



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

EXECUTIVE ORDER NO. 2005-02

**RELATIVE TO DECLARING AN EMERGENCY IN ORDER TO EXPEDITE
THE ISLAND-WIDE PREPARATION AND RECOVERY FROM TROPICAL
STORM KULAP (01W)**

WHEREAS, as of 8:00 a.m., CST, Friday, January 14, 2005, the Government of Guam has been advised by the National Weather Service, that Guam and the southern Mariana Islands has been placed on Tropical Storm Watch (tropical storm conditions possible within 48 hours); and

WHEREAS, as of Saturday, January 15, 2005, the Government of Guam has been advised by the National Weather Service, that Tropical Storm Kulap (01W) will be upgraded to typhoon condition prior to reaching its closest point of approach to the island of Guam between 4:00 a.m. and 10:00 a.m., Monday, January 17, 2005; and

WHEREAS, at 4:00 p.m., Saturday, January 15, 2005, *I Maga'låhen Guåhan* placed the Island of Guam in Condition of Readiness 2; and

WHEREAS, the Emergency Operations Center at the Office of Civil Defense was activated as of 11:00 am, Friday, January 14, 2004 in preparation for and response to the onset of potential damaging winds and rains from Tropical Storm Kulap (01W); and

WHEREAS, the Government is now in dire need of funds and resources to pay for basic equipment and rental, supplies, personnel overtime costs, and other response and recovery expenses that will be borne in order to get the recovery process underway and to ensure that the basic needs of the people of Guam are met;

NOW, THEREFORE, I, FELIX P. CAMACHO, *I Maga'Låhen Guahan*, 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 Tropical Storm Kulap (01W).
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.** As quickly as possible, initial reports on preliminary damage assessments and expenses are due from all departments and agencies within Twenty-four (24) hours from the date of this Executive Order.
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 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 Tropical Storm Kulap (01W).
5. **Documentation of expenses.** All departments and agencies are hereby instructed to keep appropriate documentation on all emergency expenses 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. **Purpose of emergency procurement and expenditure of funds.** Emergency procurement may be used for procurement of any goods and services provided by the Office of Homeland Security/Office of Civil Defense as the lead agency in the provision of goods and services relative to the response and recovery from Tropical Storm Kulap (01W); and continuing for Thirty (30) days after the date of this executive order as provided in § 5215 of Title 5, Guam Code Annotated.
7. **Overtime.** This Executive Order shall authorize all Employees, to include exempt and non-exempt employees, of all Government of Guam Agencies, line and autonomous, inclusive of the Mayor's Council of Guam and the Guam National Guard responding to this executive order and the island-wide preparation and recovery from Tropical Storm Kulap (01W) to accrue overtime from 4:00 p.m., Saturday, January 15, 2005 until 8:00 a.m., Tuesday, January 18, 2005, unless further renewed by *I Maga'låhen Guåhan*.
8. **Government of Guam Support.** All Government of Guam Agencies, inclusive of line, autonomous and the Mayor's Council of Guam and the Guam National Guard shall provide such emergency services as requested by the Office of Civil Defense.
9. **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 **15th** day of **January, 2005**.

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

FELIX P. CAMACHO

I Maga' Låhen Guåhan
Governor of Guam

COUNTERSIGNED:

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

MARK FORBES

I Segundo Maga'låhen Guåhan Para Pa'go
Acting Lieutenant Governor of Guam

