

GOVERNMENT OF GUAM
OFFICE OF THE GOVERNOR
AGANA, GUAM

EXECUTIVE ORDER NO. 84-25

EMERGENCY DECLARATION OF SHIGELLOSIS

WHEREAS, Section 29(a) of the Organic Act of Guam mandates the Governor to establish, maintain, and operate public health services in Guam, including hospitals, dispensaries, and quarantine stations, at such places in Guam as may be necessary; and

WHEREAS, the Governor shall promulgate quarantine and sanitary regulations for the protection of Guam against the importation and spread of disease; and

WHEREAS, there exists a potential threat of a dangerous communicable disease known as Shigellosis; and

WHEREAS, Shigellosis is a disease diagnosed with symptoms of continual diarrhea, fever and vomiting; and

WHEREAS, Shigellosis is a species of bacteria commonly transmitted by direct or indirect fecal-oral transmission from infected persons, neglect of personal hygiene after use of lavatory, or as a result of unsanitary conditions from sewage overflow or other causes; and

WHEREAS, children, the elderly and debilitated persons are most susceptible to the severity of the disease; and

WHEREAS, there have been numerous reported cases of Shigellosis prevalent in the Southern region of this island; and

WHEREAS, the proliferation of Shigellosis poses an imminent threat to the health, safety and welfare to the citizens of this community; and

WHEREAS, Section 6959.5 of Title VII-A of the Government Code provides that the Chief Procurement Officer, the Director of Public Works, the head of a purchasing agency, or a designee of either officer may make or authorize others to make emergency procurements when there exists a threat to the public health, welfare, or safety under emergency conditions; and

WHEREAS, the Governor is authorized, pursuant to Section 6113 of the Government Code, as amended by Section 4 of Public Law 15-75, to utilize any part or portion, not to exceed Two Hundred Fifty Thousand Dollars (\$250,000) of outstanding appropriations within the General Fund for expenses caused by civil defense, public safety or health emergencies,

NOW, THEREFORE, I, EDWARD D. REYES, Acting Governor of Guam, by virtue of the authority vested in me by the Organic Act and Sections 6959.5 and 6113 of the Government Code of Guam, do hereby direct and order as follows:

1. That there exists an emergency affecting the health, safety and welfare of the citizens of the Southern area and other areas reported to have been affected with Shigellosis.
2. That the communicable disease of Shigellosis poses a serious and immediate threat to the health, safety and welfare to the residents of the Southern region and other affected areas.
3. That the Chief Procurement Officer, the Director of Public Works, the head of a purchasing agency, or a designee of either officer, may engage in an emergency procurement for the purchase of materials, goods or services for the purpose of solving the emergency crises, provided prior notice has been given to the Governor, and further provided, that such emergency procurements shall be made with such competition as is practicable under the circumstances.
4. That the Director of Puublic Health and Social Services, the Director of Public Works, the Administrator of the Guam Environmental Protection Agency and the Chief Officer of Public Utility Agency of Guam are authorized, during this period of emergency, to use their best judgment and negotiate for procurement of materials, goods and services for the purpose of preventing the spread of the disease of Shigellosis.

5. That the Director of Public Health and Social Services, the Director of Public Works, the Administrator of the Guam Environmental Protection Agency and the Chief Officer of the Public Utility Agency of Guam are authorized to use whatever methods or techniques, and enter into such contract or contracts, with one or more licensed contractors as they deem necessary, provided prior notice has been given to the Governor. The Director of Public Health and Social Services, the Director of Public Works, the Administrator of Guam Environmental Protection Agency and the Chief Officer of the Public Utility Agency of Guam shall negotiate for the fairest price for the Government of Guam, but shall not be bound to the lowest price if, in their opinion, it is necessary to have performance rendered and desire to use all available resources from all available contractors.

Signed and promulgated at Agana, Guam this 28th day of September, 1984.



EDWARD D. REYES
Acting Governor of Guam

COUNTERSIGNED:



CARL T.C. GUTIERREZ
Acting Lieutenant Governor of Guam