



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

EXECUTIVE ORDER NO. 2004-19

RELATIVE TO DECLARING A STATE OF EMERGENCY IN ORDER TO EXPEDITE THE ISLAND-WIDE PREPARATION AND RECOVERY FROM TYPHOON CHABA

WHEREAS, as of Saturday, August 21, 2004, the government of Guam has been advised by the National Weather Service that Typhoon Chaba will be making its closest point of approach to the island of Guam between late Sunday night and early Monday morning; and

WHEREAS, on August 21, 2004, *I Maga'låhen Guåhan* placed Guam in Condition of Readiness 2; and

WHEREAS, the Emergency Operations Center at the Office of Civil Defense has been established and Response Activity Coordinators (RACs) have been activated to duty as of 5:00 p.m., Friday, August 20, 2004 in preparation for the onset of potential damaging winds and rains from Typhoon Chaba; and

WHEREAS, the government of Guam is in need of funds and resources to pay for heavy and basic equipment and rental, supplies, personnel overtime costs, and other response and recovery expenses that will be borne in anticipation of heavy rainfall, widespread flooding, and accumulation of debris island-wide caused by Typhoon Chaba; and

WHEREAS, the U.S. Department of Homeland Security and the Federal Emergency Management Agency, FEMA, has been informed of current activities related to the response to and recovery from potential disaster situations and is awaiting further advisement to assist the government of Guam with its preliminary damage assessments.

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, do order:

- 1. Declaration of State of Emergency.** A state of emergency is hereby declared for the island of Guam as a result of Typhoon Chaba.
- 2. Preliminary damage assessments.** All department and agency heads of the government of Guam are hereby directed to conduct preliminary damage assessments in conjunction with the Office of Homeland Security/Office of Civil Defense and the Bureau of Statistics and Plans, as soon as the island is returned to Condition of Readiness 4.
- 3. Reporting Requirement.** Initial reports on preliminary damage assessments and expenses are due from all departments and agencies within twenty-four (24) hours from the return to Condition of Readiness 4.
- 4. 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 health care emergencies, the Director of the Bureau of Budget and Management Research is authorized to transfer to the Department of Military Affairs 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 Military Affairs to provide goods and services to respond appropriately to the island-wide preparation and recovery from Typhoon Chaba.

5. **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, and in anticipation of federal disaster assistance approval by the President of the United States to be administered by the Federal Emergency Management Agency.

6. **Departments Ordered to Submit Cost Estimates.** Upon execution of this Executive Order the Department of Military Affairs in coordination with the various responding departments and agencies of the government of Guam and the Bureau of Budget and Management Research shall provide a written report of the expenditures of such funds and their source to *I Liheslaturan Guåhan* and the Public Auditor within five (5) days of such transactions as provided in 5 G.C.A. § 22402.

7. **Purpose of Emergency Procurement and Expenditure of Funds.** Emergency procurement may be used for procurement of any goods and supplies provided by the departments and agencies of the government of Guam with the Office of Civil Defense as the lead agency in coordination with Homeland Security relative to the response and recovery from Typhoon Chaba and continuing for Thirty (30) days after the date of this executive order as provided 5 G.C.A. § 5215.

8. **Overtime.** This Executive Order shall authorize the departments and agencies of the government of Guam responding to this executive order and the island-wide preparation and recovery from Typhoon Chaba to accrue overtime from 5:00 p.m., August 20, 2004 until 8:00 a.m., August ~~16~~ ²¹, 2004, unless further renewed by *I Maga'låhen Guåhan*.

9. **Government of Guam Support.** The Guam Fire Department, the Guam Police Department, the Department of Public Works, the Guam Environmental Protection Agency, the Department of Public Health and Social Services, the Guam Power Authority, the Guam Waterworks Authority, the Department of Administration, the General Services Agency, the Department of Education, the Department of Customs and Quarantine, the Guam Housing and Urban Renewal Authority, and the Department of Agriculture shall provide such emergency services as requested by the Office of Civil Defense.

10. **Cost Reimbursement.** The Department of Military Affairs in coordination with the various responding departments and agencies of the government of Guam shall pursue cost reimbursements from the appropriate responsible parties to the full extent provided by law, including subsequent legal proceedings as may be necessary.

SIGNED AND PROMULGATED at Hagåtña, Guam this 22 day of **August, 2004**.


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

COUNTERSIGNED:


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

