



HOUSE OF REPRESENTATIVES
SIXTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
THIRD REGULAR SESSION, 2009

PUBLIC LAW NO. 16-30
H. B. No. 16-215

AN ACT

To appropriate \$40,000.00 of the available and unencumbered money remaining from Public Law 15-104, earned under the \$60 million CIP Bond (Public Law 11-102) for the Anyuta Island Revetment Repair Project; and for other purposes.

BE IT ENACTED BY THE SIXTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

2 Section 1. Findings and Purpose. The legislature finds that Public Law 15-104
3 appropriated \$800,000 earned under the \$60 million CIP Bond (Public Law 11-102) for the
4 Rota International Airport. The funds were made available to purchase collateral equipment
5 necessary to service jet aircraft at the airport terminal as well as for renovations and the
6 installation of fixtures at the airport terminal building and wherever necessary, to handle the
7 passenger capacity of commercial jet aircraft capable of international flights to Rota. This
8 was done to help revitalize tourism to the Third Senatorial District. The legislature finds that,
9 of said funds, at least approximately \$320,464 remains unencumbered and available for
10 further appropriation.

11 The legislature finds that the Secretary of Public Works sent a letter dated January 15,
12 2009 to the Rota Legislative Delegation regarding identifying additional funding sources for
13 the Anyuta Island Revetment Repair Project (DPW08-IFB-022). In said letter, the Secretary
14 revealed that the project costs are shared with the Federal Emergency Management
15 Administration in a 90%-10% ratio. FEMA has allotted \$326,700; the Commonwealth's
16 matching share is \$32,670.

17 The Department of Public Works is currently unable to proceed with the contract
award due to the lack of matching funds, and anticipates costs to rise slightly due to the

2 delay. The Department requests and appropriation of approximately \$40,000.00 to cover the
3 expected Commonwealth share of the Anyuta Island project costs. The legislature finds that
4 the Anyuta Island project is necessary at this time, and funds should be made available to
5 allow for the project to proceed.

6 The purpose of this Act is to appropriate the required funds in the amount of
7 \$40,000.00 so the project may be awarded.

8 The legislature finds and declares that this act is necessary and is a proper use of the
9 legislative power granted by Article II, section I of the Commonwealth Constitution.

10 Section 2. Appropriation. Notwithstanding any provision of law, there is hereby
11 appropriated \$40,000.00 from the available and unencumbered monies remaining from
12 Public Law 15-104 earned under the \$60 million CIP Bond as authorized by Public Law
13 11-102, to the Department of Public Works to fund the Anyuta Island Revetment Repair
14 Project (DPW08-IFB-022).

15 Section 3. Expenditure Authority. The Secretary of the Department of Public
16 Works shall be the expenditure authority of funds appropriated in section 2 of this Act. The
17 funds shall not lapse, not be subject to any fiscal year limitation, nor be reprogrammed for
18 any other purpose.


19 Section 4. Severability. If any provision of this Act or the application of any such
20 provision to any person or circumstance should be held invalid by a court of competent
21 jurisdiction, the remainder of this Act or the application of its provisions to persons or
22 circumstances other than those to which it is held invalid shall not be affected thereby.

23 Section 5. Savings Clause. This Act and any repealer contained herein shall not be
24 construed as affecting any existing right acquired under contract or acquired under statutes
25 repealed or under any rule, regulation, or order adopted under the statutes. Repealers
26 contained in this Act shall not affect any proceeding instituted under or pursuant to prior law.
27 The enactment of the Act shall not have the effect of terminating, or in any way modifying,
28 any liability, civil or criminal, which shall already be in existence on the date this Act
becomes effective.

1 Section 6. Effective Date. This Act shall take effect upon its approval by the
2 Governor or becoming law without such approval.

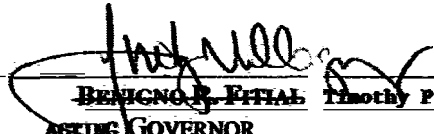
CERTIFIED BY:

ATTESTED TO BY:


ARNOLD I. PALACIOS
SPEAKER OF THE HOUSE


EVELYN C. FLEMING
HOUSE CLERK

Approved on this 20th day of February, 2009


~~BENIGNO R. FITIAL~~ Timothy P. Villagomez
ACTING GOVERNOR
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS