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AN ACT

To provide limited reprogramming authority to the Governor for non-capital appropriations for Fiscal Year 1981.

BE IT ENACTED BY THE NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1           Section 1. Except as provided in Section 3 of this Act, the  
2 Governor may reprogram funds between or among any item of appropriation  
3 appropriated to or for any department, office, agency, commission, or  
4 instrumentality of the Executive Branch, for non-capital purposes for  
5 Fiscal Year 1981, in any amount that does not increase or decrease the  
6 amount appropriated for such fiscal year for any such item by more than  
7 ten percent.

8           Section 2. With the approval of the Legislature, the Governor may  
9 reprogram funds between or among any item referred to in Section 1 of  
10 this Act in an amount which would result in more than the percent  
11 change, cumulative and in total for the fiscal year, permitted by such  
12 section, or may reprogram or change any employee ceiling imposed by law  
13 with respect to any such item. The request of the Governor for such  
14 reprogramming shall be submitted in writing to the **Chairman** of the  
15 **Committee** on Appropriations of the House of Representatives and the  
16 Chairman of the Committee on Fiscal Affairs of the Senate for approval  
17 by the Legislature before the transfer of funds or other change takes  
18 place. Such request shall be considered approved by the Legislature  
19 if it has not been disapproved by either committee within five calendar  
20 days of its acknowledged official receipt. Either committee may propose  
21 to amend the request. If the other committee does not agree to such

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1 amendment within the five-day period, the request shall be considered  
2 disapproved. If the other committee agrees to the amendment, the request  
3 shall be considered approved as amended, except that the Governor may  
4 choose not to carry out the reprogramming if he does not concur with  
5 the amendment. If one committee disapproves the request and the other  
6 does not, or if the two committees do not agree on any amendment to the  
7 request, the two Chairmen shall arrange a joint meeting of the two  
8 committees to discuss their differences in an attempt to resolve them  
9 and to arrive at a solution, if possible, before taking final action on  
10 the request. Notwithstanding the procedure set forth in the preceding  
11 five sentences of this section, such reprogramming request may be  
12 approved by the Legislature by concurrent resolution at any time prior  
13 to the expiration of such **five-day** period.

14 Section 3. (a) No funds appropriated **from** grants for financial  
15 assistance received by the Commonwealth and required to be reserved for  
16 a Special Education Training Fund pursuant to Section 702(a) of the  
17 Covenant to Establish a Commonwealth of the Northern Mariana Islands in  
18 Political Union with the United States of America (hereafter referred to  
19 in this Act as the "Covenant"), may be reprogrammed except to another  
20 item appropriated from such reserved funds.

21 (b) No funds appropriated from grants for financial  
22 assistance received by the Commonwealth for an Economic Development  
23 Loan Fund pursuant to Section 702(c) of the Covenant shall be  
24 reprogrammed: Provided, that funds may be reprogrammed from any  
25 item appropriated from the accumulated earnings of such Loan Fund to

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1 any other item appropriated from such earnings or to the corpus of  
2 the Fund itself.

3 (c) No funds appropriated by the Emergency Appropriations  
4 Act of 1981 (P.L. 2-20) shall be reprogrammed by the Governor, except  
5 with the approval of the Legislature in the same manner as provided  
6 in Section 2 of this Act.

7 (d) No funds appropriated by Section 2, Item 20 of Public  
8 Law 2-22 shall be reprogrammed by the Governor, except with the  
9 approval of the Legislature in the same manner as provided in  
10 Section 2 of this Act.


11 (e) Notwithstanding the provisions of this Act, the  
12 Governor shall have unlimited reprogramming authority for the  
13 purpose of meeting payroll costs and for procurement of fuel for  
14 power generation.

15 Section 4. If any provision of this Act, or the application of  
16 any such provision to any person or circumstance, shall be held invalid  
17 by a court of competent jurisdiction, the remainder of this Act, or the  
18 application of such provision to persons or circumstances other than  
19 those to which it is held invalid, shall not be affected thereby.

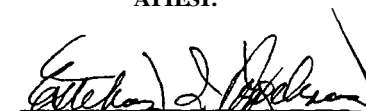
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1 Section 5. This Act shall take effect upon its approval by the  
2 Governor, or upon its becoming law without such approval, and shall  
3 have no force or effect after September 30, 1981.

ATTEST:




Joaquin I. Pangelinan  
Speaker of the House



Esteban I. Pangelinah  
House Clerk

September 10<sup>th</sup>, 1981



Carlos S. Camacho  
Governor  
Commonwealth of the Northern Mariana Islands