


Legislative Secretary

NOV 23 1999


The Honorable Antonio R. Unpingco
Speaker
I Mina'Bente Singko na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Hagåtña, Guam 96910


12:09 pm
11.24.99

Dear Speaker Unpingco:

Enclosed please find Bill No. 241 (LS), "AN ACT TO AMEND §80.49 OF ARTICLE 2, CHAPTER 80 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO EXTENSIONS OF LIMITS OF CONFINEMENT OF PRISONERS BY THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS", which I have signed into law today as **Public Law No. 25-87**.

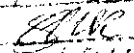
Very truly yours,


Carl T. C. Gutierrez
I Maga'Lahen Guåhan
Governor of Guam

Attachment: copy attached for signed bill or overridden bill
original attached for vetoed bill

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

00564

of the Speaker
ANTONIO R. UNPINGCO
11/24/99
11:25

Name: Unpingco
1347-0352

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Bill No. 241 (LS) "AN ACT TO AMEND §80.49 OF ARTICLE 2, CHAPTER 80 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO EXTENSIONS OF LIMITS OF CONFINEMENT OF PRISONERS BY THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS," was on the 9th day of November, 1999, duly and regularly passed.




ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guahan* this 15th day of November, 1999,
at 9:35 o'clock 9 .M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: 11-23-99

Public Law No. 25-87

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 241(LS)

Introduced by:

J. C. Salas
K. S. Moylan
J. M.S. Brown
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
E. B. Calvo
M. G. Camacho
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
V. C. Pangelinan
S. A. Sanchez, II
A. R. Unpingco

AN ACT TO AMEND §80.49 OF ARTICLE 2,
CHAPTER 80 OF TITLE 9 OF THE GUAM CODE
ANNOTATED, RELATIVE TO EXTENSIONS OF
LIMITS OF CONFINEMENT OF PRISONERS BY
THE DIRECTOR OF THE DEPARTMENT OF
CORRECTIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Section 80.49 of Article 2, Chapter 80 of Title 9 of the Guam
3 Code Annotated is hereby *amended* to read as follows:

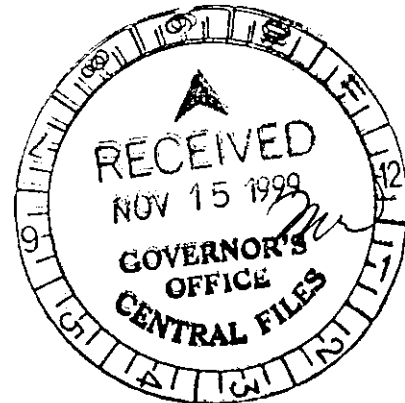
4 "Section 80.49. Extension of Limits of Confinement for
5 Humanitarian Reasons. (a) The Director of Corrections may



MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

November 12, 1999

The Honorable Carl T.C. Gutierrez
I Maga'lahaen Guahan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Gutierrez:

Transmitted herewith are Bill Nos. 161(LS), 241(LS), 255(COR), 275(COR) and Substitute Bill Nos. 217(COR), 244(LS), 256(COR), 264(LS), 265(LS) and 349(LS) which were passed by *I Mina'Bente Singko Na Liheslaturan Guahan* on November 9, 1999.

Sincerely,

JOANNE M.S. BROWN

Senator and Legislative Secretary

Enclosure (10)

CLERK OF THE LEGISLATURE
TRANSMISSION CHECKLIST TO *I MAGA' LAHEN GUAHAN*

(Included in File w/ All Bills Transmitted)

BILL NO. 24 (S)

FINAL PROOF-READING OF BLUEBACK COPY

Initialed by: _____ and Date: _____

- EXHIBITS ATTACHED
- CONFIRM NUMBER OF PAGES
- CAPTION ON CERTIFICATION MATCHES BILL CAPTION
- ENGROSSED SIGN"*" REMOVED FROM BILL
- 15 SENATORS IN SPONSORSHIP OR CONFIRM OTHERWISE
- CERTIFICATION SIGNED BY SPEAKER & LEGIS. SECRETARY
- EMERGENCY DECLARATION, if any


Confirmed By: _____ Dated: _____

- HAND CARRY BILL IN BLUEBACK (ORIGINAL & COPY)
TO THE GOVERNOR. (DANNY, ROBERT OR OTHERS)
- ACKNOWLEDGED COPY W/ ORIGINAL BLUEBACK
PLACED ON CLERK'S DESK. (Same copy given to Susan)
- FILED by: Danny, Robert or others

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

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ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by I Maga'lahaen Guahan this 15th day of November 1999,
at 9:35 o'clock 9 .M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: _____

Public Law No. _____

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Bill No. 241 (LS) "AN ACT TO AMEND §80.49 OF ARTICLE 2, CHAPTER 80 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO EXTENSIONS OF LIMITS OF CONFINEMENT OF PRISONERS BY THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS," was on the 9th day of November, 1999, duly and regularly passed.

ANTONIO R. UNPINGCO
Speaker

Attested:

JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guahan* this _____ day of _____, 1999,
at _____ o'clock _____ M.

Assistant Staff Officer
Maga'lahaen's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: _____

Public Law No. _____

UNPINGCO
12/99
11:52am
MLK
Laurie

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 241(LS)

Introduced by:

J. C. Salas
K. S. Moylan
J. M.S. Brown
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
E. B. Calvo
M. G. Camacho
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
V. C. Pangelinan
S. A. Sanchez, II
A. R. Unpingco

AN ACT TO AMEND §80.49 OF ARTICLE 2,
CHAPTER 80 OF TITLE 9 OF THE GUAM CODE
ANNOTATED, RELATIVE TO EXTENSIONS OF
LIMITS OF CONFINEMENT OF PRISONERS BY
THE DIRECTOR OF THE DEPARTMENT OF
CORRECTIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Section 80.49 of Article 2, Chapter 80 of Title 9 of the Guam
3 Code Annotated is hereby *amended* to read as follows:

4 "Section 80.49. Extension of Limits of Confinement for
5 Humanitarian Reasons. (a) The Director of Corrections may

1 extend the limits of the place of confinement of a prisoner
2 entrusted to the Director's custody, when there is reasonable cause
3 to believe the prisoner will honor the Director's trust, by
4 authorizing the prisoner, under prescribed conditions, which shall
5 include close supervision at all times by one (1) or more armed
6 escorts, and twenty-four (24)-hour written notice to the Attorney
7 General of Guam or the Chief Prosecutor, the Superior Court of
8 Guam and the Guam Police Department, to visit a specifically
9 designated place or places for a period *not to exceed* twenty-four
10 (24) hours and return to the institution. An extension of limits
11 may be granted only to permit a visit to a dying relative,
12 attendance at the funeral of a relative, the obtaining of necessary
13 medical services not otherwise available, or for any other equally
14 compelling reason consistent with the public interest and safety.

15 (b) An escape from supervision during an extension of
16 limits period is punishable as a felony escape under Chapter 58 of
17 Title 9 of the Guam Code Annotated."

I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN

1999 (FIRST) Regular Session

Date: 11/9/99

VOTING SHEET

Bill No. 241(COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT ROLL CALL
AGUON, Frank B., Jr.	✓				
BERMUDES, Eulogio C.	✓				
BLAZ, Anthony C.	✓				
BROWN, Joanne M.S.	✓				
CALVO, Eduardo B.					E.A. ✓
CAMACHO, Marcel G.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LAMORENA, Alberto C., V	✓				
LEON GUERRERO, Carlotta A.	✓				
MOYLAN, Kaleo Scott	✓				
PANGELINAN, Vicente C.	✓				
SALAS, John C.					E.A. ✓
SANCHEZ, Simon A., II	✓				
UNPINGCO, Antonio R.	✓				

TOTAL

13

2

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

6/

1

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 241(LS)

*

Introduced by:

J. C. Salas
K. S. Moylan
J. M.S. Brown
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
E. B. Calvo
M. G. Camacho
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
V. C. Pangelinan
S. A. Sanchez, II
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**AN ACT TO AMEND §80.49 OF ARTICLE 2,
CHAPTER 80 OF TITLE 9 OF THE GUAM CODE
ANNOTATED, RELATIVE TO EXTENSIONS OF
LIMITS OF CONFINEMENT OF PRISONERS BY
THE DIRECTOR OF THE DEPARTMENT OF
CORRECTIONS.**

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3 Code Annotated is hereby *amended* to read as follows:

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5 **Humanitarian Reasons.** (a) . The Director of Corrections may

1 extend the limits of the place of confinement of a prisoner
2 entrusted to the Director's custody, when there is reasonable cause
3 to believe the prisoner will honor the Director's trust, by
4 authorizing the prisoner, under prescribed conditions, which shall
5 include close supervision at all times by one (1) or more armed
6 escorts, and twenty-four (24)-hour written notice to the Attorney
7 General of Guam or the Chief Prosecutor, the Superior Court of
8 Guam and the Guam Police Department, to visit a specifically
9 designated place or places for a period *not to exceed* twenty-four
10 (24) hours and return to the institution. An extension of limits
11 may be granted only to permit a visit to a dying relative,
12 attendance at the funeral of a relative, the obtaining of necessary
13 medical services not otherwise available, or for any other equally
14 compelling reason consistent with the public interest and safety.

15 (b) An escape from supervision during an extension of
16 limits period is punishable as a felony escape under Chapter 58 of
17 Title 9 of the Guam Code Annotated."



FILE

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

August 18, 1999

(DATE)

Memorandum

To: Senator JOHN C. SALAS

From: Clerk of the Legislature

Subject: Report on Bill No. 241 (LS)

Pursuant to §7.04 of Rule VII of the 25th Standing Rules, transmitted herewith is a copy of the Committee Report on Bill No. 241 (LS), for which you are the prime sponsor.

Should you have any questions or need further information, please call the undersigned at 472-3464/5.


Josephine Brennan-Badley

Attachment

John Reyes
10.15A.
8-18-99



COMMITTEE ON JUDICIARY, PUBLIC SAFETY,
CONSUMER PROTECTION, AND HUMAN RESOURCES
DEVELOPMENT

I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN

JOHN CAMACHO SALAS, CHAIRMAN

August 17, 1999

The Honorable Antonio R. Unpingco, Speaker
Mina' Bente Singko na Liheslaturan Guahan
155 Hesler Street
Hagatna, Guam 96910

Dear Mr. Speaker:


The Committee on Judiciary, Public Safety, Consumer Protection & Human Resources Development to which was referred Bill No. 241, has had the same under consideration and now wishes to report back the same with the recommendation **TO DO PASS**.

The Committee votes are as follows:

To Do Pass	<u>5</u>
Not To Pass	<u>0</u>
Abstain	<u>0</u>
Other (Off-Island)	<u>0</u>

A copy of the Committee's report and other pertinent documents are attached for your reference and information.

Sincerely,


Senator John Camacho Salas
Chairman



25th GUAM LEGISLATURE

SENATOR JOHN CAMACHO SALAS

CHAIRMAN

COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION AND HUMAN RESOURCES DEVELOPMENT

VOTING SHEET

BILL NUMBER 241

TITLE AN ACT TO AMEND 9 GCA §80.49. RELATIVE TO EXTENSION OF LIMITS OF CONFINEMENT OF PRISONERS BY DIRECTOR OF CORRECTIONS; ADDING NEW PROVISIONS

	TO DO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
 John Camacho Salas, Chairman	✓			
 Kaleo S. Moylan, Vice-Chairman	✓			
 Frank B. Aguon, Jr., Member	✓			
 Joanne M.S. Brown, Member	✓			
Mark Forbes, Member				
Alberto C. Lamorena V, Member				
 Carlotta A. Leon Guerrero, Member	✓			
Antonio R. Unpingco, Ex-Officio				

Committee on Judiciary, Public Safety, Consumer Protection, and
Human Resources Development
Committee Report on Bill 241
Publicly Heard Friday, August 13, 1999

Bill 241: An act to amend 9 GCA §80.49, relative to Extension of Limits of Confinement of prisoners by Director of Corrections; adding new provisions. Senator John C. Salas.

I. **ATTENDANCE**

- Senator John C. Salas, Chairman
- Senator Vicente C. Pangelinan

II. **MAIN SPONSORS**

Senator John C. Salas

III. **SYNOPSIS**

Bill 241 proposes to require certain statutory conditions, namely, armed escorts at all times and prior written notice to certain public officials, to be included by the Director of Corrections in the conditions attached to the "extension of limits of confinement for humanitarian reasons", and to make it clear that such relaxation of the normal confinement for the prisoner is allowable only to permit a visit to a dying relative, attendance at the funeral of a relative, obtaining necessary medical services, or for other equally compelling reasons. The temporary release of an inmate from the institution is not intended to be used for such things as shopping trips to the mall, visits to a girlfriend, or other frivolous excursions. The bill tries to emphasize that the principal and overriding consideration that the Director should keep in mind in exercising the enormous discretion entrusted to him by statute is the safety of the citizenry and not the accommodation of the inmate's wishes.

IV. **TESTIMONY**

Chairman Salas noted that several months ago, there was a great deal of criticism on the Department of Corrections (DOC) for allowing an inmate to leave the correctional facility to get married. The criticism dealt with allowing a violent inmate to leave unescorted and for not notifying the public of the inmates temporary release. According to **Director Sablan**, there are no current statutes defining restrictions regarding the limits of confinement. Bill 241 maintains certain statutory conditions to make clear the reasons that an inmate can leave the correctional facility, and under defined conditions.

Angel Sablan, Director of the Department of Corrections, provided testimony on the bill noting he does not have any objection to the bill except the requirement of a 24 hour notice. In cases of medical emergencies, there is no way to provide advanced notice. He further noted that he and his staff have already tightened up the extension of limits of confinement (ELOC). Depending on the level of confinement, inmates may leave the facility escorted by officers and/or in shackles. The bill does not distinguish the level of incarceration from minimum to maximum security.

Chairman Salas noted the need to establish certain community standards for public safety. The temporary release of an inmate from the institution is not intended to be used for such things as shopping trips to the mall, visits to a girlfriend, or other frivolous excursions. The Director should keep in mind in exercising the enormous discretion entrusted to him by statute is the safety of the citizenry and not the accommodation of the inmate's wishes.

Senator Pangelinan agreed with the Director in that if there is a person in the halfway house who regularly leaves unescorted for work, it does not make sense to now require that same person to be escorted to a funeral or other function outside of DOC.

Director Sablan also noted that the Department is establishing new rules and regulation on ELOC to take into account informing the public as well as securing approval of the leave.

Chairman Salas noted that while new rules and regulations are appropriate and welcome, these rules are not law. Not following the department's rules and regulations is merely a "violation" and not punishable as a criminal offense, and therefore weak and meaningless. Bill 241 will mandate by statute minimum standards and ensure that there is no discretionary power regarding the condition that an inmate may leave DOC facilities.

V. COMMITTEE FINDINGS & RECOMMENDATION

The Committee Legal Counsel noted that Bill 241 does not affect inmates that are in the halfway house as it falls under a separate program. Inmates under that program will adhere to rules and regulations specified for that program.

Contrary to Director Sablan's analysis of the legislation, the bill does not attempt to create the rules by which an inmate participates in the ELOC, only that a minimum condition for leaving the facility is met. The bill only requires that any regulations promulgated by the Department of Corrections have, at the very least, the provision that an inmate is escorted during leave.

Further, Bill 241 does not need to identify classification of inmates as that is the responsibility of the Director of Corrections in establishing ELOC policy.

Regarding the concern of providing notice to the public that an inmate is leaving the facility, a formal notification is not always necessary. If there is no time to provide 24 hours advanced notice, something as simple and as effective as an e-mial message or fax to the appropriate parties would be sufficient. Some sort of notice to the Attorney General's Office, the Guam Police Department, etc., is better than no notice at all.

Therefore, the Committee recommends **TO DO PASS Bill 241**.



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
Kumitean Areklamento, Refotman Gubetnamento Siha, Inetnon di Nuebu, yan Asunton Fidirat

*Senadot Mark Forbes, Gehilu
Kabisiyon Mayurat*

JUL 12 1999

MEMORANDUM

TO: Chairman
Committee on Judiciary, Public Safety, Consumer Protection
and Human Resources Development

FROM: Chairman ~~X~~
Committee on Rules, Government Reform, Reorganization
and Federal Affairs

SUBJECT: Principal Referral – Bill No. 241

The above bill is referred to your Committee as the Principal Committee. In accordance with Section 6.04.05. of the Standing Rules, your Committee "shall be the Committee to perform the public hearing and have the authority to amend or substitute the bill, as well as report the bill out to the Body." It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment

Introduced

MINA BENTE SINGKO NA LIHESLATURAN GUAHAN ^{MIN 17} 1999
1999 (FIRST) Regular Session

Bill No. 241 (LS)

Introduced by:

J.C. Salas *Salas*
K. Moylant *K*
J.M.S. Brown *J.M.S. Brown*

AN ACT TO AMEND 9 GCA § 80.49, RELATIVE
TO EXTENSION OF LIMITS OF
CONFINEMENT OF PRISONERS BY
DIRECTOR OF CORRECTIONS; ADDING NEW
PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. 9 GCA §80.49 is amended to read:

3 "§ 80.49. Extension of Limits of Confinement for Humanitarian Reasons.

4 (a) The Director of Corrections may extend the limits of the place of
5 confinement of a prisoner entrusted to his custody ~~as to whom,~~ when there is
6 reasonable cause to believe he will honor his trust ~~by~~ by authorizing him, under
7 prescribed conditions, which shall include close supervision at all times by one
8 or more armed escorts, and twenty-four (24)-hour written notice to the
9 Attorney General or Chief Prosecutor, the Superior Court, and the Guam
10 Police Department, to visit a specifically designated place or places for a
11 period not to exceed twenty-four (24) hours and return to the institution. An
12 extension of limits may be granted only to permit a visit to a dying relative,
13 attendance at the funeral of a relative, the obtaining of necessary medical

1 services not otherwise available, or for any other equally compelling reason
2 consistent with the public interest and safety.

3 (b) ~~Willful failure of the offender to return to the place of confinement~~
4 ~~within the time prescribed pursuant to this section is punishable as an escape.~~
5 An escape from supervision during an extension of limits period is punishable
6 as a felony escape under 9 GCA Chapter 58."

SOLICITATION

FLETCHER PACIFIC CONSTRUCTION CO., LTD. (GUAM) is currently seeking locally owned businesses registered as Women Owned Business, Small Disadvantage Business, or Small business to participate in Fletcher's Bid Program for the Repairs and Alterations to Bachelor Officers Quarters (BOQ) Bldg. 179, FHP N62766-96-R-2908. All parties and interested businesses are requested to contact Mr. Larry Neal, Estimating Manager at 671-647-5500, or by your queries/comments at 671-647-5600.

Fletcher Pacific Construction is an EEO/AA Employer

Guam Reef Hotel

Guam Reef is looking for qualified team players to fill the following positions:

- Food & Beverage Director
- Food Production Manager
- Rooms Division Manager
- Reservations Manager

- Previous hotel experience required
- Specific knowledge & skills required for respective position
- Must be computer literate

Interested applicants please apply in person with an up to date resume at the Personnel Office between 9:00 am and 4:00 pm, Monday to Friday. Policy and Court Clearances required. **NO PHONE CALLS PLEASE.**

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\$25 PER DAY

Insurance Incl. C & S Fee Waived
Tel: (671) 649-7238 • Fax: (671) 649-9496

The Department of Labor is currently seeking individuals with two (2) years experience to fill the following positions:

2-SCUBA INSTRUCTORS \$11,360/An. Reg. 2 yrs exp. as scuba instructor and certified scuba instructor with internationally recognized scuba organization and PADI/NAUI/BSAC Diver. Teaches scuba diving primarily in Korea. Must be in possession of international facilities and in the occupancy of scuba diving and demonstrate use and maintenance of scuba apparatus and equipment. Explains and demonstrates principles, techniques and methods of scuba diving. Conducts scuba diving and enforces safety rules and procedures. Provides scuba diving instruction, including associated and related related subjects. Oversees students during scuba diving practice in order to correct mistakes. Conducts written and practical tests to determine student proficiency. Issues certification to students who meet minimum requirements.

1-SCUBA INSTRUCTOR \$11,360/An. Reg. 2 yrs exp. as scuba instructor and certified scuba instructor with internationally recognized scuba organization and PADI/NAUI/BSAC Diver. Teaches scuba diving primarily in Korea. Must be in possession of international facilities and in the occupancy of scuba diving and demonstrate use and maintenance of scuba apparatus and equipment. Explains and demonstrates principles, techniques and methods of scuba diving. Conducts scuba diving and enforces safety rules and procedures. Provides scuba diving instruction, including associated and related related subjects. Oversees students during scuba diving practice in order to correct mistakes. Conducts written and practical tests to determine student proficiency. Issues certification to students who meet minimum requirements.

WITH GUIDE COLOR
PRINTING CO., LTD.
Looking for interested Res. agent
(Guam) Need: Printing experience:
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Contact: 670-235-2793
fax: 235-2787

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45' HC Alum. Container \$4,100
Financing or No Interest Loans Available Call for Details
CANStor 649-0030

LOST PASSPORT
Passport # **GM008197**
Contact #: 632-7218

VEHICLES FOR BID "AS IS"



CALL: RAY, ROBERT or HOPE AT 565-2123/6/8
The Credit Union reserves the right to reject any and all bids. Submit all bids to NavMar's Anigua Branch.

The Department of Labor is currently seeking individuals with four (4) years experience to fill the following positions:

3-ORNAMENTAL METALWORKERS \$10.50/Hr. Must have 4 years experience in all programs related to sheet metal and aluminum work including layout for installation using a 2 1/2 inch hole punch and/or other work including lead and power tools, including mill, lathe, and drill press, etc. Must be able to read and interpret blueprints and follow the fabricator's instructions. Mounts and installs glass windows and applies sealant compound and plastering compound.

ABLE Industries of the Pacific

Seeking Purchasing Specialist with exp. in high volume Retail outlet, handling office supplies, hardware, and computer accessories. Must have min. 3 yrs. exp. in consumables, computer skills required, benefits offered. Fax resume to 339-2089 or call 339-2554.



General Manager

Full service hotel located in the beautiful Pacific South Pacific. The position is for an experienced General Manager. The successful candidate will be responsible for the overall management of a large hotel property in the Pacific South Pacific. The successful candidate will have a minimum of 10 years experience in the hotel industry, with a minimum of 5 years in a general manager position. The successful candidate will be responsible for the overall management of the hotel, including financial, operational, and customer service. The successful candidate will be responsible for the overall management of the hotel, including financial, operational, and customer service. The successful candidate will be responsible for the overall management of the hotel, including financial, operational, and customer service.

Outrigger East Hotel
Human Resources Department
Attention: Staffing
123 Kahala Avenue
Honolulu, HI 96815 or our
webpage at: www.outrigger.com.
An Equal Opportunity Employer

Notice of Completion

Norberto R. Canino
Florencia S. Canino
Lot #5402-R-3584
Mangilao, Guam
They own in Fee simple the following Property: Lot # 5402-R-3584 Mangilao, Guam. The Contractor R-1 Builders on June 8, 1999 has completed construction of a residential unit on said Property.

Owner/Architect:
Norberto R. Canino and
Florencia S. Canino

IN THE SUPERIOR COURT OF GUAM
IN THE MATTER OF THE ESTATE OF JOSE TAIWERA GUMASAOTAO, Deceased
PROBATE CASE NO. P00055-99
NOTICE OF HEARING OF PETITION FOR PROBATE OF WILL AND LETTERS TESTAMENTARY TO:
Ms. Barbara G. Arceo
PO Box 10523
Sanjona, Guam 96926
Mrs. Lourdes Cruz
PO Box 13523
Sanjona, Guam 96926
Ms. Marie G. Cruz
PO Box 10523
Sanjona, Guam 96926
Mrs. Maria P. Guantes (deceased)
PO Box 10523
Sanjona, Guam 96926
Mr. Isidro Guantes
PO Box 10523
Sanjona, Guam 96926

NOTICE OF PUBLIC HEARING AND PUBLIC HEARINGS
Mina Betancourt Na Lihetstauran Gudhan
Committee on Public Works, Tax and Regulatory Reform, Municipal and Community Affairs
CHAIRMAN, SENATOR EDDIE BAZA CALVO
OVERSIGHT AND BUDGET HEARING
WEDNESDAY, AUGUST 11, 1999
9:00 A.M. DEPARTMENT OF PARKS AND RECREATION
11:00 A.M. DEPARTMENT OF PUBLIC WORKS
THURSDAY, AUGUST 12, 1999
9:00 A.M. BUREAU OF BUDGET AND MANAGEMENT RESEARCH
11:00 A.M. SENATORS' COUNCIL OF GUAM
Hearings will take place in the Public Hearing Room of the Lihetstauran Gudhan, 155 Thester Street, Hagåtña, Guam. **THE PUBLIC IS ENCOURAGED TO ATTEND.**
Tel: 472-2400 Fax: 472-2400

**Get out of the dark
ADVERTISE! 475-6363**

Notice of Public Hearing
Senator John Camacho Salas
Chairman of the Committee on
Consumer Protection, Consumer Protection & Human Resources
9:00 am - 12:00 pm
1. To consider and act on Senate Bill No. 1999-0001, An Act to Amend Title 19, Chapter 1, Section 1901, to provide for the creation of a Consumer Protection Council.
2. To consider and act on Senate Bill No. 1999-0002, An Act to Amend Title 19, Chapter 1, Section 1902, to provide for the creation of a Consumer Protection Council.
3. To consider and act on Senate Bill No. 1999-0003, An Act to Amend Title 19, Chapter 1, Section 1903, to provide for the creation of a Consumer Protection Council.
4. To consider and act on Senate Bill No. 1999-0004, An Act to Amend Title 19, Chapter 1, Section 1904, to provide for the creation of a Consumer Protection Council.
5. To consider and act on Senate Bill No. 1999-0005, An Act to Amend Title 19, Chapter 1, Section 1905, to provide for the creation of a Consumer Protection Council.
6. To consider and act on Senate Bill No. 1999-0006, An Act to Amend Title 19, Chapter 1, Section 1906, to provide for the creation of a Consumer Protection Council.
7. To consider and act on Senate Bill No. 1999-0007, An Act to Amend Title 19, Chapter 1, Section 1907, to provide for the creation of a Consumer Protection Council.
8. To consider and act on Senate Bill No. 1999-0008, An Act to Amend Title 19, Chapter 1, Section 1908, to provide for the creation of a Consumer Protection Council.
9. To consider and act on Senate Bill No. 1999-0009, An Act to Amend Title 19, Chapter 1, Section 1909, to provide for the creation of a Consumer Protection Council.
10. To consider and act on Senate Bill No. 1999-0010, An Act to Amend Title 19, Chapter 1, Section 1910, to provide for the creation of a Consumer Protection Council.
August 13, 1999
Legislature's
Public
Hearing Room

GUAM MEMORIAL HOSPITAL AUTHORITY
Atty. General
Muniriet Gudhan
Request for Proposal
GMAHA RFP No. 99-0001-99 Linen Services
Submission Date/Closing: September 02, 1999 @ 10:00 a.m.
Place: Materials Management Department
RFP forms available for distribution at the GMAHA Materials Management Office, call the office at 647-2112 for more information.
TYRON E. J. TAIWANO
Hospital Administrator

IN THE SUPERIOR COURT OF GUAM

PACIFIC STONE, INC.
Plaintiff,
vs.
V-TECH GUAM CO., LTD.,
TOYOHITO YONEYAMA and
TOMIE YONEYAMA,
Defendants.
CIVIL CASE NUMBER CV1025-99
SUMMONS
TO: V-TECH GUAM CO., LTD.
YOU ARE HEREBY summoned and required to
serve upon:
DOOLEY LANNEN KEELER & ROBERTS LLP
Attorneys for Plaintiff
Suite 200, Calvo's Insurance Building
115 Chalan Santa Papa, Hagåtña, Guam 96910
an answer to the complaint which is herewith
served upon you within 20 days after service of
this summons upon you, exclusive of the date of
service. If you fail to do so, judgment by default
will be taken against you for the relief demanded in
the complaint.
Dated: July 29, 1999
By: Pete C. Myrskal
Deputy Clerk

IN THE SUPERIOR COURT OF GUAM

PREMIER INTERNATIONAL, INC.
Plaintiff
vs.
VTECH GUAM CO., LTD.,
TOYOHITO YONEYAMA and TOMIE
YONEYAMA,
Defendants.
CIVIL CASE NO. CV1024-99
SUMMONS
TO: VTECH GUAM CO., LTD.
YOU ARE HEREBY summoned and required to
serve upon:
DOOLEY LANNEN KEELER & ROBERTS LLP
Attorneys for Plaintiff
Suite 200, Calvo's Insurance Building
115 Chalan Santa Papa, Hagåtña, Guam 96910
an answer to the complaint which is herewith
served upon you within 20 days after service
of this summons upon you, exclusive of the date of
service. If you fail to do so, judgment by default
will be taken against you for the relief demanded in
the complaint.
Dated: July 29, 1999
By: Pete C. Myrskal
Deputy Clerk

IN THE SUPERIOR COURT OF GUAM

TONGZHOU CONSTRUCTION CORP.
(GROUP) GUAM,
Plaintiff
vs.
VTECH GUAM CO., LTD.,
R & C TOURS GUAM, INC.,
Defendants.
CIVIL CASE NO. CV1026-99
SUMMONS
TO: VTECH GUAM CO., LTD.
YOU ARE HEREBY BY summoned and required to
serve upon:
DOOLEY LANNEN KEELER & ROBERTS LLP
Attorneys for Plaintiff
Suite 200, Calvo's Insurance Building
115 Chalan Santa Papa, Hagåtña, Guam 96910
an answer to the complaint which is herewith
served upon you within 20 days after service of
this summons upon you, exclusive of the date of
service. If you fail to do so, judgment by default
will be taken against you for the relief demanded
in the complaint.
Dated: APR 30, 1999
ALFREDO M. BORLAS, Clerk
Deputy Clerk

IN THE SUPERIOR COURT OF GUAM

IN THE MATTER OF THE ESTATE OF MIKE LORILLA LLAMADO, Deceased.

Probate Case No. PR0023-99

NOTICE TO CREDITORS

Notice is given by the
Administratrix of the Estate of
Mike Lorilla Llamado, deceased,
to the creditors of, and all
persons having claims against
(2) months after the first
publication of this notice,
they either file their
claim(s) with the necessary
vouchers in the office of
the Clerk of the Superior
Court of Guam, or exhibit
them with the necessary
vouchers to the Law
Offices of Cesar C. Cabot,
P.C., 825 South Marine
Drive, Guam Savings and
Loan Building, Suite 201,
Tamuning, Guam 96911,
the same being the place
for the transaction of the
said Estate.
DATED this 13th day of
May, 1999.

LAW OFFICES OF CESAR C. CABOT, P.C.
Attorneys for the Estate.

NOTICE OF SALE UNDER POWER OF SALE IN MORTGAGE

On April 15, 1995, STANDARD GROUP, INC.,
STANDARD PYRACRE CORPORATION, BEN C.
TAN and ROSITA C. TAN, as GUAM SAVINGS
and secured by the said Mortgage the sum of
\$115,835.55 for principal and \$21,459.95 for
interest accrued as of July 15, 1999, at the rate
provided by the Note, for a total of \$137,295.50,
which figures are exclusive of attorneys fees and
costs. Interest will accrue upon the Note until the
date of sale.
The right is reserved to reject any bid and to
cancel or extend the date, time and place for sale on
such property.
Dated this 20th day of July, 1999.
MARIOLA COWAN & ASHOKA
PO Box 4, Hagåtña, Guam 96932
Attorneys for Bank of Guam

NOTICE OF SALE UNDER MORTGAGE

NOTICE IS HEREBY GIVEN, pursuant to Section
2932 of the Civil Code of Guam, as codified by
18 G.C.A. §36113, that the Mortgage executed
by the undersigned reserves the right to withdraw
this Notice, to reject any bid or to accept the
highest bid, and to postpone the sale from time
to time.
This Notice of Sale Under Mortgage is made for
the purpose of collecting a debt and any
information obtained by the undersigned will be
used for that purpose.
Dated: this 22nd day of July, 1999
BERMAN O'CONNOR & MANN
By: /s/ MICHAEL J. BERMAN
Attorney for Bank of Guam

FIRST AMENDED NOTICE OF SALE UNDER MORTGAGE

NOTICE IS HEREBY GIVEN, pursuant to
Section 2932 of the Civil Code of Guam, as
codified by 18 G.C.A. §36113, that the Mortgage
executed by the undersigned reserves the right to
withdraw this Notice, to reject any bid or to
accept the highest bid, and to postpone the sale
from time to time.
Dated: this 22nd day of July, 1999.
BERMAN O'CONNOR & MANN
By: /s/ MICHAEL J. BERMAN
Attorney for Plaintiff
GUAM U.S.A.

CITY OF HAGATNA

ON THIS 22nd day of July, 1999, before me, a
Notary Public, in and for the Territory of Guam,
personally appeared MICHAEL J. BERMAN, of
the Law Office of Berman O'Connor & Mann,
known to me to be one of the attorneys for BANK
OF GUAM, whose name is subscribed to the
foregoing NOTICE OF SALE UNDER
MORTGAGE, and acknowledged to me that he
executed the same as his free and voluntary act
and deed on behalf of said corporation for the
uses and purposes therein set forth.
IN WITNESS WHEREOF, I have hereunto set my
hand and affixed my official seal the day and
year first above written.

/s/ KAREN MANTANONA BROWN
NOTARY PUBLIC
in and for Guam, U.S.A.
My Commission Expires May 12, 2003
1003-1-1997 Hagåtña, Guam 96932

/s/ ROCHELLE L. LEON GUERRERO
NOTARY PUBLIC
in and for Guam U.S.A.
My Commission Expires May 12, 2003
1003-1-1997 Hagåtña, Guam 96932

AVON PRODUCTS

Presently seeking
Independent Sales
Representatives. Flexible
hours. Earn up to 50%
commission.
Will Train...No experience
necessary. Respond to Leslie
via email: lawjon@ite.net. In
Guam and Saipan call or
fax (671) 653-1910.

FOR RENT

Harmon
Warehouse/Storage
w/rollup door
@ \$.65/sq. ft.
First Month Free
Across Carrier
Bobbie Reyes
@472-4394



renoma

is looking for an experienced sales associate
Minimum Qualifications
Must be fluent in both Japanese and English
Must be able to read and write English
Please send your resume to P.O. BOX EH
Hagatna, GU 96932 or Fax to 475-7371.

MCI WORLD COM

**PUBLIC HEARING
REMINDER NOTICE**



COMMITTEE:
Legislative Committee on Public Safety, Consumer Protection & Human Resources

- 9:00 am - 12:00 pm
 - Bill 147: An act to repeal and reenact §§30103 and 30109 of Chapter 30, Division 3, part 1 of Title 9 of the Guam Code Annotated, relative to the Enforcement Of Statutes Passed By The Legislature of Guam by the Office of the Attorney General of Guam. Senator Kaleo S. Moylan.
 - Bill 216: An act to amend §7120 of Article 1, Chapter 7, Division 1 of Title 22 of the Guam Code Annotated relative to establishing specific funding for the Guam Department of Labor's quarterly "The Unemployment Situation on Guam" report. Senator John Camacho Sales.
 - Bill 233: An act to repeal and reenact §46.80 of Title 9, Guam Code Annotated, relative to detaining identity theft and providing involvement therefor. Senator Vicente O. Zuyue.
 - Bill 241: An act to amend 9 GCA §40.43 relative to Extension of Limits of Confinement of prisoners by Director of Corrections; adding new provisions. Senator John Camacho Sales.
 - Bill 252: An act to amend Section 24, Chapter IV of Public Law No. 25-63, relative to the legal counsel for the Mayor's Council of Guam. Senator Carolina A. Leon Guerrero.
 - 1:00 pm - 5:00 pm
- ITEMS NOT SUBJECT TO DISCLOSURE UNDER P.L. 25-69: Guam Public Department, Guam Fire Department, Department of Corrections, Department of Local Government, 24 Law, Supreme Court of Guam, Superior Court of Guam, Public Defender, Service Commission, Department of Youth Affairs, Office of the Medical Examiner, Agency for Human Resources Development.
- Friday, August 13, 1999, Legislature's Public Hearing Room
See our ad in the Friday, August 5, 1999, issue of the PDN



COMMITTEE ON JUDICIARY, PUBLIC SAFETY,
CONSUMER PROTECTION, AND HUMAN RESOURCES
DEVELOPMENT

I MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN

JOHN CAMACHO SALAS, CHAIRMAN

PUBLIC HEARING AGENDA
Friday, August 13, 1999
Legislature's Public Hearing Room

9:00 am - 12:00 pm

Bill 187: An act to repeal and reenact §§30103 and 30109 of Chapter 30, Division 3, Part 1 of Title 5 of the Guam Code Annotated, relative to the Enforcement Of Statutes passed by I Liheslaturan Guåhan by the Office of the Attorney General of Guam. *Senator Kaleo S. Moylan.*

Bill 216: An act to amend §7120 of Article 1, Chapter 7, Division 1 of Title 22 of the Guam Code Annotated, relative to establishing specific funding for the Guam Department of Labor's quarterly "The Unemployment Situation on Guam" report. *Senator John C. Salas.*

Bill 233: An act to repeal and reenact §46.80 of Title 9, Guam Code Annotated, relative to defining identity theft and providing protection therefor. *Senator Vicente C. Pangelinan.*

Bill 241: An act to amend 9 GCA §80.49, relative to Extension of Limits of Confinement of prisoners by Director of Corrections; adding new provisions. *Senator John C. Salas.*

Bill 252: An act to amend Section 24, Chapter IV of Public Law No. 25-03, relative to the legal counsel for the Mayor's Council of Guam. *Senator Carlotta A. Leon Guerrero.*

1:00 pm - 5:00 pm

ITEMS NOT SUBJECT TO DISCLOSURE UNDER P.L. 25-06: Guam Police Department, Guam Fire Department, Department of Corrections, Department of Labor, Department of Law, Supreme Court of Guam, Superior Court of Guam, Public Defender Service Corporation, Department of Youth Affairs, Office of the Medical Examiner, Agency for Human Resources Development.



Mina Bente Singko na
Liheslaturan Guahan

SENATOR JOHN CAMACHO SALAS CHAIRMAN

COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION AND
HUMAN RESOURCES DEVELOPMENT

COPY

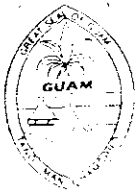
TESTIMONY SIGN IN SHEET

Friday, August 13, 1999

Bill Number **241**

Title **AN ACT TO AMEND 9 GCA §80.49, RELATIVE TO EXTENSION OF LIMITS OF
CONFINEMENT OF PRISONERS BY DIRECTOR OF CORRECTIONS; ADDING NEW
PROVISIONS**

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GOVERNMENT OF GUAM
AGANA, GUAM 96932

August 2, 1999

MEMORANDUM

TO: Attorney General

VIA: Chief Civil Deputy
Deputy, Solicitors Division

FROM: Assistant Attorney General

SUBJECT: Bill No. 241(LS) "An Act To Amend 9 GCA Section 80.49, Relative To Extension Of Limits Of Confinement of Prisoners By Director Of Corrections; Adding New Provisions"

Buenas yan Hafa Adai!

Bill No. 241 proposes an amendment to current 9 GCA Section 80.49 which provides the Director of Correction with the authority to extend the limits of confinement of individuals within his custody.

Review of Bill No. 241 reflects legislative concern that certain prisoner(s) were permitted to leave the premises of the Department of Corrections for reasons such as marriage, etc. The prisoner(s) were allowed to wear civilian clothing and the escorts did not wear uniforms. Also, they rode in a privately owned vehicles. The current statute 9 GCA Section 80.49 neither provides for such extension of limits of confinement, nor under such ideal conditions. The media reported these violations and there was a public perception that the integrity of public safety was compromised. These are legitimate concerns.

It is my conclusion that Bill No. 241 specifies the applicable conditions which the Director of Corrections can extend the limits of confinement for prisoners entrusted to his custody. There are only minor changes such as:



"Section 80.49 Extension of Limits of Confinement for Humanitarian Reasons.

a) **The Director of Corrections may extend the limits of the place of confinement of a prisoner entrusted to his custody when there is reasonable cause to believe he will honor his trust; by authorizing him, under prescribed conditions, which shall include close supervision at all times by one or more armed escorts, and twenty-four (24) hour written notice to the Attorney General or Chief Prosecutor, the Superior Court, and the Guam Police Department, to visit a specifically designated place or places for a period not to exceed twenty-four (24) hours and return to the institution. An extension of limits may be granted only to permit a visit to a dying relative, attendance at the funeral of a relative, the obtaining of necessary medical services not otherwise available, or for any other equally compelling reason consistent with the public interest and safety.**

(b) An escape from supervision during an extension of limits period is punishable as a felony escape under 9 GCA Chapter 58."

The underlined portions of the applicable sections are the significant changes being proposed in Bill No. 241. There is concern that requiring twenty-four (24) hours prior written notification to the Attorney General or Chief Prosecutor, the Superior Court, and the Guam Police Department prior to effecting the extension of limits of confinement for a particular prisoner could jeopardize the health and safety of a prisoner. For example, if there is an emergency medical condition which threatens the life of a prisoner, and the medical condition only surfaced within either the past several minutes, or few hours, it would be impractical to send written notification and wait for twenty four (24) hours before the prisoner was removed from the Department of Corrections facilities for necessary medical care. The prisoner might die if emergency medical care was not immediately provided to him/her. I recommend that under paragraph (a) above that the following sentence be added to this paragraph:

"The twenty-four (24) hour prior written notification to the Attorney General or Chief Prosecutor, the Superior Court, and the Guam Police Department, shall be waived in the event of an emergency which threatens the health and safety of a prisoner. In the event of such an emergency, the Director of Corrections may resolve the emergency and notify in writing the Attorney General or Chief Prosecutor, the Superior Court, and the Guam Police Department as soon as possible, but no later than twenty-four (24) hours after the prisoner was initially removed from the confines of the Department of Corrections."

Assuming the above is adopted, I recommend passage of Bill No. 241(LS). The legislation with suggested changes enhances the integrity of public safety and assures stringent conditions for the extension of limits of confinement.

If there are any questions, please let me know.

With thanks in anticipation of your consideration of the above.

Dangkolo na Agradesimiento!

A handwritten signature in black ink, consisting of a large, stylized 'C' followed by 'al' and a long horizontal flourish extending to the right.

CALVIN E. HOLLOWAY, SR.

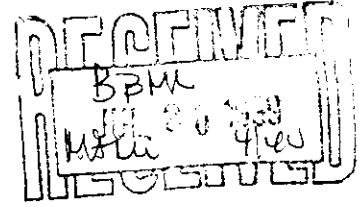


COMMITTEE ON JUDICIARY, PUBLIC SAFETY,
CONSUMER PROTECTION, AND HUMAN RESOURCES
DEVELOPMENT

I MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN

JOHN CAMACHO SALAS, CHAIRMAN

July 16, 1999



MEMORANDUM

To: Director, Bureau of Budget & Management Research

From: Senator John Camacho Salas

Subject: Request for Fiscal Notes

Please find attached Committee Bills 187, 216, 233, 241, and 252 for which I respectfully request issuance of **Fiscal Notes**.

Your issuance of this fiscal note will be greatly appreciated. Thank you for your very kind assistance.



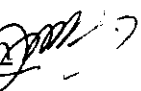

John Camacho Salas

Attachments

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

Bill No. _____

Introduced by:

J.C. Salas 
K. Moylan 
J.M.S. Brown 

AN ACT TO AMEND 9 GCA § 80.49, RELATIVE
TO EXTENSION OF LIMITS OF
CONFINEMENT OF PRISONERS BY
DIRECTOR OF CORRECTIONS; ADDING NEW
PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. 9 GCA §80.49 is amended to read:

3 "§ 80.49. Extension of Limits of Confinement for Humanitarian Reasons.

4 (a) The Director of Corrections may extend the limits of the place of
5 confinement of a prisoner entrusted to his custody ~~as to whom,~~when there is
6 reasonable cause to believe he will honor his trust ~~z~~ by authorizing him, under
7 prescribed conditions,which shall include close supervision at all times by one
8 or more armed escorts, and twenty-four (24)-hour written notice to the
9 Attorney General or Chief Prosecutor, the Superior Court, and the Guam
10 Police Department, to visit a specifically designated place or places for a
11 period not to exceed twenty-four (24) hours and return to the institution. An
12 extension of limits may be granted only to permit a visit to a dying relative,
13 attendance at the funeral of a relative, the obtaining of necessary medical