

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
RESOLUTIONS

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Adopted	Date Referred	Referred to	PUBLIC HEARING DATE	DATE AUTHOR REPORT FILED	NOTES
404-36 (COR)	Amanda L. Shelton	Relative to recognizing the Twenty-Fifth (25th) Year Anniversary of the Korean Air Crash Memorial; and honoring the victims, survivors and families of the Korean Air Flight 801 crash of 1997.	8/2/22 3:20 p.m.	8/6/22 9:00 a.m.	8/3/22 3:03 p.m.					

Resolution No. 404-36 (COR)

Introduced by:

V. Anthony Ada	Amanda L. Shelton
Frank Blas Jr.	Salma Flores Perez
Joanne Brown	Chynon E. Radgell
Christopher M. Dueñas	Joe S. San Agustín
James C. Moylan	Telo T. Taitague
Tina Rose Nivia Barnes	Jose "Pelo" Terlaje
Telma Cruz Nelson	Therese M. Terlaje
	Mary Camacho Torres



Relative to recognizing the lives lost, survivors, and families of the Korean Air Flight 801 crash on August 6, 1997; and commemorating the Twenty-fifth (25th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2022.

BE IT RESOLVED BY THE COMMITTEE ON RULES OF I MINA'TRENTAI SAIS NA LIHESLATURAN GUAHAN:

WHEREAS, Korean Air was established in 1969; and it is the largest airline and flag carrier of South Korea based on fleet size, international destinations, and international flights; and

WHEREAS, the Korean Air Flight 801 (KAL 801) was scheduled to fly on August 5, 1997, as an international passenger flight operated by Korean Air; and departed from Seoul-Kimpo International Airport (now Gimpo International Airport) at 8:53 p.m. to Hagåtña, Guam; and

WHEREAS, Korean Air Flight 801 carried over two hundred (200) passengers, including crew members, and flight attendants; and

WHEREAS, on August 6, 1997, Guam was experiencing inclement weather with heavy rains, and the flight experienced turbulence and low visibility as it was preparing for landing; and

WHEREAS, at 1:42 a.m. on August 6, 1997, Korean Air Flight 801 crashed in a remote area of Nimitz Hill, three (3) miles short of the A.B. Won Pat International Airport, and of the two hundred thirty-one (231) passengers and twenty-three (23) crew members on board the aircraft, only twenty-five (25) people survived the crash; and

WHEREAS, an accident report conducted by the National Transportation Safety Board (NTSB) cited crew error, flight fatigue, and the Federal Aviation Administration's failure to adequately manage the minimum safe altitude warning system in Guam. Within the Korean Air 801 flight crew's three (3) minutes of recording, the NTSB report shows evidence that the captain believed the Guam airport's glideslope was working, when a notice to airmen had been issued beforehand that the glideslope was out of service, by which the captain initiated a missed approach, and thrust began increasing, four (4) seconds upon impact; and

WHEREAS, after the crash of Flight 801, the Federal Aviation Administration (FAA) announced a review and testing of recertification of the one hundred ninety-two (192) minimum altitude warning system software at radar approach control facilities, making the necessary connections to ensure no future tragedies would occur. Contributing factors towards the crash had been ineffective oversight of Korean Air's pilot training program, by both the Korean Aviation Bureau and the FAA; and Korean Air announced their plan to utilize \$100 million dollars towards safety initiatives, with a focus on necessary changes in pilot training and maintenance operations; and

WHEREAS, those aboard Korean Air Flight 801 were amongst visitors from Seoul, Korea and those families coming back home to Guam; and having to hear this tragic news in the early morning around one (1) o'clock a.m. were families living on Guam, including: the Kim, Dahilig, and Cho family members, and the families were in shock and heartbroken of this devastating and sudden loss. Due to the high impact of the crash, the families were unable to retrieve the bodies of their loved ones for proper burial, but were able to take the soil from the crash site in their remembrance; and

WHEREAS, following the Korean Air Flight 801 crash, it was brought to the attention of the NTSB that foreign carriers flying in and out of the U.S. were not covered by the Aviation Disaster Family Assistance Act of 1996, and Korean Air did not have a plan to deal with the situation they encountered. As a result, the U.S. Congress passed the Foreign Air Carrier Family Support Act of 1997 to require those carriers to file family assistance plans and fulfill the same family support requirements as domestic airlines. Not only does the Act ensure that all victims and family members will be treated equitably, regardless of the carrier they use; it also impels many carriers that may not have thought about family assistance issues to give them due consideration in their emergency response plans; and

WHEREAS, on August 5, 1998, during the first (1st) year anniversary of the crash, a black marble obelisk was unveiled at the crash site as a memorial to all the victims of Korean Air Flight 801; and it is dedicated to the men, women, and children who perished, to the survivors, and to the victims' families; and to thank the volunteers, organizations, and government agencies that assisted in the search and recovery efforts and gave their support; and for the survivors and families of the victims this monument give them courage to carry on with their lives; and

WHEREAS, we extend Guam's appreciation for the rescue efforts of the U.S. Navy Seabees, as they were hampered by the weather, terrain, and other challenges but were the first on scene, and the Guam rescue officials and all emergency responders, for their dedication and assistance during this horrid and tragic event; and

WHEREAS, this Twenty-fifth (25th) Year Anniversary commemorates the Korean Air Crash Memorial, in remembrance of all the souls lost on August 6, 1997, as Guam extends a solemn tribute to the victims and their families; now therefore, be it

RESOLVED, that the Committee on Rules of I Mina'trentai Sais Na Liheslaturan Guahan does hereby, on behalf of I Liheslaturan Guahan and the people of Guam, recognize the commemoration of the Twenty-Fifth (25th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2022; and honor the victims, survivors, and their families of the Korean Air Flight 801 crash of 1997; and be it further

RESOLVED, that the Speaker and the Chairperson of the Committee on Rules certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of the same be thereafter transmitted to Mrs. Ina Lee and to the families of Korean Air Flight 801; and to the Honorable Lourdes A. Leon Guerrero, I Maga'hagan Guahan.

DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF I MINA'TRENTAI SAIS NA LIHESLATURAN GUAHAN ON THE 3RD DAY OF AUGUST 2022.

THERESE M. TERLAJE
Speaker

AMANDA L. SHELTON
Acting Chairperson, Committee on Rules

AMANDA L. SHELTON
Legislative Secretary



8/5/22
3:21 PM
JZ

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session

Resolution No. 404-36 (COR)

Introduced by:

Amanda L. Shelton
V. Anthony Ada
Frank Blas Jr.
Joanne Brown
Christopher M. Dueñas
James C. Moylan
Tina Rose Muña Barnes
Telen Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
Telo T. Taitague
Jose “Pedro” Terlaje
Therese M. Terlaje
Mary Camacho Torres

Relative to recognizing the lives lost, survivors, and families of the Korean Air Flight 801 crash on August 6, 1997; and commemorating the Twenty-fifth (25th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2022.

1 **BE IT RESOLVED BY THE COMMITTEE ON RULES OF I**
2 ***MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN:***

3 **WHEREAS,** Korean Air was established in 1969; and it is the largest airline and
4 flag carrier of South Korea based on fleet size, international destinations, and
5 international flights; and

1 **WHEREAS**, the Korean Air Flight 801 (KAL 801) was scheduled to fly on
2 August 5, 1997, as an international passenger flight operated by Korean Air; and
3 departed from Seoul-Kimpo International Airport (now Gimpo International Airport) at
4 8:53 p.m. to Hågatña, Guam; and

5 **WHEREAS**, Korean Air Flight 801 carried over two hundred (200) passengers,
6 including crew members, and flight attendants; and

7 **WHEREAS**, on August 6, 1997, Guam was experiencing inclement weather
8 with heavy rains, and the flight experienced turbulence and low visibility as it was
9 preparing for landing; and

10 **WHEREAS**, at 1:42 a.m. on August 6, 1997, Korean Air Flight 801 crashed in
11 a remote area of Nimitz Hill, three (3) miles short of the A.B. Won Pat International
12 Airport, and of the two hundred thirty-one (231) passengers and twenty-three (23) crew
13 members on board the aircraft, only twenty-five (25) people survived the crash; and

14 **WHEREAS**, an accident report conducted by the National Transportation Safety
15 Board (NTSB) cited crew error, flight fatigue, and the Federal Aviation
16 Administration's failure to adequately manage the minimum safe altitude warning
17 system in Guam. Within the Korean Air 801 flight crew's three (3) minutes of
18 recording, the NTSB report shows evidence that the captain believed the Guam airport's
19 glideslope was working, when a notice to airmen had been issued beforehand that the
20 glideslope was out of service, by which the captain initiated a missed approach, and
21 thrust began increasing, four (4) seconds upon impact; and

22 **WHEREAS**, after the crash of Flight 801, the Federal Aviation Administration
23 (FAA) announced a review and testing of recertification of the one hundred ninety-two
24 (192) minimum altitude warning system software at radar approach control facilities,
25 making the necessary connections to ensure no future tragedies would occur.
26 Contributing factors towards the crash had been ineffective oversight of Korean Air's
27 pilot training program, by both the Korean Aviation Bureau and the FAA; and Korean

1 Air announced their plan to utilize \$100 million dollars towards safety initiatives, with
2 a focus on necessary changes in pilot training and maintenance operations; and

3 **WHEREAS**, those aboard Korean Air Flight 801 were amongst visitors from
4 Seoul, Korea and those families coming back home to Guam; and having to hear this
5 tragic news in the early morning around one (1) o'clock a.m. were families living on
6 Guam, including: the Kim, Dahilig, and Cho family members, and the families were in
7 shock and heartbroken of this devastating and sudden loss. Due to the high impact of
8 the crash, the families were unable to retrieve the bodies of their loved ones for proper
9 burial, but were able to take the soil from the crash site in their remembrance; and

10 **WHEREAS**, following the Korean Air Flight 801 crash, it was brought to the
11 attention of the NTSB that foreign carriers flying in and out of the U.S. were not covered
12 by the Aviation Disaster Family Assistance Act of 1996, and Korean Air did not have
13 a plan to deal with the situation they encountered. As a result, the U.S. Congress passed
14 the Foreign Air Carrier Family Support Act of 1997 to require those carriers to file
15 family assistance plans and fulfill the same family support requirements as domestic
16 airlines. Not only does the Act ensure that all victims and family members will be
17 treated equitably, regardless of the carrier they use; it also impels many carriers that
18 may not have thought about family assistance issues to give them due consideration in
19 their emergency response plans; and

20 **WHEREAS**, on August 5, 1998, during the first (1st) year anniversary of the
21 crash, a black marble obelisk was unveiled at the crash site as a memorial to all the
22 victims of Korean Air Flight 801; and it is dedicated to the men, women, and children
23 who perished, to the survivors, and to the victims' families; and to thank the volunteers,
24 organizations, and government agencies that assisted in the search and recovery efforts
25 and gave their support; and for the survivors and families of the victims this monument
26 give them courage to carry on with their lives; and


1 **WHEREAS**, we extend Guam's appreciation for the rescue efforts of the U.S.
2 Navy Seabees, as they were hampered by the weather, terrain, and other challenges but
3 were the first on scene, and the Guam rescue officials and all emergency responders,
4 for their dedication and assistance during this horrid and tragic event; and

5 **WHEREAS**, this Twenty-fifth (25th) Year Anniversary commemorates the
6 Korean Air Crash Memorial, in remembrance of all the souls lost on August 6, 1997, as
7 Guam extends a solemn tribute to the victims and their families; now therefore, be it


8 **RESOLVED**, that the Committee on Rules of *I Mina'trentai Sais Na*
9 *Liheslaturan Guåhan* does hereby, on behalf of *I Liheslaturan Guåhan* and the people
10 of Guam, recognize the commemoration of the Twenty-Fifth (25th) Year Anniversary
11 of the Korean Air Crash Memorial on August 6, 2022; and honor the victims, survivors,
12 and their families of the Korean Air Flight 801 crash of 1997; and be it further

13 **RESOLVED**, that the Speaker and the Chairperson of the Committee on Rules
14 certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of
15 the same be thereafter transmitted to Mrs. Ina Lee and to the families of Korean Air
16 Flight 801; and to the Honorable Lourdes A. Leon Guerrero, *I Maga'hågan Guåhan*.

**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN ON THE 3RD DAY OF
AUGUST 2022.**



THERESE M. TERLAJE
Speaker



AMANDA L. SHELTON
Acting Chair, Committee on Rules



AMANDA L. SHELTON
Legislative Secretary



Office of Senator

AMANDA L. SHELTON

Legislative Secretary & Chairwoman

Committee on Air Transportation, Parks, Tourism, Higher Education and the
Advancement of Women, Youth and Senior Citizens

I Mina'trentai Sais Na Liheslaturan Guåhan • 36th Guam Legislature

August 3, 2022

MEMORANDUM

To: All Senators

36th Guam Legislature

From: Senator Amanda L. Shelton *A. Shelton*

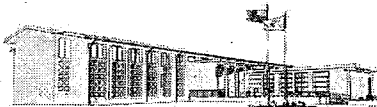
Re: Presentation Notice for Resolution No. 404-36 (COR)

Buenas yan Håfa Adai!

Resolution No. 404-36 (COR) - Amanda L. Shelton - Relative to recognizing the Twenty-Fifth (25th) Year Anniversary of the Korean Air Crash Memorial; and honoring the victims, survivors and families of the Korean Air Flight 801 crash of 1997

The presentation will take place on Saturday, August 6, 2022, 9:00 a.m., at the Korean Air Flight 801 Monument, Nimitz Hill, Piti, Guam.

We look forward to your attendance and participation. *Si Yu'os Ma'åse'.*





COMMITTEE ON RULES

VICE SPEAKER TINA ROSE MUÑA BARNES, CHAIRPERSON

I Mina'trentai Sais Na Liheslaturan Guåhan

36th Guam Legislature

COMMITTEE VOTE SHEET

Resolution No. 404-36 (COR) - Amanda L. Shelton. - "Relative to recognizing the lives lost, survivors, and families of the Korean Air Flight 801 crash on August 6, 1997; and commemorating the Twenty-fifth (25th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2022."

	SIGNATURE	DATE	TO ADOPT	TO NOT ADOPT	TO ABSTAIN
Vice Speaker Tina Rose Muña Barnes Chairperson	e-Vote	8/3/2022	X		
Legislative Secretary Amanda L. Shelton Vice Chairperson	<i>A. Shelton</i>	8/3/2022	X		
Speaker Therese M. Terlaje Member	e-Vote	8/3/2022	X		
Senator Telen Cruz Nelson Member					
Senator Sabina Flores Perez Member	e-Vote	8/3/2022	X		
Senator Clynton E. Ridgell Member	e-Vote	8/3/2022	X		
Senator Joe S. San Agustin Member	e-Vote	8/3/2022	X		
Senator Jose "Pedro" T. Terlaje Member					
Senator Frank F. Blas, Jr. Minority Member	e-Vote	8/3/2022	X		
Senator Mary Camacho Torres Minority Member					
For Sponsor's Office Use Only					
Sponsor Signature: <i>Amanda L. Shelton</i>					
Staff Contact Person: A-Ichea Yamada					
For COR/Clerk's Office Use Only					
7 Certified _____ Returned _____					
Name: Katrina Charfauros					
Date: 8/3/22 3:03 p.m.					
Notes:					