



TERRITORY OF GUAM
OFFICE OF THE GOVERNOR
AGAÑA, GUAM 96910
U. S. A.
EXECUTIVE ORDER NO. 97-35

RELATIVE TO PROVIDING AN EXEMPTION FROM THE PROHIBITION ON OVERTIME OF EXECUTIVE ORDER NO. 95-11 FOR THOSE CIVIL DEFENSE PERSONNEL WHO RESPONDED ABOVE THE CALL OF DUTY DURING THE KOREAN AIR DISASTER OF AUGUST 6, 1997.

WHEREAS, at approximately 1:50 a.m. on August 6, 1997, a 747 airliner, Korean Air Flight No. 801 en route from Seoul, Korea to Agana, Guam, crashed into a hilly area of dense vegetation on Nimitz Hill, Guam, as it was making its final approach to the A. B. Won-Pat International Airport; and

WHEREAS, Flight No. 801 had 254 persons aboard, and 46 persons were able to be transported to the Guam Memorial Hospital and the Naval Regional Medical Center, and all of those individuals transported did not survive and the remainder of the individuals who were not able to be removed from the site perished in the crash; and

WHEREAS, the Office of Civil Defense responded above and beyond the call of duty to this once-in-a-lifetime disaster which was unexpected, unlike the expected disasters of typhoons and earthquakes occasionally experienced on Guam;

NOW, THEREFORE, I, CARL T. C. GUTIERREZ, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and the laws of Guam, do hereby order the following:

1) **Exemption from overtime prohibition of Executive Order No. 95-11.** Notwithstanding the provisions of Executive Order No. 95-11, employees of the Office of Civil Defense who are classified and who responded to the Korean Air crash with many overtime hours not expected because of the unusual and unexpected nature of the disaster are authorized to receive overtime pay, whether or not their positions are supervisory in nature, or are listed or not listed in the attachment to Executive Order No. 95-11. Overtime hours shall be as authorized by the Director of the Office of Civil Defense and cover the following position titles: Planner IV, Planner II, Planner I, and Communications Officer.

SIGNED AND PROMULGATED at Agaña, Guam this 1st day of December, 1997.

CARL T. C. GUTIERREZ
Governor of Guam

COUNTERSIGNED:

MADELEINE Z. BORDALLO
Lieutenant Governor of Guam