

**GOVERNMENT OF PUERTO RICO
LA FORTALEZA
SAN JUAN, PUERTO RICO**

Administrative Bulletin Number: OE-2020-059

EXECUTIVE ORDER OF THE GOVERNOR OF PUERTO RICO, HON. WANDA VÁZQUEZ-GARCED, DECLARING A STATE OF EMERGENCY AS A RESULT OF THE IMMINENT PASSAGE OF THE POTENTIAL TROPICAL "CYCLONE" ATMOSPHERIC PHENOMENON #9" AND/OR INVEST 92 L.



WHEREAS: The Government of Puerto Rico has the responsibility to carry out all necessary measures to safeguard the health, life, property and safety of residents and the Government.

WHEREAS: On July 28, 2020, the National Meteorological Service indicated that there is a great possibility that, during the next 24 hours, Puerto Rico will receive the effects of winds, rain and potential flooding as a consequence of the passage of the atmospheric phenomenon. In view of this, a tropical storm warning is in effect over Puerto Rico.

WHEREAS: The passage of this atmospheric phenomenon threatens to cause damage and has created an emergency situation that threatens public safety, basic services to the citizenship, economic activity and social welfare of Puerto Rico.

WHEREAS: Article 6.10 of Act No. 20-2017, as amended, better known as "Department of Safety and Security Act Public of Puerto Rico", empowers the Governor to decree a state of emergency on the Island and "give effect to those state regulations, orders, plans or measures for emergency or disaster situations or vary the same at her discretion", as well as "to dictate, amend and revoke those regulations and to issue, amend and rescind those orders that she deems appropriate to govern during the state of emergency or disaster."

THEREFORE: I, WANDA VÁZQUEZ GARCED, Governor of Puerto Rico, by virtue of the powers inherent in my office and the authority conferred on me by the Constitution and laws of Puerto Rico, hereby DECREE and ORDER the following:

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- SECTION 1:** A state of emergency has been declared throughout Puerto Rico as a result of the imminent passage of the Invest-92-L atmospheric phenomenon and the impact it may cause.
- SECTION 2:** This declaration of emergency meets the requirements for all agencies and municipalities to activate special emergency procurement procedures to acquire materials and services that are essential to respond to the emergency. This declaration of emergency is separate from the declaration of emergency issued to address the COVID-19 pandemic.
- SECTION 3:** The Department of Public Safety (DPS) will prepare and submit to the Governor, the Director of the Office of Management and Budget and the Secretary of the Treasury an estimate of the funds required to carry out the evacuation, rescue, response and recovery efforts in the affected regions.
- SECTION 4:** Based on the estimate submitted by the DPS and the Assistant General of Puerto Rico, the Secretary of the Department of the Treasury and the Director of the Office of Management and Budget will assign to the Secretary of the DPS and other agencies involved (as identified by the Secretary of the Department of the Treasury and the Director of the Office of Management and Budget) the funds available to comply with the provisions of this Executive Order. The Secretary of the Treasury and the Director of the Office of Management and Budget are authorized to establish, from any available funds, including the Emergency Fund, a special budget to cover those expenses necessary to carry out the eviction, rescue, response and recovery efforts in accordance with this Executive Order.
- SECTION 5:** The DPS and other agencies involved shall provide the Secretary of the Department of Finance and the Director of the Office of Management and Budget with a detailed report on the expenses incurred at the close of the work carried out pursuant to this Executive Order.
- SECTION 6:** **DEFINITION OF AGENCY.** For purposes of this Executive Order, the term "Agency" refers to any agency, instrumentality, office or dependency of the Executive Branch of the Government of Puerto Rico, including public corporations, regardless of its name.
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- SECTION 7:** **DEROGATION.** This Executive Order supersedes any other executive order that in whole or in part is incompatible with this one to the extent that such incompatibility exists.
- SECTION 8:** **VALIDITY.** This Executive Order shall be effective immediately.
- SECTION 9:** **SEVERABILITY.** The provisions of this Executive Order are separate and independent of each other, and if any part, section, provision, or sentence of this Executive Order is declared unconstitutional, void, or invalid by a court of jurisdiction and venue, such decision shall not affect the validity of the remaining provisions, which shall remain in full force.
- SECTION 10:** **NON CREATION OF ENFORCEABLE RIGHTS.** This Executive Order is not intended to create any rights, substantive or procedural, enforceable at law or equity, by any person or entity, in any matter, civil, criminal, or administrative, against the Government of Puerto Rico or its agencies, officials, employees, or any other person.
- SECTION 11:** **PUBLICATION.** This Executive Order is to be filed immediately with the Department of State and the widest possible publication is hereby ordered.



IN WITNESS WHEREOF, I hereby issue this Executive Order under my signature and cause the Great Seal of the Government of Puerto Rico to be affixed in San Juan, Puerto Rico, on this 29th day of July of 2020.


WANDA VÁZQUEZ-GARCED
GOVERNOR

Enacted in accordance with the law on this 29th day of July of 2020.


ELMER L. ROMÁN GONZÁLEZ
SECRETARY OF STATE