SINERU YAN MINAGÅHET,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the
Guam Buildup
35th Guam Legislature
I Mina’trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

This e-mail message is intended only for the use of the individual or entity named above and may contain confidential and privileged information. If you are not the intended recipient, any disclosure, copying, distribution or use of the information contained in this transmission is strictly PROHIBITED. If you have received this transmission in error, please immediately notify us by replying to speaker@guamlegislature.org and delete the message immediately. Thank you very much.

Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiatmente para hagu ma entensiona pat ma aturisa para umrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na’setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi, put fabot ago’ guatu gi I numa’huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu’os ma’ase’.

---------- Forwarded message ----------
From: <june.borja@guam.gov>
Date: Wed, Dec 9, 2020 at 11:34 AM
Subject: EXECUTIVE ORDER NO. 2020-42: Relative to Establishing the Guam Abandoned Derelict Vessels Removal Group
To: Speaker's Office <speaker@guamlegislature.org>
Cc: Gov. Lourdes A. Leon Guerrero <governor@guam.gov>, Lieutenant Governor <lt.governor@guam.gov>, Guam Compiler of Laws <guamcompiler@gmail.com>, Geraldine A. Cepeda (Compiler) <gcepeda@guamcourts.org>, Sophia


Doc. No. 35GL-20-2487.*
Hafa Adai Madame Speaker,

Please find attached copy of letter dated December 9, 2020 from Legal Counsel Sophia Santos Diaz with enclosed Executive Order No. 2020-42:

- **EXECUTIVE ORDER NO. 2020-42: Relative to Establishing the Guam Abandoned Derelict Vessels Removal Group**

A hard copy will be transmitted to your office this afternoon.

Thank you.

Respectfully,

June M.C. Borja
Administrative Services Officer
OFFICE OF THE GOVERNOR OF GUAM
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910
P.O. Box 2950, Hagåtña, Guam 96932
Direct Telephone No.: (671) 473-1117
Main Office No.: (671) 473-1118

CONFIDENTIALITY NOTICE: This email and any files transmitted with it may be legally privileged and confidential and are intended solely for the use of the individual or entity above. If you are not the intended recipient, you are hereby notified that any view, dissemination or copying of this email, or taking any action in reliance on the contents of this information is strictly prohibited. If you received this transmission in error, please notify us immediately by e-mail or telephone to arrange for the return of this email and any files to us or to verify it has been deleted from your system.
December 9, 2020

HONORABLE TINA ROSE MUÑA BARNES
Speaker
I Mina 'trentai Singko Na Lihesturan Guåhan
35th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: Executive Order No. 2020-42

Hafa Adai Madame Speaker:

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

EXECUTIVE ORDER NO. 2020-42:
RELATIVE TO ESTABLISHING THE GUAM ABANDONED DERELICT VESSELS REMOVAL GROUP

If you have any questions, please contact my office at # (671) 473-1118.

Senseramente,

SOPHIA SANTOS DIAZ
Legal Counsel

Enclosure(s): Executive Order No. 2020-42

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
EXECUTIVE ORDER NO. 2020-42

RELATIVE TO ESTABLISHING THE GUAM ABANDONED DERELICT VESSELS REMOVAL GROUP

WHEREAS, Abandoned and Derelict Vessels ("ADV's") are a major problem for Guam as well as for many other islands and jurisdictions; and

WHEREAS, these sunken, stranded, and decrepit vessels, can become navigational hazards and pose significant threats to commercial and natural resources; and

WHEREAS, their physical presence can destroy sensitive marine and coastal habitats, sink or move during storms, disperse oil and toxic chemicals still on board, and become a source of marine debris; and

WHEREAS, as stated within the National Oceanic and Atmospheric Administration ("NOAA") report, "Surveys of Abandoned Vessels: Guam and CNMI," issued in October 2003, there are approximately thirty-one (31) vessels identified and surveyed on Guam that require removal; and

WHEREAS, an informal working group over the past several years came together to assist each other in addressing this problem by identifying, removing and properly disposing of three ADVs in and around the island of Guam in 2017; and

WHEREAS, the Guam Environmental Protection Agency ("Guam EPA") seeks to continue its partnership with the Commander, Logistics Group Western Pacific Task Force 73 ("CTF73") Salvage Team as the Agency’s partner in the ADV removal; and

WHEREAS, Guam EPA must apply for the Innovative Readiness Training ("IRT") Civil-Military Partnership to continue its partnership with CTF73 for ADV removal.

NOW, THEREFORE, I, LOURDES A. LEON GUERRERO, I Moga'ågan Guåhan, Governor of Guam, by virtue of the authority vested in me by the Organic Act and laws of Guam, do hereby order the establishment of the Guam Abandoned Derelict Vessel Removal Group, and direct as follows:

I. The members of the Guam ADV Removal Group shall consist of: Guam Environmental Protection Agency Administrator, or official designee(s), the Bureau of Statistics and Plans Director or official designee(s), and the Guam Department of Agriculture Director or official designee(s).

II. The Guam ADV Removal Group shall:

a. Meet quarterly to report on the status of Guam’s ADV Removal; and
b. Post all ADV Removal meeting minutes on the Guam EPA website and transmit minutes of all meetings to I Maga’hågan Guåhan and I Liheslaturan Guåhan; and

c. Within 90 days of the issuance of this order, the ADV Removal Group shall negotiate with federal partners, to include the United States Navy, the Army Corps of Engineers, the United States Coast Guard, the NOAA, the United States Environmental Protection Agency, and the United States Fish and Wildlife Service toward the goal of entering into an Memorandum of Understanding (“MOU”) to identify, remove and dispose of ADV in outer Apra Harbor, Guam.

III. As the lead member, the Guam EPA shall:

a. Coordinate meetings and activities of the ADV Removal team.

b. Prescribe guidance and technical assistance to the group.

c. Maintain a database documenting all activities of the group.

d. Provide technical input on Standard Operating Procedures for identification and removal of ADVs.

e. Provide limited materials, supplies and marine transport services for ADV Removal team.

f. Participate in public outreach for this project.

IV. As members, the Bureau of Statistics and Plans Director (“BSP”) and the Department of Agriculture (“DoAg”) shall:

a. Provide at least one (1) representative to ADV Removal team who will attend all meetings.

b. Provide technical assistance for all necessary permits.

c. Be responsible for issuing Guam Federal Consistency Review.

d. Participate in public outreach for this project.
V. Guam EPA may enter into a MOU with the Guam Power Authority GPA and the Port Authority of Guam PAG to carry out the activities associated with the ADV Removal Team.

SIGNED AND PROMULGATED at Hagåtña, Guam, this 9th 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

3 of 3
Executive Order No. 2020-42