



HOUSE OF REPRESENTATIVES
FOURTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
FIRST REGULAR SESSION, 2004

PUBLIC LAW NO. 14-2
H. B. NO. 14-76

AN ACT

To amend Public Law 12-40 regarding Tinian and Rota capital improvement projects; and for other purposes.

BE IT ENACTED BY THE FOURTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

Section 1. Findings. The Legislature finds that PL 12-40 which appropriated, among other things, up to \$500,000 each to the First Senatorial District and the Second Senatorial District for continuing and new road capital improvement projects must be amended to permit flexibility on the use of such funds for other capital projects that are deemed more critical.

Section 2. Amendment. Section 2 of Public Law 12-40 is amended as follows:

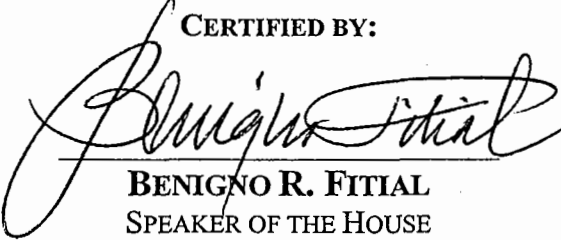
“Section 2. Appropriation. There is hereby appropriated the sum of Two million four hundred twenty thousand dollars (\$2,420,000.00) for the Northern Marianas Housing Corporation (NMHC) for the construction cost of infrastructure for the forty-five (45) housing units at the Koblerville Expansion Project. Said funds shall be under the expenditure authority of the Chairman of the Board of Directors of NMHC. The funds appropriated hereby shall be provided from the interest income earned by the Commonwealth Development Authority (CDA) bonds now in the C. I. P. account at the Bank of Guam to defray the cost of infrastructure for the forty-five (45) single-family housing units at the Koblerville Expansion Project. In addition, all interest earned or that will be earned up to the first One million dollars (\$1,000,000.00) from the effective date of this act from bonds issued by CDA pursuant to any bond authorization act and Public Law 11-3, not including the appropriation of Two million four hundred twenty thousand dollars (\$2,420,000.00) to NMHC as provided in this Act, is hereby appropriated for continuing or new capital improvement projects in equal amounts of up to Five hundred thousand dollars (\$500,000.00) for the First Senatorial

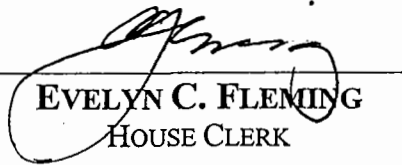
District and up to Five hundred thousand dollars (\$500,000.00) for the Second Senatorial District. The appropriation for the First Senatorial District and Second Senatorial District as provided herein shall take effect from the effective date of this Act without any further action from the Legislature. Not later than thirty (30) days thereafter, the CDA Executive Director shall submit a written report to the Governor and the presiding officers of the Legislature regarding the actual amount of earned interest appropriated. The expenditure authority for the funds herein appropriated to the First Senatorial District and the Second Senatorial District shall be the Secretary of Public Works in consultation with the senatorial legislative delegation of the senatorial district where the project is located; provided that, the respective senatorial legislative delegation, by resolution, shall have the authority to specify the capital improvement project or projects to be funded under this appropriation and may reprogram the funds, or part thereof, among the capital improvement projects in their senatorial district.”

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.

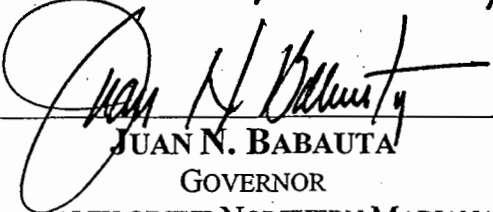
Section 4. Savings Clause. This Act and any repealer contained herein shall not be construed as affecting any existing right acquired under contract or acquired under statutes repealed or under any rule, regulation or order adopted under the statutes. Repealers contained in this Act shall not affect 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 on the date this Act becomes effective.

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

CERTIFIED BY:

BENIGNO R. FITIAL
SPEAKER OF THE HOUSE

ATTESTED TO BY:

EVELYN C. FLEMING
HOUSE CLERK

Approved on this 17th day of March, 2004


JUAN N. BABAUTA
GOVERNOR
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS