

GOVERNMENT OF GUAM  
OFFICE OF THE GOVERNOR  
AGANA, GUAM

EXECUTIVE ORDER NO. 78-13

PUBLIC UTILITY AGENCY OF GUAM  
(PUAG) PROCUREMENT AUTHORITY

WHEREAS, the Public Utility Agency of Guam (PUAG) was established by Title XXII, Chapter III of the Government Code of Guam; and

WHEREAS, Section 21207 of the Government Code directs the PUAG to maintain all necessary records and, with the approval of the Governor, to "prescribe such reasonable rules and regulations, including matters pertaining to business management and personnel as may be necessary for the proper and efficient operation of the agency"; and

WHEREAS, Section 21207 expressly directs the PUAG to set its own rules and regulations covering "matters pertaining to business management and personnel," subject to the approval of the Governor; and

WHEREAS, the Attorney General of Guam, in his May 5, 1978 Opinion 78-43 has stated that: "Certainly this is express authority for the agency to procure materials for its operation."; and

WHEREAS, Section 6600.1 states;

"The procurement and warehousing of all supplies for the Government of Guam other than for the Guam Memorial Hospital and the Department of Education shall be a function of the Department of Administration, in accordance with such terms, conditions, and procedures as shall be prescribed by the Governor by Executive Order, including such exceptions as may be deemed in the interest of the Government."; and

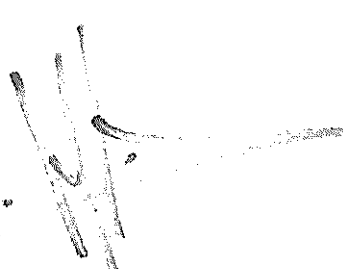
WHEREAS, the Attorney General's Opinion 78-43 also states that:

"The remedy of PUAG is to seek an executive order from the Governor excepting it from the requirements of 6600.1 and allowing PUAG to procure materials for its operation pursuant to Section 21207 of the Government Code.";

NOW, THEREFORE, I, RICARDO J. BORDALLO, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and Section 21207 of the Government Code of Guam, do hereby order:


1. That PUAG is hereby exempted from the requirements of 6600.1.
2. That PUAG establish its own procurement division.

Signed and promulgated at Agana, Guam this 13th day of JUNE, 1978.



RICARDO J. BORDALLO  
Governor of Guam

COUNTERSIGNED:



RUDOLPH G. SABLAN  
Lieutenant Governor