



I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

JUN 17 2013

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

2013 JUN 17 AM 11:34

Chairman
Committee on Appropriations,
Public Debt, Legal Affairs,
Retirement, Public Parks,
Recreation, Historic Preservation
and Land

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

RE: Committee Report on Resolution 127-32 (LS), As Substituted

Member
Committee on Education,
Public Libraries
and Women's Affairs

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Resolution No. 127-32 (LS), As Substituted: "Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include all of New Mexico, Idaho, Arizona, Colorado, Nevada, Utah, Missouri, and Guam and to improve and increase compensation for those affected by ionizing radiation" which was referred to by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

Member
Committee on General
Government Operations and
Cultural Affairs

Committee votes are as follows:


<u>7</u>	TO PASS
<u>0</u>	TO NOT PASS
<u>0</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

Member
Committee on Municipal
Affairs, Tourism, Housing and
Hagatna Restoration and
Development Authority

Member
Committee on Health &
Human Services, Health
Insurance Reform, Economic
Development and Senior
Citizens

Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

Si Yu'os Ma'ase',


Vicente (ben) Cabrera Pangelinan
Chairman

**COMMITTEE REPORT
ON**

Resolution 127-32 (LS)

Sponsored by Senator Vicente (ben) Cabrera Pangelinan

**“Relative to petitioning the United States Congress to
amend the Radiation Exposure Compensation Act of 1990 to
include all of New Mexico, Idaho, Arizona, Colorado,
Nevada, Utah, Missouri, and Guam and to improve and
increase compensation for those affected by ionizing
radiation”**



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

JUN 17 2013

MEMORANDUM

To: All Members

Committee on Appropriations, Public Debt, Legal Affairs, Retirement,
Public Parks, Recreation, Historic Preservation and Land

From: Senator Vicente (ben) Cabrera Pangelinan
Chairman

Subject: Committee Report on Resolution No. 127-32 (LS), As Substituted

Transmitted herewith for your consideration is the Committee Report on Resolution No. 127-32 (LS), As Substituted: "Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include all of New Mexico, Idaho, Arizona, Colorado, Nevada, Utah, Missouri, and Guam and to improve and increase compensation for those affected by ionizing radiation" sponsored by Senator Vicente (ben) Cabrera Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Resolution No. 127-32 (LS), As Introduced
4. Copy of Resolution No. 127-32 (LS), As Substituted
5. Public Hearing Sign-in Sheet
6. Copies of Written Testimonies
7. Copies of Presentations
8. Copy of Fiscal Note Request
9. Copy of COR referral
10. Notices of Public Hearing
11. Copy of the Public Hearing Agenda

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

Si Yu'os Ma'åse',



Vicente (ben) Cabrera Pangelinan
Chairman

Chairman
Committee on Appropriations,
Public Debt, Legal Affairs,
Retirement, Public Parks,
Recreation, Historic Preservation
and Land

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Committee on Education,
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Hagåtña Restoration and
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Insurance Reform, Economic
Development and Senior
Citizens

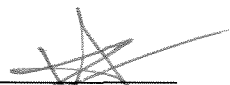
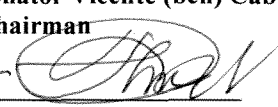
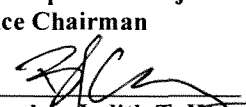
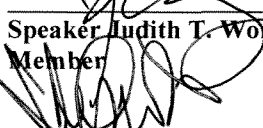
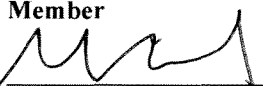

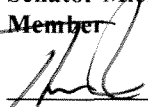
Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

I MINA' TRENTAI DOS NA LIHESLATURAN GUÁHAN

Committee Voting Sheet

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land

Resolution No. 127-32 (LS), As Substituted: "Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include all of New Mexico, Idaho, Arizona, Colorado, Nevada, Utah, Missouri, and Guam and to improve and increase compensation for those affected by ionizing radiation"

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman	✓				
 Vice Speaker Benjamin J. F. Cruz Vice Chairman	✓				
 Speaker Judith T. Won Pat, Ed.D Member	✓				
 Senator Tina Rose Muña-Barnes Member	✓				
Senator Dennis Rodriguez, Jr. Member					
 Senator Michael San Nicolas Member	✓				
 Senator Michael Limtiaco Member	6/17/13				
 Senator Tommy Morrison Member	✓				



Committee Report

Resolution No. 127-32 (LS) “Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation”.

I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on June 7, 2013 at 2:00 pm in *I Liheslatura's* public hearing room.

Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on May 31 2013 (5-Day Notice), and again on June 5, 2013 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) C. Pangelinan, Chairman
Vice Speaker BJ Cruz, Vice Chairman
Senator Tina Muna Barnes, Member
Senator Tommy Morrison, Member
Senator Michael Limtiaco, Member
Senator Tony Ada

(b) Appearing before the Committee

Mr. Bruce Kloppenburg
Mr. Robert Celestial
Mr. John Farnum
Mr. Peter Sgro
Ms. Anjelica Okada
Ms. Lucille Cruz, Cancer Center of Guam, LLP
Mr. Kin Diego
Ms. RoseMarie Quichocho
Ms. Hope A. Cristobal, Former Senator
Dr. W. Chris Perez

Chairman
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Committee on Health &
Human Services, Health
Insurance Reform, Economic
Development and Senior
Citizens

Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

(c) Written Testimonies Submitted

Congresswoman Madeleine Z. Bordallo
Cancer Center of Guam, LLP

Ms. Helen J.D. Whippy, Director of the Cancer Research Center, University of Guam,
Principal Investigator NIH Grant No U54CA143728

Ms. Hope A. Cristobal, Former Senator

Those who were present at the hearing and did not provide written or oral testimony, however indicated support of Resolution No. 127:

Ms. Mary Duenas Matanane

Ms. F. Castro

Ms. Jamela Santos

Ms. Ruth Crisostomo

Ms. Vivian Dames

Ms. Sabina Perez

Ms. Tressa Diaz

Mr. Alfred Mesa

Ms. Maria Mesa

Ms. Linda A.T. Edward

Ms. Ana Deraco

Ms. Sandra L. Okada

Ms. Nicole Santos

Mr. Kie Susuico

II. COMMITTEE PROCEEDINGS

Chairman Vicente (ben) C. Pangelinan: We are here today to hear testimony on Resolution No. 127 (LS) introduced by myself, Senator Tina Muna Barnes and other Senators in this Guam Legislature, “Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to all of New Mexico, Idaho, Arizona, Colorado, Nevada, Utah, Missouri, and Guam and to improve and increase compensation for those affected by ionizing radiation”.

(a) Resolution Sponsor Summary

Chairman Vicente (ben) C. Pangelinan: Very briefly, the effort to expand the Radiation Compensation Program has been an ongoing effort by many members of Congress over the years. This year, we have two bills that have been introduced in Congress and Senate. In the Senate, introduced by Mr. Tom Udall of New Mexico that would open up the down winders program of the Radiation Compensation Act to include residents of the areas affected by ionizing radiation from the nuclear test sites. Congressman Ben Lujan of New Mexico introduced companion legislation in the House.

The Radiation Exposure Compensation Program of 1990, which has been amended over the years, basically provides compensation and partial restitution to individuals or the eligible surviving beneficiaries for hardships associated with exposure to ionizing radiation resulting from nuclear test development and testing programs by the United States government. Over the years, we have worked with the organization called PARS headed by and supported by Mr. Robert Celestial who had put together some ground work in networking with the grassroots organizations in the states of Idaho, Arizona and New Mexico that have also petitioned their congressional representatives to include the residents of those areas under the downwinders category of the RECA compensation program. Through their efforts, these representatives within the state of Idaho and New Mexico have included Guam as part of the eligible area for downwinders compensation program.

We continue to work with these grass roots organizations and now with the congressional offices of Mr. Lujan and Mr. Udall to push forward hearings on H.R. 1645 in the House and S773 in the Senate. We have received a letter from our Congresswoman who has agreed to help support and be a co-sponsor of H.R. 1645 in this 113th Congress. In order to get a better understanding of the RECA program and why Guam would qualify under the downwinders category we have asked Mr. Celestial to make a short presentation of the research and groundwork that he has done, which resulted in Guam being recommended by the National Academy of Sciences to be included in the downwinders category. After the short presentation by Mr. Celestial we will have an accompanying presentation by Ms. Anjelica Okada. Then, we will receive public testimony on the resolution itself.

At this time, we would like to go ahead and provide this opportunity to Mr. Celestial to make this presentation. Before we do so, I would like to thank members of the Legislature who have joined me this evening.

To my immediate right is the Vice Speaker and co-author of the resolution Senator BJ Cruz. To my left is a long time advocate and supporter of the program for inclusion of Guam, Senator Tina Muna Barnes. To her left is Senator Tony Ada and Senator Mike Limtiaco. Thank you for joining us this evening. I would like to thank Senator Tommy Morrison for joining us.

While we are attempting to set up the presentation for Mr. Celestial we will go ahead and receive oral testimony for other individuals who have signed up. I have Mr. Bruce Kloppenburg, Mr. John Farnum and Mr. Pete Sgro.

(b) Testimony

Mr. Bruce Kloppenburg: Thank you. I am here to find some answers to some questions I have. I was born on Guam in 1952 and lived most of my life here, except for about 10 to 12 years in the states. Back in 2007, I was diagnosed with colon cancer. Followed that up with a diagnosis with kidney cancer a few months later. A year and half later I had breast cancer. In each of these it was caught early. Once they removed the kidney, the kidney cancer was gone. Once they removed that section of the colon, the colon cancer was gone. Once they removed the breast, the breast cancer was gone. During this whole process I went through genetic testing, went through the BRAC program and did a lot of research on what was going on. None of my

family had cancers. None of my parents. It just came out of nowhere. Why me? So, I am still looking for those answers.

For a period of ten years I worked in the Naval Shipyard in Bremerton, Washington and I worked on nuclear submarines. I was in and out of the reactor area quite a bit. I checked all my records and my devices that detected radiation was all within the acceptable levels. There was no real medical reason that we could discover. My BRAC testing and genetic testing from the geneticist said everything was neutral. There was no real cancer cell, DNA or gene so I still don't have the answers to why I got all these cancers. I read about this in today's paper and I thought maybe if I came here I can find out some of these answers.

Chairman Vicente (ben) C. Pangelinan: Thank you very much Bruce. Si Yu'os Ma'ase for sharing that with us. John?

Mr. John Farnum: Good evening. Thank you for allowing us to be here. Thank you, Senator BJ, Mr. Pangelinan, Tina Muna Barnes, Mr. Tony Ada, Mr. Mike Limtiaco and Mr. Morrison.

I believe that any life is to be taken care of and not just because of our elected leaders. I believe they are basically in the front line – front lines lies also on the home front. Life, in itself is the most important thing; making sure that if there is something there that's creating problems with life, I think we should generate a direction. As of this resolution, I am testifying that it is something we need. My Mom was born in 1926 and at the age of 66 in the year of 1992, she passed away. She had Stage 4 lung cancer in 2003; my Dad also was given six months to live and he died in three months at the age of 79. My Mom was born and raised here in Inarajan; she was a Mantanona. My Dad originated from Maine. He came out here in 1947 for the buildup of all the military installations – the BPM. The magnitude of the work force at that time was about 80-90% of Filipinos, but my Dad was here since 1947.

There were things - I believe - our people were hidden from us, not through our fault. We are not blaming anybody, but facts show that people on our island die from cancer and are very great. If you were there during the Relay for Life.... I have been going there yearly – if you compare from what you saw last year to this year, the numbers have tripled. It's got to be telling us something. Something is happening to our people and cancer does not pick and choose; not even genders, age.... nothing. It's here. These things came to light – according to Mr. Celestial – when the military documents were released after 40-50 years where they were hidden - very much saying we had highly rated machines/instruments that our island showed we had radiation out here. Maybe just putting one and one together, we need some help and that's what we are asking.

I speak on behalf of people who are not here to speak and I speak on behalf of people who can't speak anymore and that includes my parents; they are both resting. In 2009, I was diagnosed with cancer in November. It started with the lymph nodes. They did the biopsy here the latter part of September; it was sent to Hawaii and came back in week. It was positive. The origin was coming from my throat and my nasopharynx. The night I left here enroute to Anaheim, I did 6 cycles of chemo and 39 treatments of radiation. So, as of September 2010, I

have been remission and I still do follow ups. So I am saying that you as elected leaders, please we need help. We are badly in need of help out here. It is hard because you are seeing love ones, even with the aged, even with the young I am with the cancer people and I am also with the Caleb group and if you realize what the Caleb group – that was the youngest recipient of cancer at the age of not even a year old.

[referring to Relay for Life] He is now 4 years old and he was out there. When we were walking, people were labeled by years – less than a year, 1-5, 5-10 and then we had people over 20 years and they are hanging in there.

I am saying we need help. We are not trying to throw this at you with everything here - maybe from your group and of course with all of us, we need all the help we can. Thank you.

Chairman Vicente (ben) C. Pangelinan: Thank you very much Mr. Farnum. Mr. Sgro?

Mr. Peter Sgro: Mr. Chairman and members of the Committee. My name is Peter Sgro for the record. Actually, Senators I just wanted for first say the cancer I was diagnosed with doesn't fall into any of these categories. I am not here to seek any benefits; I just want to speak in terms of being somebody that was diagnosed with cancer and to support this resolution one hundred percent.

I was diagnosed with prostate cancer about two and a half years ago. Most deaths on Guam for men are because of prostate cancer. I had surgery that removed the cancer and just learned about six months ago that there were remnants of cancer tissues that were microscopic and then learned again that I had to have a different type of surgery that was not robotics but was extremely painful. As the gentlemen said here about cancer, I will honestly admit, unlike most people in the community you cannot budget when you are told you have cancer. I am very fortunate that I was able to go off-island for care. Most of our people don't have the means to go off-island for care and unfortunately the statistics are showing that about three men every single week on Guam are being diagnosed with cancer and close to about 2.3 women every week are being diagnosed with cancer.

As far as the benefits that are being sought with this resolution I don't try to seek any of it for myself because I am not a beneficiary under this particular program. But, I wholeheartedly support it because I know what its like to be diagnosed with cancer. It's not something that just hits you; it hits your wife, it hits your children, it hits your friends. The hardest part about it is that you leave everybody. When I was in Seattle when I did not have some of my children with me, I did not have my friends around me and after surgery I had to live in some hotel for twenty days. It's a horrible experience. It's a lonely experience. It's a scary experience and I am sure that all the people that have gone through what this is about have experienced the same, if not worst.

That is why I am here. To basically to support this resolution and if I could just make one suggestion. As far as Mr. Celestial is concerned, he does deserve not just one resolution, but twenty. I admire his tenacity and have been reading a lot about what he has done. I know all too well how much pressure there can be when trying to help other people. The tenacity that he has

gone through without looking for any type of financial gain for himself, I just want the record to reflect that this Legislature in one way or another honor him for bringing this important to light. Thank you very much.

Chairman Vicente (ben) C. Pangelinan: Thank you very much and Si Yu'os Ma'ase, gentlemen. We will now proceed with Mr. Celestial's presentation.

Mr. Robert Celestial: Mr. Chairman, Senators. My name is Robert Celestial and I support Resolution No. 127 (LS). I thank you for your support to send this resolution to Congress. I would also like to thank Senator Tom Udall, Mark Udall and Congressman Ben Lujan for letting us ride on their coat tails. They've included Guam to be in the Radiation Compensation Act. I was asked to come here to give a history on how we got here. I know that Senator BJ Cruz as been on the forefront and I thank you Senator.

[Mr. Celestial proceeded with his power point presentation, which is attached to this committee report]

Slide No. 1: Mr. Photo of members of the Pacific Association of Radiation Survivors (PARS).

Mr. Robert Celestial: This is the picture of the first group. Sad to say a lot of them have passed away.

Slide No. 2. Photo of supporters who have deceased.

Mr. Robert Celestial: I always like to pay tribute to the late Speaker Tony Unpingco, the late Senator Angel Santos, the late William Brady – he was our health physicist when I went to Washington DC and retired from General Electric – and the late Mark Purdey, who came here years ago to do testing on Guam – he was given license to test the soil, animals and water and he wrote in the Eisenor Medical Journal about the cure all for the brain for the sicknesses and illnesses with the people in the south. They have all passed away.

Slide No. 3. Photo of the first hydrogen bomb detonated in the Pacific, Enewetok Atoll dated November 1, 1952.

Mr. Robert Celestial: From 1946-1962, the United States detonated 66 nuclear hydrogen bombs in the Marshall Islands with 43 detonations in Enewetok Atoll.

In 1977 as a young soldier I was stationed in the Marshall Islands to clean up the nuclear waste at that time. If you remember on November 1, they detonated the first hydrogen bomb and later on as we come down you will find out that three days later a Lieutenant stationed here on Guam was in charge of the radiological chemical and biological – that was his field and he claims that his Geiger counter's read on Guam were off the scale three days later after this detonation.

Slide No. 4. Photo of Enewetok Atoll.

Mr. Robert Celestial: This here is the atoll in the Marshall Islands called Enewetok. That's the main island. They detonated 43 nuclear bombs in this area – the northern part; they did surface, sub-surface and underwater. I lived here on this island – Lowja and we buried most of the post-war debris on this island called Renuit in 1977.

Slide No. 5. Map of photo of Marianas/Pacific region.

Mr. Robert Celestial: Guam is approximately 1200 miles west from Enewetok Atoll – Guam is completely straight downwind with the CNMI and the other islands; not only water, but the winds directly to Guam.

Slide No. 6. Map of photo with radius of the area.

Mr. Robert Celestial: I wanted to give you a radius of the other islands that 27 nuclear bombs were detonated, which is the Bikini Islands and the radius of the nuclear fall out that came to our area at that time called BRAVO.

Slide No. 7. Photo with Mr. Bert Schreiber and Robert Celestial.

Mr. Robert Celestial: This is Lt. Bert Schreiber. I was coming back from Washington DC where I was invited to give testimony before the National Academy of Science to give evidence that Guam was exposed to nuclear fall out and our people were – due to the fact that many years this information was kept secret from the people of Guam. So, I got invited to meet him. He gave a written testimony because it was de-classified in 1994. He couldn't say anything for over 50 years, so he gave a written testimony – notarized – to the committee. I thanked him personally. I went to his house and thanked him. Then, we finally brought him to Guam where he apologized to the people of Guam. He is no longer with us.

Slide No. 8. Photo of water currents in the area.

Mr. Robert Celestial: I just wanted to show you the water currents and which direction it flows. I will show you the precipitation pattern on the next slide.

Slide No 9. Photo of participation flow pattern throughout the Pacific/Oceania.

Mr. Robert Celestial: This is the Hawaiian islands and this is Guam. The water and wind currents go directly to Guam. All this information was de-classified in 1994.

Slide No. 10. Logo RECA, enacted in 1990.

Mr. Robert Celestial: The Radiation Compensation Act was enacted in 1990 – they call it compassionate payments because scientists at that time did not want to give compensation due to the fact that there was no scientific data. As we go forward you will find out that President Bush and President Clinton passed laws making it compassionate payments.

Slide No. 11. [read slide verbatim; see attached]

Slide No. 12. Photo of U.S. Secretary Hazel O’Leary, 1993-1997

Slide No. 13. Photo of President Clinton and Dr. Ruth Faden

Mr. Robert Celestial: Very important – in 1994, four years later Secretary Hazel O’Leary from the Department of Energy met with President Clinton in Hawaii – I read the report - and asked if he could de-classify all the agencies: CIA, NIH, Energy and all the different agencies because there was so much history of secrecy and so what happened was President Clinton hired Dr. Ruth Faden, she was the Executive Director of the Berman Biotic Institute of John Hopkins University to spearhead this committee. The committee was called the “Human Radiation Experiment Advisory Committee and it was established in 1994.

Slide No. 14. Chronology of history of the Radiation Experiment Advisory Committee
[read slide verbatim; see attached]

Slide No. 15: Human Radiation Experiments Advisory Committee’s Final Report
[read slide verbatim; see attached]

The HRX website which gave four years of research - that’s how we were able to get the documents for Guam.

Slide No. 16. Radiation Exposure and Compensation

The Radiation Exposure Compensation (RECA) act was enacted in 1999 is now Public Law 101-426 it requires the federal government to compensate individuals who developed diseases due to unintended exposure to radiation from atomic testing fallout, and that is why we are here today to support the two Bills.

This Bill from New Mexico states that Guam be included in radiation exposure compensation act, because the people didn’t know that we were being exposed to the nuclear fallout from 1946-1962. And so this law establishes the conditions to be met for compensation and a list of compensable cancers. Four Bills that would amend RECA have been introduced in the 107th Congress. An additional measure, which appropriates funds to the Radiation Exposure Compensation Trust Fund through 2011 has been amended also the amendment is to move it even further up with this new Bill it was incorporated into the Reauthorization Act which has become law.

Slide No. 17. RECA Five Categories

There are five categories: Onsite participants; *Downwinders*; Uranium Ore Transporters; Uranium Millers and Uranium Miners. We are concerned today with *Downwinders*. We are downwind from the Marshall Islands that is how we are able to qualify.

Slide No. 18. RECA 2000 Amendments

Very important, on July 10, 2010 Public Law 106-245, The Radiation Exposure Compensation Act Amendment of 2000 was passed. Introduced by Senator Hatch on August 5, 1999. The amendments were one of many bills introduced in the 106th Congress with the intent to amend the existing law. Most significant, the 2000 Amendment added the two new claimant categories, uranium mill workers and ore transporter; it provided additional compensable illnesses lowered the radiation exposure threshold for uranium miners, included above ground miners within the definition of “uranium miner”. Modified medical documentation requirements and removed certain lifestyle restrictions. Which means that at that time if you smoked you probably wouldn’t get heard so they took that out that’s what they mean by certain lifestyle restriction it also added additional geographical area of *downwind* claimants and that is how I believe Nevada, Utah and Arizona were included.

Slide No. 19. RECA 1990 & 2000 Amendments - Guam

And so in 1990 RECA 20 amendments Guam gets into the RECA picture.

Slide No. 20. Radiation Fallout - Guam

So in 2001, I wrote a four-page report (the Celestial Report). I submitted it to the Governor of Guam, Guam Delegate’s Office, Archbishop of Agana, Speaker’s office and all senators. It was to inform them that Guam and her residents were exposed to radiation fallout.

Slide No. 21. 26th Guam Legislature commissioned the “Blue Ribbon Panel”

In the 26th Guam Legislature formed the “Blue Ribbon Panel”. Co-chairperson was the Late Angel Santos and Senator Mark Forbes, Legislative Investigative committee, appointed by Speaker Antonio Unpingco, The Blue Ribbon Panel appointed Dr. Chris Perez as Chairperson. I myself was a member of The Blue Panel Committee I collected information on recently declassified documents, which contributed, to the Blue Ribbon Panel Committee Action Report on Radioactive contamination in Guam between 1946 thru 1962. There was a ninety seven page report on the website and it was edited by Mr. Will Castro and Mr. Shawn Briscoe at that time.

Slide No. 22. Board on Radiation Effects Research Committee

Board on Radiation Effects Research Committee. In September 2002 Congress mandated Human Resources Services Administration (HRSA) in accordance with (Public Law 107-206) to task National Research Council (NRC) Board on Radiation Effects Research (BRER) to conduct another study that’s how we got into the picture. Because it was closed at that time they already passed certain laws to include other jurisdictions but now certain states like Idaho, Montana and Navajo Nation wanted to get in so I found them. The Board of Radiation Effects Research Committee invites Guam to present oral and written testimony in Washington D.C.

Slide No. 23. [read slide verbatim; see attached]

I contacted Dr. Isaf Al-Nabulsi, senior study Director for BRER in January 2004. Dr. Chris Perez, Dr. Wes Youngberg and Dr. Pablo Guzman submit letters to Isaf Al-Nabulsi requesting that Guam be included in RECA. In February 2004 Dr. Isaf Al-Nabulsi sends an invitation for Doctors and myself to attend the March 2004 BRER Hearing in Washington D.C. before the National Academy of Science.

Slide No. 24. Photo of Senator Carmen Fernandez, Congresswoman Bordallo, Mr. Celestial and Mr. William Brady

These photos are the members of PARS. Mr. Brady we hired out of retirement, the former Senator Carmen Fernandez and our good Congresswoman. Mr. Brady came out of retirement just to help Guam. It was amazing that everyone knew him all the scientist knew him I didn't know who I had with me; he was one of the top physicists.

Slide No. 25. Photo of Dr. Julian Preston, Mr. Robert Celestial, and Dr. Isaf Al-Nabulsi

At the committee hearings they heard Idaho, Montana and the Navajo Nation and we were last. The Chairperson, Dr. Preston (referring to picture) and that is Dr. Isaf Nabulsi invited us to come and present our case.

Dr. Chris Perez, Dr. Wes Youngberg and I sat up at night at Dr. Perez's house and went through all the documents came up with a small binder and presented it to the committee with an oral testimony that I was not a scientist nor a physician you're the experts and you determine if Guam is eligible or not. That was a part of my testimony.

Slide No. 26. Evidence submitted to BRER

I submitted scientific studies and reports on ionizing radiation found on Guam during Pacific nuclear testing. I also submitted a sworn testimony by Lt. Bert Schrieber USN retired. His testimony states that Geiger counters were off the scale during his readings on Guam detecting nuclear fallout.

Slide No. 27. Decontamination of vessels on Guam

I just wanted to show that they claim they didn't wash down any ships here on Guam and I have evidence that they did in San Francisco, Los Angeles and Guam. I had to prove that they did use Guam Harbors to wash down their ships after each detonation in the Marshall Islands.

Slide No. 28. Assessment of the Scientific Information for the RESEP book

This is the book, a very important book it was published in 2005 after I left the committee.

Slide No. 29. Photo of Operation Ivy Mike, November 1, 1952

Slide No. 30. Graph of Guam Dose Rate November 3, 1952

They detonated for the first time in November first and three days later this show how high the radiation was on Guam. Only took three days for the radiation to come to Guam and it's in this book right here.

Slide No. 31. Graph of Gunned Film Data 1954-1958

This is Strontium 90, it is a radio nucleic that attacks the bone and causes cancer. Salt Lake City, Utah shows the highest reading of stratum ninety but if you look at Guam, we were the second highest, we have been receiving stratum ninety on Guam for many, many years and that is why I think Guam should be included in the Radiation Exposure Compensation Act to help our people.

Slide No. 32. Conclusion of BRER committee

Before I read the conclusion, it says here that the "BRER committee initiated an independent assessment of the radiologic consequences related to the weapons testing in the Pacific to the people living on Guam." This is the conclusion and it's very important, as a result of its analysis the committee concludes that Guam did receive measurable fallout of atmospheric fallout testing the Pacific, the residents of Guam living at the time should be eligible for compensation for RECA they are considered to be *downwinders*. Now it's up to congress.

Slide No. 33. H.R. 2910

Slide No. 33. H.R. 3379

I just wanted to show you one of the first bills that congresswoman introduced in 2005. Later in 2007.

Slide No. 34. Radioactive half-lives

These are examples of radioactive half-lives: Uranium 238; Cesium 137 and Stratum90 and we have plutonium found here on Guam on a separate report.

Slide No. 35. Onsite Participants

On site participants, Enewetak Atoll Clean up 1977-1978.

Slide No. 36. Photo from Enewetok Island

I was sent there. This is Mr. Ed Blas, he passed away last year. We were station in Runit Island where they detonated the 40 nuclear bombs and this gentleman I found out also passed away. This is how we lived, this is our heavy equipment and this is how we went to work in the different atolls and this is how we dressed, not knowing that we would be exposed to contaminated radiation. This is how we went to work.

Slide No. 37. Photo from Enewetok Island

This is the post war debris. They would line up equipment along the island and they would detonate a nuclear bomb.

Slide No. 38. Photo: Operation Cactus

This is Rongelap Island, this is where they detonated an 18 kiloton nuclear bomb.

Slide No. 39. Photo: Hardtack Crater

Slide No. 40. Photo: Radioactive Dome

This is the crater it created, that's where I worked for many months and we built this and dump all the radiation we could find into this crater. That is the conclusion of the crater but it's still contaminated until today.

Slide No. 41. Nevada Test Site

Slide No. 42. Nevada Test Site

I just want to show that other people from Nevada are sick and dying and certain senators in congress are trying to help their people in a way like our senators are trying to do. I conclude my presentation at this time. Thank you.

Chairman Vicente (ben) C. Pangelinan: Thank you Mr. Celestial. We have a short presentation by Anjelica Okada on the RECA program itself. Before she starts I would like to recognize Mr. Kin Perez from the Congresswoman's Office. And we also want to thank former Senator Francis Santos and Senator Hope Cristobal for joining us this evening. Thank you very much.

Ms. Anjelica Okada: Buenas I am Anjelica Okada and I am here to follow up on Mr. Celestial's testimony on the Radiation Compensation Act. I will be presenting on the radiation screening and education program and I will explain what exactly this is.

[Ms. Okada proceeded with her power point presentation, which is attached to this committee report]

Slide 1. RESEP

After the enactment of RECA in 1990 there were amendments made in 2000 and apart of those amendments they conducted what we are having here today which is a public hearing, and town halls meetings where they received testimonies from constituents with uranium workers and *downwinders*.

In that hearing they testified that money was acceptable however the greater good could not come from compensating individuals but from instituting programs to help families detect potential illnesses earlier, allowing them to be treated more successfully and cost effectively. Robert introduced you to this book, [lifts book] this is in that book.

What came about was the Radiation Exposure Screening and Education program it was established in 2002 it is a direct component of RECA, and its program called the Radiation Exposure Compensation Program administered by the Department of Health and Human Services. What this does is assist with those with cancer and other radio genetic caused by nuclear fallout and nuclear testing and weapons. It is a grant program to provide programs to provide funds to eligible public and nonprofit health care organization to implement programs identified by RECA and RECP.

Slide 2. Photo of RECA Covered Areas

What it does is it takes these RECA covered areas, you see the highlighted states in yellow these areas are were uranium workers and the blue area is the *downwind* of the Nevada test sites and the green is the overlapping of the uranium workers and where the *downwind* occurred. Under RECA there are two types of exposure they are called occupational and innocent. What you see in yellow is occupational and onsite participants like what Mr. Celestial had to do in the Marshall Islands.

Slide 3. Downwinder Illness

What we really want to focus on is our *downwinders*. Currently under RECA any person who was exposed to fallout from the atmospheric detonation from the Nevada Test sites, that is current right now. However, the *downwinder* illnesses as you can see listed before in our news releases are leukemia other than chronic lymphocytic leukemia, multiple myeloma, lymphomas other than Hodgkin's disease and primary cancer of the larynx, thyroid, breast for male and female, small intestines, pancreas, ovary, salivary gland, lung, esophagus, stomach, brain, urinary bladder, bile duct, liver, colon and gall bladder. This is where our concern is, I have highlighted breast, lung and colon.

Slide 4. Guam Cancer Incidence & Mortality

I have highlighted those and I have taken a study by Dr. Robert Haddock, his ***Health History on Guam***. It is a compilation on cancer incidences and mortality from 1970 – 2003. As you can see the first column will show that from 1970 to 1979 listing of highest incidences and highest mortalities rates on Guam. The one thing I have to say are these numbers really isn't accurate. We could have had family members on Guam that end up moving off island. Hence if you lived on Guam and moved to California and got diagnosed in California, then California got that number for that cancer. So please just understand that these are not solid numbers but they are facts. They are still compiled records that prove that our top incidences for mortality for men its lung, for women its breast; but for women secondary to that is lung, and the top five for both, women and men, is colon cancer. So what am I getting at – and how does RESEP help.

Slide 5. RESEP Clinic

Currently in Nevada, Utah, Colorado, Arizona and New Mexico there are clinics. These clinics receive the grant money from RESEP to fund these programs; education programs to

educate the public on prevention, treatment and early detection of radiogenic diseases. They help with screening, they provide medical screening to these qualified individuals; they do referrals to direct individuals to appropriate healthcare if it is needed; they do outreach- they inform individuals about radiogenic exposure- Kind of along the lines of what we are doing right now; They facilitate claims processing: if you file a claim with RECA it goes to the Department of Justice under the Constitutional and Specialized Tort Litigation Section of the, Torts Branch. The tort branch specializes in social justice such as this.

Slide 6. RESEP Eligibility Information/Process

So what would you need to see if you could qualify for this? If it was yourself, and you believe you got cancer based on these testing you would need proof of identity, birth certificates, were born on Guam and living on Guam, if it is your spouse you need you marriage certificate; you would need all proof of presence during affected time it could be work history, school records, medical records, birth and marriage records, voting records anything you have to prove you were on Guam during that time. Another component that you will need to prove is your medical history. Your records documenting the diagnosing one of the covered diseases that I mentioned earlier any mediation your taking or you physical exam or lab work and these will help you get this claim.

Slide 7. H.R. 1645 & S. 773

We can't do it though; none of this is possible unless we get HR 1645 in the House of Representatives of Congress and Senate number 773. What do these bills do for us? They are trying to equalize across the board all compensation to \$150,000 per individual that qualifies. Its giving all claimants medical benefits it also expands the *downwinders* to include New Mexico, Idaho, all of Arizona, Colorado, Nevada, Utah, Missouri and most importantly they are including Guam. Also adds funding for studies for the health impacts over time. There are other things added in there but I believe these are the most important things our peoples need.

Slide 8. Legislation/Resolutions Introduced to include Guam

This is not the first time this was tried; this has been long going people need to know. Congresswoman Bordallo in the house of representative has introduced three bills in three years from 2005 -2009. After her Congressman Ben Lujan picked up the fight added Guam in 2010, 2011,2013 and bilaterally, Senator Udall did the same thing in the Senate. They are standing by us we need to get them to be heard. The Guam legislature, same thing, we have been pushing for these bills to be heard, to be passed, 2005, 2007, 2009, 2011, and today we are petitioning the president, we are petitioning the Congress both sides, the House of Representatives and the Senate to have these bills heard to get us included into this program we rightfully deserve it and Robert was enough testimony to prove that. And it has been proven. What can we do what can everyone here do? What do we need to get this done?

Slide 9. U.S. Congress person of interest names and address

Provided at the table the Chairman and the committee has made available petitions to sign. Petitioning the honorable Speaker John Boehner of the House of Representatives. To urge the committee Chairman of the Committee on the Judiciary, Committee on Education and the Workforce, Committee on Energy and Commerce, someone to have a fair and swift hearing. We should be included, it has been proven., hear us. Same as the Senate. There are form letters provided where you can fill out your name and address, it is already written out for you. This is what we do, this is what needs to be heard, we need to get them to have a hearing and we need to get people out there when they do to testify on our behalf. Thank you.

Chairman Vicente (ben) C. Pangelinan: Thank you Anjelica. I am going to open up the panel here. Senator BJ Cruz, any comments or questions?

Vice Speaker Cruz: Robert and I have been working on this since I came in 2005. When I was President of the American Cancer Society in 1977 and we were putting pins on the wall every time we would get diagnosis and it was really high then and I kept saying it was radiation from Enewetok but everybody thought it was me being anti-war, anti-military. I was very glad when you were able to get the Navy Lieutenant to confirm that we were downwind. I think it was during the volcano eruption in Hawaii when the skies of Guam turned black and I said, "see, it's coming this way." I want to thank you, Dr. Chris and all the members of PARS for all your hard work and we stand behind you, as you saw every other year we introduce a resolution.

Mr. Celestial: Thank you very much for standing by us.

Chairman Vicente (ben) C. Pangelinan: Senator Muña-Barnes?

Senator Muña-Barnes: Si Yu'os Ma'åse' Speaker ben. Mr. Celestial and every member here, from PARS and all the survivors here on the island of Guam. As committed we will continue to do what we do here and work closely with you. I wish that they can include Guam, our prayers will always be there, we have done a lot of the hard work, we have got to continue to share the information. I look out there and I see a lot of the cancer care folks that are here also and as the group gets bigger and as we as policy makers half the times we go to these funerals and the age aren't getting any older, they're getting younger. When we ask what is the cause of death and they say cancer. Before it was heart attacks and now it is cancer, cancer, cancer. If there is anything else that we could do to make a difference, we are here.

Chairman Vicente (ben) C. Pangelinan: Thank you very much Senator Muña-Barnes. Senator Ada?

Senator Tony Ada: I would like to thank you for your presentations, Mr. Chairman could I request if they could email a copy to every member of this body?

Chairman Vicente (ben) C. Pangelinan: It is on our website, the presentations are on our website and yes, we will do that as well.

Senator Tony Ada: Thank you.

Ms. Anjelica Okada: With the power point, I believe we could produce a paper copy of our presentations to you at a later date, if that is okay.

Senator Tony Ada: Thank you, I really appreciate it. Senator Barnes brought up a very good point that those who have passed before us, now the age groups keep getting younger and my question is, is this, when you said that you had to prove that you were in this area during this time period. If you are in that area and in that time but your children were much younger, are there particles that are left behind, that go on the trees and on our coconuts and we eat our coconuts, things like that?

Mr. Robert Celestial: Yes. To answer your question, yes. Yes, that is how it happens. The radioisotope goes into the fruits and we eat the fruits. If you read the bill, the dates that they have given us is 1946 to 1962, it's not exposure dates it's detonation dates. I didn't go too far on the half-lives but the majority of the half-lives are 30 years. If you add 30 years to 1962 to Guam, it's 1992. So, later on in the years you could expand it through an amendment but right now we are riding the coattail of the Senator from New Mexico. Yes, the continuation of radiation exposure on Guam is ongoing and if you want to go further, the last report I submitted to the National Academy of Sciences was from Washington University and it stated that from 1974 the testings on Guam with the fruits, animals, land and water they found high levels of Cesium, Strontium, and Plutonium here on Guam. If you add 30 years more to 1974 then it's more. So yes, that is why our younger generation are exposed and that is why they are getting sick.

Ms. Anjelica Okada: That is another important aspect of getting included; as I showed in my presentation, there will be studies for health impacts so that would be a benefit. We could study that we just need to get included, as he said, we can make amendments later but those studies would prove that even over time, the half-lives, they're still here or was still here for a long time after the detonations ended.

Senator Tony Ada: I see. Thank you for all of your work, thank you for continuing to educate us and inform us. Our children's children hopefully would be free of this issue and hopefully we would be able to convince congress and the President that this is long standing, along with War Reparations, and everything else. It seems as if they really owe a lot to the people of Guam. Thank you.

Chairman Vicente (ben) C. Pangelinan: Thank you Senator. Senator Limtiaco?

Senator Limtiaco: Thank you Mr. Chair. I just want to thank everybody for participating and for Mr. Celestial, thank you for your testimony.

Mr. Robert Celestial: Thank you.

Senator Morrison: Thank you Mr. Chairman, I want to thank all of the authors of this resolution, this very important resolution, and putting it forth. Thank you for your presentation, I've learned a great deal today and I want to thank all of those that are participating in this process and I know a lot of work went into this and I really appreciate your time.

Mr. Robert Celestial: Thank you.

Chairman Vicente (ben) C. Pangelinan: Senator Cristobal, were you going to testify? Please join us. We have also received testimony from the Cancer Research Project from the University of Guam and from some of the Cancer centers here that delineate the incidence and mortality rates of cancer on Guam, which would all, support our efforts here. I want to say that we are already included in the bill, it just needs to get passed and that is what we are trying to do. I also want to say that the program is a permanently funded program; it's funded every year for compensation until such time that all the individuals eligible receive compensation plus the health benefits of the program. In this year's budget, the President included \$75 million to augment to original compensation trust fund. It gets funded every single year and that is why our efforts to get included, when that day comes and get this bill passed, there will be compensation in the trust fund for us.

Ms. Hope Cristobal: Thank you Mr. Chairman. I really salute Bob Celestial for working on this for some many years and I just thank God that he is still here today, on behalf of all of our people.

[read written testimony – verbatim]

Chairman Vicente (ben) C. Pangelinan: Thank you very much Ms. Cristobal. I also call Ms. Lucille Cruz, Mr. Kin Diego and Ms. Rose Marie Quichocho. Please come forward. Please identify yourself for the record and then proceed with the testimony.

Ms. Lucille Cruz: I am Lucille Cruz and I am the nurse supervisor at the Cancer Center of Guam and I am here to support your resolution and to thank you for continuing to support this resolution. I came here as a caregiver for those patients who came into our clinics and I know we find it so difficult right now when they're not here. I take care of them, 24/7 in the clinic and at home too. I have immediate families that are affected with it and to see the numbers, the statistics, the facts and how many patients we see come in, new patients, on our little Guam.

In 2004 when our doors opened, this does not include our cancer patients that were seen before 2004, these are new patients we have seen from 2004 to 2013 1,736 new patients in our clinic. These are not including ones that have been seen in other clinics that are newly open like TakeCare and Latte Cancer centers and this is in 2011 to 2013 there are other patients that have been seen there. I am overwhelmed with all the number of patients we see everyday. And the top 5 cancers is what was presented, which was (1) breast cancer, (2) lung, (3) rectum, (4) colon, and (5) prostate and this is just from our clinic. The age, race, gender statistic is not selected by the cancer itself. Our youngest patient is 9 months old and it was very heart breaking for us to see them suffer this way. I'm just here to support and give everything I have to help.

Chairman Vicente (ben) C. Pangelinan: Thank you very much, we truly appreciate it. Mr. Diego?

Mr. Kin Diego: This is very difficult because today I went in for my first treatment for my cancer. This is my first day and I was asked by this lady (Ms. Cruz) who assisted me and asked me to come with her, she helped me all day today. So, I owe her to be with her today. Not only in support of her concern but also after hearing all of the presentation, I'm also a recipient of whatever we are trying to do today. I am in support of the resolution that we are trying to put together and pass. Let me first recognize the distinguished Senators today, Senator Cruz, Senator Ben Pangelinan, Senator Barnes, Senator Ada, Senator Limtiaco, and Senator Morrison. My doctor is Dr. Lizama, he is a total doctor. He was in support of trying to figure out how come I am having all of these medical problems and he sent me to see to Dr. Berg and Dr. Taylor for radiation. The three people working together finally, and this happen on my birthday May 29, when I was told that I got cancer of my lung. This was a couple of days ago. I told my partner, we have to cancel all birthday celebrations, I just want to go home and I need to prepare to die. But then I need to see Dr. Berg and when I mentioned what I told her and he told me that today's medical treatment, I could live to be in the 60's and 70's. I am 65, that was on my birthday, the day I was told I have cancer. Today, I received my first chemotherapy, today this beautiful lady helped me from 8 this morning and I drove straight down here. She thought I was too tired but I promised her and I promised Ms. Cruz, who also assisted me, that I was going to come in and support this bill. Not only thinking this bill is for them but it is also for me as well. I am in support and I want you to do everything and anything you can do to get this through because people like myself who need this bill to pass.

I think, thinking about my self would be selfish I didn't think of my mother who passed away from cancer. When I was talking to Dr. Wells and Dr. Lizama and asked how did I get lung cancer, I don't smoke, I don't do those things. Now, this presentation today I know understand why it is possible why it is for me to get this, I now understand. Please guys, get everything together. I don't know what kind of resources you will have later on but call me and I will do whatever is necessary. I am in total support of this.

I didn't sleep at all yesterday, I took my car and drove around and I came home and couldn't sleep. I went to my treatment and I told them I haven't slept because I don't know what to expect today and I got my chemo today from 8 o'clock this morning and I was walking out at almost 5 o'clock in time for me to come here on time. She thought I was going to stay home but I came to do what I was asked to do. Please people; please do this not only for us but for future cancer people, ok. Today is my first day having cancer and I want you to promise that it is not going to be just another procession of having people come in and testify.

Si Yu'os Ma'ase.

Chairman Vicente (ben) C. Pangelinan: Hagu mas. Si Yu'os Ma'ase', we all know how hard it is after a day of chemo.

Ms. Lucille Cruz: There is one thing, I would like to mention, I was listening to the presentation and we noticed that one of the radiation, cesium, according to one of the doctors and one of the researchers of medication and treatment said that if cesium is in the soil it lasts 1,000 years. Children, grandchildren and others that are coming before us that may have cancer too so please help them. Thank you.

Mr. Kin Diego: I just want to point out that I was asked for personal information; my home number, my cell number and I gave them all. So, if you need my assistance call me. Please call me. I wan to make sure this is taken care of. Si Yu'os Ma'åse.

Chairman Vicente (ben) C. Pangelinan: Thank you. Mrs. Quichocho.

Mrs. Rose Mary Quichocho: Senators, my name is Rose Mary Cabrera Quichocho and I didn't know anything about this until this afternoon when I was reading the paper and I volunteered to come out here and share some of our pains. My father died of prostate cancer, I have a brother that died of pancreatic cancer but they don't really know where because it metastasized and I have a sister who died of [inaudible] and my husband that passed away of lung cancer. I have relatives that are very close that have died and friends that are very close that have died, it's very hard. I know some of you have been touched by cancer if it's friends or relatives but when you have four people in your family that died of cancer, it is very hard. There are so many things that we have shared in the past that we cannot do now. I am in support of the resolution. Please see through it for the rest of our people, our grandchildren and everyone that are here, we do need your support, please. Thank you.

Chairman Vicente (ben) C. Pangelinan: Thank you and Si Yu'os Ma'åse'. We will go ahead and dismiss the panel. Thank you very much for your presence this evening. That concludes the public witnesses that have signed up to testify. I want to express my deep appreciation for your ability and strength to come before us to plead the case to let us know. We will be sharing the information we have received this evening with the members of Congress to ensure that we get the response that we need to get in order to take care of our people. The RECA compensation program, as I mentioned earlier, is a permanent program of the Department of Justice and will continue to be available and we will continue our efforts, along with our Congresswoman Bordallo and with Senator Udall and Congressman Lujan as they continue their efforts to get the legislation passed in Congress to include Guam in the *downwinders* category and allow our residence to apply for compensation and assistance under the RECA program. That is our effort, that is our promise and we continue our efforts to this day.

That concludes the public hearing portion on Resolution 127 and I would like to thank all my colleagues for their presence this evening. I would like to ask the members of the audience to please stay with us for just a little longer, the legislature also passed a resolution that recognizes the work of Mr. Robert Celestial and the PARS organization and we would like to present him this evening with the resolution, recognizing his work on this issue and thanking him and honoring him for his work. We are going to make a presentation and we have some light refreshments outside and we would like each and every one of you to join us.

Mr. Vice Speaker, any final comments?

Vice Speaker Cruz: We are going to recognize Robert for all of the hard work that he has done but I really do think there are also some others in here, I see a number of nurses I know that have devoted their entire life and I don't know how they manage to do that on a daily basis but I think we should give our heart felt gratitude to the nurses because for them to have to suffer

through this all this time and see as many people go, they are absolute angels. We are very lucky to have them. I would like to thank the nurses.

[applause]

Chairman Vicente (ben) C. Pangelinan: Before we recognize Robert with the resolution, I do want to express and let you people know that we also owe a deep sense of gratitude, he didn't want to play a public role but he has been very instrumental in the efforts of the organization and the efforts of the government of Guam as Chairman of the Blue Ribbon panel as chartered by the Guam Legislature and we thank him for his continued work that continues to happen to advance this cause and we want to also thank and recognize Dr. Chris Perez. HE's getting a little shy in his old age but we do and always completely appreciate his dedication and his work and I want to thank him. Chris, did you want to say a few words.

Dr. W. Chris Perez: [in audible]

From a four (4) page one-man effort in a 97 Blue Ribbon panel page report. Men and ladies were recognized for the efforts that were done. A couple of years later, a full volume panel of experts commissioned by congress that really explains to us that history has not changed. Detonations occurred; we all know that, those documents have been declassified. The science hasn't changed; the science says that these materials that we consider radioactive fallout did come. We all know the scientist in me would say it could be challenged. You can say, Doc you can't prove that any one of these cancers was caused by radiation – and that is correct. There are no biological markers that say that radiation caused the cancer but as a rhetoric to them, conversely you cannot also prove that it is *not* because of that and I think we need to take that away. So when somebody challenges us saying, you poor Chamorro's that radiation did not do that, you can't prove it. Well, that's true we can't prove it but neither can they prove that it did not cause it.

The other thing I want to mention is that if you read the original 1990 RECA, right in the very beginning in the legislative intent, it says that it was an apology by this nation to those that bore the burden and the pain and so even though the facts haven't changed with history, the facts haven't changed with science, I think today we need to make sure the facts of the political process need to change. With the political process, non-partisan, whether you are Democrat, Republican, Catholic, small, short, little like me, doesn't really matter. I think political process has to be carried through. We are *downwinders*, the scientist have proven that. So we just need to focus on the intent of this resolution and as Senator ben has mentioned that really what we want to make sure this piece of legislation heard, that it is debated, and then after that put everything away because it is irrefutable that the people of Guam are *downwinders* and we should be recognized as that and whatever compensation comes, that's really not the point, but the idea is we as a people are recognized.

It can never be said that it we would not serve, we buried one of our soldiers today and we will bury another in a few days and perhaps a third in another couple of days. We Americans and we deserved to be recognized. The question is we *downwinders* and the answer is certainly. Thank you very much for those of you who are here, we have locked arms many times, and perhaps we will take steps and many of us will fall at the waist side before this ends but this

journey has to continue and if one person makes it to the end and that benefit is received and our goal will be achieved. Thank you.

Chairman Vicente (ben) C. Pangelinan: Thank you very much. Thank you very much. This concludes the testimony on Resolution No 127-32 (LS). There being no additional individuals to present any additional testimony, this Committee will continue to remain open for the acceptance of any additional information or public testimony on the bill discussed. You can submit those testimonies to my office directly on W. Soledad Avenue, as well as the Guam Legislature or through any of the electronic processes either email at office@senben.com or through our website at senbenp.com

This hearing is adjourned.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Resolution No. 127-32 (LS) with the recommendation to pass.

I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Resolution No. 127-32(LS)

Introduced by:

v. c. pangelinan
B.J.F. Cruz
T.R. Muña-Barnes
M.F.Q. San Nicolas

2013 MAY -1 PM 1:30 PM

Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

1 **BE IT RESOLVED BY THE EXECUTIVE COMMITTEE OF I**
2 ***MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN:***

3 **WHEREAS,** the United States Government and the Atomic Energy
4 Commission conducted nuclear tests in the South Pacific from 1946 to 1962; and

5 **WHEREAS,** the Atomic Energy Commission detonated sixty seven (67)
6 nuclear devices with a total yield of one hundred eight thousand four hundred ninety-
7 two point two (108,492.2) kilotons in or around the Marshall Islands; and

8 **WHEREAS,** no less than ten (10) of those detonations yielded between five
9 (5) to ten (10) megatons of radioactive material from the center of the explosion to
10 the height of between twelve (12) to fifty-five (55) miles, into the jet-stream; and

11 **WHEREAS,** on October 31, 1952 (GMT) Operation Ivy was conducted on
12 Elugelab Island ("Flora") in the Enewetak Atoll, in which the first true thermonuclear
13 hydrogen bomb (a 10.4 megaton device) code named Mike was detonated, destroying
14 the entire island leaving behind a 6240 foot across and 164 foot deep crater in its
15 aftermath; and

1 **WHEREAS**, in 90 seconds the mushroom cloud climbed to 57,000 feet into
2 the atmosphere and within 30 minutes had stretched 60 miles in diameter with the
3 base of the mushroom head joining the stem at 45,000 feet; and

4 **WHEREAS**, radioactive fallout is the after effect of the detonation of a
5 nuclear bomb where radioactive particles and earth debris, which comprise the
6 mushroom cloud, are released into the atmosphere and remain in the atmosphere for
7 about 24 hours before descending back to earth; and

8 **WHEREAS**, before the decent back to earth, these radioactive particles can
9 be carried through jet-streams in the atmosphere to locations over a thousand miles
10 away from the actual test site and settle into the environment causing multiple health
11 and enviromental problems; and

12 **WHEREAS**, Guam is located approximately one thousand two hundred
13 (1,200) miles directly west of the test sites; and

14 **WHEREAS**, the radioactive dust particles travled through the westward
15 flowing jet-streams from the Marshall Islands and settled on Guam; and

16 **WHEREAS**, Charles Bert Schreiber, Lt., USN-Ret., in his sworn testimony
17 regarding the fallout of the first Hydrogen bomb tests of 1952, stated that Geiger
18 readings indicated significant radiation found its way to Guam from the detonation of
19 Ivy Mike; and

20 **WHEREAS**, the National Research Council's committee's analytical
21 findings as noted in page 328 of their report corroborates Mr. Schreiber's testimony;
22 and

23 **WHEREAS**, ships present in the Marshall Islands during the nuclear testing
24 were decontaminated in Guam harbors with acidic detergents and the runoff from the
25 operations went directly in the local fishing and reef environments; and

1 **WHEREAS**, reports from the United States Navy indicated full knowledge
2 of the situation and failed to warn the local population; and

3 **WHEREAS**, October 15, 1990 former President George H. Bush signed into
4 law H.R. 2372 (Public Law 101-426) relative to the “Radiation Exposure
5 Compensation Act” (RECA); and

6 **WHEREAS**, the law covered those who were affected by nuclear fallout
7 during atmospheric testings in Nevada and the Marshall Islands; and

8 **WHEREAS**, RECA established the Radiation Exposure Compensation
9 Program (RECP) with the Civil Division of the Department of Justice to administer
10 its responsibilities under the act; and

11 **WHEREAS**, a trust fund was instituted and \$100,000,000 was appropriated
12 for claim compensation of persons meeting a specific health criteria after exposure to
13 ionizing radiation; and

14 **WHEREAS**, in April 1992, RECP began processing claims; and

15 **WHEREAS**, on July 10, 2000, an amendment to RECA (Public Law 106-
16 245) broadened the scope of eligibility for benefit coverage to include new victim
17 categories and modify the eligibility criteria for compensation; and

18 **WHEREAS**, the amendment set forth to extend the time period for
19 consideration and compensation and include other individuals related to nuclear
20 exposure such as uranium miners, uranium millers, ore transporters, “downwinders”
21 and onsite participants; and

22 **WHEREAS**, according to the Department of Justice and in accordance with
23 Code of Federal Regulation Title 28, part 78 – Claims under the Radiation Exposure
24 Compensation Act, Subpart E-Eligibility Criteria for Claims by Onsite participants,
25 Guam meets the eligibility criteria from the wash down of military vessels/aircraft

1 from the nuclear testings conducted at the Pacific Proving Grounds Marshall Islands;
2 and

3 **WHEREAS**, after a meeting in 2004 between Guam leaders, Ms. Dianne
4 Spellberg, Assistant Director for Civil Division, RECP and Dr. Evan B. Douple,
5 Director of the Board on Radiation Effects Research committee, it was determined
6 that Guam was eligible for onsite participants and as “downwinders”; and

7 **WHEREAS**, that meeting resulted in the submission of a statutory
8 amendment by Congresswoman Madeleine Z. Bordallo to the U.S. Congress to
9 amend Title 28CFR79, Subpart E, Section 79.40 in order to include the population of
10 Guam in the RECA and RECP;

11 **WHEREAS**, Ms. Isaf Al-Nabulsi PhD., Senior Study Director of the Board
12 on Radiation Effects Research (BRER) invited W. Chris Perez M.D., Dr. Wesley
13 Youngberg MPH, Mr. Robert N. Celestial, and Delegate Madeleine Z. Bordallo to
14 attend a committee hearing in Washington, D.C.; and

15 **WHEREAS**, a Guam delegation, composed of Delegate Bordallo, Senator
16 Carmen Fernandez, and Mr. Robert Celestial presented oral testimony and submitted
17 documented evidence, before the Committee to Assess the Scientific Information for
18 the Radiation Exposure Screening and Education Program, under the auspices
19 meeting of the National Research Council and mandated by Congress; and

20 **WHEREAS**, on April 19, 2013, Senator Mark Udall (D-Colo) along with
21 Senator Tom Udall (D-N.M) and Congressman Ben Ray Lujan (D-N.M) introduced
22 S. 773 and H.R. 1645, respectively, to amend "Radiation Exposure Compensation
23 Act of 1990"; and

24 **WHEREAS**, the proposed amendment will expand the “downwind” areas
25 covered by RECA to include all of Arizona, Nevada, New Mexico, Colorado, Idaho,

1 Montana, and Utah for the Nevada Test Site; New Mexico for the “Trinity” Test
2 Site; and Guam for the Pacific tests; and

3 **WHEREAS**, the amendment, would allow for all claimants equal
4 compensation of \$150,000 regardless if they are milers, miners, ore transporters,
5 onsite participants or “downwinders”; and

6 **WHEREAS**, the amendment to the act, known as the “Radiation Exposure
7 Compensation Act Amendments of 2013” will extend the fund for nineteen (19)
8 years; and

9 **WHEREAS**, the Guam Legislature unequivocally supports the proposed
10 Amendments to RECA which would include Guam as a downwind area and does
11 continue to support and urge the passage of RECA amendments to include Guam as
12 downind area, and does specifically support the passage of S.773 and H.R. 1645;
13 and

14 **WHEREAS**, Senator Tom Udall and Congressman Ben Ray Lujan had
15 introduced similar legislation to expand RECA in 2010 as S. 3224 and H.R. 5119,
16 and in 2011 as S. 791 and H.R. 1490; and the Guam Legislature has consistently
17 urged and supported the expansion of RECA to include Guam as a downwind site,
18 and has delivered to the U.S. Congress and to the President of the United States
19 evidence of its support through Guam Legislature Resolution 73 (2005), Resolution 5
20 (2007), Resolution 30-62 (2009), and Resolution 171-31 (2011); now, therefore be it

21 **RESOLVED**, that I *Mina'Trentai Unu Na Liheslaturan Guahan* does hereby,
22 on behalf of the people of Guam, urgently petition the United States Congress to
23 expand the "Radiation Exposure Compensation Act of 1990", Public Law 101-426,
24 as amended by Public Law 101-510, 3139 (42 US.C. 2210) and Public Law 106-245
25 to include Guam as a downwinder, and to increase and improve the compensation to

1 Guam and the other states covered by the RECA and to pass S. 773 and H.R. 1645;
2 and be it further

3 **RESOLVED**, that the Speaker and the Legislative Secretary attest to, the
4 adoption hereof and that copies of the same be thereafter transmitted to the
5 Honorable Barack Hussein Obama II, President of the United States of America; to
6 the Honorable Mark Udall, Member of Congress, United States Senate; to the
7 Honorable Tom Udall, Member of Congress, United States Senate; to the Honorable
8 Martin Heinrich, Member of Congress, United States Senate; to the Honorable Mike
9 Crapo, Member of Congress, United States Senate; to the Honorable James Risch,
10 Member of Congress, United States Senate; to the Honorable Micheal Bennett,
11 Member of Congress, United States Senate; to the Honorable Patrick J. Leahy,
12 Chairman, Committee on the Judiciary, United States Senate; to the Honorable
13 Chuck Grassley, Ranking Member, Committee on the Judiciary, United States
14 Senate; to the Honorable Tom Harkin, Chairman, Committee on Health, Education,
15 Labor, and Pensions, United States Senate; to the Honorable Michael B. Enzi,
16 Ranking Member, Committee on Health, Education, Labor, and Pensions, United
17 States Senate; to the Honorable Ben Ray Luján, Member of Congress, U.S. House
18 of Representatives; to the Honorable Lamar Smith, Chairman, Committee on the
19 Judiciary, United States House of Representatives; to the Honorable John Conyers,
20 Jr., Ranking Member, Committee on the Judiciary, United States House of
21 Representatives; to the Honorable Fred Upton, Chairman, Committee on Energy and
22 Commerce, United States House of Representatives; to the Honorable Henry
23 Waxman, Ranking Member, Committee on Energy and Commerce United States
24 House of Representatives; to the Honorable John Kline, Chairman, Committee on
25 Education and the Workforce, United States House of Representatives; to the
26 Honorable George Miller, Ranking Member, Committee on Education and the

1 Workforce, United States House of Representatives; to the Honorable Madeleine Z.
2 Bordallo, Member of Congress, U. S. House of Representatives; to Attorney
3 General Eric H. Holder, Jr., Attorney General of the United States; to Mr. RJ Ritter,
4 National Commander, National Association of Atomic Veterans; to Mr. Bob
5 Kilthau, Hawaii State Commander, National Association of Atomic Veterans; to all
6 the State and Area Commanders of the National Association of Atomic Veterans; to
7 Mr. Robert N. Celestial, PARS President; and to the Honorable Edward B. Calvo, *I*
8 *Maga'lahaen Guahan*.
9

DULY AND REGULARLY ADOPTED BY *I MINA' TRENTAI UNU NA LIHESLATURAN GUÁHAN* ON THE ____ DAY OF _____ 2013.

JUDITH T. WON PAT
Speaker

TINA ROSE MUÑA-BARNES
Senator and
Secretary of the Legislature

I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Resolution No. ~~121-32~~ (LS)

As Substituted by the Committee on Appropriations,
Public Debt, Legal Affairs, Retirement, Public Parks,
Recreation, Historic Preservation and Land.

Introduced by:

v. c. pangelinan
B.J.F. Cruz
T.R. Muña-Barnes
M.F.Q. San Nicolas

Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include all of New Mexico, Idaho, Arizona, Colorado, Nevada, Utah, Missouri, and Guam and to improve and increase compensation for those affected by ionizing radiation.

1 **BE IT RESOLVED BY THE EXECUTIVE COMMITTEE OF I**
2 ***MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN:***

3 **WHEREAS,** the United States Government and the Atomic Energy
4 Commission conducted nuclear tests in the South Pacific from 1946 to 1962; and

5 **WHEREAS,** the Atomic Energy Commission detonated sixty seven (67)
6 nuclear devices with a total yield of one hundred eight thousand four hundred ninety-
7 two point two (108,492.2) kilotons in or around the Marshall Islands; and

8 **WHEREAS,** no less than ten (10) of those detonations yielded between five
9 (5) to ten (10) megatons of radioactive material from the center of the explosion to
10 the height of between twelve (12) to fifty-five (55) miles, into the jet-stream; and

11 **WHEREAS,** on October 31, 1952 (GMT) Operation Ivy was conducted on
12 Elugelab Island (“Flora”) in the Enewetak Atoll, in which the first true thermonuclear
13 hydrogen bomb (a 10.4 megaton device) code named Mike was detonated, destroying

1 the entire island leaving behind a 6240 foot across and 164 foot deep crater in its
2 aftermath; and

3 **WHEREAS**, in 90 seconds the mushroom cloud climbed to 57,000 feet into
4 the atmosphere and within 30 minutes had stretched 60 miles in diameter with the
5 base of the mushroom head joining the stem at 45,000 feet; and

6 **WHEREAS**, radioactive fallout is the after effect of the detonation of a
7 nuclear bomb where radioactive particles and earth debris, which comprise the
8 mushroom cloud, are released into the atmosphere and remain in the atmosphere for
9 about 24 hours before descending back to earth; and

10 **WHEREAS**, before the decent back to earth, these radioactive particles can
11 be carried through jet-streams in the atmosphere to locations over a thousand miles
12 away from the actual test site and settle into the environment causing multiple health
13 and enviromental problems; and

14 **WHEREAS**, Guam is located approximately one thousand two hundred
15 (1,200) miles directly west of the test sites; and

16 **WHEREAS**, the radioactive dust particles travled through the westward
17 flowing jet-streams from the Marshall Islands and settled on Guam; and

18 **WHEREAS**, Charles Bert Schreiber, Lt., USN-Ret., in his sworn testimony
19 regarding the detonation of Operation Ivy Mike, the fallout of the first Hydrogen
20 bomb tests of test, on November 1, 1952 stated that “On or about November 3, 1952
21 and I was making my monthly check sitting at the desk in that office...I took out the
22 metal calibration rod...on low setting and was ready to place the rod near the
23 detection windows, but the dial needle was way over on the scale and the audible
24 signal was clicking like mad, or almost a continuous sound; sounds like constant
25 static...I then put it close to the screen..and the needle went off the scale. I
26 knew...there was radioactivity outside.”; and

1 ~~WHEREAS, ships present in the Marshall Islands during the nuclear testing~~
2 ~~were decontaminated in Guam harbors with acidic detergents and the runoff from the~~
3 ~~operations went directly in the local fishing and reef environments; and~~

4 **WHEREAS,** reports from the United States Navy indicated full knowledge
5 of the situation and failed to warn the local population; and

6 **WHEREAS,** October 15, 1990 former President George H. Bush signed into
7 law H.R. 2372 (Public Law 101-426) relative to the “Radiation Exposure
8 Compensation Act” (RECA); and

9 **WHEREAS,** the law covered those who were affected by nuclear fallout
10 during atmospheric testings in Nevada and the Marshall Islands; and

11 **WHEREAS,** RECA established the Radiation Exposure Compensation
12 Program (RECP) with the Civil Division of the Department of Justice to administer
13 its responsibilities under the act; and

14 **WHEREAS,** a trust fund was instituted and \$100,000,000 was appropriated
15 for claim compensation of persons meeting a specific health criteria after exposure to
16 ionizing radiation; and

17 **WHEREAS,** in April 1992, RECP began processing claims; and

18 **WHEREAS,** on July 10, 2000, an amendment to RECA (Public Law 106-
19 245) broadened the scope of eligibility for benefit coverage to include new victim
20 categories and modify the eligibility criteria for compensation; and

21 **WHEREAS,** the amendment set forth to extend the time period for
22 consideration and compensation and include other individuals related to nuclear
23 exposure such as uranium miners, uranium millers, ore transporters, “downwinders”
24 and onsite participants; and

25 ~~WHEREAS, according to the Department of Justice and in accordance with~~
26 ~~Code of Federal Regulation Title 28, part 78—Claims under the Radiation Exposure~~

1 ~~Compensation Act, Subpart E Eligibility Criteria for Claims by Onsite participants,~~
2 ~~Guam meets the eligibility criteria from the wash down of military vessels/aircraft~~
3 ~~from the nuclear testings conducted at the Pacific Proving Grounds Marshall Islands;~~
4 ~~and~~

5 **WHEREAS**, after a meeting in 2004 between Guam leaders, Ms. Dianne
6 Spellberg, Assistant Director for Civil Division, RECP and Dr. Evan B. Douple,
7 Director of the Board on Radiation Effects Research committee, it was determined
8 that Guam ~~was is eligible for onsite participants and~~ as “downwinders”; and

9 **WHEREAS**, that meeting resulted in the submission of a statutory
10 amendment by Congresswoman Madeleine Z. Bordallo to the U.S. Congress to
11 amend Title 28CFR79, Subpart E, Section 79.40 in order to include the population of
12 Guam in the RECA and RECP;

13 **WHEREAS**, Ms. Isaf Al-Nabulsi PhD., Senior Study Director of the Board
14 on Radiation Effects Research (BRER) invited W. Chris Perez M.D., Dr. Wesley
15 Youngberg MPH, Mr. Robert N. Celestial, and Delegate Madeleine Z. Bordallo to
16 attend a committee hearing in Washington, D.C.; and

17 **WHEREAS**, a Guam delegation, composed of Delegate Bordallo, Senator
18 Carmen Fernandez, and Mr. Robert Celestial presented oral testimony and submitted
19 documented evidence, before the Committee to Assess the Scientific Information for
20 the Radiation Exposure Screening and Education Program, under the auspices
21 meeting of the National Research Council-National Academy of Sciences (NAS) as
22 mandated by Congress; and

23 **WHEREAS**, the NAS corroborates Mr. Schreiber’s testimony and documents
24 the findings on page 328 of their report; and

25 **WHEREAS**, the NAS concludes, on page 200 “As a result of its analysis, the
26 committee concludes that Guam did receive measureable fallout from atmospheric

1 testing of nuclear weapons in the Pacific. Residents of Guam during that period
2 should be eligible for compensation under RECA in a way similar to that of persons
3 considered to be downwinders”; and

4 **WHEREAS**, on April 19, 2013, ~~Senator Mark Udall (D-Colo)~~ along with
5 Senator Tom Udall (D-N.M) and Congressman Ben Ray ~~Lujan~~ Luján (D-N.M)
6 introduced S. 773 and H.R. 1645, respectively, to amend "Radiation Exposure
7 Compensation Act of 1990”; and

8 **WHEREAS**, the proposed amendment will expand the “downwind” areas
9 covered by RECA to include all of Arizona, Nevada, New Mexico, Colorado, Idaho,
10 Montana, and Utah for the Nevada Test Site; New Mexico for the “Trinity” Test
11 Site; and Guam for the Pacific tests; and

12 **WHEREAS**, the amendment, would allow for all claimants equal
13 compensation of \$150,000 regardless if they are milers, miners, ore transporters,
14 onsite participants or “downwinders”; and

15 **WHEREAS**, the amendment to the act, known as the “Radiation Exposure
16 Compensation Act Amendments of 2013” will extend the fund for nineteen (19)
17 years; and

18 **WHEREAS**, the Guam Legislature unequivocally supports the proposed
19 Amendments to RECA which would include Guam as a downwind area and does
20 continue to support and urge the passage of RECA amendments to include Guam as
21 downind area, and does specifically support the passage of S.773 and H.R. 1645;
22 and

23 **WHEREAS**, Senator Tom Udall and Congressman Ben Ray ~~Lujan~~ Luján had
24 introduced similar legislation to expand RECA in 2010 as S. 3224 and H.R. 5119,
25 and in 2011 as S. 791 and H.R. 1490; and the Guam Legislature has consistently
26 urged and supported the expansion of RECA to include Guam as a downwind site,

1 and has delivered to the U.S. Congress and to the President of the United States
2 evidence of its support through Guam Legislature Resolution 73 (2005), Resolution 5
3 (2007), Resolution 30-62 (2009), and Resolution 171-31 (2011); now, therefore be it

4 **RESOLVED**, that I *Mina'Trentai Unu Na Liheslaturan Guahan* does hereby,
5 on behalf of the people of Guam, urgently petition the United States Congress to
6 expand the "Radiation Exposure Compensation Act of 1990", Public Law 101-426,
7 as amended by Public Law 101-510, 3139 (42 US.C. 2210) and Public Law 106-245
8 to include Guam as a downwinder, and to increase and improve the compensation to
9 Guam and the other states covered by the RECA and to pass S. 773 and H.R. 1645;
10 and be it further

11 **RESOLVED**, that the Speaker and the Legislative Secretary attest to, the
12 adoption hereof and that copies of the same be thereafter transmitted to the
13 Honorable Barack Hussein Obama II, President of the United States of America; to
14 the Honorable Mark Udall, Member of Congress, United States Senate; to the
15 Honorable Tom Udall, Member of Congress, United States Senate; to the Honorable
16 Martin Heinrich, Member of Congress, United States Senate; to the Honorable Mike
17 Crapo, Member of Congress, United States Senate; to the Honorable James Risch,
18 Member of Congress, United States Senate; to the Honorable Micheal Bennett,
19 Member of Congress, United States Senate; to the Honorable Patrick J. Leahy,
20 Chairman, Committee on the Judiciary, United States Senate; to the Honorable
21 Chuck Grassley, Ranking Member, Committee on the Judiciary, United States
22 Senate; to the Honorable Tom Harkin, Chairman, Committee on Health, Education,
23 Labor, and Pensions, United States Senate; to the Honorable ~~Michael B. Enzi~~ Lamar
24 Alexander, Ranking Member, Committee on Health, Education, Labor, and
25 Pensions, United States Senate; to the Honorable Ben Ray Luján, Member of
26 Congress, U.S. House of Representatives; Honorable Stevan Pearce, Member of

1 Congress, U.S. House of Representatives; to the Honorable ~~Lamar Smith~~ Bob
2 Goodlatte, Chairman, Committee on the Judiciary, United States House of
3 Representatives; to the Honorable John Conyers, Jr., Ranking Member, Committee
4 on the Judiciary, United States House of Representatives; to the Honorable Fred
5 Upton, Chairman, Committee on Energy and Commerce, United States House of
6 Representatives; to the Honorable Henry Waxman, Ranking Member, Committee on
7 Energy and Commerce United States House of Representatives; to the Honorable
8 John Kline, Chairman, Committee on Education and the Workforce, United States
9 House of Representatives; to the Honorable George Miller, Ranking Member,
10 Committee on Education and the Workforce, United States House of
11 Representatives; to the Honorable Madeleine Z. Bordallo, Member of Congress, U.
12 S. House of Representatives; to Attorney General Eric H. Holder, Jr., Attorney
13 General of the United States; to Mr. RJ Ritter, National Commander, National
14 Association of Atomic Veterans; to Mr. Bob Kilthau, Hawaii State Commander,
15 National Association of Atomic Veterans; to all the State and Area Commanders of
16 the National Association of Atomic Veterans; to Mr. Robert N. Celestial, PARS
17 President; and to the Honorable Edward B. Calvo, *I Maga'lahen Guahan*.
18

DULY AND REGULARLY ADOPTED BY *I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN* ON THE ____ DAY OF _____ 2013.

JUDITH T. WON PAT
Speaker

TINA ROSE MUÑA-BARNES
Senator and
Secretary of the Legislature



Mina'trentai Dos na Liheslaturan Guahan
32nd GUAM LEGISLATURE
Senator Vicente "ben" Cabrera Pangelinan

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
 PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

Friday, June 7, 2013
Resolution No. 127
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Bona Kloppenburg	PO Box 12214 Tam.	929-8974	beck@reiguan.com		✓		Yes
Robert N. Celestia	P.O. Box 7550 Tamuning Guam 96931	688-7227	N/A		✓		Yes
JOHN E. FAROLUN	174 Trujillo St. Agnes HTS	477-0040			✓		Yes
Peter Sgo	116 Chalan Santo Lada Agaña	688-7476	psgro@ite.net		✓		Yes
Anjelika Okada	Santa Rita		anjelikaokada@gmail.com		✓		Yes
MARY DUEÑAS MATANANE	Lattero 182 Mil Flores Ln Mariguan, #196913	6322419	mmatanane@netpci.com				Yes

324 W. Soledad Ave. Hagatna, Guam 96910
 Ph. 473-4236 Fax. 473-4238
 Email: senbenp@guam.net



**Mina'trentai Dos na Liheslaturan Guahan
32nd GUAM LEGISLATURE**

Senator Vicente "ben" Cabrera Pangelinan

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Friday, June 7, 2013
Resolution No. 127
SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Luelle Cruz	Good Samaritan Bldg 416 San Antonio Rd Tamuning	647-4654	lanceer_guamnurses		-	Yes	
Joaquin Diego	PO Box Migana	477-8884			✓	Yes	
Rose Marie Quischo	POB 21133 PMT 9692	653-3969	rummevmcat @gaher.com		✓	Yes	
HOPE A. CRISTOBAL	POB: 7932 TAM., GU	647-0097		✓			



Mina'trentai Dos na Liheslaturan Guahan
32nd GUAM LEGISLATURE
Senator Vicente "ben" Cabrera Pangelinan

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
 PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

Friday, June 7, 2013
Resolution No. 127
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
F. Castro			cruzachad@gmail			✓	
Jamela Santos						✓	
Ruth Cristoforo	Yona Barrigada	789-5710				✓	
VIVIAN DAMES	TALOFORO	789-3263	VivianDames @yan7.com			✓	
Sabina Perez			Sabinafp@yahoo.com			✓	
Tressa P. Diaz			tdiaz@hawaii.edu			✓	



Mina'trentai Dos na Liheslaturan Guahan
32nd GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
 PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

Friday, June 7, 2013
Resolution No. 127
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
ALFRED S. MARIA MESA	DEDEDI	649-8077 898-4590					yes
MARIA S. MESA	SEDESU	789-2616 727-5299					yes
Linda A.T. Edward	Yigo	898 1420					yes
Ana Deraco	Agat						yes
ROSEMARIE C. Quisobado	Yigo	653-3969					yes
SANDRA L. OKADA	Santa Rita	688 1978	Sandra.iseke. okada@gmail.com				yes




Mina'trentai Dos na Liheslaturan Guahan
32nd GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**



Friday, June 7, 2013
Resolution No. 127
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
<i>Mich Santos</i>	<i>✱</i>					<i>yes</i>	
<i>Kie Susuico</i>						<i>yes</i>	



PARS Members 2013

To: 32nd Guam Legislature
Resolution to include Guam in the
Radiation exposure compensation Act 2013



PARS First Group Members and Present



A Tribute for their sacrifice and dedication



Late Speaker Tony Unpingco



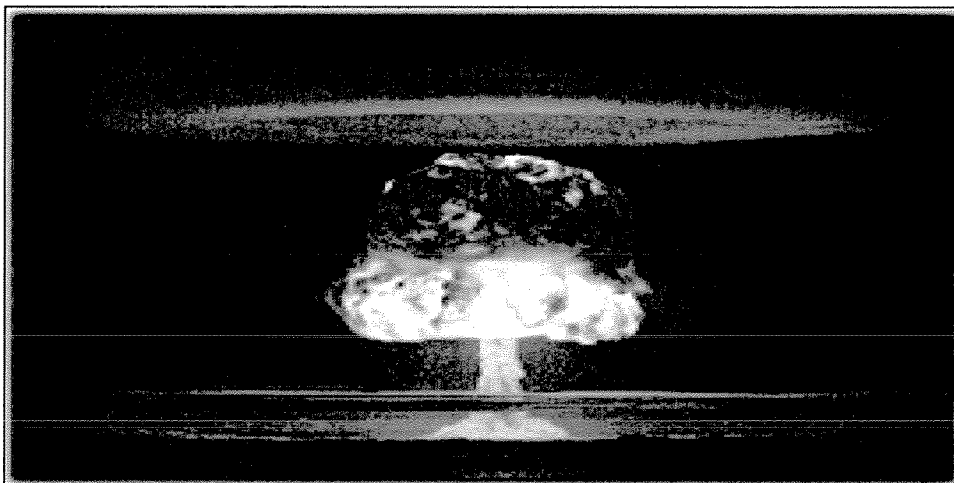
Late Senator Angel L.G. Santos



Late Mr. William Brady
Health Physicist

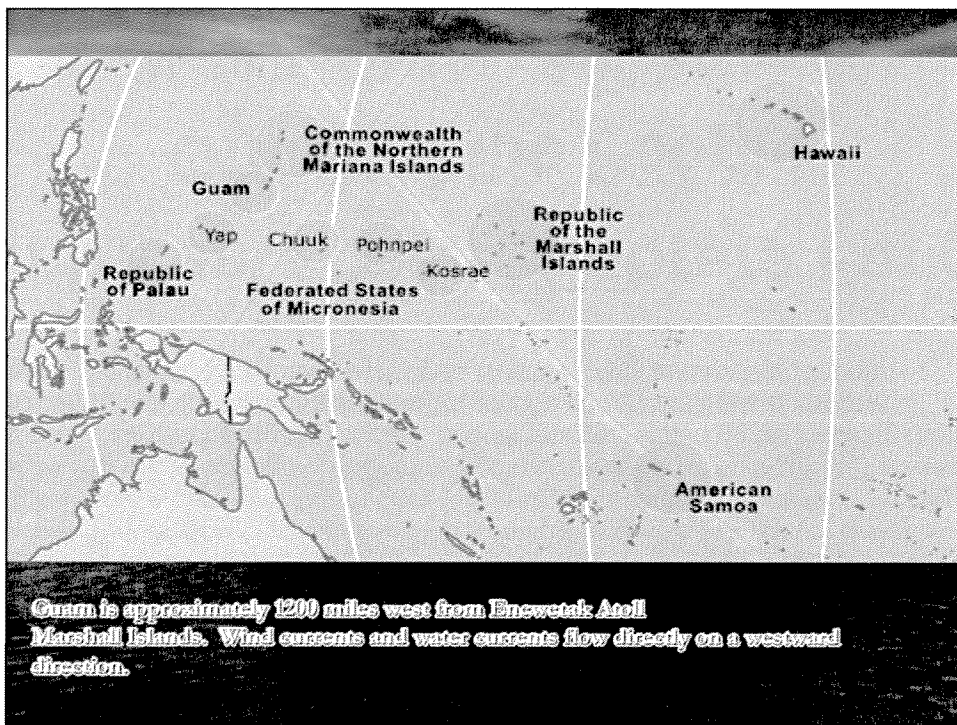
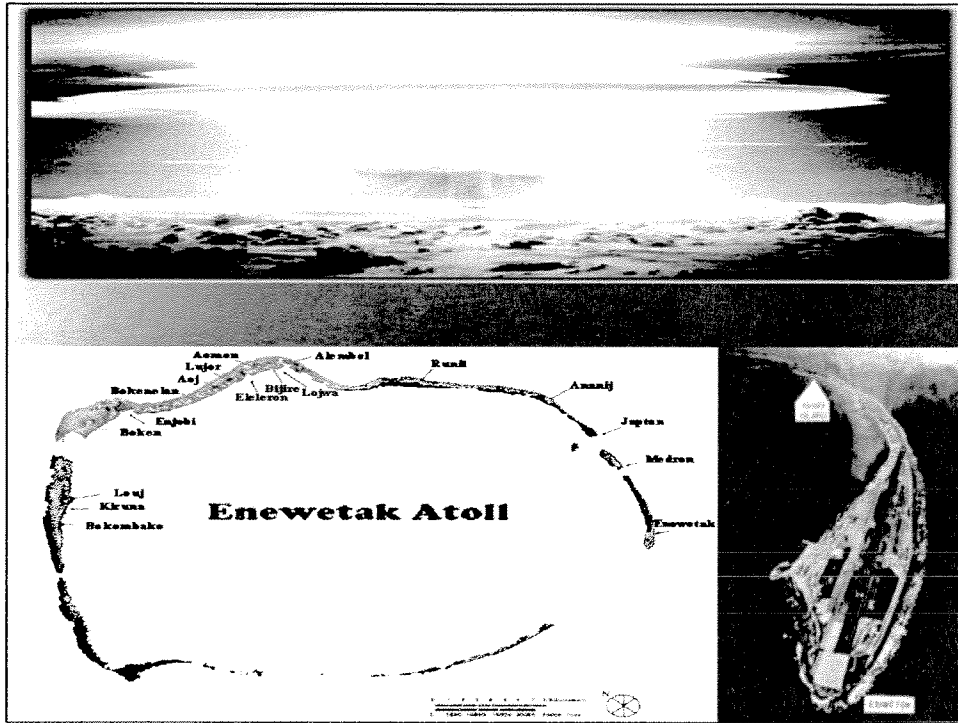


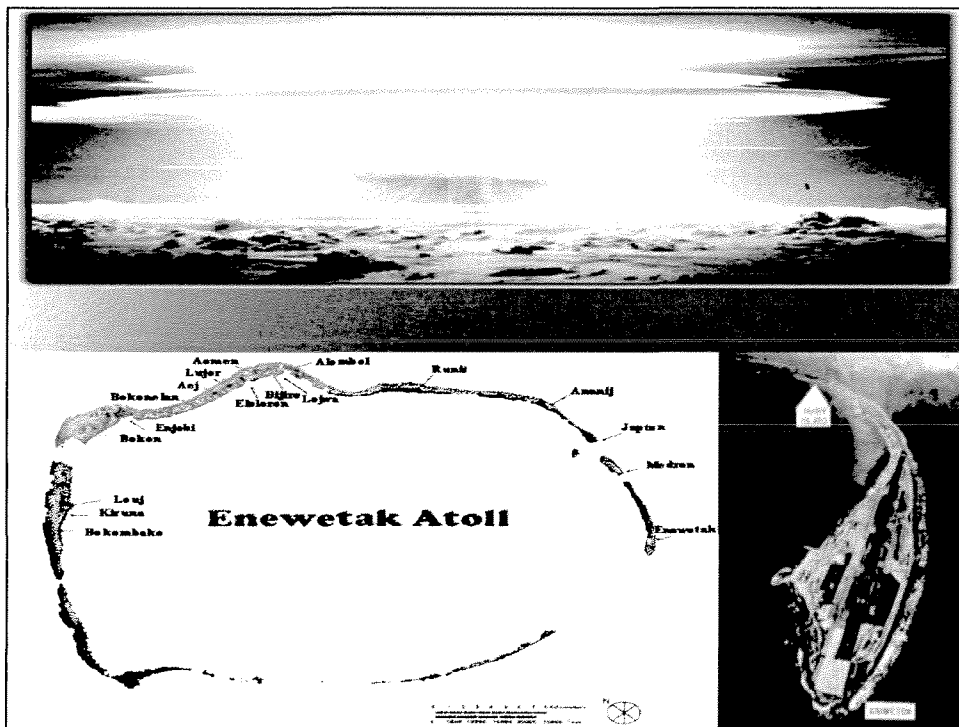
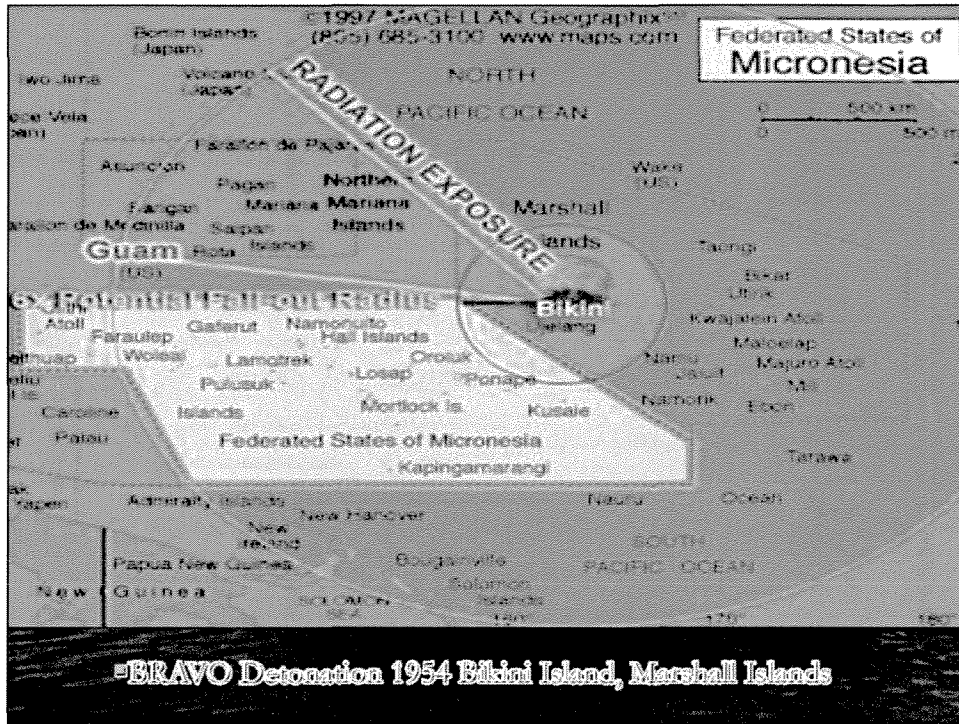
Late Mr. Mark Purdey
U.K. Scientist



1948-1962, the United States detonated 66 Nuclear/Hydrogen bomb in the Marshall Islands with 43 detonations at Enewetak Atoll.

Photo from the first Hydrogen bomb detonated in the Pacific. Enewetak Atoll November 1, 1952.



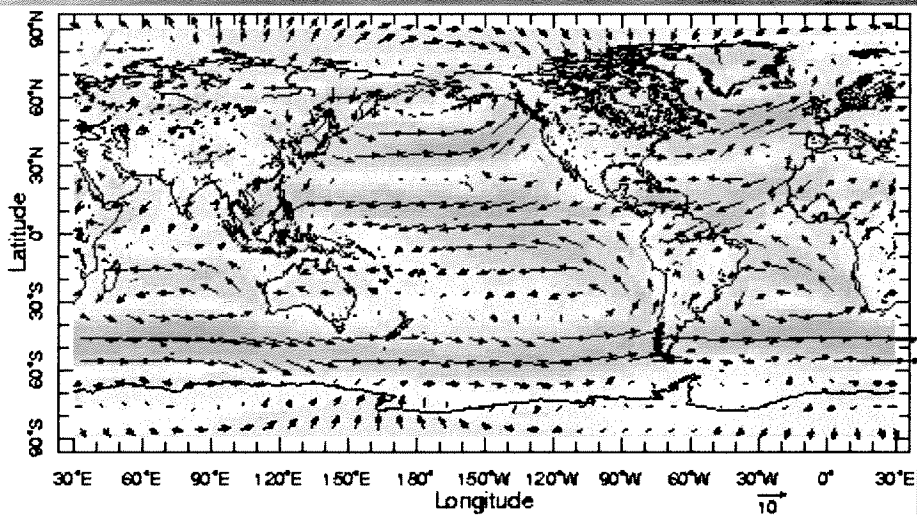


Lt. Bert Schreiber, retired U.S. Navy, was the Radiological, Biological, and Chemical Officer Stationed on Guam on November 3rd, 1952.

- > Lt. Schreiber's sworn testimony was submitted to the ERER committee.
- > "the Geiger counters were off the scale" in November 1952 (Guam).

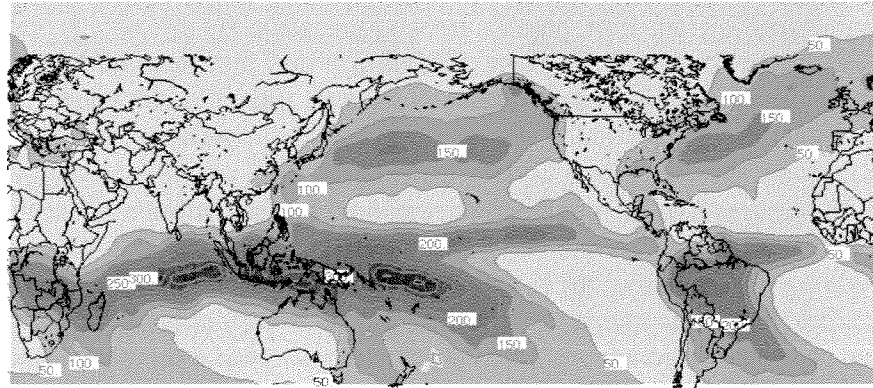


Atomic Energy Tests cont'd



Atomic Energy Tests cont'd

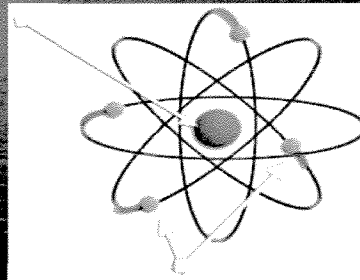
Precipitation patterns (Oceania)



Jan

R.E.C.A.

Radiation Exposure Compensation Act



Enacted in 1990 (compassionate payments)

- [The American Presidency Project](http://www.americanpresidencyproject.org) americanpresidency.org • **George Bush Statement on Signing the Radiation Exposure Compensation Act October 15th, 1990**
- **I am today signing into law H.R. 2372, the "Radiation Exposure Compensation Act."** This bill establishes new entitlement programs for persons physically present in areas near the Nevada Nuclear Test Site during atomic testing at the site.
- Atmospheric testing of atomic devices -- important to national security during the darkest days of the "cold war" -- ended in 1968 when, under President Kennedy, the United States signed and ratified the Limited Test Ban Treaty. Prior to the Treaty, the United States detonated over 200 atomic devices in the open air, in both the South Pacific and in Nevada.
- **The bill provides compassionate payments to persons with specified diseases who fear that their health was harmed because of fallout from atmospheric atomic testing at the Nevada test site, regardless of whether causation can be scientifically established.** The bill entitles each person meeting specific criteria to a payment of \$50,000. Uranium miners meeting separate criteria will be entitled to compassionate payments in the amount of \$100,000. These payments fairly resolve the claims of persons present at the test site and of downwind residents, as well as claims of uranium miners.
- The bill, which is fiscally responsible, establishes a trust fund, and \$100,000,000 is authorized to be appropriated to be paid into the fund.
- H.R. 2372 is the result of close cooperation between the Administration and the Congress. As a result of the Administration's initial concerns, many earlier objections have been addressed, and the bill has been vastly improved. This legislation establishes a compensation system in the executive branch that can be administered efficiently and permit eligible claimants to receive compensation without the expense and delay of traditional litigation.
- George Bush
- The White House,
- October 15, 1990. **Citation:** John Woolley and Gerhard Peters, *The American Presidency Project* [online], Santa Barbara, CA: University of California (hosted), Gerhard Peters (database). Available from World Wide Web: (<http://www.presidency.ucsb.edu/ws/?pid=18930>).

1994 U.S Secretary of Energy appeals to President William Clinton



U.S. Secretary of Energy: Hazel O'Leary
1993-1997

President W. Clinton appoints Dr. Ruth Faden as Chair of a special advisory committee (Human Radiation Experiments) 1994



**President William Clinton
1993-2001**



**Dr. Ruth Faden
Executive Director of the Phoebe R.
Berman Bioethics Institute
John Hopkins University**

**Human Radiation Experiments
Advisory Committee Established 1994**

THE CREATION OF THE ADVISORY COMMITTEE

On January 15, 1994, President Clinton appointed the Advisory Committee on Human Radiation Experiments. The President created the Committee to investigate reports of possibly unethical experiments funded by the government decades ago.

The members of the Advisory Committee were fourteen private citizens from around the country: a representative of the general public and thirteen experts in bioethics, radiation oncology and biology, nuclear medicine, epidemiology and biostatistics, public health, history of science and medicine, and law.

President Clinton asked us to deliver our recommendations to a Cabinet-level group, the Human Radiation Interagency Working Group, whose members are the Secretaries of Defense, Energy, Health and Human Services, and Veterans Affairs; the Attorney General; the Administrator of the National Aeronautics and Space Administration; the Director of Central Intelligence; and the Director of the Office of Management and Budget. Some of the experiments the Committee was asked to investigate, and particularly a series that included the injection of plutonium into unsuspecting hospital patients, were of special concern to Secretary of Energy Hazel O'Leary. Her department had its origins in the federal agencies that had sponsored the plutonium experiments. These agencies were responsible for the development of nuclear weapons and during the Cold War their activities had been shrouded in secrecy. But now the Cold War was over.

Human Radiation Experiments Advisory Committee's Final Report (1995)

Between April 1994 and July 1995, the Advisory Committee held sixteen public meetings, most in Washington, D.C. In addition, subsets of Committee members presided over public forums in cities throughout the country. The Committee heard from more than 200 witnesses and interviewed dozens of professionals who were familiar with experiments involving radiation. A special effort, called the Ethics Oral History Project, was undertaken to learn from eminent physicians about how research with human subjects was conducted in the 1940s and 1950s. We were granted unprecedented access to government documents. The President directed all the federal agencies involved to make available to the Committee any documents that might further our inquiry, whenever they might be located and whether or not they were still secret.

RADIATION EXPOSURE & COMPENSATION

The Radiation Exposure Compensation Act (RECA) was enacted in 1990 (PL 101-426), requiring the Federal government to compensate individuals who developed disease due to the unintended exposure to radiation from atomic testing fallout.

This law also established a list of conditions to be met for compensation and a list of compensable cancers. Four bills that would amend RECA have been introduced in the 107th Congress. An additional measure, which appropriates funds to the Radiation Exposure Compensation Trust Fund through 2011, was incorporated into the Defense Reauthorization Act that has now become law.

RECA Five Categories:

- > Onsite Participants
- > Downwinders
- > Uranium Ore Transporters
- > Uranium Millers
- > Uranium Miners

RECA 2000 Amendments

-On July 10, 2000, Pub. L. 106-245, the Radiation Exposure Compensation Act Amendments of 2000 ("the 2000 Amendments") was passed. Introduced by Senator Hatch on August 5, 1999, the Amendments were one of many bills introduced in the 106th Congress with the intent to amend the existing law. Most significantly, the 2000 Amendments added two new claimant categories (uranium mill workers and ore transporters), provided additional compensable illnesses, lowered the radiation exposure threshold for uranium miners, included above-ground miners within the definition of "uranium miner," modified medical documentation requirements, and removed certain lifestyle restrictions. It also added additional geographic areas to the downwinder claimant category.

Guam is not included
in the
RECA 1990 and RECA 2000 amendments)

- Forgotten but not left behind
- Guam gets into the RECA picture

Radiation Fallout Guam

- 2001 A four page report (the Celestial Report) is submitted to the Governor of Guam, Guam Delegate's Office, Archbishop of Agana, Speaker's office and all Senators
- Informing them that Guam and her residents were exposed to Radiation Fallout.

26th Guam Legislature formed the Blue Ribbon Panel.

- Co-chairpersons Senator Angel L.G. Santos & Senator Mark Forbes, Legislative Investigating Committee appointed by Speaker Antonio Unpingco.
- Blue Ribbon Panel appointed: Dr. Chris Perez, Chairman
- Mr. Robert Celestial Blue Ribbon Panel member collects information on recently declassified documents which contributed to the;
- Blue Ribbon Panel Committee Action Report On Radioactive Contamination in Guam Between 1946-1958. (97 page report dated November 12, 2002) Mr. Wil Castro and Mr. Shawn Briscoe

Board on Radiation Effects Research Committee

- In September 2002 Congress mandates HRSA in accordance with (P.L. 107-206) to task NRC's Board on Radiation Effects Research (BRER) to conduct study
- Board on Radiation Effects Research Committee invites Guam to present oral and written testimony in Washington D.C.

- Mr. Robert N. Celestial contacts Dr. Isaf Al-Nabulsi, senior study Director for BRER. January 2004
- Dr. W. Chris Perez, Dr. Wes Youngberg and Dr. Pablo Guzman submit letters to Dr. Isaf Al-Nabulsi requesting that Guam be included in RECA.
- February 2004, Dr. Isaf Al-Nabulsi sends invitation for Doctors and Mr. Celestial to the March 2004 BRER Hearing in Washington D.C.

Congresswoman Madeleine Z. Bordallo
Mr. Robert N. Celestial (PARS, president)
Mr. William Brady (Health Physicist retired)
Carmen Fernandez (former Senator)
Delegate's Office in Washington D.C. March 2004



Dr. Julian Preston (Chairperson National Research Council)
Mr. Robert N. Celestial (PARS, president)
Dr. Isaf Al-Nabulsi (Senior Study Director BRER committee)



- Testimony before the Board on Radiation Effects Research Committee, at the National Academies of Science Building Washington, D.C.
- Mr. Robert N. Celestial submitted oral and written testimony that Guam was exposed to Radiation Fallout and that Guam should be included in the Radiation Exposure Compensation Program.

Documentation of Evidence submitted to the Board of Radiation Effects Research Committee

- Scientific studies and reports on ionizing radiation found on Guam during Pacific nuclear Testing.
- Sworn Testimony by Lt. Bert Schrieber USN retired. Gieger counters were off the scale during his readings on Guam detecting nuclear fallout.

Operation Crossroads Support ships and decontamination locations

Table 15. CROSSROADS support ships and decontamination locations (continued).

Vessel	Blight Departure	Kwajalein Arrival	Kwajalein Departure	Destination and Arrival	Decontamination Location	Operational Clearance	Final Clearance
LCI(L)-1062	22 Aug 46	23 Aug 46	11 Oct 46	Guam Pearl Harbor	Pearl Harbor	Unknown	By 4 Jan 47
LCI(L)-1067	22 Aug 46	23 Aug 46	9 Sep 46	Guam 16 Sep 46	Guam	24 Feb 47	Unknown
LCI(L)-1091	25 Aug 46	26 Aug 46	9 Sep 46	Guam 16 Sep 46	Guam	Unknown	11 Dec 46 ^a
USS <i>Thetis</i> (IX-150) ^b		15 Apr 46	8 Sep 46	Pearl Harbor 23 Sep 46	Not required	Unknown	By 22 Nov 46
USS <i>Loamy</i> (AO-770)	10 Aug 46			Pearl Harbor San Diego 27 Aug 46	San Francisco	6 Nov 46	By 4 Jan 1947
USS <i>LSI-300</i>	25 Aug 46	26 Aug 46	Unknown	Caroline Islands	San Francisco	5 Dec 46	13 Dec 46
USS <i>LSI-817</i>	23 Aug 46	24 Aug 46	31 Aug 46	Pearl Harbor Pearl Harbor Port Hueneme 5 Oct 46	San Francisco	21 Nov 46	22 Nov 46
USS <i>LSI-861</i>	24 Aug 46	25 Aug 46	2 Sep 46	Pearl Harbor 12 Sep 46	San Francisco	9 Dec 46	13 Dec 46
USS <i>LSI-871</i> ^d	25 Jul 46	27 Jul 46	9 Aug 46	Pearl Harbor 30 Aug 46	Not required	Unknown	By 22 Nov 46
USS <i>LSI-881</i>	22 Aug 46	27 Aug 46	31 Aug 46	Pearl Harbor 10 Sep 46	San Francisco	13 Dec 46	23 Dec 46
USS <i>LSI-892</i> ^b	25 Jul 46	5 Aug 46 ^c	9 Aug 46	Pearl Harbor 20 Aug 46 ^a	Not required	18 Nov 46	22 Nov 46
USS <i>Heeder</i> (ARSD-2) ^d	4 Sep 46	6 Sep 46	8 Sep 46	Pearl Harbor 19 Sep 46 ^a	Los Angeles	3 Jan 47	Unknown

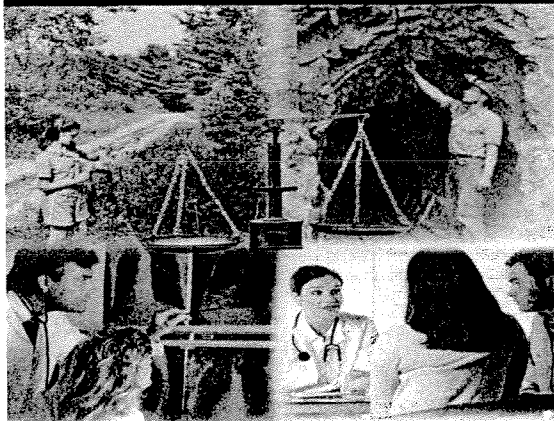
Notes:

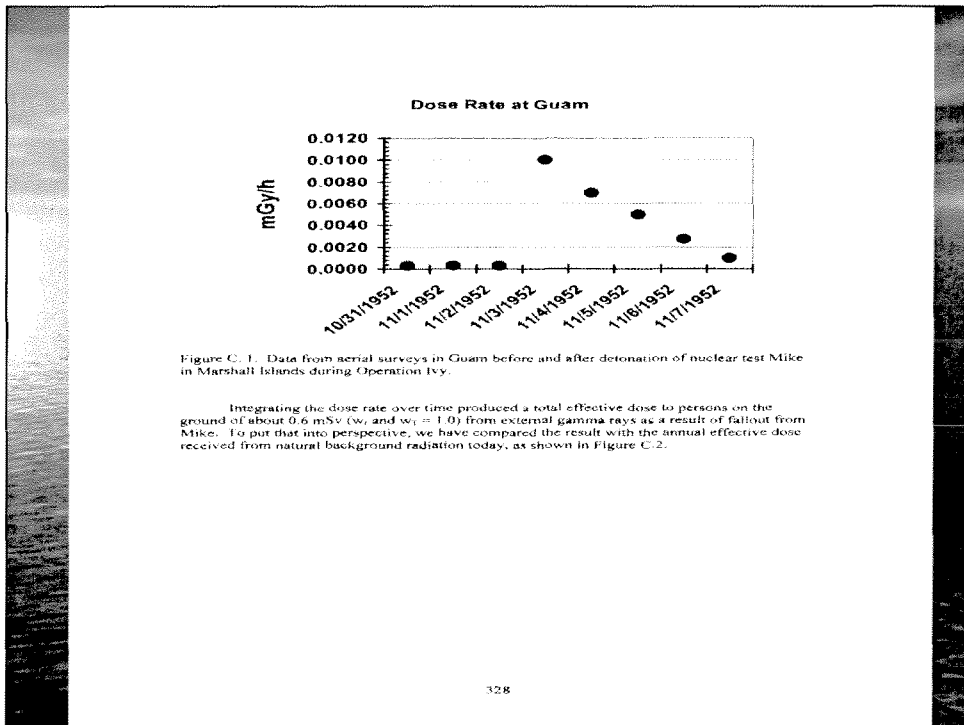
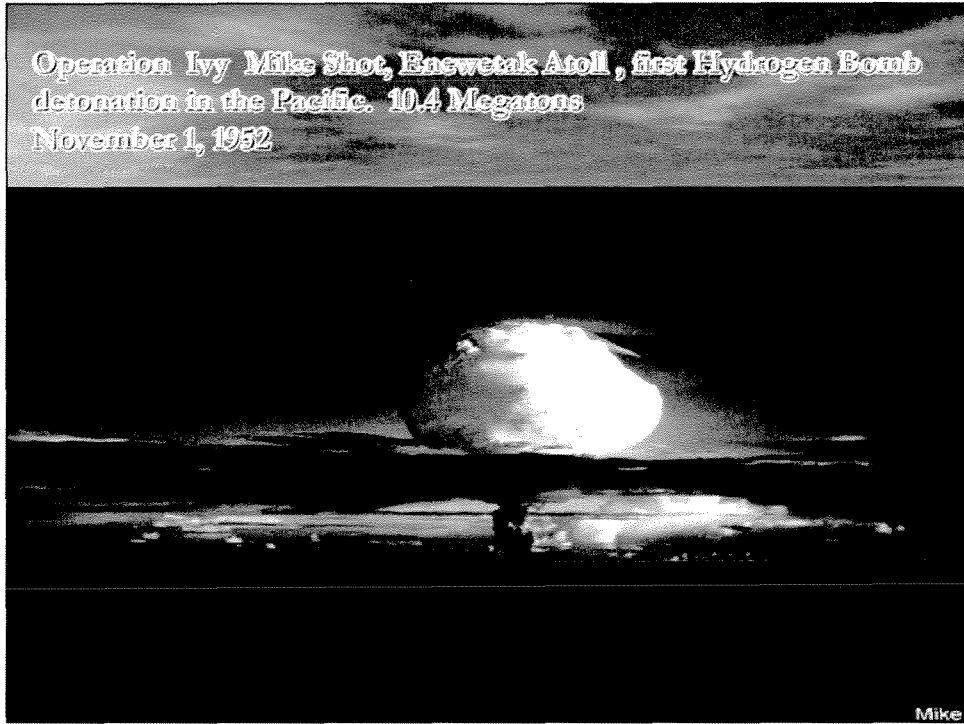
- ^aInferred from various sources.
- ^bShip not present at Bikini for sufficient period after BAKER test to be radiologically suspect.
- ^cFrom Eniwetok.
- ^dShot BAKER only.

(continued)

NATIONAL RESEARCH COUNCIL
OF THE NATIONAL ACADEMIES

ASSESSMENT OF THE SCIENTIFIC INFORMATION FOR THE RADIATION EXPOSURE SCREENING AND EDUCATION PROGRAM





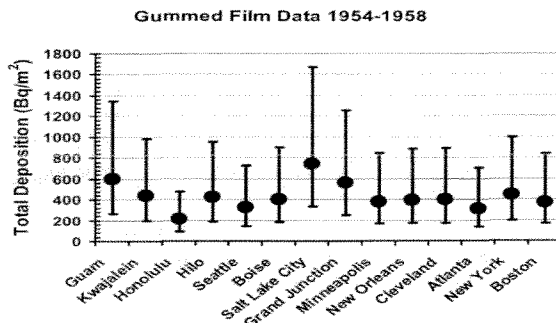


Figure C.4. Deposition of ^{90}Sr from 1954 to 1958 based on data collected at gummed-film stations in Pacific and locations in continental United States. Locations are ordered by longitude to provide rough estimate of distance from Guam.

Figure C.4 shows that Guam did receive radioactive debris from fallout during the nuclear-weapons testing in the Pacific Ocean. The vertical error bars are used in an attempt to show the uncertainty in the gummed-film measurements. They represent the 95% confidence limits based on a lognormal distribution with a geometric standard deviation of 1.5. Uncertainty in the gummed-film method for measuring fallout was probably much greater. The analysis demonstrates that fallout in Guam during that period was similar to that in other parts of the US and its territories.

An extensive radiologic monitoring program was conducted in Micronesia, including Guam. A report was published in 1975 (Nelson, 1975). In general, the data did not indicate that the concentrations of fission-product radioactivity in samples of soil or biota in Guam were greater than the concentration of naturally occurring radionuclides.

The pathway that is responsible for the largest collective doses from radioactive fallout is

conducted nuclear-weapons tests in areas other than the NTS, and populations exposed to fallout from these tests may also be considered as possible candidates for RECA compensation if Congress so chooses. The tests in question include the Trinity test near Alamogordo, New Mexico, and the Pacific tests. Onsite participants in the tests are already included under RECA, but RECA coverage may be extended to the downwinder populations in those areas.

Over the last several years, there has been a concern about the health effects associated with radioactive fallout that reached Guam during the testing of nuclear weapons in Micronesia. The Pacific Association for Radiation Survivors was formed. In 2002, a blue ribbon panel was authorized by the government of Guam, submitted the *Committee Action Report on Radioactive Contamination in Guam between 1946 and 1958*.

In March 2004, Robert Celestial provided written and oral testimony to the committee indicating that Guam did receive fallout from nuclear-weapons testing in the Pacific. He included statements from retired Navy Lt. Bert Schreiber, who testified that "the Geiger counters were off scale" in November 1952. In addition to this, various support ships deployed at Bikini Atoll during Operation Crossroads were sent to Guam and elsewhere for decontamination.

In April 2004, the congressional delegation from the Pacific Island Territory of Guam submitted a petition to Congress to amend RECA to include Guam in the jurisdiction of downwinders and onsite participants.

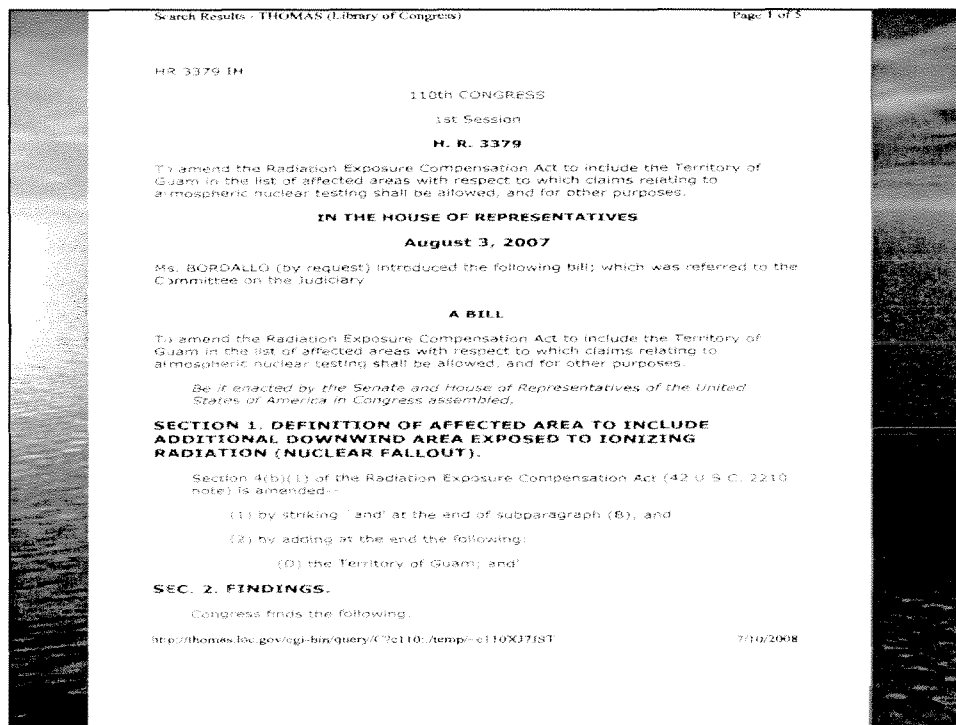
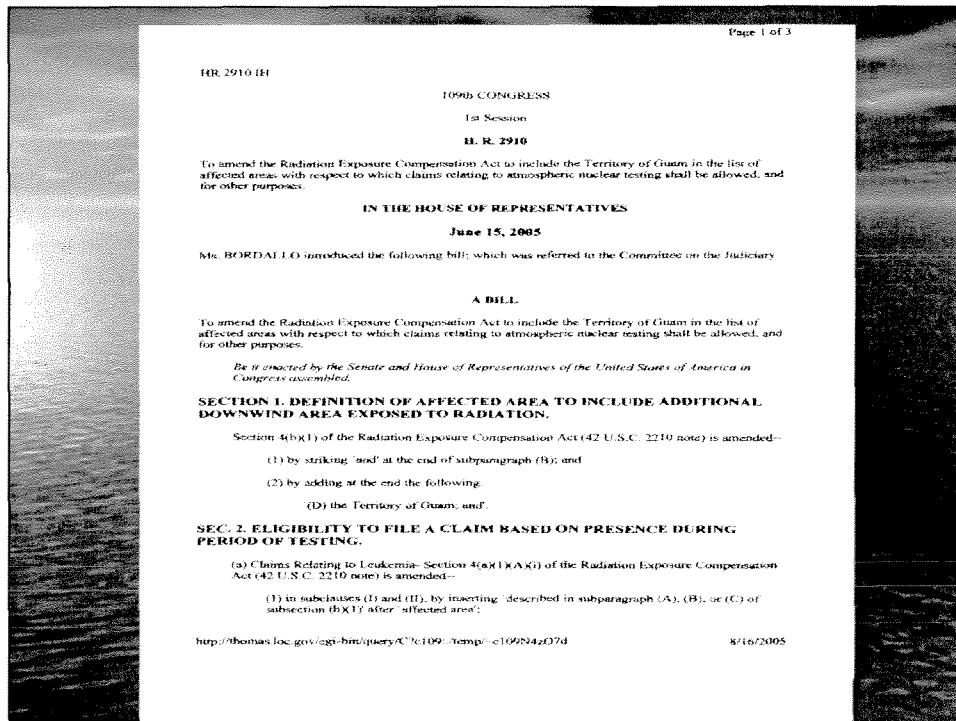
The committee initiated an independent assessment of the radiologic consequences related to the weapons tests in the Pacific to people living on Guam. The details of the assessment are presented in Appendix C.

Conclusions. As a result of its analysis, the committee concludes that Guam did receive measurable fallout from atmospheric testing of nuclear weapons in the Pacific. Residents of Guam during that period should be eligible for compensation under RECA in a way similar to that of persons considered to be downwinders.

The committee concludes that that available evidence does not show that the general population of Guam was subjected to unwarranted radiation exposure resulting from the decontamination of naval vessels. Persons who have proof of their employment by a federal agency or its contractor in the process of decontaminating ships affected by fallout are already eligible for compensation as onsite participants under RECA.

Uranium Mining and Milling Materials Used for Construction or Other Purposes

The committee received testimony about the use of pre-December 31, 1971, uranium mine tailings and overburden in home construction. The experience with the use of uranium mill tailings in construction of homes and other buildings in uranium-mining areas indicates the potential hazard of this practice especially given that most people spend most of their time at



Radioactive Half-life

- Examples of radioactive half-lives

• Uranium238	4.5 billion years
• Carbon14	5730 years
• Radium226	1602 years
• Cesium137	30.14 years
• Strontium90	28.6 years
• Iodine131	8.02 days
• Radon222	3.8 days

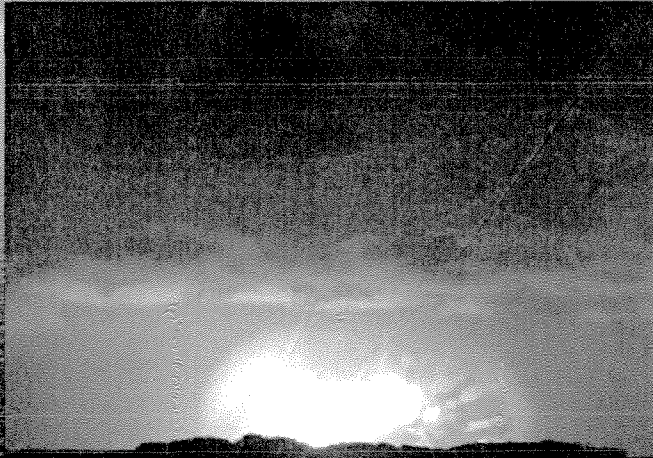
- Onsite Participants

- Enewetak Atoll Clean up 1977-1978

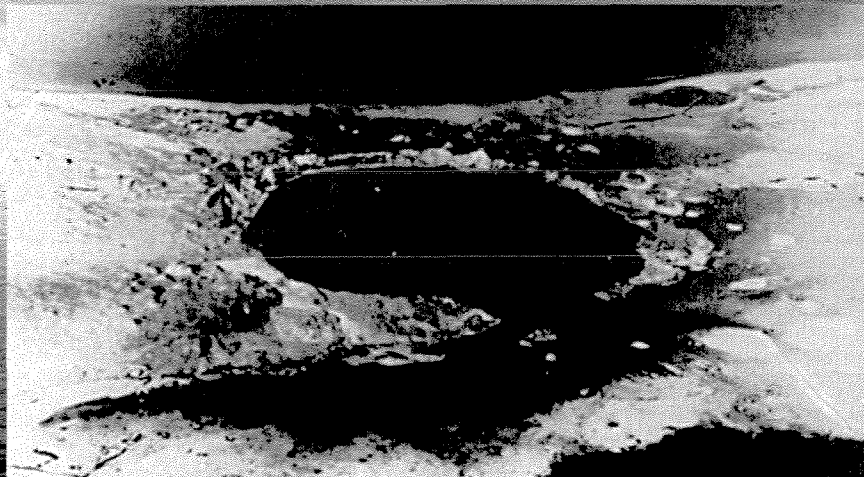


Test: Cactus Location: Runit (Yvonne) Island Enewetak
Yield: 18 kiloton Date: May 6, 1958 (local)

HARDTRACK I Cactus Surface Shot



Hardtrack Cactus Crater



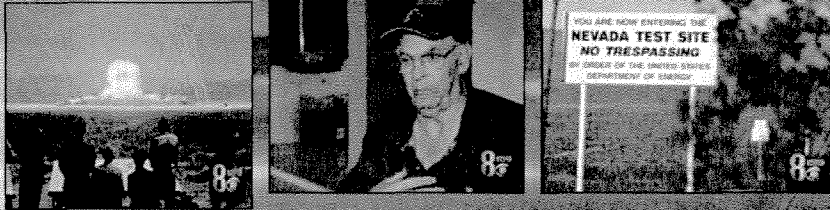
Colored photo of Runit Island and the Dome



Cactus Dome completed: Outside the dome was tested and still has readings of Cesium 137, and plutonium.

Runit Island, Enewetak Atoll

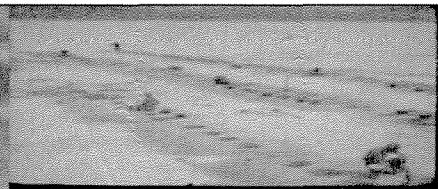




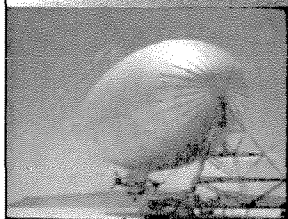
- Hundreds of sick and dying workers from the Nevada Test Site are hopeful they'll be compensated for their illnesses now that Senator Harry Reid has offered new legislation.
- Reid's bill, which was introduced Thursday, would expand eligibility for those who may have contracted cancer because of exposure to radiation.
- The I-Team's George Knapp has more on the legislation and the problems it doesn't address.
- "It just seems to me when you get over one hurdle there's another one waiting. You know, they just don't want to finalize this thing, and in my opinion they just hope you die and go away," Ray Slaughter stated.
- Slaughter cleaned out tunnels after underground tests were set off at the Nevada Test Site. He personally witnessed several explosions. As the first on the scene, Slaughter was exposed to killer radiation and toxic chemicals.
- His doctors say the radiation left him with two different types of cancer. Those doctors gave him two years to live. That was a year ago, and it's obvious by looking at him that Slaughter's clock is ticking. He knows the chances that he will receive compensation are growing slimmer by the day.
- "I haven't been feeling well at all. So, I don't know if they're growing and they're doing something. I know that the tumors are growing and coming back. I know that," he continued.
- Nevada Senator Harry Reid says his new legislation will help Slaughter and hundreds



710 pigs were exposed to shot Priscilla, all died from blast and radiation.



A minefield to be exposed to atom blast, later pictures showed all were detonated."



Airship to be used in structural studies for 1958 Hardtack atomic anti-submarine tests.



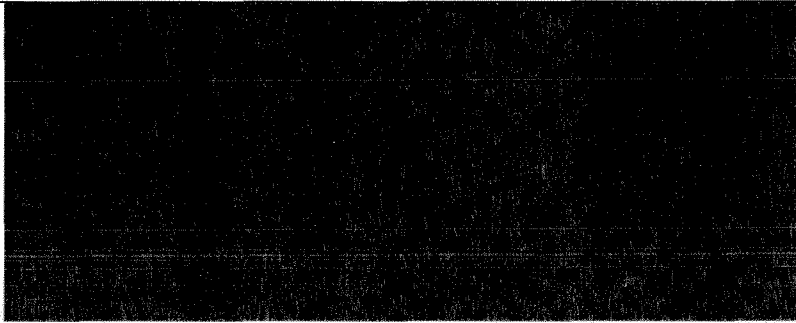
The End

- S. 650 IS
- 110th CONGRESS
- 1st Session
- S. 650
- To amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to provide for certain nuclear weapons program workers to be included in the Special Exposure Cohort under the compensation program established by that Act.
- **IN THE SENATE OF THE UNITED STATES**
- February 15, 2007
- **Mr. REID introduced the following bill;** which was read twice and referred to the Committee on Health, Education, Labor, and Pensions
- **A BILL**
- To amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to provide for certain nuclear weapons program workers to be included in the Special Exposure Cohort under the compensation program established by that Act.
- *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*
- **SECTION 1. SHORT TITLE.**
- This Act may be cited as the **"Nevada Test Site Veterans' Compensation Act of 2007"**.
- **SEC. 2. FINDINGS.**
- Congress makes the following findings:
 - (1) The contribution of the State of Nevada to the security of the United States throughout the Cold War and since has been unparalleled.
 - (2) In 1950, President Harry S. Truman designated what would later be called the Nevada Test Site as the country's nuclear proving grounds and, a month later, the first atmospheric test at the Nevada Test Site was conducted.




PARS First Group Members and Present





Radiation Exposure Screening and Education Program (RESEP)

06/07/2013
Public Hearing
Resolution 127-32 (LS)

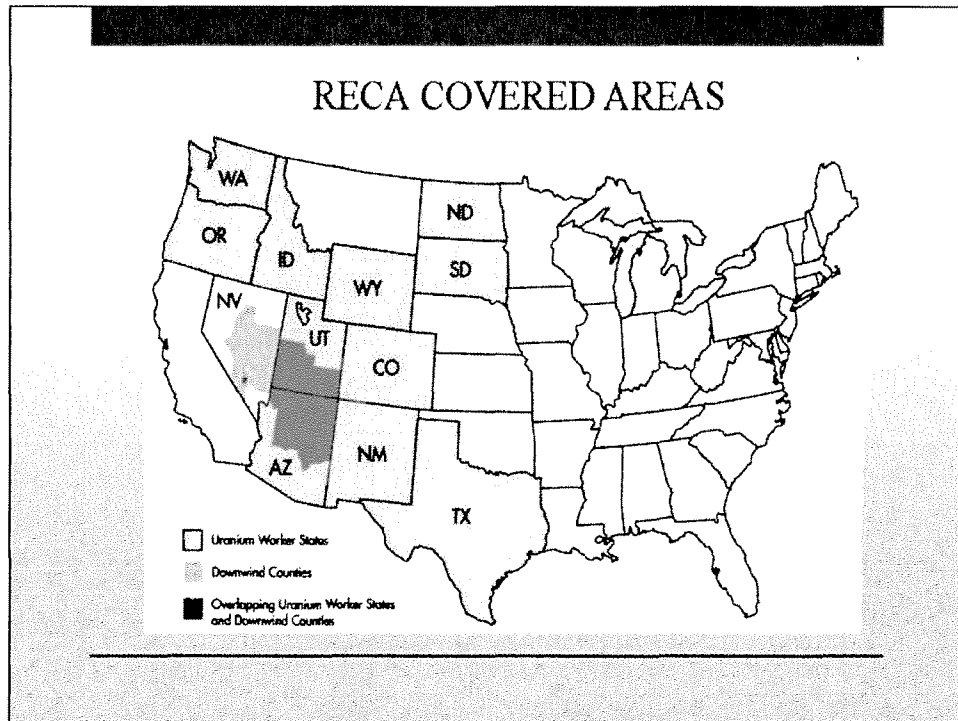


“The greater good could not come from compensating individuals, but from instituting programs which will help families detect potential illness earlier, allowing them to be treated more successfully and cost effectively.”

(RESEP 2005, pg. 210)

- **Radiation Exposure Screening and Education Program**
- Established in 2002
 - Component of RECA/RECP
- Administered by the Department of Health and Human Services
 - To assist those who are diagnosed with cancer and other radiogenic diseases caused by exposure to nuclear fallout or nuclear materials from the U.S. testing of nuclear weapons.
 - Grant program to provide funds to help support eligible public and non profit health care organizations to implement programs identified by RECA/RECP

Resolution 127-32 (LS) - RESEP



Downwinder

- Any person who was exposed to fallout from the atmospheric detonation at the Nevada Test Site

Downwinder Illness

- leukemia (other than chronic lymphocytic leukemia)
- multiple myeloma
- lymphomas (other than Hodgkin's disease.)
- Primary cancer of the larynx, thyroid, breast (female/male), small intestines, pancreas, ovary, salivary gland, lung, esophagus, stomach, brain, urinary bladder, bile ducts, liver, colon, and gall bladder

Resolution 127-32 (LS) - RESEP

FREQUENCY ORDER OF CANCER INCIDENCE ON GUAM BY SITE OF CANCER, 1970-2003, MALES ONLY

ORDER	1970-79	1980-89	1990-99	2000-04	ALL RECORDS
1	Lung	Lung	Lung	Lung	Lung
2	Liver	Prostate	Prostate	Prostate	Prostate
3	Prostate	Colon	Colon	Colon	Colon
4	Colon	Liver	Liver	Liver	Liver
5	Bladder	Leukemia	Nasopharynx	Nasopharynx	Nasopharynx

FREQUENCY ORDER OF CANCER INCIDENCE ON GUAM BY SITE OF CANCER, 1970-2003, FEMALES ONLY

ORDER	1970-79	1980-89	1990-99	2000-04	ALL RECORDS
1	Breast	Breast	Breast	Breast	Breast
2	Lung	Lung	Lung	Lung	Lung
3	Colon	Cervix	Cervix	Cervix	Cervix
4	Leukemia	Ovary	Uterus	Uterus	Uterus
5	Ovary	Colon	Colon	Colon	Colon

FREQUENCY ORDER OF CANCER MORTALITY ON GUAM BY SITE OF CANCER, 1970-2003, MALES ONLY

ORDER	1970-79	1980-89	1990-99	2000-04	ALL RECORDS
1	Lung	Lung	Lung	Lung	Lung
2	Liver	Prostate	Prostate	Prostate	Prostate
3	Prostate	Liver	Colon	Colon	Liver
4	Leukemia	Colon	Liver	Liver	Colon
5	Esophagus Pancreas	Leukemia	Nasopharynx	Pancreas	Nasopharynx

FREQUENCY ORDER OF CANCER MORTALITY ON GUAM BY SITE OF CANCER, 1970-2003, FEMALES ONLY

ORDER	1970-79	1980-89	1990-99	2000-04	ALL RECORDS
1	Breast	Lung	Breast	Lung	Breast
2	Lung	Breast	Lung	Breast	Lung
3	Colon	Ovary	Cervix	Colon Stomach	Cervix
4	Leukemia	Liver	Colon Stomach	Rectum	Colon
5	Ovary	Colon	Uterus	Uterus Ovary	Ovary

Guam Cancer Incidence & Mortality

- Lung
- Breast
- Colon

- Leukemia
- multiple myeloma
- Lymphomas
- larynx, thyroid, breast (female/male), small intestines, pancreas, ovary, salivary gland, lung, esophagus, stomach, brain, urinary bladder, bile ducts, liver, colon, and gall bladder

Nevada, Colorado, Utah, Arizona, and New Mexico

- Education
 - Educate the public on prevention, early detection, and treatment of radiogenic diseases.
- Screening
 - Provide medical screens to qualified individuals.
- Referrals
 - Direct individuals to appropriate health care if needed.
- Outreach
 - Inform eligible individuals about Radiogenic exposure
- Claims processing
 - Facilitate the filing of compensation claims for submission to the Constitutional and Specialized Tort Litigation Section of the Department of Justice, Torts Branch.
- Administration

Resolution 127-32 (LS) - RESEP

Personal Information

- Proof of Identity
 - Birth certificate
- Marriage/Divorce/Death Certificates
- Proof of presence during affected time
 - Work history, school records, medical records, birth/marriage records, voting records, etc.

Medical Information

- Medical history/records documenting the diagnosis of one of the covered diseases.
 - Medication
 - Physical exams
 - Labs

Resolution 127-32 (LS) - RESEP

- H.R. 1645 & S. 773
 - Equalizing all compensation to \$150,000
 - All claimants eligible for medical benefit under RESEP
 - Expand downwinders to include all of New Mexico, Idaho, Arizona, Colorado, Nevada, Utah, Missouri, and GUAM
 - Adds funding for studies (health impacts)
 - And others.....

Resolution 127-32 (LS)

U.S. Congress Bills Introduced

- Congresswoman Bordallo,
House of Representatives
 - 2005: H.R. 2910
 - 2007: H.R. 3379
 - 2009: H.R. 1630
- Congressman Ben Ray Luján,
House of Representatives
 - 2010: H.R. 5119
 - 2011: H.R. 1490
 - 2013: **H.R. 1645**
- Senator Tom Udall, Senate
 - 2010: S. 3224
 - 2011: S. 791
 - 2013: **S. 773**

Guam Legislature Resolutions

- 2005:
 - Resolution 73
- 2007:
 - Resolution 5
- 2009:
 - Resolution 30-62
- 2011:
 - Resolution 171-31
- 2013:
 - Resolution **127-32**

Resolution 127-32 (LS)**House of Representatives****H.R. 1645**

The Honorable John Boehner,
Speaker
U.S. House of Representatives
Office of the Speaker
H-232 The Capitol
Washington, DC 20515

Chairman Bob Goodlatte,
Committee on the Judiciary
Chairman John Kline, Committee
on Education and the Workforce
Chairman Fred Upton, Committee
on Energy and Commerce

Senate**S. 773**

The Honorable Harry Reid,
Majority Leader
U.S. Senate
522 Hart Senate Office Bldg.
Washington, DC 20510

Chairman Patrick Leahy,
Committee on the Judiciary

Resolution 127-32 (LS)



UNIVERSITY OF GUAM

UNIBETSEDĀT GUAHAN

June 7, 2013

Senior Vice President

Academic and Student Affairs

Honorable Vicente (ben) Cabrera Pangelinan,
Chair, Committee on Appropriations, Public Debt, Legal Affairs, Retirement,
Public Parks, Recreation, Historic Preservation
324 W. Soledad Ave.
Hagåtña, Guam 96910

Re: Testimony in Support of Legislative Resolution No. 127-32 (LS)

Hafa Adai, Senator Pangelinan,

This letter is in support of Legislative Resolution No. 127-32 (LS) Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

I am writing this as the Principal Investigator of the University of Guam's Cancer Research Center, which is funded by a competitive grant from the National Institute of Health's National Cancer Institute. Our role is to conduct research, train islander students for biomedical careers, and provide research-based input into public policy in order to reduce cancer health disparities for Pacific Islander populations. As part of our work, this grant has supported the development of the Guam Cancer Registry which is able to provide statistics on cancer incidence and mortality on Guam since 1970. This is published in conjunction with the Guam Department of Public Health and Social Services as "Guam Cancer Facts and Figures 2003-2007 (revised Feb. 2011)."

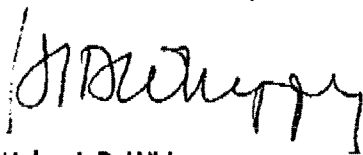
Data from the Registry shows the disturbing trend of an increase in cancer incidence rates (per 100,000, age-adjusted) of 19% and an increase in cancer mortality rates of 10% comparing the five-year periods of 1998-2002 to 2003-2007, while US rates decreased. On average, each year, over 300 Guam residents are diagnosed with cancer and 144 die from this disease. One person dies every two to three days. The cancers addressed by this resolution: thyroid, breast, lung, larynx, small intestines, pancreas, ovary, salivary gland, esophagus, stomach, brain, urinary and bladder, bile ducts, liver, colon, gall bladder, leukemia and multiple myeloma lymphomas (with some exceptions), make up more than 60% of the cancer deaths on Guam. Therefore, an increase in funding through the Radiation Exposure Compensation Act of 1990 that allows patients to pay for appropriate treatment would be welcome and should positively impact our quality of life on Guam.

Overall, the sites with the highest incidence rates on Guam were: lung and bronchus, prostate (male)/breast (female), colon and rectum, and liver. Thyroid cancer is number five on the list for females. As well as the disparity by sex, there are clear disparities in cancer mortality by ethnicity. Most (59%) of the lung cancer deaths on Guam are Chamorros. Most (63%) of the breast cancer deaths on Guam are Chamorros. Nearly half (49%) of the deaths caused by colon/rectal/anal cancers were Chamorros. In addition, males are more impacted by cancer deaths than females on Guam, with an age-adjust rate of 200.6 compared to the female rate of 117.4.

Both incidence and mortality rates from cancer are improved by early detection and treatment as soon as possible. In particular, the preventable and curable cancers such as cervical and breast cancers occur at a younger age on Guam. Risk factors include tobacco and betel nut use, obesity and diet, and, of course, environmental exposure including radiation.

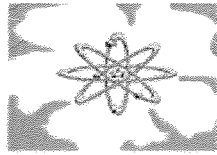
By adding Guam to the Radiation Exposure Compensation Act of 1990, we will not only allow access to funds for treatment and care of those diagnosed with cancers, but will bring attention to the cancer health disparities in Guam and Micronesia. Our goal in the areas of academic research, outreach and training is to promote health equity. The people of Guam and Micronesia should have the same access to prevention and control, screening and early detection, and treatment as those US citizens in the mainland.

Thank you for your support of the Guam Cancer Research Center and your University of Guam.

A handwritten signature in black ink, appearing to read 'Helen J. D. Whippy', written in a cursive style.

Helen J. D. Whippy
Director, Cancer Research Center
Principal Investigator NIH Grant No. U54CA143728

Data and statistics used are from the Guam Cancer Registry and Guam Cancer Facts and Figures (2011)



**CANCER CENTER
OF GUAM, LLP**

416 Chalan San Antonio Road
Good Samaritan Building
Tamuning, Guam 96913
Tel.: (671) 647-4656 Fax: (671) 647-4660
Email: cancer_guam@yahoo.com

**Cancer Sites
New Patients
2008-6/2013**

Cancer Site	Percent
MALIG NEOPLASM BREAST UNSPEC SITE	25.7
MAL NEOPLSM BRONCHUS & LUNG UNS SITE	8.6
MALIGNANT NEOPLASM OF RECTUM	7.2
MALIG NEOPLASM COLON UNSPEC SITE	7.1
MALIGNANT NEOPLASM OR PROSTATE	5.5

9/2004-2007

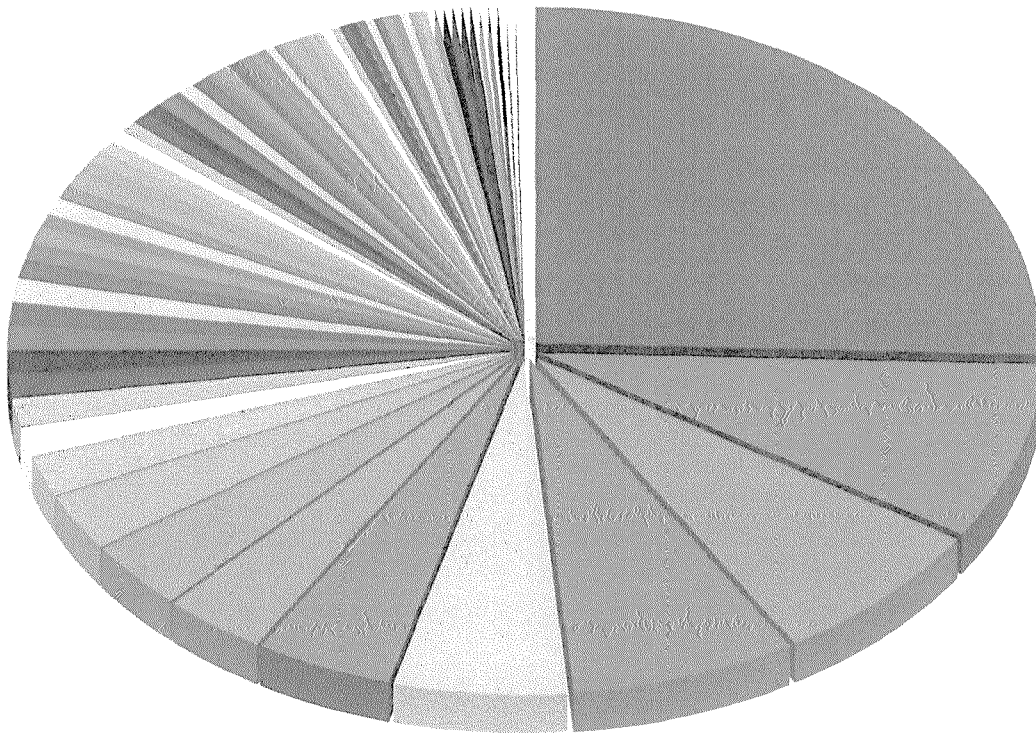
Cancer Site	Percent
MALIG NEOPLASM BREAST UNSPEC SITE	25.9
MAL NEOPLSM BRONCHUS & LUNG UNS SITE	11.9
MAL NEOPLSM COLON UNSPEC SITE	9.0
MALIGNANT NEOPLASM OF PROSTATE	5.5
MALIGNANT NEOPLAS RECTOSIGMOID JUNC	5.5

Patients Admitted/Death per year

Year	# of Pt Adm/Death	Year	# of Pt Adm/Death
June 7, 2013	93/31	2008	201/82
2012	181/69	2007	189/70
2011	179/103	2006	149/ND
2010	296/128	2005	144/ND
2009	260/117	Sept 2004	44/ND
Total New Patients Admitted 2004 - 2013	1736		ND=no data

Presented by Lucy Cruz, RN

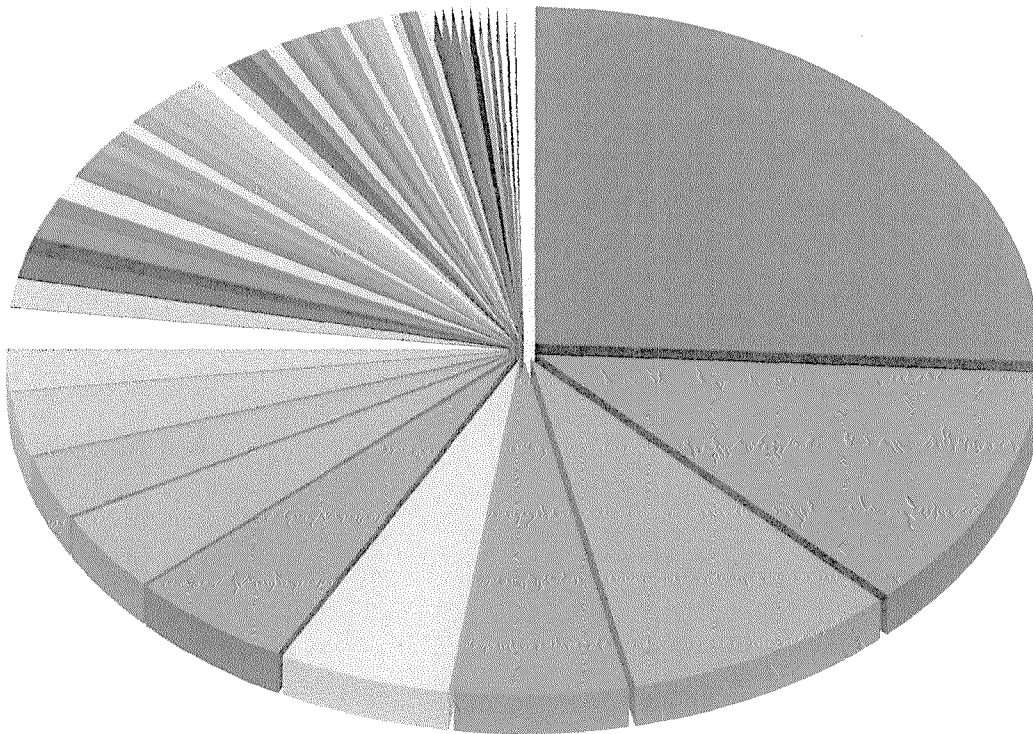
Charges by Diagnosis
 GUAM RADIOLOGY CONSULTANTS
 Cancer Center of Guam



MALIG NEOPLASM BREAST UNSPEC SITE	25.7%
MAL NEOPLSM BRONCHUS&LUNG UNS SITE	8.6%
MALIGNANT NEOPLASM OF RECTUM	7.2%
MALIG NEOPLASM COLON UNSPEC SITE	7.1%
MALIGNANT NEOPLASM OF PROSTATE	5.5%
MALIG NEOPLASM RECTOSIGMOID JUNC	4.5%
MALIGNANT NEOPLASM OF OVARY	3.5%
OTH MALIG LYMPHOMAS NODES MX SITES	3.2%
MX MYELOMA, in relapse	2.9%
MALIG NEOPLASM PANCREAS PART UNSPEC	1.9%
MALIG NEOPLASM KIDNEY EXCEPT PELVIS	1.4%
MALIG NEOPLSM NASOPHARYNX UNS SITE	1.4%
Mantle Cell Lym Xtrmdl	1.1%
SEC MALIG NEOPLASM BONE&BONE MARROW	1.1%
MALIGNANT NEOPLASM OF TONSIL	1.1%
MALIG NEOPLSM UP LOBE BRONCHUS/LUNG	1.1%
MALIGNANT NEOPLASM OF BLADDER NECK	1.0%
OTH MAL LYMPHOMA UNS SITE-EXTRNOD	0.9%
MALIG NEOPLASM ESOPH UNSPEC SITE	0.9%
MALIGNANT NEOPLASM NASAL CAVITIES	0.8%
MALIG NEOPLASM OTHER&UNSPEC TESTIS	0.7%
MAL NEOPLSM CORPUS UTERI NO ISTHMUS	0.7%
MALIGNANT NEOPLASM HEAD PANCREAS	0.7%
MALIG NEOPLASM STOMACH UNSPEC SITE	0.7%
MALIG NEOPLASM TEMPORAL LOBE BRAIN	0.6%
DISSEMINATED MALIGNANT NEOPLASM	0.6%
MALIG NEOPLSM OROPHARYNX UNS SITE	0.6%
MALIG NEOPLSM CERV UTERI UNS SITE	0.6%
Marginal zone Lymphoma multiple	0.6%
MALIG NEOPLASM BRAIN UNSPEC SITE	0.6%
MALIGNANT NEOPLASM OF MANDIBLE	0.5%
MX MYELOMA, w/o remission	0.5%
Total:	100.0%

2008 - 6/7/13

Charges by Diagnosis
 GUAM RADIOLOGY CONSULTANTS
 Cancer Center of Guam



MALIGNANT NEOPLASM OF BREAST UNSPECIFIED SITE	25.9%
MALIGNANT NEOPLASM OF BRONCHUS & LUNG UNSPECIFIED SITE	11.9%
MALIGNANT NEOPLASM OF COLON UNSPECIFIED SITE	9.0%
MALIGNANT NEOPLASM OF PROSTATE	5.5%
MALIGNANT NEOPLASM OF RECTOSIGMOID JUNCTION	5.5%
MALIGNANT NEOPLASM OF RECTUM	5.3%
MALIGNANT NEOPLASM OF STOMACH UNSPECIFIED SITE	3.8%
MALIGNANT NEOPLASM OF NASOPHARYNX UNSPECIFIED SITE	3.3%
MALIGNANT NEOPLASM OF OVARY	3.1%
MALIGNANT NEOPLASM OF PANCREAS PART UNSPECIFIED	1.9%
OTHER MALIGNANT LYMPHOMAS	1.8%
MALIGNANT NEOPLASM OF UPPER LOBE BRONCHUS/LUNG	1.4%
MALIGNANT NEOPLASM OF CORPUS UTERI WITHOUT ISTHMUS	1.1%
MALIGNANT NEOPLASM OF OTHER SPECIFIED PART OF ESOPHAGUS	1.0%
MALIGNANT NEOPLASM OF CERVIX UTERI UNSPECIFIED SITE	1.0%
MULTIPLE MYELOMA	1.0%
ACUTE MYELOID LEUKEMIA WITHOUT REMISSION	0.9%
MALIGNANT NEOPLASM OF TONSIL	0.8%
MALIGNANT NEOPLASM OF PALATE UNSPECIFIED	0.6%
"HODGKIN'S DISEASE, UNSPECIFIED TYPE"	0.6%
MALIGNANT NEOPLASM OF LOWER LOBE BRONCHUS/LUNG	0.6%
LYMPHOSARCOMA	0.6%
MALIGNANT NEOPLASM OF BRAIN STEM	0.6%
LYMPHOSARCOMA OF INTRATHORACIC NODES	0.6%
MALIGNANT NEOPLASM OF OVARY & OTHER UTERINE ADnexa	0.6%
MALIGNANT NEOPLASM OF LONG BONES LOWER LIMB	0.6%
MALIGNANT NEOPLASM OF BLADDER PART UNSPECIFIED	0.5%
CHRONIC MYELOID LEUKEMIA WITHOUT REMISSION	0.5%
PLASMA CELL LEUKEMIA	0.5%
MALIGNANT NEOPLASM OF SIGMOID COLON	0.4%
MALIGNANT NEOPLASM OF ESOPHAGUS UNSPECIFIED SITE	0.4%
MALIGNANT NEOPLASM OF SALIVARY GLAND UNSPECIFIED	0.4%
Total:	100.0%

Sept 2004 - 2007

MADELEINE Z. BORDALLO
GUAM

ARMED SERVICES COMMITTEE

RANKING MEMBER, SUBCOMMITTEE ON
READINESS

SUBCOMMITTEE ON MILITARY PERSONNEL

NATURAL RESOURCES COMMITTEE

SUBCOMMITTEE ON FISHERIES, WILDLIFE,
OCEANS, AND INSULAR AFFAIRS

SUBCOMMITTEE ON PUBLIC LANDS AND
ENVIRONMENTAL REGULATION



Congress of the United States
House of Representatives

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FAX: (202) 226-0341

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SUITE 107
HAGÁTÑA, GUAM 96910
(671) 477-4272
FAX: (671) 477-2587

<http://www.house.gov/bordallo>

June 4, 2013

The Honorable Vicente C. Pangelinan
I Mina Trentai Dos Na Liheslaturan Guahan
324 West Soledad Avenue
Suite 101, Quan Building
Hagåtña, Guam 96910


Dear Senator Pangelinan,

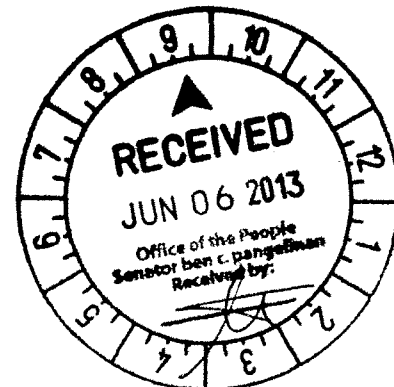
Thank you for your continued effort in advocating for Guam's inclusion as a downwind area in the Radiation Exposure Compensation Act of 1990. Your recent introduction of Resolution 127-32 in the Guam Legislature expressing support of H.R. 1645 highlights the importance of providing compensation for Guam residents affected by radiation exposure.

I have asked to be added as a co-sponsor of H.R. 1645 introduced by Congressman Ben Lujan of New Mexico. Additionally, I have consistently supported similar efforts relative to Guam's inclusion for radiation exposure compensation in previous Congress's.

Thank you again for your leadership on this important issue and I look forward to the bill's final passage.

Sincerely,


MADELEINE Z. BORDALLO
Member of Congress



June 7, 2013

Testimony of Hope A. Cristobal, Former Senator of the Guam Legislature on Resolution No. 127 relative to amending the US Radiation and Exposure Compensation Act (RECA).

On behalf of the memories of those who have passed away from cancers: my mother, Francisca Taimanglo Navarro Alvarez, my brother, Raymond Frank Alvarez, my Aunt Agnes Taimanglo Navarro Atoigue, my godmother, Mariquita Quitugua Flores and others in my extended families, on behalf of my sister, Agnes Maria Alvarez Hurtado who suffered breast cancer and lymphedema, my brother Pedro Lucas Alvarez who suffers from brain tumors, I am here to testify in support the 31st Guam Legislative Resolution 127, a resolution supporting the amendment of the U.S. Radiation Exposure Compensation Act to extend the eligibility for the RECA compensation to include Guam under the category of “Downwinder” for those who lived in Guam for the period 1946 to 1962.

In the U.S. Senate, New Mexico’s Senator Tom Udall’s (D) reintroduction of *The Radiation Exposure Compensation Amendments Act, S.773*, to expand restitution for those sickened because we live downwind of the atomic weapons tests in the Marshall Islands deserve to be commended for the recognition that human beings in Guam suffer heartbreaking effects on our health and lives because we live downwind of the United States’ nuclear tests in the Marshall Islands in the mid-20th century. Furthermore, in the House of Representatives on 4/18/2013 H.R. 1645 (Radiation Exposure Compensation Act Amendments of 2013) was concurrently introduced by U.S. Congressman Ben Ray Lujan (D) of New Mexico. Under Section 4. Claims Relating to Atmospheric Testing, (f) Downwind States—Section 4(b)(1) is amended to read as follows: ‘(1) ‘affected area’ means—‘(C) with respect to a claim by an individual under subsection (a)(1)(A)(i)(IV) or (2)(D), only **Guam**.

I also support the inclusion of the expansion of use of affidavits in determination of claims; regulations. For those of us in Guam, our geographical distance to Washington, D.C. precludes our physical presence, so having the Attorney General accept a written affidavit or declaration as evidence to substantiate an individual’s physical presence in Guam during the period of exposure to ionizing radiation is greatly appreciated.

Most of all, the amendment to make all claimants eligible for an equal amount of compensation, specifically \$150,000, regardless of whether they are millers, miners, ore transporters, onsite employees, or downwinders, should be hailed as a huge step in the right direction of equitable compensation for identical sufferings of affected human beings whether they are citizens or not. We have seen how our Guam veterans as well as our people have been cheated of compensation for these types of exposures whether ionizing radiation, agent orange, TCE, dioxins, PCBs or other such dangerous toxic materials in the case of retired disabled US Air Force veterans MSgt. Leroy G. Foster and Sgt. Ralph A. Stanton who are key figures in the struggle to uncover the extent of damage

done to veterans, their dependents, and civil service employees who were stationed at Andersen Air Force Base-Guam in the 70s.

The past neglect of the United States of the people of Guam on practically all aspects of our lives is not only pitiful but shameful. But of course, the proposed compensation cannot compare with the heavy price that thousands of our people have paid through their suffering from all types of cancers and unexplained illnesses; from the continued contamination of our bodies by military activities and bases, from the contamination of future generations of our people through effects on our DNA, from contamination of our lands and our seas, our watersheds, the aquifers as well as our biosphere. It is but a small nod in our direction that our colonial psyche will eternalize as a good gesture from our administering power.

And although the prognosis of getting the Senate bill past committee is only an 8% chance with a 2% chance of ever being enacted, and perhaps that is why Congresswoman Bordallo did not even mention this in her recent ^{address} I thank you, Senator Ben Pangelinan and your fellow more conscientious senators for your great leadership! Because providing this opportunity in the wilderness that is colonialism for the people of Guam to be heard through this public hearing and your Resolution 127 is what we must do as colonial subjects in the 21st century. My very best wishes for your hard work. I am forever grateful!

HOPE A. CRISTOBAL

P. O. Box 7932

TAMUNING, GUAM 96931

In 2004 Guam submitted a Blue Ribbon Panel Report and testified in front of the Board on Radiation Effects Research (BRER) committee of the National Research Council-National Academy of Sciences (NAS), and revealed findings and facts that Guam was exposed to radioactive fallout from the nuclear weapons testing conducted by the United States government that occurred in the Marshall Islands from 1946 to 1962. It was therefore determined and recommended by the NAS that Guam residents be added to the list of eligible persons for RECA under the "downwinders" category. Over the past eight (8) years, multiple bills have been introduced in the House and the Senate to amend RECA, all of which have included Guam as a "downwinder". However, each bill never got its fair hearing and sat in committee until it eventually died at the end of the term.

Speaker Boehner, we humbly request that you urge the committee chairmen for a swift and proper hearing on H.R. 1645.

Mary Matanane	mmatanane@netpci.com
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Joseph D. Cay	engelmua@hotmail.com
Vivian Dames	viviandames@yahoo.com
Travis Mesa	traviswilliammesa@yahoo.com
Brandon G.P. Franquez	727-5348 / brandon_franquez@hotmail.com
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Anjelica Okada	anjelkakukini@gmail.com
Eliza G. James	eci.pollone56@gmail.com
Michele Santos	msantos671@yahoo.com
Resita R. Boyja	734-6276
Dolores Boyja McAniff	dbm1942@guam.net ⁷³⁴⁻³⁶⁰⁵

In 2004 Guam submitted a Blue Ribbon Panel Report and testified in front of the Board on Radiation Effects Research (BRER) committee of the National Research Council-National Academy of Sciences (NAS), and revealed findings and facts that Guam was exposed to radioactive fallout from the nuclear weapons testing conducted by the United States government that occurred in the Marshall Islands from 1946 to 1962. It was therefore determined and recommended by the NAS that Guam residents be added to the list of eligible persons for RECA under the "downwinders" category. Over the past eight (8) years, multiple bills have been introduced in the House and the Senate to amend RECA, all of which have included Guam as a "downwinder". However, each bill never got its fair hearing and sat in committee until it eventually died at the end of the term.

Senator Reid, we humbly request that you urge the committee chairman for a swift and proper hearing on S. 773.

Mary Materano	mmatanane@netpci.com
Margherita L. Wifredo	mag_atoigue@yahoo.com
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Linda A-T. Edward	linlatechamoru@yahoo.com
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Nicole Santos	nsantos671@yahoo.com
Kie Susuico	kie.as.in.ky@gmail.com
Scott T. Magiola	SUENDOLA74@YAHOO.COM



COMMITTEE ON RULES

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155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

May 2, 2013

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

MEMORANDUM

Senator
Vicente (Ben) C. Pangelinan
Member

To: Rennae Meno
Clerk of the Legislature

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Attorney Therese M. Terlaje
Legislative Legal Counsel

Senator
Dennis G. Rodriguez, Jr.
Member

From: Senator Rory J. Respicio 
Majority Leader & Rules Chair

Subject: Referral of Resolution No. 127-32 (LS)

Vice-Speaker
Benjamin J.F. Cruz
Member

As Chairperson of the Committee on Rules, I am forwarding my referral of Resolution No. 127-32 (LS). Please ensure that the subject resolution is referred, in my name, to the respective sponsor, as shown on the attachment.

Legislative Secretary
Tina Rose Muña Barnes
Member

I also request that the same be forwarded to all Senators of

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

I Mina' Trentai Dos Na Liheslaturan Guåhan

Resolutions Log Sheet

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Referred	Committee / Ofc Referred	Date Adopted
127-32 (LS)	Vicente (ben) Pangelinan	Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.	5/1/2013 1:39 P.M.	Substantive	5/2/2013	Sponsor	5/1/2013




I Mina'trentai Dos na Lihselaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

May 31, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – FIRST NOTICE

Chairman
Committee on Appropriations,
Public Debt, Legal Affairs,
Retirement, Public Parks,
Recreation, Historic Preservation
and Land

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **5:30m on Friday, June 7, 2013** at the Guam Legislature's Public Hearing Room.

Member
Committee on Education,
Public Libraries
and Women's Affairs

The following is the agenda:

Resolution No. 127-32 (COR) – Introduced by Senator Vicente Pangelinan: Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Member
Committee on General
Government Operations and
Cultural Affairs

For your reference, we have attached relevant documents for Resolution No. 127.

Member
Committee on Municipal
Affairs, Tourism, Housing and
Hagåtña Restoration and
Development Authority

Yanggen un nisisita spesiát na setbision, put fabot ágang i Ifisinan Senadot ben pangelinan gi 473- Yanggen un nisisita spesiát na setbision, put fabot ágang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hálom gi i uepsait i Lihselaturan Guåhan gi www.guamlegislature.com Yanggen para un na'hálom testigu-mu, chule' para i ifisinan-mámi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kwatton Katta gi i Lihselatura, pat faks gi 473-4238, patsino imel gi office@senbenp.com Este na nutisio inapási nu i fendon gubetnamento.

Member
Committee on Health &
Human Services, Health
Insurance Reform, Economic
Development and Senior
Citizens

If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at office@senbenp.com

Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>



Lisa Dames <cipo@guamlegislature.org>

Public Hearing/News Release

Lisa Dames <cipo@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>

Fri, May 31, 2013 at 2:05 PM

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **5:30pm on Friday, June 7, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

Resolution No. 127-32 (COR) – Introduced by Senator Vicente Pangelinan: Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un nisisita espesiát na setbisio put fabot ágang i Ifisinan Senadot ben pangelinan gi 473- Yanggen un nisisita espesiát na setbisio, put fabot ágang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hálom gi i uepsait i Liheslaturan Guáhan gi www.guamlegislature.com Yanggen para un na'háлом testigu-mu, chule' para i ifisinan-mâmi gi 324 West Soledad Avenue gi iya Hagátña, pat guatto gi i Kuation Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi office@senbenp.com Este na nutisiu inapási nu i fendon gubetnamento.

If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagátña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at office@senbenp.com

We have attached a copy of the news release regarding the public hearing.


Also attached are documents relevant to Resolution No 127 for your reference.


--
Lisa Dames
Chief of Staff
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
Senator Vicente (ben) Cabrera Pangelinan
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
(671) 473-4236 (office)
(671) 473-4238 (fax)
senbenp.com
www.guamlegislature.org

4 attachments

 **PHNotice 060713.pdf**
77K

 **Agenda June 7.pdf**
56K

 **NR_053113_RECA-F.doc**
47K

 **Resolution 127-32 (LS).pdf**
1523K



Lisa Dames <cipo@guamlegislature.org>

Public Hearing/News Release

Lisa Dames <cipo@guamlegislature.org>

Fri, May 31, 2013 at 1:57 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, gerry@mvguam.com, frank@mvguam.com, louella@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **5:30pm on Friday, June 7, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

Resolution No. 127-32 (COR) – Introduced by Senator Vicente Pangelinan: Relative to petitioning the United States Congress to *amend* the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

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To view Resolution No. 127 on the attached agenda, move your curser over the bill. Also note attached the News Release.

Thanks,

--
 Lisa Dames
 Chief of Staff
 I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
 Senator Vicente (ben) Cabrera Pangelinan
 Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
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2 attachments



Agenda June 7.pdf

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JOO YOUNG MA
dba: New Asan Beach Market
 has applied for a Class: 5 General Off Sale Alcoholic Beverage License, said premises being marked as Lot: 373-1 Asan



I Mina'trentai Dos na Liheslaturan Guahan
 32nd GUAM LEGISLATURE Senator Vicente (ben) Cabrera Pangelinan
 Committee on Appropriations, Public Debt, Legal Affairs,
 Retirement, Public Parks, Recreation, Historic Preservation, and Land

INEKUNGOK PUPPLEKO
(PUBLIC HEARING)

gi Betnes, gi diha 7 gi Huño, 2013
 Friday, June 7, 2013

Kuáttion Inekungok Pupleko gi I Liheslaturan Guahan
 (Guam Legislature Public Hearing Room)

media ora para alas sals gi pipjengil
 (5:30 PM)

TAREHA
(AGENDA)

Resolution No. 127-32 (COR) – Introduced by Senator Vicente Pangelinan: Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

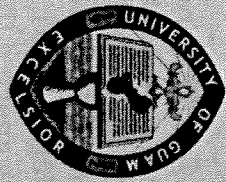
Yanguen un misista espesistá na sehbisio put fabor ágang i Ifhsinan Senado ben panggelinan gi 473- Yanguen un misista espesistá na sehbisio, put fabor ágang i Ifhsinan Senado Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanguen un misista koplan i prinipion siha ghen este na tareha, hahom gi I uepsait i Liheslaturan Guahan gi www.guamlegislature.com Yanguen para un na hahom testigu-mu, duile para i ifhsinan-mami gi 324 West Soledad Avenue gi Iya Hagátina, pat guatro gi i Kuáttion Katta gi i Liheslatura, pat faks gi 473-4238, patsho imel gi office@senhepp.com Este na nutritiu inapási nu i fendon gubebtramto.

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And "we fully intend to identify, one common space with said, "Together, we think embrace the vibrant local a major connection between the companies can collaborate culture here on Guam and be an food court and the retail area and greatly on growing the tourism active participant in the community." Its uniforms are designed other services such as the smoking lounge – is really important market in Guam going forward by local designers Erisa and to keeping people within the the people of Guam."



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WHERE: Old Kato Farm, Wusstig Road, Yigo (before first right hand turn, signs will be posted)

WHEN: Saturday, June 01 / From 8:00 a.m. - 12:00 p.m.

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I Mina'trentai Dos na Liheslaturan Guåhan
32nd GUAM LEGISLATURE Senator Vicente (ben) Cabrera Pangelinan
Committee on Appropriations, Public Debt, Legal Affairs,
Retirement, Public Parks, Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

**gi Betnes, gi diha 7 gi Huño, 2013
Friday, June 7, 2013**

**Kuåtton Inekungok Pubbleko gi I Liheslaturan Guåhan
(Guam Legislature Public Hearing Room)**

**media ora para alas sais gi pipuengi
(5:30 PM)**

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(AGENDA)**

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Exposure Compensation Act of 1990 to include Guam and to improve and increase
compensation for those affected by ionizing radiation.**

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I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

June 5, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – SECOND NOTICE

Chairman
Committee on Appropriations,
Public Debt, Legal Affairs,
Retirement, Public Parks,
Recreation, Historic Preservation
and Land

Member
Committee on Education,
Public Libraries
and Women's Affairs

Member
Committee on General
Government Operations and
Cultural Affairs

Member
Committee on Municipal
Affairs, Tourism, Housing and
Hagåtña Restoration and
Development Authority

Member
Committee on Health &
Human Services, Health
Insurance Reform, Economic
Development and Senior
Citizens

Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

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For your reference, we have attached relevant documents for Resolution No. 127.

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Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - Second Notice

Lisa Dames <cipo@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>

Wed, Jun 5, 2013 at 9:28 AM

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To view Resolution No. 127 on the attached agenda, move your curser over the resolution number. Also attached is the News Release. With the first public hearing notice sent last Friday, May 31, we attached relevant documents as it relates to Resolution No. 127. If for any reason, you did not receive them, please contact our office and we will be happy to provide them to you.


Thanks,

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Lisa Dames
Chief of Staff
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - Second Notice

Lisa Dames <cipo@guamlegislature.org>

Wed, Jun 5, 2013 at 9:23 AM

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Thanks,

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 Lisa Dames
 Chief of Staff
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juliette@senatorada.org	
karenc@guamlegislature.org	



I Mina'trentai Dos na Liheslaturan Guåhan
32nd GUAM LEGISLATURE
Senator Vicente (ben) Cabrera Pangelinan
Committee on Appropriations, Public Debt, Legal Affairs,
Retirement, Public Parks, Recreation, Historic
Preservation, and Land

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

gi Betnes, gi diha 7 gi Huño, 2013
Friday, June 7, 2013

**Kuåtton Inekungok Pupbleko gi I Liheslaturan Guåhan
(Guam Legislature Public Hearing Room)**

media ora para alas sais gi pipuengi
(5:30 PM)

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32nd GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
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***gi Betnes, gi diha 7 gi Huño, 2013
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'Radioactive elements could still be present on Guam'

By Louella Losinlo
louella@mvguam.com
Variety News Staff

DURING the public hearing for Resolution 127, Pacific Association of Radiation Survivors President Robert Celestial said radioactive elements could still be present in Guam's land and water.

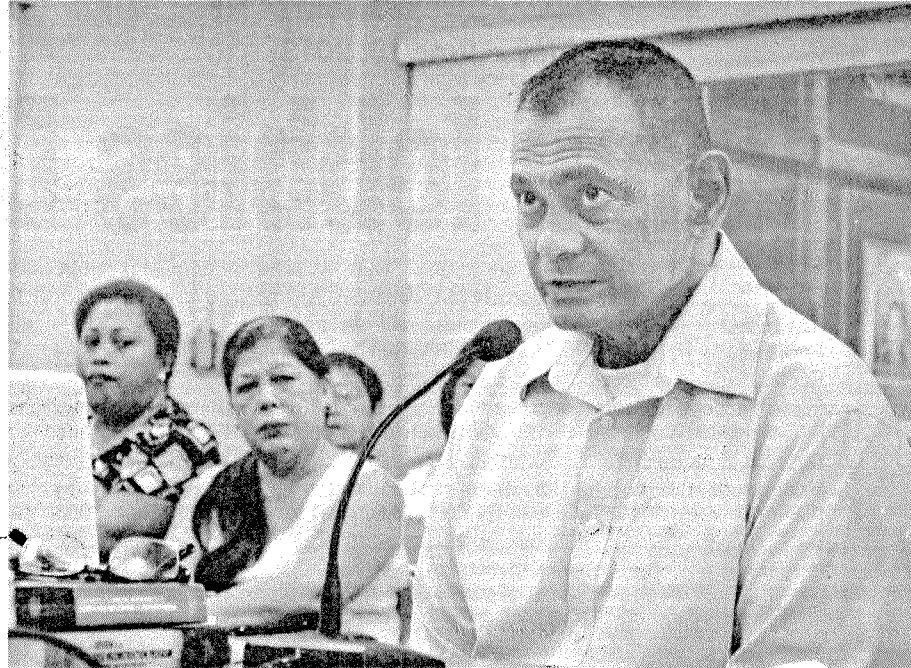
The resolution seeks to petition the U.S. Congress to amend the Radiation Exposure Compensation Act to include Guam and to increase compensation for those affected by radiation.

Responding to a question directed to him at the public hearing, Celestial said a Washington University report he submitted to the National Academy of Science stated that from 1974, testing done on Guam fruits, animals, land and water indicated high levels of cesium, strontium, and plutonium.

Although the tests had been done almost four decades ago, majority of the half-life of radioactive isotopes is 30 years. A half-life usually describes the decay of entities such as radioactive atoms.

"So if you add 30 years more to 1974, it goes more. That is why our younger children are being exposed and that is why they are getting sick," Celestial said.

The exposure dates differ from the denotation timelines of 1946 to 1962, he said, adding, "The continuation of radiation exposure on Guam at that time



Pacific Association of Radiation Survivors President Robert Celestial said radioactive elements could still be present in Guam's land and water. David Castro / Variety

has been ongoing."

Once the proposed legislation becomes law, studies may be done to assess the health impact of the radiation exposure tests. Amendments may also be proposed later but will prove that even over time, the half-life of radioactive isotopes still carries on even after detonation.

Funded

Sen. Ben Pangelinan introduced the resolution along with Vice Speaker Benjamin J.F. Cruz, Sen. Tina Muña-Barnes, and Sen. Michael F.Q. San Nicolas.

Pangelinan said President Barack Obama included an additional \$75 million to augment the regional compensation trust fund.

A trust fund has already been started under the Radiation Exposure Compensation Program (RECP), which appropriated \$100 million to support claim compensation by individuals who had been exposed to ionizing radiation. The program started processing claims in 1992.

He assured that the Radiation Exposure Compensation Act, which is under the juris-

diction of the U.S. Department of Justice, continues to receive regular funding.

"That is why we are continuing our efforts to be included. If that day comes and we get this bill passed, there will be compensation available in the trust fund," Pangelinan said.

The Radiation Exposure Compensation Act or Public Law 101-426, which was signed into law in 1990 by former President George H. Bush, only covered those who were affected by nuclear fallout during testing in Nevada and the Marshall Islands.

But last April, U.S. Sens. Mark Udall, Tom Udall, and Congressman Ben Ray Lujan introduced legislation amending the act, which expanded the downwind areas covered by the law to include several areas including Guam.

Bill 773 and Bill 1645 were introduced before the U.S. Senate and the U.S. House of Representatives to amend the act to include Guam in the category of "downwinder," and to grant partial restitution of \$150,000 for exposure to cancers caused by radiation from U.S. atomic atmospheric testing of hydrogen bombs on the Marshall Islands.

At the end of the public hearing, Dr. Chris Perez, PARS medical advisor, said, "If you read the original 1990 RECA (Radiation Exposure Compensation Act), right at the very beginning of the legislative intent it says that it was an apology by this nation to those that bore the burden and the pain."

Although facts haven't been changed by history and by time, Perez said "we have to make sure that the facts of the political process do change."

"We are downwinders — the science has proven that. And so we only have to focus on the intent of this resolution and as Sen. Pangelinan said, we have to make sure that this piece of legislation is heard, that it is debated," Perez said while addressing the body.

Friday June 7, 2013

Stakeholders urged to attend RECA public hearing today

By Louella Losinio
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Variety News Staff

THE Legislature's appropriations committee will hold a public hearing at 5:30 p.m. today for Resolution 127, a petition to the United States Congress to amend the "Radiation Exposure Compensation Act" to include Guam and to increase compensation for those affected by radiation.

Sen. Ben Pangelinan introduced the resolution along with Vice Speaker Benjamin J.F. Cruz, Sen. Tina Muña-Barnes, and Sen. Michael F.Q. San Nicolas.

Pangelinan is encouraging residents of Guam from 1946 to 1962 who have been diagnosed

with cancers of the thyroid, breast, lung, larynx, small intestines, pancreas, ovary, salivary gland, esophagus, stomach, brain, urinary bladder, bile ducts, liver, colon, gall bladder, leukemia (other than chronic lymphocytic leukemia), and multiple myeloma lymphomas (other than Hodgkin's disease) to attend the public hearing and offer testimony.

According to the resolution, Guam is 1,200 miles directly west of the test sites, including areas in the South Pacific where the United States government and the Atomic Energy Commission conducted nuclear tests from 1946 to 1962.

The resolution also noted that on October 1952, Operation

Ivy was conducted on Elugelab Island in the Enewetak Atoll, in which the first, true thermonuclear hydrogen bomb – code named "Ivy Mike" – was detonated, destroying the entire island.

"The Radiation Exposure Compensation Act" (RECA) or Public Law 101-426, which was signed into law in 1990 by former President George H. Bush, only covered those who were affected by nuclear fallout during testing in Nevada and the Marshall Islands.

But last April, U.S. Sens. Mark Udall, Tom Udall, and Congressman Ben Ray Lujan introduced legislation amending RECA, which expanded the downwind areas covered by

the law to include several areas including Guam.

Bill 773 and Bill 1645 were introduced before the U.S. Senate and the U.S. House of Representatives to amend RECA to include Guam in the category of "downwinder," and to grant partial restitution of \$150,000 for exposure to cancers caused by radiation from U.S. atomic atmospheric testing of hydrogen bombs on the Marshall Islands.

"As a longtime advocate, I applaud the New Mexico and Idaho representatives in their effort to support our cause by recognizing and including the people of Guam as downwinders," Pangelinan said.

The passage of this amend-

ment, he added, will greatly benefit the people of Guam, especially those who suffer from leukemia and cancer of the thyroid, breast, and lungs.

"We are finally making progress on our efforts for justice," he said.

Study

A panel of experts from the Board on Radiation Effects Research of the National Research Council National Academy of Sciences has already accepted facts presented to them in 2004 that Guam had indeed been exposed to radioactive fallout due to the United States government's testing of nuclear weapons in the Marshall Islands from 1946 to 1962.

Raises...

continued from page 1

"In the next few weeks you will be receiving the audited financials of the government of Guam that will show the wiping out of the accumulated deficit of the government of Guam that at one point had reached nearly \$400 million," he said. The report will also show a surplus for fiscal 2012. The positive financial news allows the government to pay government liabilities and fulfill

unfunded mandates, he said.

"The 2 percent reserve was to be used to pay down the deficit," he said. "Obviously when the deficit is eliminated, that allows, via statute, the ability and the authority for this governor to use that 2 percent to make good on these obligations."

Hay Plan

In the order, Calvo also puts the Legislature on notice that he intends to use funds that would have been set aside for the 2 percent reserve fund in fiscal 2014 "for the incremental and phased-in implemen-

tation of the Hay Plan beginning in fiscal year 2014, subject to cash flow and availability," the order reads. The Hay Plan is a recommendation prepared in 2010 by the Hay Study Group under contract to the government of Guam to increase the salaries of GovGuam workers.

Calvo emphasized that the Hay raises would only be implemented if, and to the extent that, financial conditions permit.

It was estimated at the time that the increases would cost the government \$18 million, according to Variety files. The increases were not implemented

because of the financial condition of the government.

Calvo also said he anticipates a large number of income tax refunds would be paid by the end of the month.

On May 30, Calvo announced he was reinstating government of Guam employee salary increments. The increments are to be paid retroactively to employees who would have gotten them during the two years they were frozen. In October 2011, Calvo froze the increments as part of an effort to address the government's financial crisis at the time.

Increased radiation compensation for Guam pushed

MONDAY, 06 MAY 2013 03:00AM BY LOUELLA LOSINIO | VARIETY NEWS STAFF HITS: 166



SHARE

A RESOLUTION petitioning the United States Congress to amend the "Radiation Exposure Compensation Act" to include Guam and to increase compensation for those affected by radiation has been introduced by Sen. Ben Pangelinan, Vice Speaker Benjamin J.F. Cruz, Sen. Tina Muña-Barnes, and Sen. Michael F.Q. San Nicolas.

"The Radiation Exposure Compensation Act" (RECA) or Public Law 101-426, which was signed into law in 1990 by former President George H. Bush, only covered those who were affected by nuclear fallout during testing in Nevada and the Marshall Islands.

But last April, U.S. Sens. Mark Udall, Tom Udall, and Congressman Ben Ray Lujan introduced legislation amending RECA which expanded the downwind areas covered by the law to include several areas, including Guam.

The amendment would provide all claimants with equal compensation of "\$150,000 regardless if they are milers, miners, ore transporters, onsite participants, or downwinders."

Trust fund

A trust fund has already been started under the Radiation Exposure Compensation Program (RECP), which appropriated \$100 million to support claim compensation by individuals who had been exposed to ionizing radiation. The program started processing claims in 1992.

More than a decade ago, RECA was amended, incorporating modifications to its compensation eligibility criteria and adding onsite participants to its list.

Guam Delegate Madeleine Z. Bordallo submitted a statutory amendment to the U.S. Congress after a 2004 meeting with RECP, leaders and other experts where it was determined that Guam was eligible for claims as onsite participants and as "downwinders."

Guam, according to the resolution, is located approximately 1,200 miles directly west of the test sites, including areas in the South Pacific where the United States government and the Atomic Energy Commission conducted nuclear tests from 1946 to 1962.

The resolution also noted that on October 1952, Operation Ivy was conducted on Elugelab Island in the Enewetak Atoll, in which the first, true thermonuclear hydrogen bomb – code named "Ivy Mike" – was detonated which destroyed the entire island.

Charles Bert Schreiber, Lt. USN-Ret, in his sworn testimony regarding the fallout of the first hydrogen bomb tests of 1952, stated that Geiger readings indicated significant radiation found its way to Guam from the detonation of Ivy Mike. The testimony was corroborated by a report from the National Research Council.