

UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR



JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

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

March 19, 2020

HONORABLE TINA ROSE MUÑA BARNES

Speaker

I Mina'trentai Singko Na Liheslaturan Guåhan

35th Guam Legislature

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

Re: Executive Order No. 2020-05

Dear Madame Speaker:

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

EXECUTIVE ORDER NO. 2020-05:
RELATIVE TO MANDATING SOCIAL ISOLATION, LIFTING
RESTRICTIONS ON HEALTH CARE LICENSURE, AND
CLARIFYING STATUS OF NON-ESSENTIAL GOVERNMENT
OF GUAM OPERATIONS

If you have any questions, please contact my office at # 475-9475/76.

Senseramente,

HAIG T. HUYNH

Legal Counsel

Enclosure(s): Executive Order No. 2020-05

cc via email: *Maga'hågan Guåhan*
Sigundo Maga'låhen Guåhan
Compiler of Law
Central Files
Cabinet Members



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

EXECUTIVE ORDER NO. 2020-05

**RELATIVE TO MANDATING SOCIAL ISOLATION, LIFTING
RESTRICTIONS ON HEALTH CARE LICENSURE, AND CLARIFYING
STATUS OF NON-ESSENTIAL GOVERNMENT OF GUAM OPERATIONS**

WHEREAS, on March 14, 2020, I, Lourdes A. Leon Guerrero, *I Maga'hågan Guåhan*, Governor of Guam, acting pursuant to the power provided by the Organic Act and the laws of Guam, declared a public health emergency in the island of Guam due to the potential dangers posed by the 2019 novel coronavirus ("COVID-19"); and

WHEREAS, on March 16, 2020, I issued Executive Order No. 2020-04, articulating further the government of Guam's response to the COVID-19 pandemic;

WHEREAS, over the course of the past week, eight cases of COVID-19 have been confirmed on Guam; and

WHEREAS, one of the best courses of combat against community spread is through the reduction of face-to-face interaction with others and the practice of social distancing; and

WHEREAS, as the number of cases increases, our capacity for provision of health care services is further strained; and

WHEREAS, current requirements for licensure in medical, nursing, and allied health professions make it difficult to quickly address the human resource needs of the government of Guam's COVID-19 pandemic response team.

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

- 1. PROHIBITION ON GATHERINGS AND MANDATORY SOCIAL ISOLATION.** Pursuant to Section 3317, Article 3, Chapter 3 of Title 10, Guam Code Annotated, effective immediately and through March 30, 2020, all public gatherings or congregations for purposes of public entertainment, recreation, food and beverage service, theater, bowling, fitness, and other similar activities, to include all public venues in which the serving, provision, or consumption of prepared food or beverages occurs at a table, bar or for consumption within are prohibited beginning at 12 o'clock noon on March 20, 2020.
- 2. EMERGENCY MEASURES CONCERNING FACILITIES AND MATERIALS.** Effective at 12 o'clock noon on March 20, 2020 and through March 30, 2020, any place of business or public accommodation shall close and be prohibited from on-site operations.



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This prohibition on operations shall not apply to the following: Healthcare operations, including home health workers; essential infrastructure, including construction of housing and operation of public transportation and utilities; grocery stores, farmers' markets, food banks, convenience stores; businesses that provide for economically disadvantaged individuals and shelter facilities; pharmacies, health care supply stores, and health care facilities; gas stations and auto repair facilities; banks and credit unions; garbage collection; hardware stores, plumbers, electricians, and other service providers necessary to maintain the safety, sanitation, and essential operation of residences and other essential businesses; educational institutions, for the purposes of facilitating distance learning; laundromats, dry cleaners, and laundry service providers; businesses that ship or deliver groceries, food, and goods directly to residences; and roles required for any essential business to maintain basic operations, which include security, payroll, and similar activities.

In all cases where operations are permitted to continue, it is strongly recommended that mitigation measures as set forth in Section 5 of Executive Order No. 2020-04 be followed.

3. **LICENSURE OF HEALTH CARE PROFESSIONALS.** Pursuant to the authority provided under Title 10 Guam Code Annotated Section 19608 and in an effort to provide for the health and public safety our community, health care personnel may be appointed to serve for the duration of this public health emergency. All licensing requirements, permits or fees required by law, rule, regulation for health care providers are waived and such waiver will continue in effect until the public health emergency terminates.
4. **GOVERNMENT OF GUAM OPERATIONS.** The Government of Guam is operating in a limited capacity. Some agencies are completely closed. Several agencies are operational but closed to public access. Other agencies remain fully operational, including public access. All members of the public needing government services are asked to contact agencies and departments by email or phone. Regardless of operational status of an agency/department, all government of Guam employees remain on regular work status and are expected to report for duty within two hours from receiving notice from his/her supervisor.
5. **ENFORCEMENT.** The Department of Public Health and/or the Department of Revenue and Taxation may issue guidance, subject to my approval to implement the terms of this Order. DPHSS and the DRT shall enforce this Order and, if necessary, may do so with the assistance of the Guam Police Department. Businesses that refuse to comply with the provisions of this Executive Order may be subject to the revocation of their business license or other penalties as available in law or rule.

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6. **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.

SIGNED AND PROMULGATED at Hagátña, Guam, this **19th** day of **March 2020**.



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

Attested by:

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