

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

Via Hand Delivery
and E-mail to: speaker@guamlegislature.org

June 19, 2023

HONORABLE THERESE M. TERLAJE

Speaker

I Mina'trentai Siette Na Liheslaturan Guåhan

37th Guam Legislature

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

RE: EXECUTIVE ORDER NO. 2023-07

Hafa Adai Madame Speaker:

Pursuant to Public Law 34-16, transmitted herewith is the following Executive Order:

**EXECUTIVE ORDER NO. 2023-07: RELATIVE TO CONTINUING THE STATE OF
EMERGENCY IN RESPONSE TO TYPHOON MAWAR**

Thank you.

Senseremente,

JEFFREY A. MOOTS

Legal Counsel

Enclosure: Executive Order No. 2023-07

cc via email: *Maga'hågan Guåhan*
Sigundo Maga'låhen Guåhan
Hon. Robert J. Torres, Jr., Chief Justice of Guam
Compiler of Law
Central Files
Cabinet Members



**ISLAND OF GUAM
OFFICE OF THE GOVERNOR
HAGATNA, GUAM 96932
U.S.A.**

EXECUTIVE ORDER NO. 2023-07

**RELATIVE TO CONTINUING THE STATE OF EMERGENCY IN
RESPONSE TO TYPHOON MAWAR**

WHEREAS, on May 21, 2023, I issued Executive Order No. 2023-02 in anticipation of the approach of Tropical Storm Mawar. On May 22, 2023, at my request, President Joseph R. Biden issued Emergency Declaration FEMA-3594-EM; and

WHEREAS, on May 24, 2023, Typhoon Mawar made landfall on Guam, with sustained winds of 140 mph and gusts up to 170 mph. Typhoon Mawar maintained its intensity as it passed through the Rota Channel between Guam and Rota, with destructive typhoon force winds continuing through May 25, 2023. On May 25, 2023, at my request, President Biden issued Major Disaster Declaration FEMA-4715-DR; and

WHEREAS, on May 28, 2023, I submitted a request to President Joseph R. Biden, that all Individual Assistance (“IA”) programs be designated to Guam in response to Typhoon Mawar, including the Individuals and Household Program and Other Needs Assistance, Disaster Case Management, Crisis Counseling and Assistance, Disaster Legal Services, Disaster Unemployment Assistance, Critical Needs Assistance, and the Clean and Removal Assistance, under the Major Disaster Declaration FEMA-4715-DR; and

WHEREAS, on June 2, 2023, in a subsequent letter to President Biden, I requested for Public Assistance (“PA”) Authorization to request aid for Debris Removal, Repair of Road and Bridges, Water Control Facilities, Buildings and Equipment, and Park, Recreational and Other categories under the Major Disaster Declaration; and

WHEREAS, our island has not seen a typhoon of this magnitude in over twenty (20) years. Though emergency response actions have been implemented consistent with hazard mitigation plans, in the time that has elapsed since the original emergency declaration in E.O. 2023-02, issued on May 21st, it has become necessary to focus our efforts in response to the specific circumstances that have emerged in the aftermath of Typhoon Mawar; and

WHEREAS, Typhoon Mawar caused substantial damage to our island’s critical infrastructure, including power, water and telecommunications. The Guam Power Authority and the Guam Waterworks Authority have worked around the clock to restore water and power to our residents. As of the time of this writing, 80% of GWA water wells are online, with total production estimated at 99% of pre-typhoon production. Further, power has been restored to an estimated 78.5% of customers; and

WHEREAS, both power and water systems remain unstable as services are restored to other areas. Though, without question, restoration efforts have been undertaken in a systematic and methodical manner, and in a significantly more expedient manner than occurred in previous typhoons, it is timely and appropriate to explore further opportunities to build resiliency in these critical areas; and



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WHEREAS, the storm damaged a number of homes and buildings, and in some cases, demolished entire homes. Many of our residents continue to reside in temporary shelters run by the American Red Cross. As of the time of this writing, approximately four hundred (400) of our residents reside in these shelters. Temporary shelters are not, however, a sufficient solution for our people; and

WHEREAS, the U.S. Department of Defense, U.S. Army Corps of Engineers, in coordination with the Federal Emergency Management Agency, the Office of the Governor of Guam, Guam Homeland Security/Office of Civil Defense, and the Mayors' Council of Guam, has launched Operation RISEUP on Guam, by which roof repair assistance is provided to residences; and

WHEREAS, it can be reasonably anticipated that the damage to homes caused by Typhoon Mawar will require long term solutions that create housing opportunities for families who lost their homes in the storm. These challenges are further exacerbated by the preexisting housing shortage on our island. In response to these challenges, I intend to leverage all avenues available under the laws of Guam to respond to the homelessness caused by Typhoon Mawar; and

WHEREAS, the storm also resulted in substantial storm debris, including extensive green waste consisting of organic vegetative matter such as leaves, fallen trees, limbs, stumps, branches, and yard waste. The Guam Environmental Protection Agency and the Department of Public Works have stood up a staging site where white goods, plastics, household hazardous waste, green waste, wood waste, and scrap metal may be disposed of; and

WHEREAS, the Guam Solid Waste Authority ("GSWA") has likewise contributed substantially to the cleanup effort, collecting household trash for the island, including for those who are not GSWA subscribers; and

WHEREAS, notwithstanding the efforts of these agencies, it is timely and necessary to explore long term solutions to address the disposal of debris on our island; and

WHEREAS, significant work has been done, but significantly more work remains. I thank our responding agencies, our mayors, our federal and non-profit partners, and our larger Guam community for stepping up to support those in our community most in need during this difficult time.

NOW, THEREFORE, I, LOURDES A. LEON GUERRERO, I Maga'hågan Guåhan, Governor of Guam, and by virtue of the authority vested in me by the Organic Act of Guam, as amended, and the laws of Guam, do order as follows:


1. **State of Emergency continues.** The state of emergency declared in Executive Order No. 2023-02 in response to the approach of Tropical Storm Mawar (now Typhoon Mawar) remains in effect.



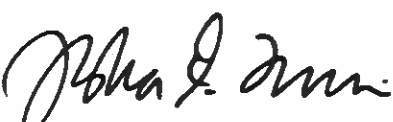
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2. **Emergency Procurement and Emergency Expenses.** The authorization in E.O. 2023-02 for emergency procurements, which was expanded in scope and amounts in E.O. 2023-05, continues in effect.
3. **Authorization for Overtime.** The authorization in E.O. No. 2023-02 for payment of overtime, for exempt and non-exempt Government of Guam employees, to work in excess of forty (40) hours a week in order to mitigate and respond to the effects of Typhoon Mawar throughout Guam, which was expanded in authorized amounts in E.O. No. 2023-05, remains in effect.
4. **Documentation of Expenses.** All departments and agencies are reminded to keep appropriate documentation on all emergency expenses incurred pursuant to this Executive Order for inspection by the Executive and Legislative Branches and by the Public Auditor of Guam, and in anticipation of federal disaster assistance approval by the President of the United States to be administered by the Federal Emergency Management Agency.
5. **Severability.** If any provision of this Executive Order or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Order that can be given effect without the invalid provision or application, and to this end, the provisions of this order are severable.
6. **Prior Orders Remain in Effect.** All prior Executive Orders remain in full force and effect except to the extent they conflict with this Order.

SIGNED AND PROMULGATED at *Hagåtña*, Guam, this **19th** day of **June, 2023**.


LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Attested by:


JOSHUA F. TENORIO
Sigundo Maga'låhen Guåhan
Lt. Governor of Guam

