



September 20, 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. 2020-33

Dear Madame Speaker:

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

**EXECUTIVE ORDER NO. 2020-33:
RELATIVE TO THE UTILIZATION OF QUARANTINE AND ISOLATION
TO COMBAT THE SPREAD OF COVID-19**

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

Senseramente,

A handwritten signature in black ink, appearing to read "Sophia Santos Diaz", is written over a faint, larger version of the same signature.

SOPHIA SANTOS DIAZ

Legal Counsel

Enclosure(s): Executive Order No. 2020-33

cc via email: *Maga'hagan 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. 2020-33

**RELATIVE TO THE UTILIZATION OF QUARANTINE
AND ISOLATION TO COMBAT THE
SPREAD OF COVID-19**

WHEREAS, pursuant to Executive Order No. 2020-03, a state of public health emergency was declared for Guam on March 14, 2020; and

WHEREAS, Guam recorded its first three (3) cases of COVID-19 on March 16, 2020; and

WHEREAS, since March 16, 2020, in Executive Order No. 2020-04, Guam has invoked the provisions of Section 3333, Title 10, Guam Code Annotated ("Section 3333"), to restrict entry of persons into Guam; and

WHEREAS, on March 19 and March 20, 2020, the Department of Public Health and Social Services ("DPHSS"), in its capacity as the Public Health Authority as designated by the Governor of Guam, implemented a mandatory quarantine for travelers from the Philippines in a Government of Guam facility; and

WHEREAS, according to the World Health Organization, transmission of COVID-19 is facilitated through close interaction with persons who are infected; in particular, it is spread through small droplets from the nose or the mouth; and

WHEREAS, according to the United States Centers for Disease Control, a COVID-19 negative test result does not necessarily mean that a person is not infected with the virus or that a person will not later contract the virus; and

WHEREAS, under the provisions of Section 3333, a person who has spent more than seven (7) days in an affected area and arrives in Guam without a negative test result is subject to mandatory quarantine; and

WHEREAS, because it can take several days for an infected person to have levels of the virus sufficient for detection by a test, application of Section 3333 does not adequately protect against the importation of COVID-19 by travelers to Guam, which has resulted in DPHSS utilizing its other statutory authority for the implementation of quarantine; and

WHEREAS, since March 16, 2020, in Executive Order No. 2020-04, because the science regarding COVID-19 was emerging, in addition to its quarantine authority under Section 3333, DPHSS concurrently invoked its authority under the provisions of Chapter 19, Title 10, Guam Code Annotated, to quarantine and isolate individuals in response to identified health threats; and



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WHEREAS, as of the time of this writing, over two thousand (2000) Guam residents have been infected by COVID-19, one hundred one (101) of whom were identified in quarantine; and

WHEREAS, as of the date of this writing, six hundred thirty-three (633) individuals remain in isolation, either in a government facility or at their homes; and

WHEREAS, to date, the island has suffered thirty-four (34) deaths related to COVID-19, twenty-four (24) of which have occurred in the month of September alone; and

WHEREAS, infection clusters have been traced to individuals who traveled into Guam but were not subjected to quarantine at a government facility; and

WHEREAS, for the preservation of public health and safety throughout our island, it is necessary to continue to subject individuals to quarantine and, where applicable, isolation.

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. **QUARANTINE AND ISOLATION.** Travelers to and individuals already in Guam, including residents and non-residents, may be subject to quarantine and isolation pursuant to the laws of Guam. Such quarantine and isolation may occur in government qualified facilities.

Pursuant to Section 3333(d) of Title 10, Guam Code Annotated, and in consultation with the DPHSS, Section 6 of Executive Order No. 2020-04, Section 3.c. of Executive Order No. 2020-11, Section 1.d. of Executive Order No. 2020-14, Section 2.d. of Executive Order No. 2020-16, Section 1.b. of Executive Order No. 2020-20, Section 3 of Executive Order No. 2020-22, Section 3 of Executive Order No. 2020-25, Section 2 of Executive Order No. 2020-28, and Section 4 of Executive Order No. 2020-29, are hereby rescinded.

2. **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.

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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 20th day of September, 2020.



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

Attested by:

Joshua F. Tenorio

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