<table>
<thead>
<tr>
<th>Proposed Constitutional Amendment No.</th>
<th>Committee Recommendation/Del. Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>28 - Clean Environment</td>
</tr>
<tr>
<td>2</td>
<td>20 - Victims of Crime</td>
</tr>
<tr>
<td>3</td>
<td>21 - Abortion</td>
</tr>
<tr>
<td>4</td>
<td>53/54 - Composition of Houses</td>
</tr>
<tr>
<td>5</td>
<td>62 - Rampant Alienation</td>
</tr>
<tr>
<td>6</td>
<td>63 - Gov's action and lame-duck leg.</td>
</tr>
<tr>
<td>7</td>
<td>10/38 - Legislature Conduct/Other govt. employees and expulsion</td>
</tr>
<tr>
<td>8</td>
<td>52 - Legislative Sessions</td>
</tr>
<tr>
<td>9</td>
<td>24 - Legislative Budget</td>
</tr>
<tr>
<td>10</td>
<td>61 - Legislative Bureau</td>
</tr>
<tr>
<td>11</td>
<td>45 - Governor's Qualification</td>
</tr>
<tr>
<td>12</td>
<td>46 - Governor's Terms</td>
</tr>
<tr>
<td>13</td>
<td>47 - Succession to Governor/Lt. Governor</td>
</tr>
<tr>
<td>14</td>
<td>50 - Executive Function</td>
</tr>
<tr>
<td>15</td>
<td>44 - Governor's Emergency Powers</td>
</tr>
<tr>
<td>16</td>
<td>56 - Attorney General</td>
</tr>
<tr>
<td>17</td>
<td>34 - Public Auditor</td>
</tr>
<tr>
<td>18</td>
<td>12 - Executive Asst. for Carolinian Salary</td>
</tr>
<tr>
<td>19</td>
<td>66 - Retirement System</td>
</tr>
<tr>
<td>20</td>
<td>48 - Independent Boards and Commissions</td>
</tr>
<tr>
<td>21</td>
<td>57 - Women's Affairs</td>
</tr>
<tr>
<td>22</td>
<td>318 - Indigenous Affairs</td>
</tr>
<tr>
<td>23</td>
<td>58 - Judicial Branch</td>
</tr>
<tr>
<td>24</td>
<td>26 - Representation in the U.S.</td>
</tr>
<tr>
<td>25</td>
<td>41 - Local Government</td>
</tr>
<tr>
<td>26</td>
<td>18 - Regular General Election</td>
</tr>
<tr>
<td>27</td>
<td>32 - Public Office</td>
</tr>
<tr>
<td>28</td>
<td>33 - Public Purpose</td>
</tr>
<tr>
<td>29</td>
<td>23 - Real Property Taxes</td>
</tr>
<tr>
<td>30</td>
<td>49 - Liquidation of Deficits</td>
</tr>
<tr>
<td>31</td>
<td>59 - Uniform Fiscal Management Policy</td>
</tr>
<tr>
<td>32</td>
<td>60 - Marianas Public Land Corporation</td>
</tr>
<tr>
<td>33</td>
<td>51 - Marianas Public Land Trust</td>
</tr>
<tr>
<td>34</td>
<td>20 - Acquisition</td>
</tr>
<tr>
<td>35</td>
<td>19 - Permanent and Long-term Interests</td>
</tr>
<tr>
<td></td>
<td>in Real Property</td>
</tr>
<tr>
<td>36</td>
<td>40 - Corporation</td>
</tr>
<tr>
<td>37</td>
<td>29 - Uninhabited Islands</td>
</tr>
<tr>
<td>38</td>
<td>64 - Education</td>
</tr>
<tr>
<td>39</td>
<td>7/16 - Constitutional Convention and</td>
</tr>
<tr>
<td></td>
<td>Special Election for Ratification</td>
</tr>
<tr>
<td>40</td>
<td>30 - Code of Ethics</td>
</tr>
<tr>
<td>41</td>
<td>25 - Civil Service</td>
</tr>
<tr>
<td>42</td>
<td>42 - Gambling</td>
</tr>
<tr>
<td>43</td>
<td>43 - Official Flag/Seal/Languages</td>
</tr>
<tr>
<td>44</td>
<td>27 - Interim U.S. Citizenship</td>
</tr>
</tbody>
</table>
### ADOPTED AMENDMENTS

<table>
<thead>
<tr>
<th>Proposed Constitutional Amendment No.</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>To amend Section 9 of Article I relating to Clean and Healthful Environment.</td>
</tr>
<tr>
<td>2</td>
<td>To add a new section to Article I relating to victims of crime.</td>
</tr>
<tr>
<td>3</td>
<td>To add a new section to Article I making abortion illegal in the Northern Mariana Islands.</td>
</tr>
<tr>
<td>4</td>
<td>To amend Sections 2 and 3 of Article II by adding a new subsection (d) to each section relating to Composition of the Senate and Composition of the House of Representatives.</td>
</tr>
<tr>
<td>5</td>
<td>To add a new Section 5(d) to Article II to prohibit legislation which increases the class of non-aliens beyond those persons defined in Section 506(c) of the Covenant.</td>
</tr>
<tr>
<td>6</td>
<td>To amend subsections (a) and (c) of Section 7 of Article III and to add a new subsection (d) to Section 7 of Article II, relative to action on legislation by the Governor, and to prohibit certain types of bills during the period of a lame-duck legislature.</td>
</tr>
<tr>
<td>7</td>
<td>To amend Section 11 of Article II relating to Other Government Employment of members of the legislature; and to amend Section 14(a) of Article II regarding the vote required to expel a member of the Legislature.</td>
</tr>
<tr>
<td>8</td>
<td>To amend Section 13 of Article II relating to legislative sessions.</td>
</tr>
<tr>
<td>9</td>
<td>To add a new section to Article II, to establish a ceiling of $2,800,000 on the budget of the Legislature.</td>
</tr>
<tr>
<td>10</td>
<td>To amend Article II by adding a new section establishing a legislative bureau.</td>
</tr>
<tr>
<td>11</td>
<td>To amend Section 2 of Article III relating to Qualifications of the Governor.</td>
</tr>
<tr>
<td>12</td>
<td>To amend Section 4 of Article III to limit a governor to two terms in office.</td>
</tr>
<tr>
<td>13</td>
<td>To amend Section 7 of Article III relating to succession to the Governorship and Lieutenant Governorship.</td>
</tr>
</tbody>
</table>
Proposed Constitutional Amendment No.

14
To amend Section 9(a) and (b) of Article III to mandate a balanced budget for the Commonwealth of the Northern Mariana Islands Government in every fiscal year.

15
To amend Section 10 of Article III relating to the Governor's emergency powers.

16
To amend Section 11 of Article III of the Northern Marianas Constitution relating to the Attorney General.

17
To amend Section 12 of Article III to provide for appointment of a temporary public auditor by the governor in the event of a vacancy in the office of public auditor, and to guarantee the minimum budget of the public auditor.

18
To add a new subsection to Section 18 of Article III to require that the salary of the Executive Assistant for Carolinian Affairs not be less than that of an executive department head.

19
To add a new section to Article III relating to Retirement System.

20
To add a new section to Article III to guarantee the independence of boards and commissions and require appointments to vacant seats within 90 days.

21
To add a new section to Article III to establish an Office of Special Assistant for Women's Affairs.

22
To add a new section to Article III relative to Indigenous Affairs.

23
To amend Sections 2, 3, and 4 of Article IV relating to the Judicial Branch.

24
To amend Article V relative to representation in the United States.

25
To amend Article VI and Sections 17(a) and (b) of Article III relating to Local Government and decentralized delivery of public services.

26
To amend Section of Article VIII of the Northern Marianas Constitution to change the day of the regular general election to Saturday.

27
To add a new Section 5 to Article VIII relating to resignation from public office.
<table>
<thead>
<tr>
<th>Proposed Constitutional Amendment No.</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>28</td>
<td>To amend Section 1 of Article X relating to Public Purpose.</td>
</tr>
<tr>
<td>29</td>
<td>To add a new section to Article X prohibiting the imposition of certain taxes on real property unless approved by three-fourths of the votes cast in a referendum.</td>
</tr>
<tr>
<td>30</td>
<td>To add two new sections to Article X relating to the liquidation of deficits, and requiring employment ceilings in appropriation acts.</td>
</tr>
<tr>
<td>31</td>
<td>To add two new sections to Article X relating to a Uniform Fiscal Management Policy and taxpayer’s rights of action.</td>
</tr>
<tr>
<td>32</td>
<td>To amend Sections 4 and 5 of Article XI relating to the Marianas Public Land Corporation.</td>
</tr>
<tr>
<td>33</td>
<td>To amend Section 6(a) of Article XI to provide for an increase in the number of trustees of the Marianas Public Land Trust from three to five; and, to amend Section 6(f) of Article XI to provide for annual reporting.</td>
</tr>
<tr>
<td>34</td>
<td>To amend Section 2 of Article XII relating to acquisition of land.</td>
</tr>
<tr>
<td>35</td>
<td>To amend Section 3 of Article XII to allow the sale and long-term lease of building above the first floor.</td>
</tr>
<tr>
<td>36</td>
<td>To amend Section 5 and 6 of Article XII of the Northern Marianas Constitution relating to the qualification of corporations as persons of Northern Marianas descent.</td>
</tr>
<tr>
<td>37</td>
<td>To amend Section 2 of Article XIV to include two other uninhabited islands to be protected and preserved.</td>
</tr>
<tr>
<td>38</td>
<td>To repeal Section 13 of Article III, and to amend Article XV relative to education.</td>
</tr>
<tr>
<td>39</td>
<td>To amend Section 2(a) of Article XVIII to require that voters be asked within ten years whether there should be another constitutional convention; and, to amend Section 5(a) of Article XVIII to allow proposed amendments to be ratified in a special election.</td>
</tr>
<tr>
<td>Proposed Constitutional Amendment No.</td>
<td>Title</td>
</tr>
<tr>
<td>--------------------------------------</td>
<td>-------</td>
</tr>
<tr>
<td>40</td>
<td>To add a new Article relating to Code of Ethics; to amend Section 15 of Article II relating to Conduct of Members; and to amend Section 6 of Article III relating to other government employment.</td>
</tr>
<tr>
<td>41</td>
<td>To repeal Section 16 of Article III; and to add a new Article relating to Civil Service.</td>
</tr>
<tr>
<td>42</td>
<td>To add a new Article relating to gambling.</td>
</tr>
<tr>
<td>43</td>
<td>To add a new Article relating to the official seal, flag and languages of the Northern Marianas.</td>
</tr>
<tr>
<td>44</td>
<td>To amend Section 8 of the Schedule on Transitional Matters relating to Interim Definition of Citizenship.</td>
</tr>
</tbody>
</table>

HERMAN T. GUERRERO  
President

ATTEST:

WILLIAM B. NABORS  
Secretary
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 9 of Article I relating to Clean and Healthful Environment.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. Section 9 of Article I is amended to read:

   "Section 9: Clean and Healthful Environment.
   Each person has the right to a clean and healthful
   public environment in all areas, including the land,
   air, and water. Harmful and unnecessary noise
   pollution, and the storage of nuclear or
   radioactive material and the dumping or storage of
   any type of nuclear waste within the surface or
   submerged lands and waters of the Northern Mariana
   Islands, are prohibited except as provided by law."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article I relating to victims of crime.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. A new section is added to Article I to read:

"Section ___: Victims of Crime. The right of the people to be secure in their persons, houses, and belongings against crime shall be recognized at sentencing. Restitution to the crime victim shall be a condition of probation and parole except upon a showing of compelling interest."

2
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article I making abortion illegal in the Northern Mariana Islands.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. To add a new section to Article I to read:

   "Section [blank]: Abortion. The abortion of the unborn child during the mother's pregnancy is prohibited in the Commonwealth of the Northern Mariana Islands, except as provided by law."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Sections 2 and 3 of Article II by adding a new subsection (d) to each section relating to Composition of the Senate and Composition of the House of Representatives.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1  I. Section 2 of Article II is amended to add a new subsection (d) to read:

   "(d) A candidate for the senate shall be a registered voter in the senatorial district where he or she is a candidate."

2  II. Section 3 of Article II is amended to add a new subsection (d) to read:

   "(d) A candidate for the house of representatives shall be a registered voter of the election precinct where he or she is a candidate."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Section 5(d) to Article II to prohibit legislation which increases the class of nonaliens beyond those persons defined in Section 506(c) of the Covenant.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. A new subsection (d) is added to Section 5 of Article II to read:

   "d) The legislature shall enact no law which increases the class of nonaliens, except as to those persons defined in Covenant Section 506(c)."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend subsections (a) and (c) of Section 7 of Article II and to add a new subsection (d) to Section 7 of Article II, relative to action on legislation by the Governor, and to prohibit certain types of bills during the period of a lame-duck legislature.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 7(a) of Article II is amended to read:

   "a) Every bill enacted shall be signed by the presiding officer of the house in which the bill originated and transmitted to the governor. If the governor signs the bill, it shall become law. If the governor vetoes the bill, it shall be returned to the presiding officer of each house of the legislature with a statement of the reasons for the veto. The governor may veto an item, section, or part in an appropriation bill and sign the remainder of the bill; provided that the governor may not veto an item, section, or part governing the manner in which an appropriation may be expended if any appropriation affected by the item, section, or part is approved."

2. Section 7(c) of Article II is amended to read:

   "c) A bill or an item, section, or part of a bill vetoed by the governor may be reconsidered by the legislature. If two-thirds of the members in each house vote upon reconsideration to pass the bill, item, section, or part, it shall become law."
III. Section 7 is amended to add a new subsection (d) to read:

"d) Any appropriation bill, or any bill affecting spending authority, government financial management, or organization of the government, enacted in the period between a regular general election and the second Monday of January of the following year shall be void unless enacted by the affirmative vote of three-fourths of the members of each house of the legislature."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 11 of Article II relating to Other Government Employment of members of the legislature; and to amend Section 14(a) of Article II regarding the vote required to expel a member of the Legislature.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 11 of Article II is amended to read:

"Section 11. Other Government Employment. A member of the legislature may not serve in any other Commonwealth government position including other elective office or an independent board, agency, authority or commission established by this Constitution or by Commonwealth law. A person, having been a member of the legislature, may not serve in any elective or appointive Commonwealth Government position created by statute during the term for which he or she was elected, for a period of one year following the expiration of the term during which the position was created."

II. Section 14(a) of Article II is amended to read:

"Section 14: Organization and Procedures.

a) Each house of the legislature shall be the final judge of the election and qualifications of its members and the legislature may vest in the courts the jurisdiction to determine contested elections of members. Each house may compel the attendance of absent members, discipline its
members and, by the affirmative vote of three-fourths of its members, expel a member for commission of treason, a felony, breach of the peace, or violation of the rules of that house."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 13 of Article II relating to legislative sessions.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. Section 13 of Article II is amended to read:

   "Section 13: Sessions. The legislature shall
   meet for organizational purposes on the second
   Monday of January in the year following the
   regular general election at which members of the
   legislature are elected and shall be a continuous
   body for the two years between these organizational
   meetings. Each house shall meet in regular
   sessions for no more than ninety days each year,
   sixty days before April 1 and thirty days after
   July 31 of each calendar year, and may be convened
   at other times for not more than ten consecutive days
   upon request by its presiding officer or by the
   governor. When meeting pursuant to a call by the
   governor, the legislature shall consider only those
   subjects described in the call."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article II, to establish a ceiling of $2,800,000 on the budget of the legislature.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. A new section is added to Article II to read:

"Section ____ . Budget Ceiling. There shall be a ceiling on the budget of the legislature.

a) Appropriations, or obligations and expenditures, for the operations and activities of the legislature may not exceed two million eight hundred thousand dollars in any fiscal year. This ceiling on the legislative budget shall be divided equally between the Senate and the House of Representatives.

b) Obligations and expenditures for the operations and activities of the legislature for the period October 1 through the second Monday in January of a fiscal year in which there is a regular general election, may not exceed seven hundred thousand dollars or the spending authority otherwise available by law, whichever is less. This ceiling shall apply to the various offices and activities in the same proportions as the annual spending authority provided by law."

II. Transition Provision. Upon ratification, the ceilings
imposed by this amendment shall apply to the legislature on a pro rata basis computed with respect to the number of days remaining in the periods specified.
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Article II by adding a new section establishing a legislative bureau.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. A new section is added to Article II to read:

"Section ____: Legislative Bureau. There is hereby established a legislative bureau in the Northern Marianas Commonwealth Legislature.

a) The bureau shall be headed by a director to be appointed by the joint leadership of the legislature consisting of the presiding officers, vice presiding officers, floor leaders, and the chairmen of the standing committees.

b) The director shall employ all necessary staff, other than personal staff of the members of the legislature, pursuant to budgetary allocations. The staff members shall include legal counsel and other administrative staff.

c) The bureau shall provide all required services to the legislature in connection with duties and responsibilities during sessions and committee meetings. It shall maintain all records, files, library and other documents of the legislature.

d) The director may be removed by a majority of the members of each house of the legislature with or
1 without cause.
2  
3 e) The bureau shall be free from any political
4  harrassment or pressure.
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 2 of Article III relating to Qualifications of the Governor.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1  I. Section 2 of Article III is amended to read:
2   "Section 2. Qualifications of the Governor.
3      The governor shall be qualified to vote in the
4      Commonwealth, at least thirty-five years of age,
5      and a resident and domiciliary of the Commonwealth
6      for at least ten years immediately preceding the
7      date on which the governor takes office. A
8      different period of residence and domicile may be
9      provided by law. No person convicted of a felony
10     in the Commonwealth or in any area under the
11     jurisdiction of the United States may be eligible
12     for this office unless a full pardon has been
13     granted."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 4 of Article III to limit a governor to two terms in office.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1) Section 4 of Article III is amended to read:

"Section 4. Joint Election of the Governor and Lieutenant Governor. The governor and lieutenant governor shall be elected at large within the Commonwealth for a term of office of four years. The governor and lieutenant governor shall be elected jointly with each voter casting a single vote applicable to both offices. No person may be elected governor more than twice."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 7 of Article III relating to succession to the Governorship and Lieutenant Governorship.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 7 of Article III is amended to read:

   "Section 7. Succession to the Governorship and Lieutenant Governorship. In case of the removal, death, or resignation of the governor, the lieutenant governor shall become governor and the president of the senate shall become lieutenant governor. If the offices of governor and lieutenant governor are both vacant, the president of the senate shall become acting governor and the speaker of the house shall become acting lieutenant governor. An acting governor or lieutenant governor who assumes office when more than one year remains in the term may serve only until a governor or lieutenant governor is chosen in a special election provided by law."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 9(a) and (b) of Article III to mandate a balanced budget for the Commonwealth of the Northern Mariana Islands in every fiscal year.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. Section 9(a) and (b) of Article III is amended to read:

"Section 9: Executive Functions.

(a) The governor shall submit to the legislature a proposed annual balanced budget for the following fiscal year. The proposed balanced budget shall describe anticipated revenues of the Commonwealth and recommend expenditures of Commonwealth funds. The anticipated revenues may not be increased by the legislature without the consent of the governor. In preparing the proposed balanced budget, the governor shall consider submissions made by the mayors of Rota, Saipan, Tinian and Aguiguan, and the islands north of Saipan as to the budgetary needs of those islands and by the executive assistant appointed under section 18 of this article. The governor's submission to the legislature with respect to the budget shall state the governor's disposition of the budgetary requests contained in these submissions and may include recommended legislation with respect to taxation. If a balanced budget is
approved by the legislature, the governor may not reallocate appropriated funds except as provided by law. If a balanced budget is not approved before the first day of the fiscal year, appropriations for government operations and obligations shall be at the level for the previous fiscal year.

b) The governor shall report at least annually to the legislature regarding the affairs of the Commonwealth and new measures that are necessary or desirable. The report shall include a comprehensive annual financial report prepared in accordance with generally accepted governmental accounting principles."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 10 of Article III relating to the Governor's emergency powers.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 10 of Article III is amended to read:

"Section 10. Emergency Powers. The governor may declare a state of emergency in the case of invasion, civil disturbance, natural disaster, or other calamity as provided by law, and may mobilize available resources to respond to that emergency."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 11 of Article III of the Northern Marianas Constitution relating to the Attorney General.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Section 11 of Article III is amended to read:

"Section 11: Attorney General. The governor shall appoint an Attorney General with the advice and consent of the Senate. The Attorney General shall be a resident and a domiciliary of the Commonwealth of the Northern Mariana Islands for at least three years immediately preceding the date on which the Attorney General is confirmed. The Attorney General shall be responsible for providing legal advice to the governor and executive departments, representing the Commonwealth in all legal matters, and prosecuting violations of Commonwealth law."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 12 of Article III to provide for appointment of a temporary public auditor by the governor in the event of a vacancy in the office of public auditor, and to guarantee the minimum budget of the public auditor.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1  I. Section 12 of Article III is amended to read:

   "Section 12: Public Auditor. The governor shall appoint a public auditor with the advice and consent of each house of the legislature. The public auditor shall audit the receipt, possession and disbursement of public funds by the executive, legislative and judicial branches of the government, an instrumentality of the Commonwealth or an agency of local government and shall perform other duties provided by law. The Public Auditor shall be guaranteed an annual budget of at least $500,000. The budgetary appropriation may not be reprogrammed for other purposes, and any unencumbered fund balance in a fiscal year shall be available for general appropriation. The public auditor shall report to the legislature and the governor at least once every year and this report shall be made public promptly. The public auditor may be removed only for cause and by the affirmative vote of two-thirds of the members of each house of the legislature. In the event that there is a vacancy
in the office of public auditor, the governor shall appoint a temporary public auditor to serve until the vacancy is filled."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new subsection to Section 18 of Article III to require that the salary of the Executive Assistant for Carolinian Affairs not be less than that of an executive department head.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. A new subsection is added to Section 18 of Article III to read:
   "( ) The annual salary of the Executive Assistant for Carolinian Affairs may not be less than the annual salary of a head of an executive department."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article III relating to Retirement System.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. A new section is added to Article III to read:

"Section ____ Retirement System.

a) Membership in an employee retirement system of the Commonwealth shall constitute a contractual relationship. Accrued benefits of this system shall be neither diminished nor impaired.

b) An employee who has acquired not less than twenty years of creditable service under the Commonwealth retirement system shall be credited an additional five years and shall be eligible to retire. An employee who elects to retire under this provision may not be reemployed by the Commonwealth Government or any of its instrumentalities or agencies, for more than 60 calendar days in any fiscal year without losing his or her retirement benefits for the remainder of that fiscal year."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article III to guarantee the independence of boards and commissions and require appointments to vacant seats within 90 days.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. A new section is added to Article III to read:

"Section ______: Boards and Commissions. In every case where the governor appoints a board or commission to perform a regulatory or administrative function or direct the activities of an agency, authority, or public or quasi-public corporation in the performance of a regulatory or administrative function, the members of such a board or commission shall be independent and may be removed only on grounds of gross neglect or dereliction of duty, breach of fiduciary duty, conviction of a felony, or mental or physical incapacity. Upon the expiration of the term of a member of a board or commission, such person shall cease to be a member unless reappointed in the manner prescribed by law. The governor shall make appointments within ninety days to fill any vacant seats on a board or commission. This section does not apply to boards and commissions that serve a purely advisory

2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
function or, except to the extent specifically required by federal law, to boards and commissions created in order to comply with federal law."
SECOND NORTHERN MARIANAS
CONSTITUTIONAL CONVENTION, 1985

PROPOSED CONSTITUTIONAL AMENDMENT NO. 21

A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article III to establish an Office of Special Assistant for Women's Affairs.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. A new Section is added to Article III to read:

   "Section _____ Special Assistant for Women's Affairs.

   a) There is hereby established an Office of Special Assistant to the Governor for Women's Affairs. The governor shall appoint a person, who is qualified by virtue of education and experience, to be the special assistant. The special assistant may be removed only for cause.

   b) It is the responsibility and duty of the special assistant to formulate and implement a policy of affirmative action in the government and private sector to assist women achieve social, political and economic parity. The special assistant shall promote the interests of women, assist agencies of government and private organizations to plan and implement programs and services for women, monitor compliance of laws and regulations by government agencies and private organizations, organize community education strategies regarding the roles of women, and recommend to the governor and the
legislature for consideration legislation of benefit to women.

c) The special assistant may be authorized to hire staff and shall promulgate rules and regulations in carrying out the responsibilities and duties of the office.

d) The Governor shall include in the budget of the executive branch the funding necessary to fully implement the provisions of this section."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article III relative to Indigenous Affairs.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENTS:

1 I. A new Section is added to Article III to read:

"Section ______. Resident Executive for Indigenous Affairs.

a) There is hereby established the office of resident executive to the governor for indigenous affairs. The governor shall appoint a person who is of Northern Marianas descent with the necessary and sufficient education and experience to be resident executive, with the advice and consent of the senate. The term of office shall be four years. Nothing in this section shall preclude renewal of such appointment by the governor. The resident executive may be removed as provided in Article II, Section 8, of this Constitution for incompetence, neglect of duty, commission of a felony, treason, or corruption.

b) Responsibilities of Resident Executive. The duties and responsibilities of the resident executive for indigenous affairs shall include but not be limited to:

- coordinate the development, distribution, adoption and translation of a comprehensive
PROPOSED CONSTITUTIONAL AMENDMENT NO. 22

- assist and promote local entrepreneurial development.
- establish a community foundation for the advancement of the indigenous people.
- coordinate the translation and distribution of such official documents as the Constitution of the Commonwealth of the Northern Mariana Islands and the Covenant and the analyses thereof.
- plan for the establishment of the Indigenous Cultural Center and the Indigenous Hall of Fame.
- coordinate an annual cultural festival.
- develop and implement a long-range plan to assist and promote the entry of the indigenous people into professional and technical institutions of higher education.
- serve as an advocate of positions taken by indigenous people on issues brought before them. c) The office of resident executive for indigenous affairs shall commence immediately upon ratification of this section.
d) The resident executive is authorized to hire staff and promulgate rules and regulations in carrying out the duties and responsibilities of the office.

e) The governor shall include in the budget of the executive branch the funding necessary to fully implement the provisions of this section."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Sections 2, 3 and 4 of Article IV relating to the Judicial Branch.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Sections 2, 3 and 4 of Article IV are amended to read:

"Section 2. Commonwealth Trial Court. The Commonwealth trial court shall have original jurisdiction in all cases in equity and in all cases at law which involve land in the Commonwealth, and in all other civil actions. The court shall also have original jurisdiction in all criminal actions. At least one full-time judge shall be assigned to civil and criminal actions filed in Rota and Tinian. The legislature shall determine the number of judges.

Section 3. Commonwealth Appeals Court. The legislature may establish a Commonwealth appeals court to hear those appeals from judgments and orders of the Commonwealth trial court.

Section 4. Appointment and Qualifications. The governor shall appoint judges of the Commonwealth courts with the advice and consent of the senate. The term of office shall be six years and may be increased by law to not more than twelve years for judges who have served at least one term. A judge shall be at least
thirty-five years of age, a citizen or national of the United States and possess other qualifications provided by law."
SECOND NORTHERN MARIANAS
CONSTITUTIONAL CONVENTION, 1985

PROPOSED CONSTITUTIONAL AMENDMENT NO. 24

A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Article V relative to representation in the United States.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Article V is amended to read:

"ARTICLE V: REPRESENTATION TO THE UNITED STATES

Section 1: Resident Representative to the United States. A resident representative to the United States shall be elected to represent the Commonwealth in the United States and perform those related duties provided by law. The governor shall provide a certification of selection promptly to the United States Department of State and to the resident representative.

Section 2: Term of Office. The term of office of the resident representative shall be two years, except that on the second Monday of January 1990, the term of office of the resident representative shall be increased to four years. In the event that the United States confers the status of member or non-voting delegate in the United States Congress on the resident representative and such status requires a different term, the term of office of the resident representative shall be that required by such status.

Section 3: Qualifications. The resident representative shall be qualified to vote in the
Commonwealth, a citizen of the United States, at least twenty-five years of age, and a resident and domiciliary of the Commonwealth for at least seven years, immediately preceding the date on which the resident representative takes office. A different period of residence and domicile may be provided by law. No person convicted of a felony in the Commonwealth or in any area under the jurisdiction of the United States may be eligible for this office unless a full pardon has been granted.

Section 4: Annual Report. The resident representative shall submit a written report by the first day of March of each year, except that an outgoing resident representative shall submit a final written report by the second Monday of January of the year he or she leaves office, to the governor and legislature on the resident representative's official activities during the preceding year and matters requiring the attention of the government or people of the Commonwealth.

Section 5: Compensation. The resident representative shall receive an annual salary and reasonable allowance for expenses provided by law. The salary may not be changed during a term of office. The staff of the office of the resident representative shall be exempted from the civil service.
Section 6: Vacancy. In the event of a vacancy in the office of resident representative to the United States, the governor shall appoint a successor with the advice and consent of the legislature unless the United States confers the status of member or non-voting delegate in the United States Congress on the resident representative and such status requires a different method of filling vacancies, in which case vacancies shall be filled in the manner required by such status.

Section 7: Impeachment. The resident representative is subject to impeachment as provided in article II, section 8, of this Constitution for treason, commission of a felony, corruption or neglect of duty."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Article VI and Sections 17(a) and (b) of Article III relating to Local Government and decentralized delivery of public services.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENTS:

1. Article VI is amended to read:

   "Section 1: Local Government. Agencies of local government shall be established as provided by this article.

   Section 2: Election of Mayor. The qualified voters from Rota, Tinian and Aguiguan, and the islands north of Saipan shall elect a mayor for each island or group of islands.

   a) A mayor shall be qualified to vote in the island or islands served by the mayor, at least twenty-five years of age, a resident and domiciliary of the island or islands served by the mayor for at least three years immediately preceding the date on which the mayor takes office, and must reside in the island or islands served by the mayor after election, and shall meet other qualifications provided by law. No person convicted of a felony in the Commonwealth or in an area under the jurisdiction of the United States may be eligible for this office unless a full pardon has been granted."
b) The mayor shall be elected at a regular general election for a term of office of four years and may not hold that office for more than two terms. A vacancy in the office of the mayor shall be filled by special election if one-half or more of the term remains and otherwise as provided by law.

c) The office of the mayor for Saipan shall remain as provided in this Constitution prior to the effective date of this provision until the second Monday of January, 1990, at which time, it shall cease to exist and the offices of precinct commissioners shall be established as provided in this article.

Section 3: Responsibilities and Duties of the Mayor.

a) A mayor shall serve on the governor's council as established by Section 5 of this article.

b) A mayor shall administer government programs, public services, and appropriations provided by law, for the island or islands served by the mayor, and shall report quarterly to the governor relating to these programs and services or appropriations.
c) A mayor may investigate complaints and conduct public hearings with respect to government operations and local matters, and may submit findings or recommendations to the governor and the legislature. A mayor may require information in writing relating to local matters as may be necessary to his investigation under this subsection.

d) The mayors of Rota, and Tinian and Aguiguan, in consultation with the municipal council, and the mayor of the islands north of Saipan shall submit items for inclusion in the proposed budgets for both government operations and capital improvement projects. The governor's budget submission to the legislature shall state his disposition of the budgetary requests contained in the submissions from Rota, Tinian and Aguiguan, and the islands north of Saipan.

e) A mayor shall coordinate any extension of federal programs extended to the island or islands served by the mayor.

f) A mayor shall act as the principal local official for coordinating activities with disaster control for the mobilization of resources and meeting emergency conditions in the island or
PROPOSED CONSTITUTIONAL AMENDMENT NO. 25

islands served by the mayor.

g) The mayors of Rota, and Tinian and Aguiguan, shall appoint, in consultation with the head of the respective executive branch department, all resident department heads.

h) A mayor shall perform other responsibilities provided by law.

Section 5: Governor's Council. The mayors elected under Section 2, the executive assistant appointed under Article III, Section 18, and the chief precinct commissioner shall be members of a governor's council that shall advise the governor on government operations and local matters. The governor shall preside over the council which shall meet regularly or at least four times each year to consider matters concerning the relationship between the Commonwealth and its separate islands.

Section 6: Municipal Councils/Precinct Commissioners.

a) There shall be municipal councils for Rota, and Tinian and Aguiguan, to be composed of three members, elected at-large in the island or islands to be served and on a non-partisan basis. Candidates for municipal council shall be at least twenty-one years of age, a resident of the
PROPOSED CONSTITUTIONAL AMENDMENT NO. 25

municipality for at least three years and shall serve for a term of two years. Each council shall adopt its own rules of procedure.

b) Commencing the second Monday of January 1990, there shall be four precinct commissioners for Saipan, elected by and for four precincts. Candidates for precinct commissioner shall be at least twenty-one years of age, a resident of the precinct for at least three years immediately preceding the date on which the precinct commissioner takes office, and shall serve for a term of four years. Immediately upon taking office, the four precinct commissioners shall meet and select a chief commissioner by drawing of lots. The chief commissioner shall serve for a period not to exceed one year. Each of the four precinct commissioners shall serve alternately as chief commissioner every year throughout the four year term.

c) In the case of a vacancy in a municipal council, the mayor of the island or islands served by the council shall appoint the unsuccessful candidate for the office in the last election for the council who received the next highest number of votes. Otherwise, the mayor shall

Page 5 of 10
appoint a person from the island or islands
served with the advice and consent of the
legislative delegation of the senatorial district
for that island or islands.

d) In the case of a vacancy in an office
of precinct commissioner, the governor shall
appoint the unsuccessful candidate for the office
in the last election who received the next highest
number of votes in the precinct for which the
vacancy exists. Otherwise, the governor shall
appoint a person from that precinct with the
advice and consent of the precinct legislative
delegation to the house of representatives.

Section 7: Powers, Meetings, Compensation.

a) The municipal councils shall meet in
regular session no more than twice a month, and
shall be paid for each meeting as provided by law.
The mayor, or a majority of the members of the
council, may call special sessions of the council
as needed. The powers of the municipal councils
shall extend to all local matters of a
predominately local nature not pre-empted by the
Commonwealth Legislature, and shall include the
following:

1) Assist the mayor in the formulation
of the annual budget delineating local needs,

2) At the request of an executive branch
department head, in consultation with the
mayor, the council shall have the authority
to approve reprogramming of funds in the
approved budget,

3) To confirm all resident department
heads,

4) When a mayor is unable to discharge
the duties of office by reason of physical
or mental disability, the presiding officer
of the municipal council shall be acting
mayor. If the presiding officer is not
available, another member shall be selected
by the council to serve, and

5) Additional powers and duties as
provided by law.

b) The precinct commissioners shall meet
in regular session no more than twice a month and
shall receive an annual salary as provided by
law. The governor, or a majority of the precinct
commissioners, may call special sessions as
needed. The powers of the precinct commissioners
shall extend to all matters of a predominately
local nature not pre-empted by the Commonwealth
PROPOSED CONSTITUTIONAL AMENDMENT NO. 25

Legislature, and shall include the following:
1) Assist the governor in the formulation of the annual budget delineating local needs,
2) Advise the governor in the reprogramming of funds in the approved budget,
3) Serve as liaison between their respective precincts and the office of the governor in the delivery of public services,
4) Additional powers and duties as provided by law.

Section 8: Agencies of Local Government.

a) The chartered municipality form of local government on Rota, and Tinian and Aguiguan, is hereby established. Local taxes paid to the chartered municipal governments of Rota, and Tinian and Aguiguan, and Saipan may be expended for local public purposes on the island or islands producing those revenues. New agencies of local government may not be established without the affirmative vote of two-thirds of the persons qualified to vote from the island or islands to be served by the proposed agency of local government."

II. Sections 17(a) and (b) of Article III are amended to read:
Section 17(a). The governor shall delegate to a mayor elected under the provisions of Article VI, Section 2, responsibility for the execution of Commonwealth laws as deemed appropriate, and the administration of public services in the island or islands in which the mayor has been elected. Services being provided on a decentralized basis on Rota, and Tinian and Aguiguan, on the effective date of this provision shall continue. In furtherance of this section, the mayor shall have the responsibility for ensuring that the resident department heads faithfully execute their duties under the law and in accordance with the policies of the Commonwealth government for the administration of public services, in the island or islands in which the mayor has been elected.

b) Public services on Rota, and Tinian and Aguiguan, shall be headed by a resident department head in the departments providing the services. A resident department head shall submit a budget to the mayor pursuant to the budget instructions. No resident department head may be appointed to serve in any commonwealth-wide board, commission, or authority. These arrangements shall apply to the islands north of Saipan when the population of these islands exceeds one thousand persons."
Transition Provision - Election. An election of the members of the municipal councils for Rota, and Tinian and Aguijan, shall be held within sixty days after ratification of this amendment. The election of precinct commissioners for Saipan shall be held four years after the ratification of this amendment. The Board of Elections shall conduct the election in accordance with existing laws.
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 1 of Article VIII of the Northern Marianas Constitution to change the day of the regular general election to Saturday.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 1 of Article VIII is amended to read:

"Section 1: Regular General Election. The regular general election of the Commonwealth shall be held on the first Saturday in November."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Section 5 to Article VIII relating to resignation from public office.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. To add a new Section 5 to Article VIII to read:

"Section 5: Resignation from Public Office. An elected public official shall resign from office upon certification to be a candidate for another public office, if the term of the office sought begins before the end of the term of the office held."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 1 of Article X relating to Public Purpose.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. Section 1 of Article X is amended to read:

"Section 1: Public Purpose. A tax may not be levied and an appropriation of public money may not be made, directly or indirectly, except for a public purpose. The legislature shall provide the definition of public purpose."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new section to Article X prohibiting the imposition of certain taxes on real property unless approved by three-fourths of the votes cast in a referendum.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. A new section is added to Article X to read:
   "Section ____: Real Property Taxes. No tax may be levied upon any owner-occupied single family residential, agricultural, or unimproved real property, unless approved by three-fourths of the votes cast in an election conducted in the senatorial district in which the tax is to be levied."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add two new sections to Article X relating to the liquidation of deficits, and requiring employment ceilings in appropriation acts.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. A new section is added to Article X to read:
2 "Section __: Liquidation of Deficits. Before October 1, 1986, the legislature shall adopt a seven-year plan in which the government operations deficit through fiscal year 1985 shall be retired in equal shares. If the legislature fails to adopt or adhere to the plan, any person may bring an action to require the government to reallocate its expenditures in accordance with a deficit reduction plan. If an operating deficit is incurred in future fiscal years, the government shall retire the deficit during the second consecutive fiscal year following the year."

II. A new section is added to Article X to read:
4 "Section __: Government Employment. In the annual appropriations acts, the legislature shall establish ceilings on the number of persons that may be employed by each branch, department, agency, authority and public corporation of the Commonwealth to which public funds are appropriated. Except upon specific
approval by joint resolution of the legislature, no public funds may be expended for personnel in excess of the ceilings so established."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add two new sections to Article X relating to a Uniform Fiscal Management Policy and taxpayer’s rights of action.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. Two new sections are added to Article X to read:

"Section ____: Control of Public Finance. The Department of Finance or its successor department shall control and regulate the expenditure of public funds. The department shall promulgate regulations including accounting procedures that require public officials to provide full and reasonable documentation that public funds are expended for public purposes.

Section ____: Taxpayer’s Right of Action. A taxpayer may bring an action against the government or one of its instrumentalities in order to enjoin the expenditure of public funds for other than public purposes or for a breach of fiduciary duty. The court shall award costs and attorney fees to any person who prevails in such an action in a reasonable amount relative to the public benefit of the suit."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Sections 4 and 5 of Article XI relating to the Marianas Public Land Corporation.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 4 of Article XI is amended to read:

"Section 4: Marianas Public Land Corporation.

There is hereby established the Marianas Public Land Corporation.

a) The corporation shall have five directors, appointed by the governor with the advice and consent of the senate, who shall direct the affairs of the corporation for the benefit of the people of the Commonwealth who are of Northern Marianas descent.

b) One director shall be a resident of the first senatorial district, one shall be a resident of the second senatorial district, and three shall be residents of the third senatorial district; provided that of the five directors, at least one shall be a woman and at least one shall be a person of Carolinian descent. Each director shall be a citizen or national of the United States, a resident of the Commonwealth for at least five years immediately preceding the date on which the director takes office, a person with at least two
years management experience, a person who has not
been convicted of a crime carrying a maximum
sentence of imprisonment of more than six months,
a person who is able to speak Chamorro or
Carolinian and a person of Northern Marianas
descent.

c) The directors shall serve a term of four
years except that two of the first five directors
appointed shall serve a term of two years and three
shall serve a term of four years. A director may
not hold a paid position in the corporation. The
directors shall be held to strict standards of
fiduciary care.

d) The corporation shall have the powers
available to a corporation under Commonwealth law
and shall act only by the affirmative vote of a
majority of the five directors.

e) The directors shall make an annual
written report to the people of the Commonwealth
descrribing the management of public lands and the
nature and effect of transfers of interests in
public land made during the preceding year and
disclosing the interests of the directors in
Commonwealth land.

f) After this Constitution has been in
II. Section 5 of Article XI is amended to read:

Section 5: Fundamental Policies. The Marianas Public Land Corporation shall follow certain fundamental policies in the performance of its responsibilities.

a) The corporation shall make available some portion of the public lands for a homestead program. A person is not eligible for more than one agricultural and one village homestead. A person may not receive a freehold interest in a homestead for three years after the grant of a homestead and may not transfer a freehold interest in a homestead for ten years after receipt except that these requirements are waived for persons who have established a continuous use of public lands for at least fifteen years as of the effective date of this Constitution. At any time after receiving the freehold interest, the grantee may mortgage the land provided that all funds received from the mortgagee be devoted to the improvement of the land. Other requirements relating to the homestead program shall be provided by law.
b) The corporation may not transfer a freehold interest in public lands for twenty years after the effective date of this Constitution, except for homesteads as provided under Section 5(a), or for use for a public purpose by another agency of government, or for land exchanges to accomplish a public purpose as authorized by law.

c) The corporation may not transfer a leasehold interest in public lands that exceeds twenty-five years including renewal rights. An extension of not more than fifteen years may be given upon approval by three-fourths of the members of the legislature.

d) The corporation may not transfer an interest in more than five hectares of public land for use for commercial purposes without the approval of the legislature in a joint session.

e) The corporation may not transfer an interest, and may prohibit the erection of any permanent structure, in public lands located within one hundred fifty feet of the high water mark of a sandy beach, except that the corporation may authorize construction of facilities for public purposes.
f) The corporation shall adopt a comprehensive land use plan with respect to public lands including priority of uses and may amend the plan as appropriate.

g) The corporation shall receive all moneys from the public lands except those from lands in which freehold interest has been transferred to another agency of government pursuant to section 5(b), and shall transfer these moneys after the end of the fiscal year to the Marianas Public Land Trust except that the corporation shall retain the amount necessary to meet reasonable expenses of administration and management, land surveying, homestead development, and any other expenses reasonably necessary for the accomplishment of its functions. The annual budget of the corporation shall be submitted to the legislature for information purposes only."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 6(a) of Article XI to provide for an increase in the number of trustees of the Marianas Public Land Trust from three to five; and, to amend Section 6(f) of Article XI to provide for annual reporting.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Section 6(a) of Article XI is amended to read:

"a) The trust shall have three trustees appointed by the governor with the advice and consent of the senate. After this Constitution has been in effect for ten years, the number of trustees appointed by the governor with the advice and consent of the senate shall be increased to five. Three shall be from Saipan, one from Rota, and one from Tinian. At least one trustee shall be a woman and at least one trustee shall be of Carolinian descent. The trustees shall serve for a term of six years except that the term of office shall be staggered, accomplished as follows: three trustees shall serve for four years and two trustees shall serve for six years as determined by drawing of lots."

II. Section 6(f) of Article XI is amended to read:

"f) The trustees shall be held to strict standards of fiduciary care. Each trustee shall annually submit to the governor and the presiding officers of the legislature a report disclosing their financial affairs, as provided by law."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 2 of Article XII relating to acquisition of land.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Section 2 of Article XII is amended to read:

"Section 2: Acquisition. The term acquisition used in Section 1 includes acquisition by sale, lease, gift, inheritance or other means. A transfer to a spouse by inheritance is not an acquisition under this section if the owner dies without issue or with issue not eligible to own land in the Northern Mariana Islands. A transfer to a mortgagee by means of a foreclosure on a mortgage is not an acquisition under this section if the mortgagee is a full service bank, Federal Agency or Governmental entity of the Commonwealth and does not hold the permanent or long-term interest in real property for more than ten years beyond the term of the mortgage."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 3 of Article XII to allow the sale and long-term lease of building above the first floor.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Section 3 of Article XII is amended to read:

"Section 3: Permanent and Long-Term Interests in Real Property. The term permanent and long-term interests in real property used in Section 1 includes freehold interests and leasehold interests of more than fifty-five years including renewal rights, except an interest acquired above the first floor of a condominium building. Any interests acquired above the first floor of a condominium building is restricted to private lands. Any land transaction in violation of this provision shall be void. This amendment does not apply to existing leasehold agreements."
To amend Section 5 and 6 of Article XII of the Northern Marianas Constitution relating to the qualification of corporations as persons of Northern Marianas descent.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Sections 5 and 6 of Article XII are amended to read:

"Section 5: Corporation. A corporation shall be considered to be a person of Northern Marianas descent so long as it is incorporated in the Commonwealth, has its principal place of business in the Commonwealth, has directors one-hundred percent of whom are persons of Northern Marianas descent and has voting shares (i.e. common or preferred) one-hundred percent of which are actually owned by persons of Northern Marianas descent as defined in Section 4. Minors, as defined by applicable laws of the Commonwealth, may not be eligible to become directors of a corporation. No trusts or voting by proxy by persons not of Northern Marianas descent may be permitted. Beneficial title shall not be severed from legal title.

Section 6: Enforcement. Any transaction made in violation of Section 1 shall be void ab initio. Whenever a corporation ceases to be qualified under Section 5, a permanent or long-term interest land in the Commonwealth acquired by the Corporation after the effective date of this amendment shall be immediately
1 forfeited without right of redemption to the government of the Commonwealth of the Northern Mariana Islands. The Registrar of Corporation shall issue regulations to ensure compliance and the legislature may enact enforcement laws and procedures."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 2 of Article XIV to include two other uninhabited islands to be protected and preserved.

THE SECOND CONSTITUTIONAL CONVENTIONadopts and proposes for ratification the following amendment:

1. Section 2 of Article XIV is amended to read:

"Section 2: Uninhabited Islands. The island of Managaha shall be maintained as an uninhabited place and used only for cultural and recreational purposes. The islands of Maug, Uracas, Asuncion, Guguan and other islands specified by law shall be maintained as uninhabited places and used only for the preservation and protection of natural resources, including but not limited to bird, wildlife and plant species."
A PROPOSED CONSTITUTIONAL AMENDMENT

To repeal Section 13 of Article III, and to amend Article XV relative to education.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Effective on the second Monday of January 1988, Section 13 of Article III is repealed.

II. Effective on the second Monday of January 1988, Article XV is amended to read:

"ARTICLE XV: EDUCATION

Section 1: Elementary and Secondary Education.

a) Every person in the Northern Mariana Islands has the right to free, compulsory and public elementary and secondary education within age and educational levels provided by law. The educational system shall provide maximum educational and training opportunities and be sensitive and responsive to the needs and desires of the community as it pursues its central objective of developing human potential. The educational system shall also provide support and guidance for students in assessing areas of interest and ability, in clarifying values and goals, and in providing students with clear and accurate information so they may gain the most from
their educational experience. The educational system shall recognize the distinct and unique cultural heritage and indigenous way of life of the people and shall be committed to provide for the language needs of the people and the preservation of their cultural integrity within a global community.

b) Administration of the public elementary and secondary education system of the Commonwealth shall be the responsibility of a superintendent of education appointed by a representative board of education. The board of education shall formulate policy and exercise control over the public school system through the superintendent. Other matters pertaining to its operations and duties shall be provided by law.

c) The board of education shall have five members, elected at large on a non-partisan basis as follows: one from the first senatorial district, one from the second senatorial district and three from the third senatorial district. Elected members of the board of education shall serve terms of four years except that the terms of the first members elected shall be determined by drawing of lots with three members serving a term
of four years and two members serving a term of 
two years. The governor shall appoint three 
nonvoting ex-officio members to the board of 
education: one member shall be a student 
attending a public school; one member shall be a 
representative of nonpublic schools; and one 
member selected by an exclusive bargaining 
representative of the teachers within the 
Department of Education. Elected members of the 
board shall serve commencing on the second Monday 
of January in the year following the regular 
general election at which they were elected.

d) A member of the board of education shall 
be qualified to vote in the Commonwealth, at least 
twenty-five years of age, and a resident and 
domiciliary of the Commonwealth for at least five 
years immediately preceding the date on which the 
member takes office. A longer residency and 
domicile requirement may be provided by law.

e) The public elementary and secondary 
education system shall be guaranteed an annual 
budget of not less than fifteen percent of the 
general revenues of the Commonwealth. The 
budgetary appropriation may not be reprogrammed 
for other purposes, and any unencumbered fund
balance at the end of a fiscal year shall be available for reappropriation.

Section 2: Higher and Adult Continuing Education.

a) The legislature shall establish by law a Northern Marianas College that shall be headed by a president. The president of the college shall be appointed by a representative board of regents. The board of regents shall be appointed to staggered terms by the governor and shall have autonomy in the administration of its affairs and shall formulate policy relating to the higher education needs of the Commonwealth of the Northern Mariana Islands. The composition of the board of regents and other matters pertaining to its and operations and duties shall be provided by law.

b) The mission of the college shall be to provide the best quality and meaningful postsecondary and adult educational opportunities for the purpose of improving the quality of life for the individual and for the Commonwealth as a whole. The college shall be responsible for providing education in the areas of adult and continuing education, postsecondary and adult vocational education and professional development for the people of the Commonwealth.
c) The college shall be guaranteed an annual budget of not less than one percent of the general revenues of the Commonwealth. The budgetary appropriation may not be reprogrammed for other purposes, and any unencumbered fund balance at the end of a fiscal year shall be available for reappropriation."
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 2(a) of Article XVII to require that voters be asked within ten years whether there should be another constitutional convention; and, to amend Section 5(a) of Article XVIII to allow proposed amendments to be ratified in a special election.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. Section 2(a) of Article XVIII is amended to read:

   "a) The legislature, by the affirmative vote of a majority of the members of each house, may submit to the voters the question, 'Shall there be a constitutional convention to propose amendments to the Constitution?' The legislature, or the governor in the event the legislature fails to act, shall submit this question to the voters at a regular general election no later than ten years after the question was last submitted and as provided by law. An act of the legislature under this subsection may not be vetoed by the governor."

2. Section 5(a) of Article XVIII is amended to read:

   "a) A proposed amendment to this Constitution shall be submitted to the voters for ratification at the next regular general election or at a special election established by law."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Article relating to Code of Ethics; to amend Section 15 of Article II relating to conduct of members; and to amend Section 6 of Article III relating to other government employment.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. A new Article is added to read:

"ARTICLE _____ CODE OF ETHICS

"Section 1. Code of Ethics. The legislature shall enact a comprehensive Code of Ethics which shall apply to appointed and elected officers and employees of the Commonwealth and its political subdivisions, including members of boards, commissions, and other instrumentalities. The Code of Ethics shall include a definition of proper conduct for members of the legislature with conflicts of interest and a definition of the proper scope of debate in the legislature, shall require disclosure of financial or personal interests sufficient to prevent conflicts of interest in the performance of official duties, shall define the offense or corrupt solicitation of public officials, and shall provide for punishment of offenses by fine and imprisonment."

II. Section 15 of Article II is amended to read:

"Section 15: Conduct of Members. A member of the legislature who has a financial or personal interest in a bill before the legislature shall
disclose that interest and may not debate on or vote on
the bill."

III. Section 6 of Article III is amended to read:

"Section 6: Other Government Employment. The
governor or lieutenant governor may not serve in
another Commonwealth position or receive compensation
for performance of official duties or from any
governmental body except as provided by Section 5."
A PROPOSED CONSTITUTIONAL AMENDMENT

To repeal Section 16 of Article III; and to add a new Article relating to Civil Service.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1 I. Section 16 of Article III is repealed and a new Article is added to read:

"ARTICLE ___. CIVIL SERVICE

"Section 1: Civil Service. The legislature shall provide for a non-partisan and independent civil service with the duty to establish and administer personnel policies for the Commonwealth Government.

The Commission shall be composed of seven members appointed by the governor with the advice and consent of the senate. Six members shall serve a term of six years, staggered in such manner that the term of one member expires each year, and one member shall serve a term of four years expiring concurrently with the term of the governor. Members of the civil service commission may be removed only for cause. The commission's authority shall extend to positions other than those filled by election or by appointment of the governor in the departments and agencies of the executive branch and in the administrative staffs of the legislative and judicial branches. Exemption from the civil service shall be as provided by law, and the
commission shall be the sole authority authorized by law to exempt positions from civil service classifications. Appointment and promotion within the civil service shall be based on merit and fitness demonstrated by examination or by other evidence of competence."

II. Transition Provision. Upon ratification, the governor is authorized to adjust the terms of members currently sitting on the civil service commission in such manner that one member's term will expire the same day as the governor's term and the term of one member shall expire in January of each of the following years: 1986, 1987, 1988, 1989, 1990 and 1991.
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Article relating to gambling.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

1. A new Article is added to read:
   "ARTICLE ___: GAMBLING
   "Section 1: Prohibition. Gambling is prohibited in the Northern Mariana Islands except as provided by Commonwealth law or established through initiative in the Commonwealth or in any senatorial district."
A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Article relating to the official seal, flag and languages of the Northern Mariana Islands.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. A new Article is added to read:

"ARTICLE ____, OFFICIAL SEAL, FLAG AND LANGUAGES

"Section 1: Official Seal. The official seal of the Commonwealth shall consist of a circular field of blue having in its center a white star superimposed on a gray latte stone, surrounded by the traditional Carolinian mwaar consisting of the following flowers: langilang, flores mayor (seyur) angagha, and teibwo, on the outer border, and the words encircling the mwaar, 'Commonwealth of the Northern Mariana Islands' and 'Official Seal'.

Section 2: Official Flag. The official flag of the Commonwealth shall consist, on both sides of a rectangular field of blue, a white star in the center, superimposed on a gray latte stone, surrounded by the traditional Carolinian mwaar. The dimensions of the flag, the mwaar, the star and latte stone shall be provided by law.

Section 3: Official Language. The official languages of the Commonwealth shall be Chamorro, Carolinian and English, as deemed appropriate
and as enforced by the legislature. The legislature may provide that government proceedings and documents shall be in at least one of the three languages. This section shall not be subject to judicial review.*
A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 8 of the Schedule on Transitional Matters relating to Interim Definition of Citizenship.

THE SECOND CONSTITUTIONAL CONVENTION ADOPTS AND PROPOSES FOR RATIFICATION THE FOLLOWING AMENDMENT:

I. Section 8 of the Schedule on Transitional Matters is amended to read:

"Section 8: Interim Definition of Citizenship.
For the period from the approval of the Constitution by the people of the Northern Mariana Islands to the termination of the Trusteeship Agreement, the term United States citizen or United States national as used in the Constitution and laws of the Northern Mariana Islands means those persons who, on the date of approval of the Constitution by the people of the Northern Mariana Islands, do not owe allegiance to any foreign state and who qualify under one of the following criteria, as well as their children regardless of their date of birth:

a) persons who were born in the Northern Mariana Islands, who are citizens of the Trust Territory of the Pacific Islands on the date of the approval of the Constitution by the people of the Northern Mariana Islands and who on that date are domiciled in the Northern Mariana Islands or in the United States or any territory or
b) persons who are citizens of the Trust Territory of the Pacific Islands on the date of the approval of the Constitution by the people of the Northern Mariana Islands, who have been domiciled continuously in the Northern Mariana Islands for at least five years immediately prior to that date, and who, unless under age, registered to vote in elections for the Mariana Islands District Legislature or for any municipal election in the Northern Mariana Islands prior to January 1, 1975; or

c) persons domiciled in the Northern Mariana Islands on the date of the approval of the Constitution by the people of the Northern Mariana Islands, who, although not citizens of the Trust Territory of the Pacific Islands, on that date have been domiciled continuously in the Northern Mariana Islands beginning prior to January 1, 1974."