*

Enclosure(s): Executive Order No. 2020-12

cc via email: *Maga'hågan Guåhan*
*Sigundo Maga'låhen Guåhan*
F. Philip Carbullido, Chief Justice of Guam
Compiler of Law
Central Files
Cabinet Members

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

# EXECUTIVE ORDER NO. 2020-12

## RELATIVE TO THE CREATION OF *PRUGRÅMAN SALÅPPE' AYUDON I TAOTAO,* A DISASTER RELIEF PROGRAM

**WHEREAS**, on March 14, 2020, I, Lourdes A. Leon Guerrero, *I Maga'hågan Guåhan*, Governor of Guam, acting pursuant to the power provided to me by the Organic Act and the laws of Guam, recognizing the serious potential danger being posed by the novel coronavirus ("COVID-19"), declared a public health emergency in the island of Guam; and

**WHEREAS**, shortly after, I issued orders that, among other provisions, directed non-essential businesses to cease operations in order to prevent the spread of COVID-19; and

**WHEREAS**, there continues to be a threat of a surge of COVID-19 cases and it will necessitate that even with relaxed restrictions, Guam residents continue to curtail their movement and social interaction in order to mitigate the transmission of COVID-19; and

**WHEREAS**, I have seen how detrimental the current COVID-19 situation has been to our people both on the personal and business fronts, and I recognize how difficult these times are for our people and desire to make sure that our people are taken care of through providing aid to them as soon as possible due to the loss of jobs and to reduced business income; and

**WHEREAS**, although the federal government has acted to provide aid to our people and Guam is grateful for the federal government's desire to provide such assistance, the pace of release of such aid has not allowed for immediate relief; and

**WHEREAS**, an example of this delayed relief is the federal government's passage of the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act") on March 22, 2020; and

**WHEREAS**, nearly a month after passage of the CARES Act, the United States Department of the Treasury provided the mandatory certification template and the portal for its submission on April 14, 2020; and

**WHEREAS**, on April 16, 2020, Guam received Fifty-eight Million Nine Hundred and Eighty-four Thousand One Hundred and Twenty-eight dollars and Ninety cents ($58,984,128.90), but no guidance authorizing the use of the funds; and

**WHEREAS**, on April 21, 2020, Guam received the remainder of its allotment totaling One Hundred and Seventeen Million Nine Hundred and Sixty-eight Thousand Two Hundred and Fifty-seven dollars and Eighty cents ($117,968,257.80); and

**WHEREAS**, on April 22, 2020, the United States Treasury was able to provide Guidance on the use of funding made available by the CARES Act; and

**WHEREAS**, the Guidance states that CARES Act funds may not be used to replace shortfalls in government revenue to cover expenditures and may not be used for items that were accounted for in the government of Guam's Fiscal Year 2020 budget as of March 27, 2020; and



Doc. No. 35GL-20-1772.*

**WHEREAS**, the Guidance does expressly allow use of CARES Act funds for "expenditures incurred to respond to second-order effects of the emergency, such as by providing economic support to those suffering from employment or business interruptions due to COVID-19-related business closures"; and

**WHEREAS**, the Guidance also expressly allows use of CARES Act funds for any "COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund's eligibility criteria;" and

**WHEREAS**, pursuant to Section 2604, Article 6, Chapter 2 of Title 10 of the Guam Code Annotated, it is clearly the function of the government to provide such relief as necessary to assist victims of a disaster resulting from COVID-19 in their emergency needs; and

**WHEREAS**, this Administration is determined to develop programs to immediately assist the island's people and businesses during this pandemic emergency; and

**WHEREAS**, no single program will assist all who need assistance, this Administration is committed to identifying and helping all persons on Guam in health and economic support; and

**WHEREAS**, the intent in invoking Section 2604, Article 6, Chapter 2 of Title 10 of the Guam Code Annotated, is to provide financial assistance to assist victims in their emergency needs.

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

1. **ESTABLISHMENT OF THE PRUGRÅMAN SALÅPPE' AYUDON I TAOTAO PROGRAM**. Pursuant to Section 2604, Article 6, Chapter 2, Title 10 of the Guam Code Annotated, the Director of Public Health and Social Services ("DPHSS") is hereby directed to provide relief to victims of this disaster to assist with their emergency needs. This relief shall be distributed in accordance with a public welfare program, known as *Prugråman Salåppe' Ayudon I Taotao* (the "Program") that meets the following requirements:

    a. Identifies victims of the current disaster who shall be defined as those households whose gross monthly income is equal to or less than 165% of the federal poverty level as reflected by the following:

| Household Size | Gross Monthly Income of Household (165% of Federal Poverty Level) |
|---|---|
| 1 | $1,718 |
| 2 | $2,326 |
| 3 | $2,933 |
| 4 | $3,541 |
| 5 | $4,149 |
| 6 | $4,757 |
| 7 | $5,364 |
| 8 | $5,972 |
| 9 | $6,580 |
| 10 | $7,188 |



Doc. No. 35GL-20-1772.*

| | |
|---|---|
| 11 | $7,796 |
| 12 | $8,404 |
| 13 | $9,012 |
| 14 | $9,620 |
| 15 | $10,228 |

b. Ensures that every eligible household shall receive an amount equal to THREE HUNDRED DOLLARS ($300) per eligible person not to exceed ONE THOUSAND TWO HUNDRED DOLLARS ($1200).

c. Provides a system of reporting, to include auditable certification, to ensure accountability.

d. Allows for application by victims until May 15, 2020.

2. **ASSISTANCE NOT SUBJECT TO INCOME TAXATION.** Amounts paid under this Program are for reasonable and necessary personal, family, and living expenses incurred as a result of this COVID-19 disaster, and are not income and not subject to local income taxation.

3. **ADMINISTRATIVE AND TECHNICAL SUPPORT**. The Department of Revenue and Taxation ("DRT") and the Department of Administration ("DOA") shall provide administrative and technical assistance to DPHSS in order to properly administer this program.

**SIGNED AND PROMULGATED** at Hagåtña, Guam, this **5th** day of **May 2020**.

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

Attested by:

**JOSHUA F. TENORIO**
*Sigundo Maga'låhen Guåhan*
Lieutenant Governor of Guam



Doc. No. 35GL-20-1772.*