

**TINIAN AN-D AGUIGAN ISLAND DELEGATION
TWELFTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE**

SECOND REGULAR SESSION, 2001

**TINIAN LOCAL LAW NO. 12-1
H. L. B. NO. 12-44**

**A LOCAL BILL FOR AN ACT FOR THE SECOND SENATORIAL DISTRICT
(TINIAN AN-D AGUIGAN ISLAND)**

To enable the regulatory licensing, control, and disposal of stray dogs, to appropriate and generate revenue for the licensing, control, and disposal of stray dogs; and for other purposes.

BE IT ENACTED BY THE SECOND SENATORIAL DISTRICT DELEGATION
(TINIAN AND AGUIGAN ISLAND) PURSUANT TO THE LOCAL LAW ACT OF
1983
(1 CMC 1401 et. seq.):

Section 1. Title. Act may be cited as the **Tinian** and Aguigan Islands Dog Control Act.

Section 2. Findings. The **Tinian** and Aguigan Island Delegation finds that stray dogs pose a serious health problem to the people of **Tinian** in that stray dogs have wandered onto public roads creating a hazard ~~to the safety~~ of drivers as well as to the well being of the dogs. The Delegation further finds that stray dogs frequently suffer **from** malnutrition and ill health and that stray dogs have also created a safety hazard by chasing and attaching pedestrians. The Delegation further finds that dogs on Aguigan Island should be monitored and controlled so as not to damage the eco-system of the island and to prevent and/or minimize the population of stray and feral dogs. Finally, the Delegation finds that **Tinian** and Aguigan Islands are inhabited by endangered species? whose existence and habitat could be destroyed by feral dogs.

Section 3. Put-nose. The purpose of this Act is to authorize the Mayor of the Municipality of **Tinian** and Aguigan islands to enact rules and regulations for the regulation, licensing, control and disposal of dogs within the said municipality. It is the

further purpose of the Act to generate and appropriate revenue for the purpose of implementing this Act.

Section 4. Authority. This Act is adopted pursuant to the Local Law Act of 1983, 1 CMC § 1401 Et. Seq., and more specifically, pursuant to 1 CMC § 1402 (a)(13).

Section 5. Authorization to the Municipality.

(a) The Municipality of **Tinian** and Aguigan Islands is hereby authorized to adopt rules and regulations for the regulation, control, and licensing of dogs on the islands of **Tinian** and Aguigan. At a minimum, said rules and regulations shall provide for licensing of all dogs, licensing fees, storage and handling fees for any dogs picked up by the municipality, a minimum holding period before disposal of unclaimed dogs.

(b) The Municipality of **Tinian** and Aguigan Islands is further authorized to administer and enforce rules and regulations adopted pursuant to subsection (a) of this section, including any rules relating to the capture of stray and unlicensed dogs, charging of any fees, and disposal of unclaimed dogs.

Section 6. Revenues Generated. All fees or **funds** generated pursuant to this article are local revenues to be collected pursuant to 1 CMC § 1408 for deposit into the General Fund in special accounts for each municipality.

Section 7. Appropriation. All revenue **generated** pursuant to this article is hereby appropriated exclusively for the administration and enforcement of this article. The expenditure authority shall lie with the Mayor of **Tinian** and Aguigan Islands. All such finds raised and/or appropriated by this article shall be revolving funds and any unused funds at the end of a fiscal year shall not lapse and shall be available without fiscal limitation. Said **funds** shall not be reprogrammed or transferred back into the General Fund or any other account.

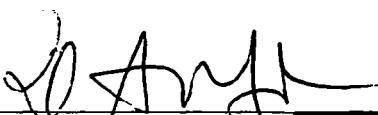
Section 8. Severability. If any provision of this Act or the application of any such provision to any person or circumstance should be held invalid by a court of competent jurisdiction, the remainder of this Act or the application of its provisions to

persons or circumstances other than those to which it is held invalid shall not be **affected** thereby.

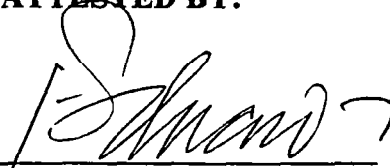
Section 9. Savings Clause. This Act and any repealer contained herein **shall** not be construed as affecting any existing right acquired under contract or acquired under statutes repealed or under any rule, regulation or order adopted under the statutes. Repealers contained in this Act shall not **affect** any proceeding instituted under or pursuant to prior law. The enactment of this Act shall not have the effect of terminating, or in any way modifying, any liability, civil or criminal, which shall already be in existence on the date this Act becomes effective.

Section 10. Effective Date. This Act shall take effect upon its approval by the Governor or its becoming law without such approval.

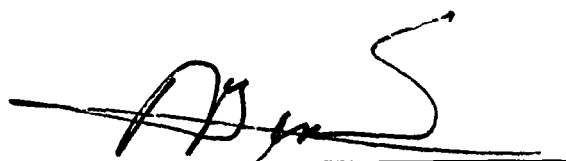
CERTIFIED BY:


PAULA A. MANGLONA
President of the Senate

ATTESTED BY:


JOAQUIN G. ADRIANO
Chairman, Tinian Legislative Delegation

Approved this 13th day of December, 2001


PEDRO P. TENORIO
Governor
Commonwealth of the Northern **Mariana** Islands