

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN
RESOLUTIONS

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Adopted	Date Referred	Referred to	PUBLIC HEARING DATE	DATE AUTHORS REPORT FILED	NOTES
452-37 (LS)	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-seventh (27th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2024.	8/1/24 3:14 p.m.	8/6/24 10:00 a.m.	8/5/24 11:52 a.m.					

8/4/24
3:39 AM
Jm
Jay Milan

Resolution No. 452-37 (LS)

Introduced by

Amanda L. Shelton

Chris Barnett	William A. Parkinson
Frank Blas, Jr	Sabina Flores Perez
Joanne M. Brown	Ron A. B. Omata
Christopher M. Durias	Joe S. San Agustin
Thomas J. Fisher	Deatrice J.D. San Nicolas
Jesse A. Lunan	Toby T. Taragie
Tina Rose Muña Barnes	Theresa M. Terlaje



Relative to recognizing the lives lost, survivors, and families of the Korean Air Flight 801 crash on August 6, 1997; and commemorating the Twenty-seventh (27th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2024.

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

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 Nimtz Hill, three (3) miles short of the A.B. Won Pat International Airport, and 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 by the National Transportation Safety Board (NTSB) cited crew error, flight fatigue, and the Federal Aviation Administration's failure to manage Guam's minimum safe altitude warning system adequately. 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 heard 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 exact 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, but it also urges 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 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 provide them with 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 the 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-seventh (27th) 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 all their families; now therefore, be it

RESOLVED, that the Committee on Rules of I Mina'trentai Siette Na Liheslaturan Guahan does hereby, on behalf of I Liheslaturan Guahan and the people of Guam, recognize the lives lost, survivors, and families of the Korean Air Flight 801 crash on August 6, 1997, and commemorate the Twenty-seventh (27th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2024, 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 Maysi Chaguan Guahan.

DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN ON THE 5TH DAY OF AUGUST 2024.

THERESA M. TERLAJE
Speaker

CHRIS BARNETT
Chairperson, Committee on Rules

AMANDA L. SHELTON
Legislative Secretary



I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN
2024 (SECOND) Regular Session

Resolution No. 452-37 (LS)

Introduced by:

Amanda L. Shelton
Chris Barnett
Frank Blas, Jr.
Joanne M. Brown
Christopher M. Dueñas
Thomas J. Fisher
Jesse A. Lujan
Tina Rose Muña Barnes
William A. Parkinson
Sabina Flores Perez
Roy A. B. Quinata
Joe S. San Agustin
Dwayne T.D. San Nicolas
Telo T. Taitague
Therese M. Terlaje

Relative to recognizing the lives lost, survivors, and families of the Korean Air Flight 801 crash on August 6, 1997; and commemorating the Twenty-seventh (27th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2024.

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

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

6 **WHEREAS**, the Korean Air Flight 801 (KAL 801) was scheduled to fly on
7 August 5, 1997, as an international passenger flight operated by Korean Air; and

1 departed from Seoul-Kimpo International Airport (now Gimpo International Airport) at
2 8:53 p.m. to *Hågatña*, Guam; and

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

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

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

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

20 **WHEREAS**, after the crash of Flight 801, the Federal Aviation Administration
21 (FAA) announced a review and testing of recertification of the one hundred ninety- two
22 (192) minimum altitude warning system software at radar approach control facilities,
23 making the necessary connections to ensure no future tragedies would occur.
24 Contributing factors towards the crash had been ineffective oversight of Korean Air's
25 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 heard 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 exact 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, but it also urges 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 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 provide them with 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 the 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-seventh (27th) 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 all their families; now therefore, be it

8 **RESOLVED**, that the Committee on Rules of *I Mina'trentai Siette Na*
9 *Lihselaturan Guåhan* does hereby, on behalf of *I Lihselaturan Guåhan* and the people
10 of Guam, recognize the lives lost, survivors, and families of the Korean Air Flight 801
11 crash on August 6, 1997; and commemorate the Twenty-seventh (27th) Year
12 Anniversary of the Korean Air Crash Memorial on August 6, 2024; 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 SIETTE NA LIHESLATURAN GUÅHAN ON THE 5TH DAY
OF AUGUST 2024.**



THERESE M. TERLAJE
Speaker



CHRIS BARNETT
Chairperson, Committee on Rules



AMANDA L. SHELTON
Legislative Secretary



COMMITTEE ON RULES

Chris Barnett, Chairperson, Committee on Rules
I Mina'trentai Siette Na Liheslaturan Guåhan
 37th Guam Legislature

COMMITTEE VOTE SHEET

Resolution No. 452-37 (LS) - 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-seventh (27th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2024."

	INITIAL	DATE	TO ADOPT	TO NOT ADOPT	TO ABSTAIN
Senator Chris Barnett Chairperson					
Senator Sabina Flores Perez Vice Chairperson	E-Vote	8/5/24	✓		
Speaker Therese M. Terlaje Member	E-Vote	8/5/24	✓		
Vice Speaker Tina Rose Muña Barnes Member	E-Vote	8/5/24	✓		
Legislative Secretary Amanda L. Shelton Member	<i>Amanda Shelton</i>	8/5/24	✓		
Senator William A. Parkinson Member	E-Vote	8/5/24	✓		
Senator Roy A. B. Quinata Member	E-Vote	8/5/24	✓		
Senator Joe S. San Agustin Member	E-Vote	8/5/24	✓		
Senator Dwayne T. D. San Nicolas Member	E-Vote	8/5/24	✓		
Senator Joanne M. Brown Minority Member					
Senator Christopher M. Dueñas Minority Member					
Senator Thomas J. Fisher Minority Member					
Senator Telo T. Taitague Minority Member	E-Vote	8/5/24	✓		
For Sponsor's Office Use Only					
Sponsor Signature: <i>Amanda Shelton</i>					
Staff Contact Person: Jay Milan					
For COR/Clerk's Office Use Only					
<u> 9 </u> Certified <u> </u> Returned					
Name: Kein R. Artero					
Date: August 5, 2024 at 11:52 a.m.					
Notes:					



Office of Senator

AMANDA L. SHELTON

Legislative Secretary & Chairwoman

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

I Mina'trentai Siette Na Liheslaturan Guåhan • 37th Guam Legislature

August 5, 2024

MEMORANDUM

To: All Senators

37th Guam Legislature

From: Senator Amanda L. Shelton 

Re: Presentation Notice for Resolution No. 452-37 (LS)

Buenas yan Håfa Adai!

Please join us for the presentations of:

Resolution No. 452-37 (LS) – **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-seventh (27th) Year Anniversary of the Korean Air Crash Memorial on August 6, 2024”

The resolutions will be presented on **Tuesday, August 6, 2024, 10:00 A.M., at the Korean Air Flight 801 Monument, Nimitz Hill, Piti, Guam.**

A request to waive the 24-hour presentation notice was approved by the Committee on Rules. We look forward to your attendance and participation.

Si Yu'os Ma'åse'

