

**COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SAIPAN, TINIAN, ROTA and NORTHERN ISLANDS**



COMMONWEALTH REGISTER

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NUMBER 09**

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TABLE OF CONTENTS

PROPOSED REGULATIONS

Public Notice of Proposed Amendments To the Procurement Regulations for the Marianas Visitors Authority	038598
Public Notice of Proposed Regulations Which are Amendments To the Rules and Regulations of the Department of Public Safety	038606



MARIANAS VISITORS AUTHORITY

P.O. BOX 500861 CK
SAIPAN, MP 96950
TEL.: (670) 664-3200/1
FAX: (670) 664-3237
E-mail: mva@mymarianas.com
www.mymarianas.com



Public Notice of Proposed Amendments to the Procurement Regulations for the Marianas Visitors Authority


Notice of Intended Action: The Marianas Visitors Authority (MVA) approved the publication of the following amendments to its Procurement Regulations at its meeting of July 19, 2016. It intends to adopt these regulations as permanent, pursuant to the Administrative Procedure Act, 1 CMC § 9104(a). If adopted, these amendments will become effective ten days after publication of a Notice of Adoption in the Commonwealth Register. 1 CMC § 9105(b).

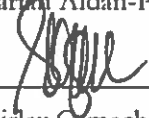
Authority: These amendments are promulgated under the authority of 4 CMC § 2124(d), which authorizes MVA to adopt procurement and supply regulations consistent with those of the Commonwealth government, and 4 CMC § 2128, which grants MVA the authority to adopt rules and regulations.

Terms and Substance: These proposed amendments would change the way the MVA conducts small purchases.

Directions for Filing and Publication: These proposed amendments shall be published in the Commonwealth Register in the section on proposed and newly adopted regulations (1 CMC § 9102(a)(1)) and posted in convenient places in the civic center and in local government offices in each senatorial district, both in English and in the principal vernacular (1 CMC § 9104(a)(1)).

Comments: Interested parties may submit written comments on the proposed regulations to Marian Aldan-Pierce, MVA Board Chair, via U.S. mail to PO Box 500861, Saipan, MP 96950, or via email to mva@mymarianas.com. Comments, data, views, or arguments are due within 30 days from the date of publication of this notice. 1 CMC § 9104(a)(2).

Submitted by:  Date: 08/22/16
Marian Aldan-Pierce, MVA Chair

Received by:  Date: 08/29/16
Shirley Camacho-Ogumoro
Special Assistant for Administration



Filed and Recorded by:



Esther SN. Nesbitt
Commonwealth Register

Date: 09.01.2016

I certify, pursuant to 1 CMC § 2153(e) and 1 CMC § 9104(a)(3), that I have reviewed and approved these regulations as to form and legal sufficiency.



Date: 9-1-16

Edward Manibusan
Attorney General

NMIAC § 90-20-205(a)

(a) The purchase of all supplies and materials and all construction works when the expenditure exceeds ~~\$40,000~~\$25,000 shall be by contract let to the lowest responsible bidder.

NMIAC § 90-20-210 Small Purchases

(a) Any procurement not exceeding ~~the amount established herein~~\$25,000 may be made in accordance with ~~small purchase procedures~~this section. However, ~~p~~Procurement requirements shall not be artificially divided as to constitute a small purchase.

(b) ~~No bidding is required for procurement of \$10,000.00 or less.~~Small Purchases of \$5,000 or Less.

(1) The Chair of the MVA Board delegates the expenditure authority for purchases of \$5,000.00 or less to the Managing Director.

(2) The Managing Director may make small purchases of \$5,000.00 by any commercially reasonable method and shall exercise best efforts to ensure responsible expenditure of MVA funds. Purchase orders may be used for such transactions. Procurement requirements shall not be artificially divided so as to constitute a small purchase of \$5,000.00 or less.

(3) The Managing Director shall maintain a small purchase log. For each small purchase, the log shall contain:

(i) The date of the purchase;

(ii) The name of the vendor;

(iii) The goods or services purchased; and

(iv) The purpose of the purchase.

(4) The Managing Director shall provide the small purchase log to any board member upon request.

~~(c) Small Purchases between \$5,000.01 and \$25,000.00. The Bureau must obtain price quotation from at least three vendors and base the selection on competitive price and quality for procurement value of more than \$5,000.00 and less than \$10,000.00.~~

(1) The Chair of the MVA Board is the expenditure authority for small purchases between \$5,000.01 and \$25,000.00

(2) Insofar as it is practical for small purchases of goods or services between \$5,000.01 and \$25,000.00, no less than three businesses shall be solicited to submit written, electronic, or oral quotations that are recorded and placed in the procurement file. If fewer than three businesses submit quotations, the Managing Director shall certify, in writing, that there are fewer than three vendors available. Award shall be made to the business offering the lowest acceptable quotation.

(3) The names of the businesses solicited to submit quotations, the names of the businesses submitting quotations, and the date and amount of each quotation shall be recorded and maintained as a public record.

(4) Purchase orders may be used for procurement under this section.

~~(d) Purchase orders may be utilized for small purchases.~~

MARIANAS VISITORS AUTHORITY

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Fax: (670) 664-3237

**NUTISIAN PUPBLIKU NI MANMAPROPONI NA AMENDASION GI REGULASION
PROCUREMENT SIHA PARA I MARIANAS VISITORS AUTHORITY**

NUTISIA PUT I AKSION NI MA INTENTSIONA: I Marianas Visitors Authority (MVA) ma' aprueba i pupublikasion nu i sigienti na amendasion para iyon-ñiha Regulasion Procurement siha gi huntan-ñiha gi Hului 19, 2016. Ma'intensiona para u ma'adapta esti siha na regulasion komu petmamenti, sigun para i Akton Atministrasion Procedure, 1 CMC §9104(a). Komu ma'adapta, esti i amendasion siha siempri mu ifektibu gi hãlom dies (10) dihas despues i pupublikasion gi Nutisia put Adaptasion gi hãlom i Rehistran Commonwealth. 1 CMC § 9105(b).

ATURIDAT: Esti na amendasion siha machogui gi papa' i aturidat nu i 4 CMC § 2128, ni ma' aturisa i MVA para u adapta i procurement yan regulasion supply siha ni pumarehu yan ayu siha gi Commonwealth government, yan 4 CMC §2128, ni manã'i i MVA aturidat para u adapta i areklamentu yan regulasion siha.

I TEMA YAN SUSTANSIAN I PALABRA SIHA: Esti i manmaproponi na amendasion siha matulaika taimanu i manerã-ña i MVA ni kondukta siha i mandikiki' na finahan siha.

DIREKSION PARA U MAPO'LU YAN MAPUPBLIKA: Esti na nutisia debi na u mapupblika gi hãlom i Rehistran Commonwealth gi hãlom i seksiona ni maproponi yan ñuebu ma'adapta na regulasion siha (1 CMC § 9102(a)(1)) yan u mapega gi hãlom mankumbieni na lugat siha giya i civic center yan gi hãlom ufisinan gubietnumentu siha gi kada distritun senatorial parehu yan i lingguãhi natibu (1 CMC § 9104(a)(1)).

UPIÑON: I man intirisão na petsona siha siña manahalom upiñon ni manmaproponi na regulasion siha para as Marian Aldan-Pierce, Kabesiyun MVA, via U.S. mail para PO Box 500861, Saipan, MP 96950, pat via email para mva@mymarianas.com. I upiñon, data, views, pat agumentu siha debi na u fanhãlom trenta (30) dihas ginen i fetcha ni mapupblika esti i nutisia. 1 CMC § 9104 (a)(2).

Nina'hãlom as:



MARIAN ALDAN-PIERCE
Kabesiyun MVA

08-22-16

Fetcha

Rinisibi yan
pine'lu as:



SHIRLEY PUCAMACHO-OGUMORO
Ispisiãt Na Ayudãnti Para I Atministrasion

08/29/16

Fetcha

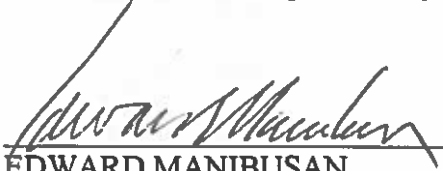
Pine'lu yan
Ninota as:



ESTHER SN. NESBITT
Rehistran Commonwealth

09.01.2016
Fetcha

Hu settifika, sigun i 1 CMC § 2153(e) yan 1 CMC § 9104(a)(3), na hu ribisa yan aprueba esti na regulasion siha komu para form yan legal sufficiency.



EDWARD MANIBUSAN
Abugadu Henerat

9-1-2016
Fetcha

MARIANAS VISITORS AUTHORITY

P. O. Box 500861 CK
Saipan, MP 96950
Tel.: (670) 664-3200/1
Fax.: (670) 664-3237

**Arongorongol Toulap rel Pommwol Liiwel ngáli Mwóghutúghútul Procurement
rel Marianas Visitors Authority**

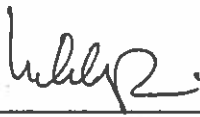
Arongorong rel Mángemángil Mwóghutúghut: MVA e átirow rel arongorong kka e tabweey ngáli liiwel ngáli mwóghutúghútul Procurement igha re yéélágh wól Ullyo 19, 2016. E pommw bwe ebwe adóptááli mwóghutúghút kkal bwe e bwe lléghló, sáangi Administrative Procedure Act, 1 CMC § 9104(a). Ngáre re adóptááli, liiwel kkal nge ebwe bwúngúló llól seigh ráll mwiril yaal akkateewow arongorongol Notice of Adoption llól Commonwealth register. 1 CMC § 9105(b).

Bwángil: Liiwel kkal nge a arongowow faal bwángil 4 CMC § 2124(d), iye e ayoora bwángil MVA bwe rebwe adóptááilil procurement me ayoorai mwóghutúghút iye e weewe fengál ngáli gobetnamentol Commonwealth, me 4 CMC § 2128, iye e ayoora bwángil MVA bwe rebwe adóptááli allégh me atiiwligh kkal.

Kkapsal me Aweewel: Pommwol liiwel kkal nge ebwe siiweli efaisúl yaar MVA amwala millikka rebwe akkamé nge e ghitighit óbwóssuul.

Afalafal rel Amwelil me Arongowoowul: Pommwol liiwel kkal nge ebwe akkatewoow arongowoowul rel Commonwealth Register llól táilil pommwol me ffél mwóghutúghútul allégh kka ra adóptááli bwe atiiwligh (1 CMC § 9102(a)(1)) me ebwe apaschetá llól civic center me bwal bwulasiyol gobetnamento llól senatorial district, fengál rel English me mwaliyaasch (1 CMC § 9104(a)(1)).

Attootolongol Mángemáng: Schóó kka re tipáli rebwe attootolong iischil mángemáng rel pommwol mwóghutúghútul allégh kkal rebwe bwughi ló rel Marian Aldan-Pierce, MVA Board Chair, via U.S. mail ngáli P. O. Box 500861, Saipan, MP 96950, me ngáre mva@mymarianas.com. Iischil mángemáng, data, views, me ngáre angiiingimw ebwe iisistlong llól eliigh (30) ráll mwiril yaal akkateewow arongorongol yeel. 1 CMC § 9104(a)(2).

Isáliiyalong:  Ráll: 08-22-16

Marian Aldan-Pierce, MVA Chair

Mwiir Sáangi:  Ráll: 08/29/16

Shirley Camacho-Ogumoro
Special Assistant ngáli Administration

Amwelil:  Ráll: 09.01.2016

Esther SN. Nesbitt
Commonwealth Register

I alúghúlúgh, sáangi 1 CMC § 2153(e) me 1 CMC § 9104(a)(3), bwe Iya takkal amwuri fischiiy angúungúl atiiwligh kkal nge aa fféer lló me legal sufficiency.

 Ráll: 9-1-2016

Edward Manibusan
Sóulemelemil Allégh Lapalap

Commonwealth of the Northern Mariana Islands
Department of Public Safety
Robert A. Guerrero, Commissioner
Jose M. Sablan Building, Civic Center Susupe
P. O. Box 500791
Saipan, MP 96950

Telephone: (670) 664-9001 (24 Hours) / Facsimile: (670) 664-9019

PUBLIC NOTICE OF PROPOSED REGULATIONS

**WHICH ARE AMENDMENTS TO THE RULES AND REGULATIONS OF THE
DEPARTMENT OF PUBLIC SAFETY**

INTENDED ACTION: The Commonwealth of the Northern Mariana Islands, Department of Public Safety, intends to adopt as permanent regulations the attached Proposed Regulations, pursuant to the procedures of the Administrative Procedure Act, 1 CMC § 9104(a). The Regulations will become effective 10 days after adoption and publication in the Commonwealth Register.

AUTHORITY: The Department of Public Safety is authorized by the Legislature to adopt regulations with respect to non-essential services.

TERMS AND SUBSTANCE: The proposed regulations will allow the Department of Public Safety to charge fees for non-essential services.

REGULATIONS BEING AMENDED: NMIAC §§ 150-90, et seq.


DIRECTIONS FOR FILING AND PUBLICATION: These Proposed Regulations shall be published in the Commonwealth Register and posted in convenient places in the civic center and in local government offices in each senatorial district, both in English and in the principal vernacular.

SEND OR DELIVER COMMENTS TO:

Re: Proposed Non-Essential Service Fees
Robert A. Guerrero
Commissioner
Department of Public Safety
Jose M. Sablan Building, Civic Center Susupe
P.O. Box 500791
Saipan, MP 96950

Telephone: (670) 664-9001 (24 Hours) / Facsimile: (670) 664-9019


Comments, data, views, or arguments for or against the proposed non-essential service fees regulations are due within 30 days of the date of publication of this notice.

Submitted by: 

Robert A. Guerrero
Commissioner
Department of Public Safety

9/8/16
Date

The proposed regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the Office of the Attorney General.

Approved by: 

Edward Manibusan
Attorney General

9-14-16
Date

Filed and
Recorded by: 

Esther Nesbitt
Commonwealth Registrar

09.26.16
Date

**DEPARTMENT OF PUBLIC SAFETY
PROPOSED NON-ESSENTIAL SERVICE FEES**

TABLE OF CONTENTS

SECTION 1 -	TITLE.....	2
SECTION 2 -	AUTHORITY	2
SECTION 3 -	RULES OF CONSTRUCTION.....	2
SECTION 4 -	FEES	2
SECTION 5 -	FEE SCHEDULE	3

PROPOSED NON-ESSENTIAL SERVICE FEES REGULATIONS

Subject to codification by the Law Revision Commission, NMIAC § 150-90 is hereby amended as follows:

SECTION 1 - TITLE

This chapter may be cited as the “Department of Public Safety Non-Essential Service Fees.”

SECTION 2 - AUTHORITY

The Department of Public Safety is authorized by 3 CMC §§ 5801-5804 to adopt rules and regulations regarding the provision of non-essential services.

SECTION 3 - RULES OF CONSTRUCTION

- A. The following rules of construction apply to the regulations contained in this division, except as otherwise noted:
- (1) The enumeration of some criteria for the making of discretionary decisions does not prohibit the application of other criteria reasonably related to the decision being made.
 - (2) The order in which criteria are listed does not indicate their relative weight or importance.
 - (3) “Shall” is mandatory, “should” is advisory, and “may” is permissive.
 - (4) The past, present, or future tense includes the others.
 - (5) The masculine gender includes the feminine gender; the singular includes the plural.
 - (6) The time limits specified in these rules do not create a right to have the specified action taken within the time limits. The time limits are directory, and the failure to meet them does not preclude taking the specified action beyond the time limits.

SECTION 4 - FEES

- A. The Department of Public Safety declares the following as non-essential services for which the Department is authorized to charge fees:
- (1) Fingerprinting;
 - (2) Providing copies of police reports;
 - (3) Funeral escorts;
 - (4) Service of summons;
 - (5) Background checks;

- (6) Religious processions;
- (7) Providing traffic cones;
- (8) Providing traffic control operations for private businesses and special events;
- (9) Assisting in the transport of a boat;
- (10) Providing a traffic escort;
- (11) Providing protective service detail;
- (12) Providing security for special events;

SECTION 5 - FEE SCHEDULE

SERVICE	FEE
Fingerprinting	\$25.00 per set; \$3.00 per copy
Copies of Police Reports	\$.01 per page
Funeral Escort	\$100.00
Service of Summons	\$50.00
Background Check	\$50.00
Religious Processions Including Traffic Control	\$100.00
Traffic Cones Request	\$20.00 mobilization; \$2.00 per cone
Traffic Control Operations	\$35.00 per officer per hour
Boat Transport Request	\$100.00 for the first hour; \$50.00 for every hour thereafter
Regular Traffic Escort	\$85.00 from point to point
VIP Traffic Escort	\$115.00 from point to point
Protective Service Detail	\$45.00 per officer per hour
Special Event Requiring Less than Four Officers	\$100.00 per hour
Special Event Requiring More than Four Officers, but Less than Ten Officers	\$150.00 personnel and equipment mobilization fee; \$35.00 per officer per hour

**Commonwealth gi Sangkattan na Islan Marianas
Dipättamentun Sinåfu' Pupbliku**

Robert A. Guerrero, Kumisina
Jose M. Sablan Building, Civic Center Susupe
P.O. Box 500791
Saipan, MP 96950

Tilifon: (670) 664-9001 (24 Oras) / Facsimile: (670) 664-9019

NUTISIAN PUPBLIKU PUT MANMAPROPONI NA REGULASION SIHA

**NA AMENDASION PARA I AREKLAMENTU YAN REGULASION SIHA GI
DIPÄTTAMENTUN SINÅFU' PUPBLIKU**

I MA'INTENSIONA NA AKSION: I Commonwealth gi Sangkattan na Islas Mariånas, i Dipättamentun Sinåfu' Pupbliku, ha intensiona para u adåpta kumu petmanienti na regulasion siha ni mañechettun gi Manmaproponi na Regulasion Siha, sigun gi manera siha gi Åktun Administrative Procedure, 1 CMC § 9104(a). I Regulasion para u ifektibu gi hålum dies (10) dihas dispues di adåptasion yan publikasion gi hålum i Rehistran Commonwealth.

ÅTURIDÅT: I Dipättamentun Sinåfu' Pupbliku ma'aturisa ni Leyislatura para u adåpta i regulasion siha kun respetu para non-essential na setbisiu siha.

I TEMA YAN I SUSTÅNSIAN I PALÅBRA SIHA: I manmaproponi na regulasion siha para u sedi i Dipättamentun Sinåfu' Pupbliku para u ma'charge fees para i non-essential na setbisiu siha.

I REGULASION SIHA NI MANMA'AMENDA: NMIAC §§ 150-90, et seq.

DIREKSION PARA MAPO'LU YAN MAPUPBLIKASION: Esti i Manmaproponi na Regulasion Siha debi na u mapupblika gi hålum Rehistran Commonwealth yan u mapega gi hålum i mangkumbinienti na lugåt siha gi hålum i civic center yan gi hålum i ufisinan gubietnamentu siha gi kada distritun senadot, parehu gi English yan i dos na lingguåhin natibu siha.

NA'HÅNÅO PAT INTREGA I UPIÑON GUATU GI:

Re: I Manmaproponi ni ti man impottånti na apås Setbisiu Siha
Robert A. Guerrero
Kumisina
Dipättamentun Sinåfu' Pupbliku
Caller Box 10007
Saipan, MP 96950

Upiñon, imfotmasion, inatan pat agumentu siha para pat sino mu kontra i manmaproponi ni ti man impottânti na apâs setbisiu siha na regulasion siha ni debi na u manahâlom gi trenta (30) dihas nu i fetcha i pupblikasion ni esti na nutisia.

Inaprueba yan
Nina'hâlum as:



Robert A. Guerrero
Kumisina
Dipâttamentun Sinâfu' Pupbliku

9/8/16

Fetcha

I manmaproponi na regulasion siha ni mañechettun guini manmaribisa yan ma'aprueba kumu fotma yan sufisienti ligât ginin i Ufisinan Abugâdu Henerât.

Inaprueba as:



Edward Manibusan
Abugâdu Henerât

9-26-16

Fetcha

Pine'lu yan
Ninota as:



ESTHER SN. Nesbitt
Rehistran Commonwealth

09.26.16

Fetcha

Commonwealth Téel Falúw kka Efáng llól Marianas
Bwulasiyol Alillisil Toulap
Robert A. Guerrero, Commissioner
Jose M.Sablan Building, Civic Center Suupi
P. O. Box 500791
Seipél, MP 96950

Tilifon: (670) 664-9001 (24 Hours) Felefel: (670) 664-9019

ARONGORONG REL POMMWOL MWÓGHUTÚGHÚT

**IKKA E LO BWE LIIWEL NGÁLI ALLÉGH ME MWÓGHUTÚGHÚTÚL SÁNGI
BWULASIYOL ALILLISIL TOULAP**

MÁNGEMÁNGIL POMMWOL MWÓGHUTÚGHÚT: Sángi Commonwealth Téel Falúw kka Efáng llól Marianas, Bwulasiyol Alillisil Toulap, re mánagemángil re bwe adóptááli mille e appasch bwe pommwol mwóghutúghútúl Administrative Procedure Act, 1 CMC § 9104(a). Mwóghutúghút kkal nge e bwe bwunguló llól seigh (10) ráll mwiril yaar adóptááli me arongowow me rel Commonwealth Register.

BWÁNGIL: Sángi afal me rel Legislature, Bwulasiyol Alillisil Toulap re bwe adóptááli alléghul mwóghutúghút me awóówó ngáli service ikka ese nesesario.

KKAPASAL ME ÓUTOL: Pommwol mwóghutúghút yeel nge e bwe ayoora bwángil Bwulasiyol Alillisil Toulap bwe rebwe lemeli fees ngáli service ikka ese nesesario.

LIIWEL REL MWÓGHUTÚGHÚT: NMIAC §§ 150-90, et seq.


AFAL REL AMWELIL ME ARONGOWOWUL: Pommwol mwóghutúghút kkal nge e bwe akkatééwow me rel Commonwealth Register nge e bwe appaschetá llól bwuléy kka llól civic center me bwulasiyol gobetnamento llól senatorial district, rel English me llól mwaliyaasch.

AFANGALÓ NGARE ATTOTOOLONG MWALIILI REL:

Re: Proposed Non-Essential Service Fees
Robert A. Guerrero
Commissioner
Department of Public Safety
Jose M. Sablan Building, Civic Center Susupe
P. O. Box 500791
Saipan, MP 96950

Tilifon: (670) 664-9001 (24 Hours)/ Facsimile/Felefel: (670) 664-9019

Mwaliili, data, views, me angiangi rel mángemáng rel pommwol mwóghutúghútúl non-essential service fees nge e bwe attotoolong llól eliigh (30) ráll sáangi aal akkatééwow arongorong yeel.


Isaliyalong: 
Robert A. Guerrero
Commissioner
Bwulasiyol Alillisil Toulap

9/8/16
Ráil

Pommwol mwóghutúghút iye e appaschlong bwe ra amwuri me a bwunguló e bwe fféer me legal sufficiency sáangi Bwulasiyol Sóulemelemil Allégh Lapalap.

E Alúghúlúgh
Sáangi: 
Edward Manibusan
Sóulemelemil Allégh Lapalap

9-26-16
Ráil

Ammwel
Sáangi: 
Esther Nesbitt
Commonwealth Register

09.26.16
Ráil