

AN ACT

To amend 6 CMC § 3306 to provide for more specified and stricter punishments to individuals who intentionally falsify information under penalty for perjury; and for other purposes.

**BE IT ENACTED BY THE NINTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:**

Section 1. Title. This Act shall be cited as the "CNMI Penalty for Perjury Act of 1994."

Section 2. Amendment. 6 CMC § 3306 is amended to read as follows:

"Every person who takes an oath or any legal substitute for an oath before a competent tribunal, officer, or person, in any case in which a law of the Commonwealth authorizes an oath or any legal substitute for it to be administered, that he or she will testify, declare, depose, or certify truly, or that any written testimony, deposition, or certificate by the witness subscribed is true, and who willfully and contrary to such oath or legal substitute states or subscribes any material which he or she does not believe to be true, is guilty of perjury, and upon conviction thereof shall be fined and imprisoned as per the following:

- (a) first offense carries a \$500 fine and an imprisonment of not more than six (6) months;
- (b) second offense carries a \$1,000 fine and an imprisonment of not more than one (1) year;
- (c) third offense carries a \$2,000 fine and an imprisonment of not more than two (2) years;
- (d) any subsequent violations carry a fine of not less than \$2001 and not more than \$5,000 and an imprisonment of no less than two (2) years and not more than five (5) years."
- (e) falsification of any immigration documentation shall be grounds for immediate deportation in lieu of jail time.

Section 3. 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 4. 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herein shall not be construed as affecting any existing right acquired under contract or acquired under statutes repealed or under any rule, regulation or order adopted under the statutes.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 at the date this Act becomes effective.

Section 5. Effective Date. This Act shall take effect upon its approval by the Governor or upon its becoming law without such approval.

**CERTIFIED BY:**

**ATTESTED TO BY:**

/s/ Juan S. Demapan  
JUAN S. DEMAPAN  
PRESIDENT OF THE SENATE

/s/ David M. Cing  
DAVID M. CING  
SENATE LEGISLATIVE SECRETARY

          Approved           this   3rd   day of   January  , 1995.

          /s/ Froilan C. Tenorio            
FROILAN C. TENORIO  
GOVERNOR  
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS