



TERRITORY OF GUAM  
OFFICE OF THE GOVERNOR  
AGAÑA, GUAM 96910  
U. S. A.

**EXECUTIVE ORDER NO. 96-37**

**RELATIVE TO EXTENDING THE AUTHORIZATION FOR EMERGENCY PROCUREMENT PREVIOUSLY GRANTED IN EXECUTIVE ORDER NOS. 96-27, 96-28, AND 96-31 FOR GUAM POWER AUTHORITY, GUAM WATERWORKS AUTHORITY, AND DEPARTMENT OF PUBLIC WORKS TO PERFORM NEEDED REPAIRS DUE TO DAMAGE CAUSED BY TYPHOON DALE.**

**WHEREAS**, Executive Order No. 96-36 extended the exemption from the prohibition on overtime pay for supervisory personnel contained in Executive Order Nos. 95-11 and 96-12 up until December 31, 1996, in order for those agencies to repair damage to the island sustained from the effects of Typhoon Dale which passed close to the island on November 7-8, 1996; and

**WHEREAS**, the extension for emergency procurement has not been also extended for this extra time period during which various projects are ongoing to repair typhoon-related damage; and

**WHEREAS**, the Guam Power Authority, the Guam Waterworks Authority, and the Department of Public Works still have their crews in the field, and supervisory personnel are still required to work overtime with the crews to repair existing typhoon damage;

**NOW, THEREFORE, I, CARL T. C. GUTIERREZ**, Governor of Guam, by virtue of the authority vested in me by the Organic Act do order:

1) **Emergency procurement and emergency expenses.** Pursuant to §5215 of Title 5, Guam Code Annotated, authorizing emergency procurement upon executive order, and pursuant to §22402 of Title 5, Guam Code Annotated authorizing the Governor to utilize up to 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, the Director of the Bureau of Budget and Management Research is authorized to transfer to the Guam Power Authority, Guam Waterworks Authority, and Department of Public Works, an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000) from outstanding appropriations within the General Fund for immediate procurement by these departments and agencies to continue providing goods and services relative to those affected by damage from Typhoon Dale.

2) **Further authorization for emergency procurement unnecessary.** The authorization for the certification, approval, and expenditure of necessary funds pursuant to §5215 of Title 5, Guam Code Annotated and §22402 of Title 5, Guam Code Annotated, shall be this Executive Order, subject only to the exhaustion of identified funds. Any funds not so expended shall revert to the General Fund.

3) **Purpose of emergency procurement and expenditure of funds.** Emergency procurement may be used for procurement of any goods and services provided by the Guam Power Authority, Guam Waterworks Authority, and the



Department of Public Works in the provision of goods and services of these departments and agencies to the people of Guam during and after the passage of Typhoon Dale on November 7-9, 1996, and continuing for Thirty (30) days after date of this Executive Order as provided in §5215 of Title 5, Guam Code Annotated.

**SIGNED AND PROMULGATED** at Agana, Guam this 2nd day of December, 1996.

Handwritten signature of Carl T. C. Gutierrez.

**CARL T. C. GUTIERREZ**  
Governor of Guam

**COUNTERSIGNED:**

Handwritten signature of Madeleine Z. Bordallo.

**MADELEINE Z. BORDALLO**  
Lieutenant Governor of Guam