

TWELFTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

Public Law 12-54

FIRST REGULAR SESSION, 2000

H. B. NO. 12-046, SS1

AN ACT

To repeal Sections 214 and 509 of Executive Order 94-3 in order to establish a non-partisan and independent civil service system; and for other purposes.

BE IT ENACTED BY THE TWELFTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

Section 1. Findings. The Legislature finds that it is in the best interest of the CNMI government agencies and departments to repeal Sections 214 and 509 of Executive Order 94-3 and restore the provisions of the law so affected. Placing the Office of Personnel Management within the Civil Service Commission would reestablish a non-partisan and independent civil service system as required by Article XX of the Commonwealth Constitution.

Section 2. Repealer and Reenactment. Sections 214 and 509 of Executive Order 94-3 are hereby repealed and the provisions of law affected by Sections 214 and 509 are hereby reenacted and restored as they existed prior to the effective date of Executive Order 94-3.

Section 3. Administrative Provisions.

(a) The provisions of Section 2 shall not result in the reduction or elimination, demotion, or displacement of any positions within the Civil Service Commission nor the Office of Personnel Management.

(b) All funds, records, property and personnel of the Office of Personnel Management are transferred to the Civil Service Commission, Personnel Office.

(c) The Personnel Office is renamed the Office of Personnel Management.

Section 4. 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 5. 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herein shall not be construed as affecting any existing right acquired under contract or acquired under statutes repealed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 6. 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/ _____

BENIGNO R. FTIAL
SPEAKER OF THE HOUSE

/s/ _____

EVELYN C. FLEMING
HOUSE CLERK

Disapproved this 20th day of April, 2001

(VETO OVERRIDDEN)

/s/ _____

PEDRO P. TENORIO
GOVERNOR
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Overridden by the House of Representatives on April 30, 2001 and by the Senate on June 15, 2001 with the affirmative vote of two-thirds of the members in each house.

CERTIFIED BY:

/s/ _____

BENIGNO R. FITIAL
SPEAKER OF THE HOUSE

/s/ _____

PAUL A. MANGLONA
PRESIDENT OF THE SENATE