



OFFICE OF THE GOVERNOR
HAGATNA, GUAM 96910
U.S.A.

EXECUTIVE ORDER NO. 2003-26

**DECLARING A STATE OF EMERGENCY
FOR EMERGENCY PROCUREMENT AND FOR EMERGENCY
EXPENSES RELATIVE TO THE PROVISION OF GOODS AND
SERVICES BY THE DEPARTMENT OF REVENUE AND
TAXATION DUE TO THE DAMAGES TO THEIR PREMISES AT
TIYAN**

WHEREAS, the premises at Tiyan, currently occupied by the Department of Revenue and Taxation ("DRT"), have suffered structural damage due to several earthquakes and typhoons and most recently Supertyphoon Pongsona; and

WHEREAS, the devastation caused by the most recent disaster (Supertyphoon Pongsona) damaged the roofing insulation and further exposed structural cracks resulting in water leaks in all DRT buildings; and

WHEREAS, these leaks are now seeping into the electrical conduit pipe and onto the walls causing the paint to peel off, and wetting the carpet creating mildew and mold; and

WHEREAS, relocation of some of DRT's offices to areas with minimal damage did not remedy the problem since employee illnesses and accidents have increased and damage to computers and office equipment continues to occur; and

WHEREAS, DRT could not obtain assistance from FEMA for permanent repairs since DRT does not own the buildings; and

WHEREAS, this situation has adversely impacted DRT operations and created an unsafe working environment and a potential hazard to the public.

NOW, THEREFORE, I, FELIX P. CAMACHO, I Maga'lahaen 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 order as follows:

1. **Declaration of state of emergency.** A state of emergency exists due to hazardous conditions on the premises currently occupied by the Department of Revenue and Taxation as a result of damages that require permanent repairs or for the lease of office space for the Department of Revenue and Taxation.

2. **Emergency procurement and emergency expenses.** Pursuant to 5 G.C.A. § 5215, authorizing emergency procurement upon executive order, and pursuant to 5 G.C.A. § 22402, authorizing the Governor to utilize no more than Two Hundred Fifty Thousand Dollars (\$250,000.00) from General Fund appropriations for the Executive Branch for expenses resulting from civil defense, public safety or healthcare emergencies, the Director of the Bureau of Budget and Management Research is authorized to transfer to the Department of Revenue and Taxation an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000.00) from outstanding appropriations within the General Fund for immediate procurement by the Department of Revenue and Taxation to provide goods and services relative to the repair of their premises or, in the alternative, for the rental of office space for the Department of Revenue and Taxation.



3. **Documentation of expenses.** Appropriate documentation on all expenses pertaining to such emergency procurement must be kept for inspection by the Executive and Legislative Branches and by the Office of the Public Auditor of Guam.

4. **Departments ordered to submit cost estimates.** Upon execution of this Executive Order, the Department of Revenue and Taxation in coordination with the Bureau of Budget and Management Research shall provide a written report of the expenditures of such funds and its source to *I Liheslaturan Guåhan* and the Public Auditor within five (5) days of such transactions as provided in 5 G.C.A. § 22402.

5. **Purpose of emergency procurement and expenditure of funds.** Emergency procurement may be used for procurement of any goods and services provided by the Department of Revenue and Taxation responding to this emergency and continuing for thirty (30) days after the date of this Executive Order as provided in 5 G.C.A. § 5215.

SIGNED AND PROMULGATED at Hagåtña, Guam this 3rd day of September 2003.

FELIX P. CAMACHO
I Maga'lahaen Guåhan
Governor of Guam

COUNTERSIGNED:

KALEO S. MOYLAN
I Segundu Maga'lahaen Guåhan
Lieutenant Governor of Gua

