

AN ACT

To amend Public Law 7-42, known as the "Anti-Drug Abuse Act of 1991" and for other purposes.

BE IT ENACTED BY THE NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1 Section 1. Amendment. 6 CMC Section 2304(b) , as enacted
2 by P.L. 7-42, Section 8, is amended to read as follows:

3 "(b) When the Customs Service discovers or when the
4 Customs Service has probable cause to believe, that
5 contraband described in Section 2301(a) has entered into
6 the Commonwealth, the jurisdiction of the Customs Service
7 shall also extend inside the Commonwealth to the
8 destination(s) where the person importing the contraband
9 travels to deliver, consume, and/or distribute the
10 contraband; provided, however, that the duration of such
11 jurisdiction outside the points of entry shall be limited
12 to seventy-two (72) hours after the arrival into the
13 Commonwealth of the suspected contraband; and further
14 provided that the person carrying the suspected
15 contraband or the vehicle or container in which the
16 suspected contraband is contained is subjected to
17 constant surveillance by the Customs Service from the
18 point of entry.

19 Section 2. Amendment. 6 CMC Section 2141 (d) (2), as
20 enacted by P.L. 7-42, Section 5, is amended to read as
21 follows:

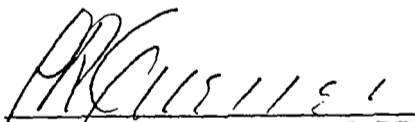
1 "(d) (2) Any person possessing more than one gram
2 but less than five grams shall be sentenced to a term of
3 imprisonment of not less than sixty days. Any person
4 found guilty of a second offense of possession of not
5 more than five grams shall be sentenced to a term of
6 imprisonment of not less than ninety days. Having been
7 convicted of a second offense of possession of more than
8 one gram but less than five grams, any person convicted
9 for a subsequent possession of a controlled substance
10 shall be sentenced to a term of imprisonment of not less
11 than six months."

12 Section 3. Severability. If any section of this Act
13 should be declared invalid or unenforceable by a court of
14 competent jurisdiction, the judicial determination shall not
15 affect the validity of the Act as a whole, other than the
16 particular part declared invalid or unenforceable.

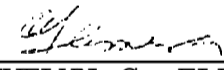
17 Section 4. Effective Date. This Act shall take effect
18 upon its approval by the Governor or upon its becoming law
19 without such approval.

CERTIFIED BY:

ATTESTED BY:

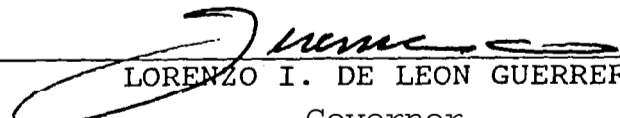


PEDRO R. DELEON GUERRERO
Speaker of the House



EVELYN C. FLEMING
/ House Cldrk

Approved this 17th day of Dec., 1991



LORENZO I. DE LEON GUERRERO
Governor
Commonwealth of the Northern Mariana Islands