



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

EXECUTIVE ORDER NO. 2004-01

**DECLARING A STATE OF EMERGENCY FOR EMERGENCY
PROCUREMENT AND FOR EMERGENCY EXPENSES
RELATIVE TO THE PROVISION OF GOODS AND SERVICES
BY THE DEPARTMENT OF PUBLIC WORKS DUE TO THE
SCHOOL BUS SHORTAGE**

WHEREAS, the Department of Education (“DOE”) has extended public school instructional time to six (6) hours per day with staggered start times for elementary, middle and high schools; and

WHEREAS, as a result there will be a significant delays in the transportation of children to and from school;

WHEREAS, the Department of Education (“DOE”) plan requires 125 school buses and a comfortable backup of 135 school buses; and

WHEREAS, the Department of Public Works (“DPW”) current fleet of school buses total 174; and

WHEREAS, presently there are 117 school buses operational and on the road, 38 school buses down and requiring extensive repair, and 19 school buses temporarily down and requiring minimal repair; and

WHEREAS, the DPW has issued a request for proposal for 20 school buses, however, the new school buses will not arrive on Guam until later this year; and

WHEREAS, as a result of the shortage in buses and the extension of instructional time by DOE, there will be significant delays in the transportation of children to and from school without the required number of safe and operational school buses.

NOW, THEREFORE, I, FELIX P. CAMACHO, I Maga'låhen 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 a shortage of school buses.
2. **Emergency procurement.** 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 (“BBMR”) is authorized to transfer to the DPW 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 DPW to provide goods and services relative to the repair of the school buses or, in the alternative, for the leasing of buses to augment the school bus fleet.



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 Public Auditor of Guam.
4. **Departments ordered to submit cost estimates.** Upon execution of this Executive Order, the DPW in coordination with the BBMR 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 DPW 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 2ND day of January 2004.

A handwritten signature in cursive script, appearing to read "Camacho".

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

COUNTERSIGNED:

A handwritten signature in cursive script, appearing to read "Kaleo S. Moylan".

KALEO S. MOYLAN
I Segundu Maga'låhen Guåhan
Lieutenant Governor of Guam

