

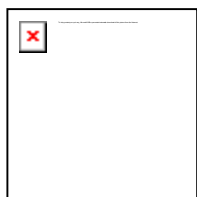
**From:** Committee on Rules 36GL <cor@guamlegislature.org>  
**Sent:** Friday, September 17, 2021 1:03 PM  
**To:** Clerks; Rennae Meno  
**Cc:** Speaker Therese M. Terlaje  
**Subject:** Messages and Communications for Doc. No. 36GL-21-1068\*.  
**Attachments:** 36GL-21-1068.pdf

*Håfa Adai* Clerks,

Please see attached M&C Doc. No. 36GL-21-1068 for processing:

|              |                                                                                             |                                |
|--------------|---------------------------------------------------------------------------------------------|--------------------------------|
| 36GL-21-1068 | EXECUTIVE ORDER NO. 2021-23: RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING*. | Office of the Governor of Guam |
|--------------|---------------------------------------------------------------------------------------------|--------------------------------|

*Si Yu'os Ma'åse',*



## COMMITTEE ON RULES

Vice Speaker Tina Rose Muña Barnes  
36th Guam Legislature  
*I Mina'trentai Sais Na Liheslaturan Guåhan*  
163 Chalan Santo Papa Hågatña Guam 96910  
Email: [cor@guamlegislature.org](mailto:cor@guamlegislature.org)

"Disclaimer: This message is intended only for the use of the individual or entity to which it is addressed and may contain information which is privileged, confidential, proprietary, or exempt from disclosure under applicable law. If you are not the intended recipient or the individual responsible for delivering the message to the intended recipient, you are strictly prohibited from disclosing, distributing, copying, or in any way using this message. If you have received this communication in error, please notify the sender and immediately delete any copies you may have received. Thank you."

----- Forwarded message -----

**From:** **Speaker Therese M. Terlaje** <[speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)>  
**Date:** Fri, Sep 17, 2021 at 11:39 AM  
**Subject:** Messages and Communications for 36GL-21-1068  
**To:** Legislative Secretary Amanda Shelton <[officeofsenatorshelton@guamlegislature.org](mailto:officeofsenatorshelton@guamlegislature.org)>, Committee on Rules 36GL <[cor@guamlegislature.org](mailto:cor@guamlegislature.org)>

*Håfa Adai,*

Please see attached M&C Doc. No. 36GL-21-1068.

|              |                                                                                                                       |                                |
|--------------|-----------------------------------------------------------------------------------------------------------------------|--------------------------------|
| 36GL-21-1068 | EXECUTIVE ORDER NO. 2021-23: RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING*.                           | Office of the Governor of Guam |
| 36GL-21-1068 | EXECUTIVE ORDER NO. 2021-23: RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING (Hand Delivered Hard Copy). | Office of the Governor of Guam |

*Si Yu'os Ma'åse',*

Maria Abante

Legislative Assistant

Office of Speaker Therese M. Terlaje  
Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

Office Location: Ada Plaza Center, Suite 207, 173 Aspinall Avenue, Hagåtña, Guam 96910

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

T: (671) 472-3586 F: (671) 989-3590 Email: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

----- Forwarded message -----

From: **Brianne LG Dunstan** <[brianne.dunstan@guam.gov](mailto:brianne.dunstan@guam.gov)>

Date: Thu, Sep 16, 2021 at 6:31 PM

Subject: EXECUTIVE ORDER 2021-23 RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING

To: Speaker Therese M. Terlaje <[speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)>

Cc: Gov. Lourdes A. Leon Guerrero <[governor@guam.gov](mailto:governor@guam.gov)>, Lieutenant Governor <[lt.governor@guam.gov](mailto:lt.governor@guam.gov)>, Guam Compiler of Laws <[guamcompiler@gmail.com](mailto:guamcompiler@gmail.com)>, Geraldine A. Cepeda (Compiler) <[gcepeda@guamcourts.org](mailto:gcepeda@guamcourts.org)>, <[libanez@guamcourts.gov](mailto:libanez@guamcourts.gov)>, Sophia Diaz <[sophia.diaz@guam.gov](mailto:sophia.diaz@guam.gov)>, Leslie Travis <[leslie.travis@guam.gov](mailto:leslie.travis@guam.gov)>, June M.C. Borja <[june.borja@guam.gov](mailto:june.borja@guam.gov)>, Jon Junior Calvo <[jon.calvo@guam.gov](mailto:jon.calvo@guam.gov)>, Alice Taijeron <[alice.taijeron@guam.gov](mailto:alice.taijeron@guam.gov)>, Eliza G. Dames <[eliza.dames@guam.gov](mailto:eliza.dames@guam.gov)>, Shamra L.A. Chargualaf <[shamra.chargualaf@guam.gov](mailto:shamra.chargualaf@guam.gov)>, Josephine C. Cepeda <[josephine.cepada@guam.gov](mailto:josephine.cepada@guam.gov)>, Kathleen C. Cepeda <[kathleen.cepada@guam.gov](mailto:kathleen.cepada@guam.gov)>, Richard B. Arroyo <[richard.arroyo@guam.gov](mailto:richard.arroyo@guam.gov)>, Rhea Chang <[rhea.chang@guam.gov](mailto:rhea.chang@guam.gov)>, Bertha Duenas <[bertha.duenas@guam.gov](mailto:bertha.duenas@guam.gov)>, Stephanie G. Flores <[stephanie.flores@guam.gov](mailto:stephanie.flores@guam.gov)>, Michael D. Weakley <[michael.weakley@guam.gov](mailto:michael.weakley@guam.gov)>, <[pmbblas@ggrf.com](mailto:pmbblas@ggrf.com)>, Krystal Paco-San Agustin <[krystal.paco@guam.gov](mailto:krystal.paco@guam.gov)>, Jennifer Louise Dulla <[jennifer.dulla@guam.gov](mailto:jennifer.dulla@guam.gov)>, Rikki Orsini <[rikki.orsini@guam.gov](mailto:rikki.orsini@guam.gov)>, Logan Reyes <[logan.reyes@guam.gov](mailto:logan.reyes@guam.gov)>, Jessica Cruz <[jessica.cruz@guam.gov](mailto:jessica.cruz@guam.gov)>, Elaine Tajalle <[elaine.tajalle@guam.gov](mailto:elaine.tajalle@guam.gov)>

*a Adai* Madame Speaker,

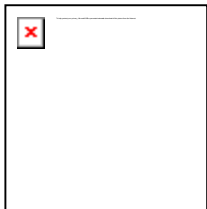
Please find attached letter from Legal Counsel Leslie A. Travis *with enclosed* Executive Order No. 2021-23 signed on September 16, 2021.

- **EXECUTIVE ORDER NO. 2021-23: RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING**

A hard copy will be transmitted to your office.

Thank you.

Respectfully



**Brianne LG Dunstan**

Unisifan I Maga'hågan Guåhan

Office of the Governor of Guam

*Office of Legal Counsel*

513 West Marine Corps Drive

Ricardo J. Bordallo Governor's Complex

Hagåtña, Guam 96910

Office: 671.473.1118

[brianne.dunstan@guam.gov](mailto:brianne.dunstan@guam.gov)



Speaker Therese M. Terlaje <speaker@guamlegislature.org>

## EXECUTIVE ORDER 2021-23 RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING

Brianne LG Dunstan <brianne.dunstan@guam.gov>

Thu, Sep 16, 2021 at 6:35 PM

To: "Speaker Therese M. Terlaje" <speaker@guamlegislature.org>

Cc: "Gov. Lourdes A. Leon Guerrero" <governor@guam.gov>, Lieutenant Governor <lt.governor@guam.gov>, Guam Compiler of Laws <guamcompiler@gmail.com>, "Geraldine A. Cepeda (Compiler)" <gcepeda@guamcourts.org>, libanez@guamcourts.gov, Sophia Diaz <sophia.diaz@guam.gov>, Leslie Travis <leslie.travis@guam.gov>, "June M.C. Borja" <june.borja@guam.gov>, Jon Junior Calvo <jon.calvo@guam.gov>, Alice Taijeron <alice.taijeron@guam.gov>, "Eliza G. Dames" <eliza.dames@guam.gov>, "Shamra L.A. Chargualaf" <shamra.chargualaf@guam.gov>, "Josephine C. Cepeda" <josephine.cepeda@guam.gov>, "Kathleen C. Cepeda" <kathleen.cepeda@guam.gov>, "Richard B. Arroyo" <richard.arroyo@guam.gov>, Rhea Chang <rhea.chang@guam.gov>, Bertha Duenas <bertha.duenas@guam.gov>, "Stephanie G. Flores" <stephanie.flores@guam.gov>, "Michael D. Weakley" <michael.weakley@guam.gov>, pmbias@ggrf.com, Krystal Paco-San Agustin <krystal.paco@guam.gov>, Jennifer Louise Dulla <jennifer.dulla@guam.gov>, Rikki Orsini <rikki.orsini@guam.gov>, Logan Reyes <logan.reyes@guam.gov>, Jessica Cruz <jessica.cruz@guam.gov>, Elaine Tajalle <elaine.tajalle@guam.gov>

Hafa Adai Madame Speaker,

Please find attached letter from Legal Counsel Leslie A. Travis *with enclosed* Executive Order No. 2021-23 signed on September 16, 2021.

### • EXECUTIVE ORDER NO. 2021-23: RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING

A hard copy will be transmitted to your office.

Thank you.

Respectfully

36GL-21-1068  
OFFICE OF THE SPEAKER  
THERESE M. TERLAJE

09-16-2021

Time: 6:35 pm

Received: [Signature]



**Brianne LG Dunstan**  
Unisifan I Maga'hågan Guåhan  
Office of the Governor of Guam  
Office of Legal Counsel  
513 West Marine Corps Drive  
Ricardo J. Bordallo Governor's Complex  
Hagåtña, Guam 96910  
Office: 671.473.1118  
brianne.dunstan@guam.gov

COMMITTEE ON RULES  
RECEIVED:

September 17, 2021  
11:39 A.M.

[Signature]

EO 2021-23 RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING.pdf  
347K



**2021-08-11 ABC Board Meeting Attendance sheet, Agenda, Appv Minutes & Attachments.pdf**  
332K

LOURDES A. LEON GUERRERO  
GOVERNOR



JOSHUA F. TENORIO  
LT. GOVERNOR

UFISINAN I MAGA'HĀGAN GUĀHAN  
OFFICE OF THE GOVERNOR OF GUAM

Via Hand Delivery  
and E-mail: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)

September 16, 2021

**HONORABLE THERESE M. TERLAJE**

*Speaker*

*I Mina'trentai Sais Na Liheslaturan Guåhan*

*36<sup>th</sup> Guam Legislature*

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

**RE: Executive Order No. 2021-23**

*Hafa Adai Madame Speaker:*

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

**EXECUTIVE ORDER NO. 2021-23:**

**RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING**

Thank you.

*Senseremente,*

A handwritten signature in blue ink, appearing to read "Leslie A. Travis".

**LESLIE A. TRAVIS**

*Legal Counsel*

Enclosure: Executive Order No. 2021-23

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

**RICARDO J. BORDALLO GOVERNOR'S COMPLEX**  
513 W. Marine Corps Drive Hagåtña, Guam 96910  
governor.guam.gov | (671) 472-8931



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

**EXECUTIVE ORDER NO. 2021-23**  
**RELATIVE TO AUTHORIZING THE RESUMPTION**  
**OF IN-PERSON LEARNING**

**WHEREAS**, on March 14, 2020, I, Lourdes A. Leon Guerrero, *I Maga'hågan Guåhan*, Governor of Guam, acting pursuant to the power provided by the Organic Act of Guam and the laws of Guam, declared a public health emergency in the island of Guam due to dangers posed by the 2019 novel coronavirus ("COVID-19"); and

**WHEREAS**, while the safety of our students is, without question, of vital importance, the extended length of the COVID-19 public health emergency has had a deleterious effect on many aspects of our lives, chief among them the disruption it has caused in our childrens' lives. The American Academy of Pediatrics has emphasized that in-person learning is critical for the educational and social development of our children. Evidence demonstrates that remote learning has been detrimental to the educational attainment of students of all ages and has exacerbated the mental health crisis among children and adolescents; and

**WHEREAS**, on August 27, 2021, pursuant to Executive Order No. 2021-21, with the concurrence of the Department of Public Health and Social Services ("DPHSS"), the Physicians Advisory Group ("PAG"), and the Guam National Guard Surgeon Cell, I mandated the closure of schools for in-person learning. In that order, I acknowledged that in-person learning has a demonstrable impact on the physical and mental well-being of our children, but reasoned that our children under the age of twelve (12) are presently ineligible for vaccination, and it is our responsibility to protect them, as we have taken steps to protect all unvaccinated members of our community; and

**WHEREAS**, this pause in in-person learning was necessary to engage DPHSS, PAG, leadership at our public and private schools, our students, their parents, and other community stakeholders, in dialogue, with the aim of developing a comprehensive strategy towards keeping our schools safe for our children, particularly those who are not eligible to be vaccinated or receive approved therapeutic treatment, given the changing landscape caused by proliferation of the Delta variant, the prevalent variant of COVID-19 at present time; and

**WHEREAS**, it is crucial that we minimize any further disruptions to in-person learning; and

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

**WHEREAS**, while engaged in this pause on in-person learning, Lt. Governor Tenorio and I met with leadership of the Guam Department of Education, private, and charter schools to discuss the recent surge in cases, and to strategize regarding how we can best insulate our students from the uncertainties of the pandemic; and

**WHEREAS**, to ensure the health and safety of our students, and to empower them to focus on their learning, it is necessary to create a halo around them -- to surround them with vaccinated teachers, administrators and staff; to ensure that testing and treatment is available to meet their needs; and to make common-sense adjustments to our own lives to reduce the community spread and preserve as much sense of normalcy for our children as is reasonably possible; and

**WHEREAS**, there is substantial proof that the vast majority of positive cases detected in our schools since they reopened in August 2021 were transmitted outside of schools, whether at home or in the community; and

**WHEREAS**, when our students come to school sick with COVID-19, they carry the danger of transmitting the disease to their classmates and teachers; and

**WHEREAS**, a large number of our recent community cases can be traced to congregations and congregate settings wherein masking is compromised, including weddings, boat cruises, and karaoke lounges; and

**WHEREAS**, with the surge in cases, our hospitalizations for COVID-19 have also risen to capacity, and at the time of this writing, we have 77 individuals hospitalized for COVID-19 in our local hospitals; and

**WHEREAS**, in order to keep our schools open, we need to ensure that medical resources, including hospital space and personnel, are available to service positive cases that may be detected in our schools; and

**WHEREAS**, in a report published on August 27, 2021 the United States Centers for Disease Control and Prevention ("CDC") reported that unvaccinated persons are 29 times more likely to be hospitalized than vaccinated persons; and

**WHEREAS**, in an effort to reduce positive cases in the community and consequent hospitalizations, in Executive Order Nos. 2021-19, 2021-20, and 2021-21, I mandated that certain establishments and activities that involve congregate settings and compromise mask use require proof of vaccinations for employees, patrons and participants, and implemented social gathering restrictions; and

**WHEREAS**, because most of our students have not reached the age of eligibility for current COVID-19 vaccinations, it is critical that the employees servicing this vulnerable community are not themselves transmitting the disease to these students; and



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

**WHEREAS**, on August 28, 2021 (Guam time), the day after I ordered suspension of in-person learning, the CDC published a study demonstrating elevated transmission risk among unvaccinated persons in school, resulting from an outbreak in Marin County, California, wherein an unvaccinated infected teacher transmitted COVID-19 to twenty-six (26) elementary school students and their contacts; and

**WHEREAS**, this study further underscores the necessity of requiring our teachers and other school personnel to vaccinate against COVID-19; and

**WHEREAS**, on August 6, 2021, in Executive Order No. 2021-17, I ordered that all workers of the executive branch agencies of the government of Guam, including the Guam Department of Education, be required to be fully vaccinated no later than September 24, 2021, or to submit to weekly testing; and

**WHEREAS**, as part of its “Keeping Schools Safely Open” plan, launched on September 9, 2021, the federal government mandated vaccination of all school personnel in head start and early head start programs and Department of Defense Education Activity schools; and

**WHEREAS**, as encouraged by the federal government and in coordination with the DPHSS, it is important that the GDOE, private, and charter schools develop screening and testing strategies to identify and isolate positive cases on school campuses to minimize further disruption to in-person instruction and keep students in classrooms; and

**WHEREAS**, as always, we should observe strict personal mitigation measures to reduce the spread of COVID-19, including wearing our masks, washing our hands, and maintaining proper social distancing; and

**WHEREAS**, ultimately, while we are assured certain rights in our own persons, we cannot deny that we live in a community with other people, and that we all play a role in ensuring the safety of all individuals in Guam, especially our schoolchildren, and that sometimes this great responsibility requires that we adjust our own lifestyles and choices, to protect the more vulnerable members of our community, or to minimize the potential that we ourselves might harm them with our actions, or our failure to act; and

**WHEREAS**, while the path of this pandemic, and its future impact on our island, remains uncertain, we must do what we can today to preserve our children’s potential for learning and healthy development.



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

**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. AUTHORIZING RESUMPTION OF IN-PERSON LEARNING.** On recommendation from the DPHSS, the PAG, and the Guam National Guard Surgeon Cell effective on Monday, **September 20, 2021**, in-person learning of pre-kindergarten through 12th grade school campuses is authorized to resume. Schools shall submit reopening plans to DPHSS no later than **October 1, 2021**. Such plans must include a testing plan, and must comply with applicable DPHSS guidance, including social distancing and limitations on congregations. Schools are encouraged to open at such time as their preparations are complete, and are further encouraged to employ flexibility with regard to available models of learning and accommodations to students and families.

**a. INTERSCHOLASTIC ATHLETICS.** Effective September 20, 2021, interscholastic athletics are authorized to resume training and competition, subject to applicable DPHSS guidance.

i. Effective October 18, 2021, all organized sports training and competitions must require coaches and participants sixteen (16) years plus one (1) month of age or older to show proof that they are vaccinated. In the event a coach or participant declines to receive a COVID-19 vaccination or provide proof of such vaccination, they will be required to test for COVID-19 once weekly, as provided in applicable DPHSS guidance.

ii. Spectators shall be allowed at interscholastic sporting events and competitions, subject to applicable DPHSS guidance.

**2. SEVERABILITY.** If any provision of this Executive Order or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Order that can be given effect without the invalid provision or application, and to this end, the provisions of this order are severable.

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

3. **PRIOR ORDERS REMAIN IN EFFECT.** All prior Executive Orders remain in full force and effect except to the extent they conflict with this Order.

**SIGNED AND PROMULGATED** at Hagåtña, Guam, this 16th day of September, 2021.

A handwritten signature in blue ink, reading "Lourdes A. Leon Guerrero".

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

Attested by:

A handwritten signature in black ink, reading "Joshua F. Tenorio".

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



LOURDES A. LEON GUERRERO  
GOVERNOR



JOSHUA F. TENORIO  
LT. GOVERNOR

UFISINAN I MAGA'HĀGAN GUĀHAN  
OFFICE OF THE GOVERNOR OF GUAM

Via Hand Delivery  
and E-mail: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)

September 16, 2021

HONORABLE THERESE M. TERLAJE

Speaker

I Mina'trentai Sais Na Liheslaturan Guåhan

36<sup>th</sup> Guam Legislature

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

Doc Type:

36GL-21-1068  
OFFICE OF THE SPEAKER  
THERESE M. TERLAJE

09 17 2021

Time:

Received:

RE: Executive Order No. 2021-23

Hafa Adai Madame Speaker:

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

**EXECUTIVE ORDER NO. 2021-23:**

**RELATIVE TO AUTHORIZING THE RESUMPTION OF IN-PERSON LEARNING**

Thank you.

Senseremente,

  
**LESLIE A. TRAVIS**  
Legal Counsel

COMMITTEE ON RULES

RECEIVED:

September 17, 2021

11:39 A.M.

Enclosure: Executive Order No. 2021-23

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

RICARDO J. BORDALLO GOVERNOR'S COMPLEX  
513 W. Marine Corps Drive Hagåtña, Guam 96910  
governor.guam.gov | (671) 472-8931



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

**EXECUTIVE ORDER NO. 2021-23**

**RELATIVE TO AUTHORIZING THE RESUMPTION  
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**WHEREAS**, on March 14, 2020, I, Lourdes A. Leon Guerrero, *I Maga'hågan Guåhan*, Governor of Guam, acting pursuant to the power provided by the Organic Act of Guam and the laws of Guam, declared a public health emergency in the island of Guam due to dangers posed by the 2019 novel coronavirus ("COVID-19"); and

**WHEREAS**, while the safety of our students is, without question, of vital importance, the extended length of the COVID-19 public health emergency has had a deleterious effect on many aspects of our lives, chief among them the disruption it has caused in our childrens' lives. The American Academy of Pediatrics has emphasized that in-person learning is critical for the educational and social development of our children. Evidence demonstrates that remote learning has been detrimental to the educational attainment of students of all ages and has exacerbated the mental health crisis among children and adolescents; and

**WHEREAS**, on August 27, 2021, pursuant to Executive Order No. 2021-21, with the concurrence of the Department of Public Health and Social Services ("DPHSS"), the Physicians Advisory Group ("PAG"), and the Guam National Guard Surgeon Cell, I mandated the closure of schools for in-person learning. In that order, I acknowledged that in-person learning has a demonstrable impact on the physical and mental well-being of our children, but reasoned that our children under the age of twelve (12) are presently ineligible for vaccination, and it is our responsibility to protect them, as we have taken steps to protect all unvaccinated members of our community; and

**WHEREAS**, this pause in in-person learning was necessary to engage DPHSS, PAG, leadership at our public and private schools, our students, their parents, and other community stakeholders, in dialogue, with the aim of developing a comprehensive strategy towards keeping our schools safe for our children, particularly those who are not eligible to be vaccinated or receive approved therapeutic treatment, given the changing landscape caused by proliferation of the Delta variant, the prevalent variant of COVID-19 at present time; and

**WHEREAS**, it is crucial that we minimize any further disruptions to in-person learning; and

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//



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

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**WHEREAS**, to ensure the health and safety of our students, and to empower them to focus on their learning, it is necessary to create a halo around them -- to surround them with vaccinated teachers, administrators and staff; to ensure that testing and treatment is available to meet their needs; and to make common-sense adjustments to our own lives to reduce the community spread and preserve as much sense of normalcy for our children as is reasonably possible; and

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**WHEREAS**, in a report published on August 27, 2021 the United States Centers for Disease Control and Prevention ("CDC") reported that unvaccinated persons are 29 times more likely to be hospitalized than vaccinated persons; and

**WHEREAS**, in an effort to reduce positive cases in the community and consequent hospitalizations, in Executive Order Nos. 2021-19, 2021-20, and 2021-21, I mandated that certain establishments and activities that involve congregate settings and compromise mask use require proof of vaccinations for employees, patrons and participants, and implemented social gathering restrictions; and

**WHEREAS**, because most of our students have not reached the age of eligibility for current COVID-19 vaccinations, it is critical that the employees servicing this vulnerable community are not themselves transmitting the disease to these students; and



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

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**WHEREAS**, this study further underscores the necessity of requiring our teachers and other school personnel to vaccinate against COVID-19; and

**WHEREAS**, on August 6, 2021, in Executive Order No. 2021-17, I ordered that all workers of the executive branch agencies of the government of Guam, including the Guam Department of Education, be required to be fully vaccinated no later than September 24, 2021, or to submit to weekly testing; and

**WHEREAS**, as part of its “Keeping Schools Safely Open” plan, launched on September 9, 2021, the federal government mandated vaccination of all school personnel in head start and early head start programs and Department of Defense Education Activity schools; and

**WHEREAS**, as encouraged by the federal government and in coordination with the DPHSS, it is important that the GDOE, private, and charter schools develop screening and testing strategies to identify and isolate positive cases on school campuses to minimize further disruption to in-person instruction and keep students in classrooms; and

**WHEREAS**, as always, we should observe strict personal mitigation measures to reduce the spread of COVID-19, including wearing our masks, washing our hands, and maintaining proper social distancing; and

**WHEREAS**, ultimately, while we are assured certain rights in our own persons, we cannot deny that we live in a community with other people, and that we all play a role in ensuring the safety of all individuals in Guam, especially our schoolchildren, and that sometimes this great responsibility requires that we adjust our own lifestyles and choices, to protect the more vulnerable members of our community, or to minimize the potential that we ourselves might harm them with our actions, or our failure to act; and

**WHEREAS**, while the path of this pandemic, and its future impact on our island, remains uncertain, we must do what we can today to preserve our children’s potential for learning and healthy development.



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

**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. AUTHORIZING RESUMPTION OF IN-PERSON LEARNING.** On recommendation from the DPHSS, the PAG, and the Guam National Guard Surgeon Cell effective on Monday, **September 20, 2021**, in-person learning of pre-kindergarten through 12th grade school campuses is authorized to resume. Schools shall submit reopening plans to DPHSS no later than **October 1, 2021**. Such plans must include a testing plan, and must comply with applicable DPHSS guidance, including social distancing and limitations on congregations. Schools are encouraged to open at such time as their preparations are complete, and are further encouraged to employ flexibility with regard to available models of learning and accommodations to students and families.

**a. INTERSCHOLASTIC ATHLETICS.** Effective September 20, 2021, interscholastic athletics are authorized to resume training and competition, subject to applicable DPHSS guidance.

i. Effective October 18, 2021, all organized sports training and competitions must require coaches and participants sixteen (16) years plus one (1) month of age or older to show proof that they are vaccinated. In the event a coach or participant declines to receive a COVID-19 vaccination or provide proof of such vaccination, they will be required to test for COVID-19 once weekly, as provided in applicable DPHSS guidance.

ii. Spectators shall be allowed at interscholastic sporting events and competitions, subject to applicable DPHSS guidance.

**2. SEVERABILITY.** If any provision of this Executive Order or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Order that can be given effect without the invalid provision or application, and to this end, the provisions of this order are severable.

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**ISLAND OF GUAM**  
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**HAGĀTÑA, GUAM 96932**  
**U.S.A.**

3. **PRIOR ORDERS REMAIN IN EFFECT.** All prior Executive Orders remain in full force and effect except to the extent they conflict with this Order.

**SIGNED AND PROMULGATED** at Hagåtña, Guam, this 16th day of September, 2021.

A handwritten signature in blue ink, reading "Lourdes A. Leon Guerrero".

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

Attested by:

A handwritten signature in black ink, reading "Joshua F. Tenorio".

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

