

TINIAN LOCAL LAW NO. 10-1

SECOND SENATORIAL DISTRICT DELEGATION  
TENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

H.L.B. NO. 10-4

FIRST REGULAR SESSION, 1996

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A LOCAL ACT  
FOR THE SECOND SENATORIAL DISTRICT  
(TINIAN AND AGUIGUAN)

To provide for the establishment of curfew hours for minors on Tinian, and for other purposes.

**BE IT ENACTED BY THE THIRD SENATORIAL DISTRICT DELEGATION PURSUANT TO CHAPTER 4 OF DIVISION 1 OF TITLE 1 OF THE COMMONWEALTH CODE:**

Section 1. Short Title. This Act shall be known and may be cited as the “Tinian Curfew Hours for Minors Act of 1996.”

Section 2. Findings and Purpose. The Legislature finds that there is presently no existing law for the establishment or the enforcement of curfew hours for minors on Tinian, and that the betterment of our community and the protection of our youth requires the establishment of such curfew hours. It is the purpose of this Act to provide for the establishment and enforcement of curfew hours for minors on the island of Tinian.

Section 3. Definitions. For the purpose of this Act:

- (a) “Loiter” means to idle, loaf, stand idly by, or to walk, play, drive, or ride about aimlessly.
- (b) “Permitting” or “Permit” means to allow to be done either by consent, or by not prohibiting, or by failing to prevent, or by conceding or granting, or by giving leave, or by tolerating.
- (c) “Minor” means any person under the age of eighteen (18) years.

Section 4. Hours Designated. It shall be unlawful for any minor to loiter in or about any public streets, highways, roads, alleys, parks, public buildings, places of amusement and entertainment, restaurants, cafes and other eateries, or vacant lots and places within the island of Tinian during and between the hours of 8:00 p.m. and 5:00 a.m., on Monday thru Thursday and the hours of 11:00 p.m. and 5:00 a.m... on Friday thru Sunday and on Holidays.

Section 5. Accompaniment by Adult. The provisions of Section 4 of this Act shall not apply

to any minor who is accompanied by his parents, guardians, or other adult person having lawful custody of such minor.

Section 6. Attendance at Supervised Activities. The provisions of Section 4 of this Act shall not apply to public theaters and places where supervised entertainment or instruction for minors is conducted. However, this exception shall apply only to minors who are in attendance at such theaters or places for the purpose of attending the entertainment, play, or instructions thereby afforded.

Section 7. Direct Routing Between Home and Certain Activities. The provisions of Section 4 of this Act shall not apply to any minor who is in the direct route of going to or returning from the place mentioned in Section 6 of this Act and his home or other place of abode. However, in the event such minor loiters or deviates from such route, this exception shall not apply and the provisions of Section 4 of this Act shall apply.

Section 8. Employment. The provisions of Section 4 of this Act shall not apply to any person minor who is lawfully employed during the hours specified, or is in direct route of going to or returning from his place of employment as provided in Section 7 of this Act.

Section 9. Assisting or Permitting Violation of Curfew Prohibited. Any person other than a minor who assists, aids, abets, permits, or encourages any minor to violate any of the provisions of this Act is guilty of a misdemeanor.

Section 10. Penalties.

(a) Any person not covered by subsection (b) and (c) of this Section violating the terms of this Act may be given a fine not to exceed \$200; such funds shall be deposited into a local fund account for the purpose of enforcing this Act.

(b) Any minor violating the provisions of this Act may be given a citation or apprehended and may be lawfully detained and appropriate proceedings may be instituted under and pursuant to the provisions of the juvenile court law as set forth in Division 5 of Title 6 of the Code of the Commonwealth of the Northern Mariana Islands.

(c) Any parent, guardian, or other adult having the lawful custody, permanent or temporary, of any minor who violate the provisions of this Act shall be fined not more than \$500.

Section 11. Severability. If any provision of this Act or the application of any such provision to any person or circumstance should be held invalid by a court of competent jurisdiction, the remainder of this Act or the application of its provisions to persons or circumstances other than those to which it is held invalid shall not be affected thereby.

Section 12. Savings Clause. This Act and any repealer contained herein shall not be construed as affecting any existing right acquired under contract or acquired under statutes repealed or under any rule, regulation or order adopted under the statutes. Repealers contained in this Act shall not affect any proceeding instituted under or pursuant to prior law. The enactment of this Act shall not have the effect of termination, or in any way modifying, any liability, civil or criminal, which shall already be in existence at the date this Act becomes effective.

Section 13. Effective Date. This Act shall take effect upon its approval by the Governor or upon its becoming law without such approval.

**CERTIFIED BY:**

/s/ Joaquin G. Adriano  
JOAQUIN G. ADRIANO  
Chairman  
Tinian Legislative Delegation

/s/ David M. Apatang  
DAVID M. APATANG  
Acting Speaker  
House of Representatives

Approved this 22nd day of July, 1996.

/s/ Froilan C. Tenorio  
FROILAN C. TENORIO  
Governor  
Commonwealth of the Northern Mariana Islands