



CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<u>[Signature]</u>
Time	<u>3:50pm</u>
Date	<u>12-19-97</u>

DEC 17 1997

The Honorable Antonio R. Unpingco  
Speaker  
Twenty-Fourth Guam Legislature  
Guam Legislature Temporary Building  
155 Hesler Street  
Agana, Guam 96910

Refer to  
Legislative Secretary

Speaker Unpingco:

Enclosed please find a copy of Bill No. 467 (COR), "AN ACT TO APPROPRIATE SUCH FUNDS AS ARE NECESSARY TO MEET THE EMERGENCY RECOVERY NEEDS OF GUAM RESULTING FROM SUPER TYPHOON PAKA", which I have signed into law today as Public Law No. 24-117.

This legislation gives the Executive Branch the authority to respond to the emergency needs of the people of Guam in the wake of the devastation of Supertyphoon Paka. We will be able to respond to the damaged government services and infrastructure and perform necessary mitigation to benefit and promote public health, safety, welfare, and other essential and vital needs of the people at this time. The needs are islandwide and considerable, and will take some time to address, as Supertyphoon Paka produced no "ordinary" emergency. This legislation results from the cooperative efforts of the members of the Legislature and the Executive Branch.

Very truly yours,

[Signature]  
Carl T. C. Gutierrez

Attachment

cc: The Honorable Joanne M. S. Brown  
Legislative Secretary

00581

Office of the Speaker  
ANTONIO R. UNPINGCO  
Date: 12/19/97  
Time: 10:45am  
Rec'd by: [Signature]  
Print Name: Janice Mesa




**MINA' BENTE KUATTRO NA LIHESLATURAN GUÅHAN**  
**TWENTY-FOURTH GUAM LEGISLATURE**  
155 Hesler Street, Agana, Guam 96910

**TWENTY-FOURTH GUAM LEGISLATURE**  
**1997 (FIRST) Regular Session**

I, Antonio R. Unpingco, Speaker of the Twenty-Fourth Guam Legislature, hereby certify, in conformance with Title 2 Guam Code Annotated §2103, *Public Hearings Mandatory*, that an emergency condition exists involving danger to the public health and safety and therefore waive the statutory requirements for a public hearing on Bill Number 467 (COR), "AN ACT TO APPROPRIATE SUCH FUNDS AS ARE NECESSARY TO MEET THE EMERGENCY RECOVERY NEEDS OF GUAM RESULTING FROM SUPER TYPHOON PAKA," which was introduced on December 18, 1997.

Dated: December 18, 1997




ANTONIO R. UNPINGCO  
Speaker

TWENTY-FOURTH GUAM LEGISLATURE  
1997 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

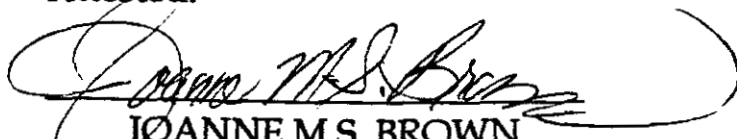
This is to certify that Bill No. 467 (COR), "AN ACT TO APPROPRIATE SUCH FUNDS AS ARE NECESSARY TO MEET THE EMERGENCY RECOVERY NEEDS OF GUAM RESULTING FROM SUPER TYPHOON PAKA," was on the 18<sup>th</sup> day of December, 1997, duly and regularly passed.



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ANTONIO R. UNPINGCO  
Speaker

Attested:

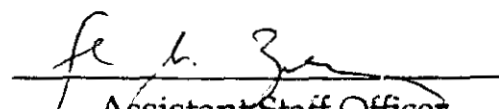


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JOANNE M.S. BROWN  
Senator and Legislative Secretary

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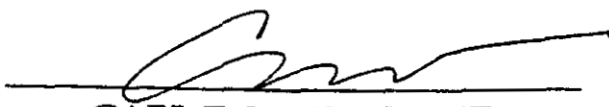
This Act was received by the Governor this 18<sup>th</sup> day of December, 1997, at 2:22 o'clock P.M.



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Assistant Staff Officer  
Governor's Office

APPROVED:



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CARL T.C. GUTIERREZ  
Governor of Guam

Date: 12-18-97  
Public Law No. 24-117

**TWENTY-FOURTH GUAM LEGISLATURE  
1997 (FIRST) Regular Session**

**Bill No. 467 (COR)**

As amended on the Floor.

Introduced by:

A. R. Unpingco

A. C. Blaz

Mark Forbes

T. C. Ada

F. B. Aguon, Jr.

E. Barrett-Anderson

J. M.S. Brown

Felix P. Camacho

Felix P. Camacho

M. C. Charfauros

E. J. Cruz

W. B.S.M. Flores

L. F. Kasperbauer

A. C. Lamorena V

C. A. Leon Guerrero

L. Leon Guerrero

V. C. Pangelinan

J. C. Salas

A. L.G. Santos

F. E. Santos

J. WonPat-Borja

**AN ACT TO APPROPRIATE SUCH FUNDS AS ARE  
NECESSARY TO MEET THE EMERGENCY RECOVERY  
NEEDS OF GUAM RESULTING FROM SUPER TYPHOON  
PAKA.**

**BE IT ENACTED BY THE PEOPLE OF GUAM:**

1           **Section 1. Legislative Findings, Declaration and Intent.**           In 1962,  
2 Guam was devastated by Super Typhoon Karen. Reports showed that nearly  
3 ninety percent (90%) percent of all commercial, residential and government of  
4 Guam's structures and facilities were completely destroyed. In 1962, the  
5 destruction appeared catastrophic mainly because most of the buildings, facilities  
6 and structures were either constructed poorly or were constructed of wooden  
7 and tin materials. The reconstruction efforts, which span over two (2) years,  
8 tested the resiliency of the people of Guam in general and the government of  
9 Guam in particular.

10           Again, in 1976 Super Typhoon Pamela devastated the Island with Island-  
11 wide damage estimates surpassing \$300,000,000, which prompted a stricter  
12 building code. The reconstruction efforts severely tested the resiliency of the  
13 government of Guam. Restoration of critical services, such as electricity, water  
14 and sewer, and telephone took weeks.

15           In 1992 Super Typhoon Omar again destroyed Guam with estimated  
16 damages surpassing \$250,000,000. The government of Guam, learning from past  
17 experience, was able to restore vital utilities within a very short time.

18           On Tuesday, December 16, 1997, Super Typhoon Paka hit Guam with  
19 devastating winds of over two hundred (200) miles per hour and created a  
20 destruction unmatched within the last several decades. Preliminary estimates  
21 have already surpassed \$250,000,000 with the expectation of going even beyond  
22 \$300,000,000.

1           The Guam Power Authority ("GPA") has reported significant destruction  
2 to concrete power transmission towers and poles, as well as extensive line  
3 damage. GPA has reported that the roof of the generation building has been  
4 blown off and two (2) of their forty (40) megawatt generators have been  
5 damaged. Further, GPA estimates, as a result of damage to the power  
6 infrastructure, it will take up to two (2) months to have the power fully restored.  
7 Tremendous concerns exist with respect to the water and sanitary systems.  
8 Major flooding in all low lying areas has resulted in up to 3,000 people being  
9 housed in shelters following the first day of the storm. Anywhere from ten  
10 percent (10%) of the housing stock sustained minor damage, twenty percent  
11 sixty percent (60%) sustaining moderate to heavy damage and twenty percent  
12 (20%) being destroyed outright. Unconfirmed reports indicate that thirty percent  
13 (30%) to forty percent (40%) of the major warehouse, industrial and tourist areas  
14 sustained major damage. Virtually all hotels sustained damage. Several schools  
15 have sustained major to serious damage. Damage to the airport and navigation  
16 lanes is extensive. Three hundred feet (300') of docks and piers has been lost  
17 along with one-half (½) mile roadway along the harbor. Large boulders, coral  
18 and debris have been deposited in the harbor, causing hazards to navigation.

19           All in all Guam has received, according to preliminary reports, very  
20 extensive damage to public and private sector facilities and it will be some time  
21 until a total accounting is possible. Notwithstanding that, the amount of damage  
22 to the Island in general is clearly ranging into the hundreds of millions of dollars  
23 while damage to the public sector buildings and facilities range between  
24 \$25,000,000 - \$50,000,000. Moreover, as a result of the numerous emergency

1 and welfare, including, but not limited to, restoration of roads and highways;  
2 restoration of power; restoration of water; restoration of telephone; repair of  
3 schools to pre-typhoon conditions, both private and public; repair of facilities  
4 belonging to non-profit organizations to pre-typhoon conditions; repair of public  
5 buildings; restoration of public parks; restoration of sports facilities; interim  
6 public housing; repairing damage to government property; overtime  
7 compensation for personnel needed to perform emergency and restorative  
8 services; and classified supervisory personnel overtime, including but not  
9 limited to, police, fire, public health, and hospital, and for other services  
consistent with the intent of this Act.

11 **Section 4.** Notwithstanding any other provision of law, the Mayor's  
12 Council shall, for a period of ten (10) calendar days from the effective date of this  
13 Act, be exempt from the restrictions in the Guam Procurement Law in §5215 of  
14 Title 5 of the Guam Code Annotated, *Emergency Procurement*, as well as the  
15 applicable General Service Agency Procurement Regulations. The application of  
16 the transactions covered by this Section shall be subject to the written  
17 certification of the Governor. In order to facilitate the implementation of this  
18 Section with respect to emergency purchases by the Mayor's Council and for the  
19 purpose of providing relief to residents of Guam effected by Super Typhoon  
20 Paka, the Director of the Department of Administration is directed to expedite all  
21 past due vendor payments originating from the Mayor's Council.

22 **Section 5. Temporary Staging Areas for Super Typhoon Debris.** The  
23 mayors of each village are authorized to establish temporary staging areas for  
24 Super Typhoon Paka debris. The Department of Public Works shall clear the  
25 staging areas established under this Act as soon as practicable.

1           **Section 6. Reimbursement.**           Reimbursement of any funds expended  
2 under this Act from Federal sources, including FEMA, and other sources,  
3 including insurance policies, shall be returned to the source from which the  
4 funds originated, to the extent that Federal laws permit. The Director of the  
5 Department of Administration shall maintain detailed accounting records  
6 pertaining to the expenditures authorized under this Act, with the exception of  
7 the Department of Education ("DOE") and all autonomous agencies, which shall  
8 maintain their own records. Within thirty (30) days from the receipt of the initial  
9 reimbursement from FEMA, and thirty (30) days after each subsequent  
10 reimbursement from FEMA, the Director of the Department of Administration,  
11 DOE and the autonomous agencies each shall submit a detailed report of such  
12 expenditures and reimbursements authorized under this Act to the Speaker.

13           **Section 7.** Within thirty (30) days of passage of this Act, the Governor  
14 shall submit to the Guam Legislature a detailed expenditure report.

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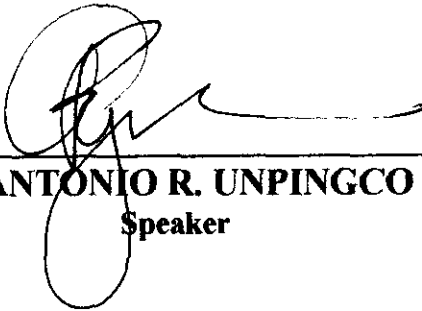


**MINA' BENTE KUATTRO NA LIHESLATURAN GUAHAN**  
T W E N T Y • F O U R T H G U A M L E G I S L A T U R E  
155 Hesler Street, Agana, Guam 96910

**TWENTY-FOURTH GUAM LEGISLATURE**  
**1997 (FIRST) Regular Session**

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Dated: December 18, 1997



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**ANTONIO R. UNPINGCO**  
Speaker

# TWENTY-FOURTH GUAM LEGISLATURE

1997 (FIRST) Regular Session

Date: 12/15/97

## VOTING SHEET

Bill No. 447

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.				✓
AGUON, Frank B., Jr.	✓			
BARRETT-ANDERSON, Elizabeth	✓			
BLAZ, Anthony C.	✓			
BROWN, Joanne M. S.	✓			
CAMACHO, Felix P.	✓			
CAMACHO, Francisco P.	✓			
CHARFAUROS, Mark C.	✓			
CRUZ, Edwardo J.	✓			
FLORES, William B. S.M.	✓			
FORBES, Mark	✓			
KASPERBAUER, Lawrence F.				✓
LAMORENA, Albert C., V	✓			
LEON GUERRERO, Carlotta	✓			
LEON GUERRERO, Lou	✓			
PANGELINAN, Vicente C.	✓			
SALAS, John C.	✓			
SANTOS, Angel L. G.				✓
SANTOS, Francis E.	✓			
UNPINGCO, Antonio R.	✓			
WON PAT-BORJA, Judith				✓

TOTAL                      17    0                      4

CERTIFIED TRUE AND CORRECT:

\_\_\_\_\_  
Clerk of the Legislature