



OFFICE OF LEGAL COUNSEL

Ufisinan I Maga'hågan Guåhan
Office of the Governor of Guam

LOURDES A. LEON GUERRERO
Governor of Guam

JOSHUA F. TENORIO
Lieutenant Governor of Guam

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

December 23, 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. 2020-45

Hafa Adai Madame Speaker:

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

EXECUTIVE ORDER NO. 2020-45: RELATIVE TO FURTHER AMENDING RESTRICTIONS DURING PANDEMIC CONDITION OF READINESS 1 ("PCOR 1")

Thank you.

Senseramente,

SOPHIA SANTOS DIAZ
Legal Counsel

Enclosure(s): Executive Order No. 2020-45

cc via email: *Maga'hågan Guåhan*
Sigundo Maga'låhen Guåhan
Hon. F. Philip Carbullido, Chief Justice of Guam
Compiler of Law
Central Files
Cabinet Members



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

EXECUTIVE ORDER NO. 2020-45

**RELATIVE TO FURTHER AMENDING RESTRICTIONS DURING
PANDEMIC CONDITION OF READINESS 1 (“PCOR 1”)**

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, under Guam’s Pandemic Conditions of Readiness (“PCOR”) system, the island continues to be in PCOR 1, under which some of the most restrictive conditions are in effect, including reduced capacities in all facilities with in-door operations; and

WHEREAS, since first declaring a public health emergency, Guam has suffered One Hundred Twenty One (121) COVID-19 related deaths from COVID-19 in our community; and

WHEREAS, as of the time of this writing, over Seven Thousand Two Hundred (7,200) individuals have tested positive for COVID-19 in Guam; and

WHEREAS, as of the time of this writing, twenty-three (23) COVID-19 positive patients are hospitalized, including eight (8) in intensive care, some of whom are on ventilators; and

WHEREAS, as the island celebrates the holiday season, our CAR Score has held steady below five (5) for the past twenty-one (21) days and below 2.5 for the past nineteen (19) days; and

WHEREAS, notwithstanding the strides we have made towards containing the spread of COVID-19 in Guam, the virus continues to spread at a high rate nationally and throughout the world; and

WHEREAS, we continue to receive travelers and returning residents from the mainland U.S., and it is critical that we maintain our quarantine facilities to minimize the spread of infection from off-island travelers; and

WHEREAS, continued vigilance also remains necessary to contain the community spread in Guam; and

WHEREAS, on December 18, 2020, in Executive Order No. 2020-44, in recognition of our island’s efforts in containing our community spread, social gatherings were allowed for up to ten (10) congregants, and occupancy at houses of worship was increased to 50%; and



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WHEREAS, given the continued improvement in our metrics, it is timely and appropriate that further measured allowances are made in anticipation of a broader reopening in the new year; and

WHEREAS, because implementing any additional allowances will naturally carry a degree of risk, it is critical that businesses and individuals alike strictly observe all applicable guidance memoranda issued by the Department of Public Health and Social Services (“DPHSS”) to ensure that our community remains healthy, and so that we can continue to slowly and methodically reopen our local businesses; and

WHEREAS, a key component to our island’s success at containing the spread of COVID-19 and broadly reopening business is the development and implementation of a robust plan for vaccinations; and

WHEREAS, it is important that our community participates in our phased vaccination effort, and that individuals in our community, particularly those with medical conditions, receive the vaccine when it becomes available based on their priority level; and

WHEREAS, notwithstanding the implementation of our phased vaccine plan, I, along with DPHSS, the Guam National Guard Surgeon Cell, and the Physicians Advisory Group will closely monitor our island’s response to these interim allowances, so that further amendments are made immediately if necessary; and

WHEREAS, it is my sincere hope that we, as a community, rise to this challenge, remain vigilant and cognizant of the role we serve as individuals in containing the spread of this virus and protecting our loved ones, that we remain critical of our behavior and the behavior of those around us, and that we observe the best possible practices to ensure the success of our reopening efforts and the safety of our community.

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. PANDEMIC CONDITION OF READINESS 1.** Guam continues to be in PCOR 1, during which restrictive conditions are imposed in an effort to slow the spread of COVID-19 in our community.
- 2. “SAFER AT HOME” ADVISORY.** Guam continues to be under a Safer at Home Advisory, during which all individuals, especially vulnerable persons, are encouraged to minimize travel outside the home. When it is necessary to leave the home, all persons are instructed to exercise mitigation measures outlined in applicable DPHSS Guidance Memoranda, to help slow the spread of COVID-19. “Vulnerable persons” means individuals aged sixty five (65) years and older or individuals with serious underlying health conditions, including high blood pressure, chronic lung disease, diabetes, obesity, asthma, and those whose immune




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system is compromised such as by chemotherapy for cancer and other conditions requiring such therapy.

3. **SOCIAL GATHERINGS OR CONGREGATIONS.** A “congregation” or “social gathering” is a meeting for a common and singular purpose of more than one (1) person where individuals are not members of a single household. Effective at 8:00AM on Thursday, December 24, 2020, social gatherings and congregations shall be limited to **no more than fifteen (15) persons**. The terms “social gathering” and “congregation” are not intended to include meetings of businesses, organizations, or government agencies held for the purpose of carrying out official business of such entities.
4. **EATING AND DRINKING ESTABLISHMENTS.** Effective at 8:00AM on Saturday, December 26, 2020, in-person indoor dining shall be permitted at eating and drinking establishments at no more than twenty-five percent (25%) of the occupancy load, subject to requirements and limitations set forth in applicable DPHSS Guidance, including the requirement that no more than six (6) people be seated together when dining indoors, with six (6) feet distance between tables. Outdoor dining shall be permitted with no more than ten (10) persons per table or per party.
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 Hagátña, Guam, this 23rd day of December, 2020.


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

Attested by:


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

