

Re: Messages & Communications Doc. No. 38GL-26-2632 through 2636.

From: Guam Legislature Clerks <clerks@guamlegislature.gov>
Date: Mon 7/20/2026 3:50 PM
To: 38th Committee On Rules <committeeonrules@guamlegislature.gov>

Håfa Adai,

Received, and thank you.



Elijah Untalan
Clerks Office

I Mina'trentai Ocho na Liheslaturan Guåhan

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Voice: (671) 472-3465/3460 Fax: (671) 472-3524

guamlegislature.gov

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Thank you

From: 38th Committee On Rules <committeeonrules@guamlegislature.gov>
Sent: Monday, July 20, 2026 3:36 PM
To: Guam Legislature Clerks <clerks@guamlegislature.gov>
Cc: Frank Blas Jr. <speakerblas@guamlegislature.gov>
Subject: Messages & Communications Doc. No. 38GL-26-2632 through 2636.

Håfa Adai Clerks Office,

Please see attached, **Messages & Communications Doc. No. 38GL-26-2632 through 2636** for processing:

✓	38GL-26-2632	Office of Senator Telo T. Taitague	AI Regulatory Task Force First Progress Report.
✓	38GL-26-2633	A.B. Won Pat International Airport Authority	FY2025 Citizen-Centric Report*
✓	38GL-26-2634	Department of Public Health and Social Services	Guam Board of Allied Health Examiners Regular Board Meeting Packet for July 17, 2026*
✓	38GL-26-2635	Department of Administration	Creation and Abolishment of Positions Re: Assistant Chief Financial Officer (DOA); Deputy Financial Manager; Deputy Controller (Department of Administration)*
✓	38GL-26-2636	Guam Power Authority	Emergency Procurement of Temporary Generation Capacity (20MW) Determination of Need.

Kindly reply to this email



Si Yu'os ma'åse',

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

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Messages and Communications 38GL-26-2636.

2 messages

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Mon, Jul 20, 2026 at 10:50 AM

To: 38th Committee On Rules <committeeonrules@guamlegislature.gov>, Sabrina Salas Matanane <office.senatorbri@guamlegislature.gov>

Håfa adai,

Please see attached M&C Doc. No. 38GL-26-2636

38GL-26-2636	Guam Power Authority	Emergency Procurement of Temporary Generation Capacity (20MW) Determination of Need.
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*Si Yu'os Ma'åse'**Bernice Rivera*

Administrative Assistant

**Office of Speaker Frank F. Blas, Jr.**I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagatña

(671)969-6456

speakerblas@guamlegislature.gov

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 **38GL-26-2636.pdf**
2941K**38th Committee On Rules** <committeeonrules@guamlegislature.gov>

Mon, Jul 20, 2026 at 3:11 PM

To: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>

Håfa Adai,

Received, and thank you.

*Si Yu'os ma'åse',*

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

*I Mina'trentai Ocho Na Liheslaturan Guåhan**38th Guam Legislature*

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[Quoted text hidden]



GUAM POWER AUTHORITY

ATURIDÂT ILEKTRESEDÂT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

38GL-26-2636
OFFICE OF THE SPEAKER
FRANK F. BLAS JR.

To: Honorable Frank F. Blas Jr.
Speaker
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

JUL 17 2026

Time: 3:18pm
Received: MDej

From: John M. Benavente, P.E.
General Manager

Date: July 17, 2026

Re: Emergency Procurement of Temporary Generation Capacity (20MW)
Determination of Need

Via: Hand Delivery

THE FOLLOWING:

1. Certified copy of the Certificate of Emergency; and
2. Certified copy of the Determination of Need for Emergency Procurement.

ARE TRANSMITTED HERewith:

- | | | |
|---|---|---|
| ☒ (X) For your information | ☐ () Per our conversation | ☐ () For payment |
| ☐ () For your files | ☐ () For review & comment | ☐ () For correction |
| ☐ () Per your request | ☐ () For necessary action | ☐ () For signature & forwarding |
| ☐ () For your approval | ☐ () For filing in court as noted below | |
| ☐ () Return Executed copy to our office | ☐ () For signature & return | ☐ () See marks below |

REMARKS:

Hafa Adai Speaker,

Transmitted herewith are the Guam Power Authority's Certificate of Emergency and Determination of Need for Emergency Procurement in support of the emergency procurement to temporarily increase generation capacity, 5 GCA § 5215(b)(3).

Sincerely,

John M. Benavente, P.E.
General Manager



38GL-26-2636
Messages and Communications

RECEIVED
COMMITTEE ON RULES
July 20, 2026

10:50 a.m.
Marie Crisostomo



GUAM POWER AUTHORITY

ATURIDÅT ILEKTRESEDÅT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

GM AGMA2646
July 17, 2026

MEMORANDUM

To: Assistant General Manager, Administration
Assistant General Manager, Engineering & Technical Services
Supply Management Administrator

From: General Manager

Subject: **Certificate of Emergency (5 GCA § 5215)**
Procurement to Temporarily Increase Generation Capacity

Pursuant to 5 GCA § 5215 and for the reasons discussed below, I authorize emergency procurement of supplies, services, and minor construction work in support of such supplies and services necessary to temporarily increase the generation capacity. Emergency procurement shall include the procurement of Temporary Power Services up to 20 MW.

1. FACTS

Super Typhoon Sinlaku was one of the most powerful storms to strike the Western Pacific in early April 2026, peaking at Category 5 strength. It battered the Federated States of Micronesia, Guam, and the Commonwealth of the Northern Mariana Islands (CNMI), causing widespread devastation, including widespread power outages, structural damage, and flooding.

Within less than a 90-day period, Typhoon Bavi caused catastrophic destruction across the Western Pacific in July 2026, peaking as a Category 5 super typhoon. The storm unleashed up to 115 mph winds on Guam, massive storm surges, and over 15 inches of rainfall, resulting in infrastructure damage, flash flooding, uprooted trees, downed power lines causing severe disruptions to the power grid and communications and severe coastal erosion across the island.

The intensity and scope of these events constituted *force majeure* that was entirely outside the control of Guam Ukudu Power, LLC (GUP), the current operator of the new 198 MW Ukudu Power Plant under a 25-year Energy Conversion Agreement. The Ukudu Power Plant provides the primary baseload generation capacity to GPA.

a. Prior Events

The Cabras Power Plant, Units 1 & 2, were permanently retired as of June 26, 2026 to comply with the negotiated Consent Decree between GPA, US Environmental Protection Agency, and US Department of Justice. The retirement of the Cabras units significantly decreased the baseload capacity on Guam.

GPA Certificate of Emergency

July 17, 2026

Page 2 of 2

In July 2024, GPA entered into a temporary power agreement with Aggreko for 20 MW over a 24-month period to ensure uninterrupted power supply for Guam. The agreement resulted from a significant delay in the construction of the Ukudu Power Plant following significant damage inflicted in May 2023 from Typhoon Mawar.

2. UNFORESEEN EVENTS IMPACTING GENERATION CAPACITY

As a direct result of the natural disaster, GUP experienced unforeseen mechanical failure to its steam turbine generator discovered during restart preparations, and the continuing need to maintain the reliability of Guam's electric power system. The required replacement part is a specialized component that is not available on Guam. GUP has initiated emergency procurement from an overseas supplier; however, repairs cannot be completed until the part arrives. Prior to the event, all equipment was operated and maintained in a manner consistent with good practice to minimize plant interruptions and machine failure.

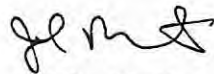
During this period, GPA has advised GUP that at least two of its three combustion turbine generators (CTG) must remain available for simple-cycle operation to maintain island-wide electric reliability and avoid rolling blackouts. Accordingly, GUP must continue operating the minimum number of CTGs necessary to maintain grid stability until the STG is restored. Consequently, the operation of the two CTGs may cause unavoidable emissions that will exceed permissible limits. GUP requested US EPA and Guam EPA to exercise its administrative discretion not to pursue penalties or enforcement actions for permit exceedances during this emergency period. If US EPA declines GUP's request, GUP will have no other option but to remove two CTGs from service until the STG is restored.

3. THREATS TO PUBLIC HEALTH, WELFARE, OR SAFETY, OR THE HEALTH AND SAFETY OF THE ENVIRONMENT

The threat of load shedding looms with the pending repairs to the Ukudu Power Plant. While the load shedding outages are designed to be brief (<1 hour or less), the frequency and duration depend on the generation capacity and demand. Frequent and prolonged outages negatively impact critical needs of residents and businesses, especially hospitals, medical clinics, public infrastructure (traffic lights, streetlights, water and wastewater operations), telecommunication, and other services supporting at-risk persons.

4. EMERGENCY PROCUREMENT

The procurement of temporary power services up to 20 MW is necessary and prudent as it will maintain generation capacity and mitigate load shedding while GUP works to finalize plant repairs and restore normal operations. The term of the temporary power services is estimated at 60 days.


John M. Benavente, P.E.
MW GENERAL MANAGER

Attachment: Determination of Need

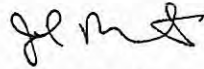
Cc: CCU
Legal Counsel
CFO
AGMO

AFFIRMATION & VERIFICATION

WHEREFORE, the foregoing Certificate of Emergency for Procurement to Temporarily Increase Generation Capacity dated July 17, 2026, expressly incorporates by reference the entire unaltered contents of the appended true and correct copy of the Determination of Need for Emergency Procurement, 5 GCA § 5215(b)(2)(A); and

WHEREFORE, I solemnly affirm that the contents of the appended Determination of Need for Emergency Procurement are true, correct, and complete, to my best, informed knowledge, and good faith belief, 5 GCA § 5215(b)(2); and

THEREFORE, I declare under penalty of perjury that the foregoing Certificate of Emergency for Procurement to Temporarily Increase Generation Capacity dated July 17, 2026, is true, correct, and complete to my best, informed knowledge, and good faith belief, 5 GCA § 5215(b)(2)(B).



mw **John M. Benavente, P.E.**
General Manager

Dated: July 17, 2026

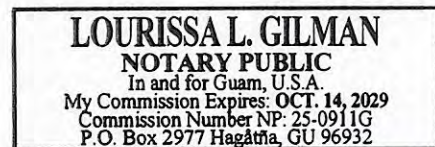
CERTIFICATION OF COPY

Village of Mangilao)
) ss.
Island of Guam)

On this 17th day of July, 2026, I certify that the preceding or attached document, is a true, exact, complete, and unaltered copy made by me of Certificate of Emergency (5 GCA § 5215) Procurement to Temporarily Increase Generation Capacity, presented to me by the document's custodian, Brenda Perez Aguon, Legal Analyst, and that, to the best of my knowledge, the photocopied document is neither a public record nor a publicly recordable document, certified copies of which are available from an official source other than a notary.



Lourissa Gilman





GUAM POWER AUTHORITY

ATURIDÅT ILEKTRESEDÅT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

GNI AGMA2647

July 17, 2026

MEMORANDUM

To: Assistant General Manager, Administration
Assistant General Manager, Engineering & Technical Services
Supply Management Administrator

From: General Manager

Subject: **Emergency Procurement of Temporary Generation Capacity (20 MW)
Determination of Need**

On July 17, 2026, I issued a Certificate of Emergency authorizing the emergency procurement of Temporary Power Services up to 20 MW. The Certificate clearly recites the need for such services.

Please proceed with the procurement pursuant to the following:

1. The term of contract shall be approximately 60 days beginning immediately or as soon as practicable.
2. The estimated total cost of services is \$1.3 but shall not exceed \$1.5 million.
3. The source of funding is GPA revenue funds (account number 58410.555004.43).

mw **John M. Benavente, P.E.**
GENERAL MANAGER

AFFIRMATION & VERIFICATION

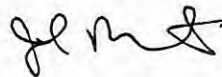
WHEREFORE, the foregoing Determination of Need, in explaining why the procurement is required, having described with factual particularity, 5 GCA § 5215(c)(2):

- (a) the nature and apparent cause of the condition posing an imminent threat to public health, welfare, or safety, or the health and safety of the environment, namely, load-shedding;
- (b) which could not have been foreseen through the use of reasonable and prudent management procedures, namely, the retirement of Cabras 1&2 plants and typhoon-damaged Ukudu Power Plant; and
- (c) which cannot be addressed by other procurement methods of source selection, because it entails swift provision of up to 20MW of temporary power generation under a lease agreement to include design, construction, operation and maintenance of the power plant; and

WHEREFORE, the foregoing Determination of Need, in explaining why the procurement is required, having stated that the threat is imminent because the danger of load-shedding occurs: (a) when the Ukudu Power Plant is not operating at full capacity, or (b) when demand peaks during current months, 5 GCA § 5215(c)(3); and

WHEREFORE, I solemnly affirm that this emergency procurement of Temporary Power Services in the face of the emergency described is not being used and will not be used, directly or indirectly, to avoid other methods of source selection or the purposes and policies of this Chapter, 5 GCA § 5215(c)(4);

THEREFORE, I declare under penalty of perjury that the foregoing Determination of Need for Procurement to Temporarily Increase Generation Capacity dated July 17, 2026, is true, correct, and complete to my best, informed knowledge, and good faith belief, 5 GCA § 5215(c)(1).



mw **John M. Benavente, P.E.**
General Manager

Dated: July 17, 2026

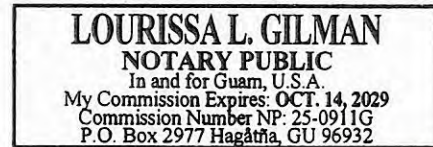
CERTIFICATION OF COPY

Village of Mangilao)
) ss.
Island of Guam)

On this 17th day of July, 2026, I certify that the preceding or attached document, is a true, exact, complete, and unaltered copy made by me of Planned Procurement/Determination of Need for Emergency Procurement of Temporary Generation Capacity (20MW), presented to me by the document's custodian, Brenda Perez Aguon, Legal Analyst, and that, to the best of my knowledge, the photocopied document is neither a public record nor a publicly recordable document, certified copies of which are available from an official source other than a notary.



Lourissa Gilman



Governor's Approval of the Certificate of Emergency for
Procurement to Temporarily Increase Generation Capacity

Pursuant to 5 GCA § 5215(b)(3), the foregoing Emergency Procurement by the Guam
Power Authority is hereby approved.

Lourdes A. Leon Guerrero
I Maga'hågan Guahan

Dated: _____