



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

**EXECUTIVE ORDER NO. 2008- 20**

**RELATIVE TO DECLARING A CONTINUING STATE OF  
EMERGENCY IN ORDER TO ALLOW GOVERNMENT OF GUAM  
AGENCIES AND INSTRUMENTALITIES TO ASSIST IN REPAIRING  
GPSS SCHOOLS**

**WHEREAS**, the Organic Act of Guam requires the Government of Guam to provide a free and adequate public education to the students of Guam (48 U.S.C.A. §1421(g)(b)); and

**WHEREAS**, Public Law 28-45 created the Every Child is Entitled to an Adequate Public Education Act, which became effective on October 1, 2007; and

**WHEREAS**, “adequate public education” means a system of public schools that provides an adequate public education to public school students (1G.C.A. §715); and

**WHEREAS**, to provide an adequate education, adequate public school facilities are necessary; and

**WHEREAS**, The Interim Superintendent declared on June 24, 2008 that the Guam Public School System (“GPSS”) is in a state of emergency as he did not believe that he would be able to ensure a majority of GPSS’s schools are in a safe condition by their deadline of August 12, 2008; and

**WHEREAS**, the Interim Superintendent temporarily detailed all of its facility, maintenance and CIP personnel to the Department of Public Works (“DPW”) in an effort to utilize DPW’s expertise in repairing the schools by their deadline; and

**WHEREAS**, at the request of GPSS, DPW will require the participation of its staff as well as the staff of other Government of Guam agencies and instrumentalities in order to rectify GPSS’s emergency and to avoid endangering the health and safety of our island’s school children.

**NOW THEREFORE, I, JUDITH T. WON PAT, Ed.D., *I Maga’ Lahren Guahan*, *para pa’go*, Acting Governor of Guam, by virtue of the authority vested to me by the Organic Act of Guam, as amended, do order:**

- 1. Declaration of a State of Emergency.** A continued state of emergency is hereby declared for all Government of Guam Agencies and instrumentalities to continue to assist as necessary in the repair of all of GPSS’s public schools, ensuring the safety and environmental and structural stability of the facilities;



2. **Documentation of Expenses.** All government of Guam agencies and instrumentalities assisting in this emergency are hereby instructed to keep appropriate documentation of all emergency expenses for inspection by the Executive and Legislative Branches and the Public Auditor;
3. **Overtime.** This Executive Order does not authorize overtime for any government of Guam agency or instrumentality employees who are responding to this Executive Order; and
4. **Emergency Procurement.** Emergency procurement may be used for the procurement of any goods and services necessary in responding to this emergency and such authority will continue 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 1<sup>st</sup> day of September, 2008.

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**JUDITH T. WON PAT, Ed.D.**  
*I Maga' lãhen Guahan, para pa'go*  
Acting Governor of Guam

**COUNTERSIGNED:**

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**DAVID L.G. SHIMIZU, Ed.D.**  
*I Segundu Maga'lãhen Guahan, para pa'go*  
Acting Lieutenant Governor of Guam

