



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

EXECUTIVE ORDER NO. 2005- 19

**RELATIVE TO DECLARING A STATE OF EMERGENCY IN ORDER TO
ASSIST THE GUAM POLICE DEPARTMENT IN PERSONNEL COSTS WHICH
MAY HAVE AN ADVERSE EFFECT ON PUBLIC SAFETY**

WHEREAS, *I Maga'Lahen Guåhan*, Governor of Guam, is the Chief Law Enforcement Officer for the Island of Guam; and

WHEREAS, the agency within the Executive Branch with the mandate to preserve public safety through police services is the Guam Police Department; and

WHEREAS, in order to provide these services, police officers are frequently required to work beyond a normal duty schedule for which overtime costs are incurred; and

WHEREAS, the Guam Police Department has historically been understaffed and recently further exasperated by current state of military activities as a result of September 11, 2001 with approximately 10 officers deployed by the Guam National Guard and Reserves and approximately 60 more subject to deployment resulting in overtime hours for police personnel; not to mention creating a potential strain for the department; and

WHEREAS, the Office of the Attorney General sued the Chief of Police for overtime payment;

WHEREAS, such lawsuit needlessly drains the budget of the department that could otherwise fund personnel and operation; and

WHEREAS, the Guam Police Department is now in dire need of funds and resources to pay for personnel costs, to include overtime, if necessary, and other related legal expenses that will be borne in order to defend the lawsuit by the Office of the Attorney General.

NOW, THEREFORE, I, FELIX P. CAMACHO, *I Maga'Lahen 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 Guam Police Department in order to assist with personnel costs including legal expenses incurred as a result of the Attorney General's lawsuit which may have an effect on public safety.



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 health care emergencies, the Director of Bureau of Budget and Management Research is authorized to transfer to the Department of Corrections an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000.00) from outstanding appropriations within the General Fund for immediate use by the Department of Corrections for personnel costs and legal services to respond to the law suit initiated by the Office of the Attorney General.
3. **Documentation of expenses.** The Department of Corrections is 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
4. **Purpose of emergency procurement and expenditure of funds.** Emergency procurement may be used for procurement of any services relative to the response of the lawsuit initiated by the Office of the Attorney General; and continuing for Thirty (30) days after the date of this executive order as provided in § 5215 of Title 5, Guam Code Annotated.

SIGNED AND PROMULGATED at Hagåtña, Guam this **18th** day of **May, 2005**.

A handwritten signature in cursive script, reading "Felix P. Camacho".

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