

**COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS  
SAIPAN, TINIAN, ROTA and NORTHERN ISLANDS**



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**COMMONWEALTH REGISTER**

**VOLUME 37  
NUMBER 04**

**APRIL 28, 2015**

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# COMMONWEALTH REGISTER

VOLUME 37  
NUMBER 04

APRIL 28, 2015

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# NORTHERN MARIANAS HOUSING CORPORATION

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## PUBLIC NOTICE OF CERTIFICATION AND ADOPTION OF THE HOMEOWNERSHIP INVESTMENT PARTNERSHIPS (HOME) PROGRAM POLICIES AND PROCEDURES FOR HOMEBUYER ACTIVITIES AND HOMEOWNER REHABILITATION OF THE NORTHERN MARIANAS HOUSING CORPORATION (NMHC)

PRIOR PUBLICATION IN THE COMMONWEALTH REGISTER  
AS PROPOSED REVISIONS

Volume 37, Number 02, pp 036120-036218, of February 28, 2015

**ACTION TO ADOPT PROPOSED NMHC HOMEOWNERSHIP INVESTMENT PARTNERSHIPS (HOME) PROGRAM POLICIES AND PROCEDURES FOR HOMEBUYER ACTIVITIES AND HOMEOWNER REHABILITATION:** The Northern Marianas Housing Corporation ("NMHC") HEREBY ADOPTS AS PERMANENT the Proposed Policies and Procedures which were published in the Commonwealth Register at the above-referenced pages, pursuant to the procedures of the Administrative Procedure Act, 1 CMC § 9104(a). NMHC announced that it intended to adopt them as permanent, and now does so. (id.) I also certify by signature below that:

**PRIOR PUBLICATION:** The prior publication was as stated above. The NMHC Board adopted the regulations as final at its meeting of April 13, 2015.

### MODIFICATIONS FROM PROPOSED REGULATIONS, IF ANY:

1. **ADD** a new section to the Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities as page 37, the new section shall read:

#### APPENDIX

#### HOMEBUYER / NEW CONSTRUCTION - Loan Determination

Determining how much of a loan an applicant would be eligible for or if a loan can be extended is determined by the applicant(s) gross annual income, repayment ability and credit worthiness. These could be found in *Section III - Eligibility Requirements, Subsections A & B*. An applicant(s) debt ratio should not exceed forty percent (40%) of their gross annual income. However, on a case-by-case basis, the debt ratio could be up to fifty percent (50%) provided that the applicant could still meet repayment responsibilities. The minimum and maximum loan assistance including the type to be extended to an applicant(s) are further explained in *Section 8 Terms and Conditions of Loan*. Additionally because of the affordability restrictions that will be imposed on the

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"NMHC Is a fair housing agency and an equal opportunity, lender and employer"<sup>1</sup>

property, a loan will only be extended to applicant(s) who will make their home-assisted unit their primary residence (see *Section III Eligibility Requirements Subsection D*).

2. **ADD** a new section to the Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homeowner Rehabilitation as **page 54**, the new section shall read:

## **APPENDIX**

### **HOMEOWNER REHABILITATION - Loan Determination**

Determining how much of a loan an applicant would be eligible for or if a loan can be extended is determined by the applicant(s) gross annual income, repayment ability and credit worthiness. These could be found in Sections 2.2 *Target Group*, 2.3 *Income Eligibility*, 2.5 *Interest Rate & Type of Assistance*, 2.6 *Loan Terms & Repayment*, 2.7 *Repayment Analysis*, and 3.11 *Credit History and Verification of Income*. An applicant(s) debt ratio should not exceed forty percent (40%) of their gross annual income. However, on a case-by-case basis, the debt ratio could be up to fifty percent (50%) provided that the applicant could still meet repayment responsibilities. The minimum and maximum loan assistance can be found in *Section 2.1 Loan Amount* including the type to be extended to an applicant(s) which are further explained in *Section 2.5 Interest Rate & Type of Assistance*, *Section 2.6 Loan Terms & Repayment* and *Section 2.7 Repayment Analysis*. Additionally because of the affordability restrictions that will be imposed on the property, a loan will only be extended to applicant(s) who will make their home-assisted unit their primary residence (see *Section 2.4 Property Eligibility Subsection E*).

**AUTHORITY:** The NMHC Board is authorized to promulgate and adopt policies and procedures regarding those matters over which the NMHC Board has jurisdiction, including the Homeownership Investment Partnerships (Home) Program for Homebuyer Activities and Homeowner Rehabilitation, pursuant to Executive Order No. 94-3, Section 407 of the Reorganization Plan No. 2 of 1994, Directive No. 138, and NMHC's Articles of Incorporation and Bylaws on file with the CNMI Registrar of Corporation as of February 06, 1995.

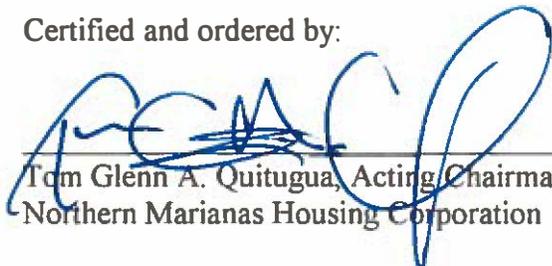
**EFFECTIVE DATE:** Pursuant to the APA, 1 CMC § 9105(b), there adopted regulations are effective 10 days after compliance with the APA, 1 CMC §9102 and 9104(a) or (b), which, in this instance, is 10 days after this publication in the Commonwealth Register.

**COMMENTS AND AGENCY CONCISE STATEMENT:** Pursuant to the APA, 1 CMC section 9104(a)(2), the agency has considered fully all written and oral submissions respecting the proposed regulations. Upon this adoption of the policies and procedures the agency, if requested to do so by an interested person, either prior to adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling the considerations urged against its adoption. Please see the following pages for this agency's concise statement, if there are any, in response to filed comments.

**ATTORNEY GENERAL APPROVAL:** The adopted Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation were approved for promulgation by the Attorney General in the above-cited pages of the Commonwealth Register, pursuant to 1 CMC section. 2153(e), to review and approve, as to form and legal sufficiency, all rules and regulations to be promulgated by any department, agency or instrumentality of the Commonwealth government, including public corporations, except as otherwise provided by law.

I DECLARE under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the \_\_\_\_\_ day of April 2015, at Saipan, Commonwealth of the Northern Mariana Islands.

Certified and ordered by:

  
\_\_\_\_\_  
Tom Glenn A. Quitugua, Acting Chairman  
Northern Marianas Housing Corporation

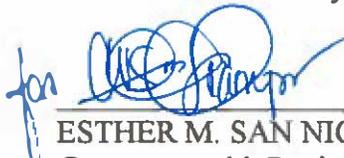
04/24/15  
\_\_\_\_\_  
Date

Pursuant to 1 CMC § 2153(e) (AG approval of policies and procedures to be promulgated as to form) and 1 CMC§ 9104(a)(3) (obtaining AG approval) the certified final Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation, modified as indicated above from the cited proposed policies and procedures, have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General and shall be published pursuant to, 1 CMC § 2153(f) (publication of rules and regulations).

Dated this 27 day of April, 2015.

  
\_\_\_\_\_  
EDWARD MANIBUSAN  
Attorney General

Filed and Recorded by:

  
\_\_\_\_\_  
ESTHER M. SAN NICOLAS NESBITT  
Commonwealth Register

4/27/2015  
\_\_\_\_\_  
Date

## APPENDIX

### HOMEBUYER / NEW CONSTRUCTION - Loan Determination

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## APPENDIX

### HOMEOWNER REHABILITATION - Loan Determination

Determining how much of a loan an applicant would be eligible for or if a loan can be extended is determined by the applicant(s) gross annual income, repayment ability and credit worthiness. These could be found in *Sections 2.2 Target Group, 2.3 Income Eligibility, 2.5 Interest Rate & Type of Assistance, 2.6 Loan Terms & Repayment, 2.7 Repayment Analysis, and 3.11 Credit History and Verification of Income*. An applicant(s) debt ratio should not exceed forty percent (40%) of their gross annual income. However, on a case-by-case basis, the debt ratio could be up to fifty percent (50%) provided that the applicant could still meet repayment responsibilities. The minimum and maximum loan assistance can be found in *Section 2.1 Loan Amount* including the type to be extended to an applicant(s) are further explained in *Section 2.5 Interest Rate & Type of Assistance, Section 2.6 Loan Terms & Repayment and Section 2.7 Repayment Analysis*. Additionally because of the affordability restrictions that will be imposed on the property, a loan will only be extended to applicant(s) who will make their home-assisted unit their primary residence (*see Section 2.4 Property Eligibility Subsection E*).



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## RESOLUTION OF THE BOARD OF DIRECTORS

NO. 88

**A Resolution of the Board of Directors of the Northern Marianas Housing Corporation approving the adoption of the revised Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation as published in the Commonwealth Register Volume 37, Number 02, pp 036120-036218, on February 28, 2015 with the changes set forth in the Notice of Adoption to be published in the Commonwealth Register.**

**WHEREAS**, the United States Department of Housing and Urban Development (HUD), operates a program known as the Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation;

**WHEREAS**, the Northern Marianas Housing Corporation (NMHC) has been given the task to administer this program in the Commonwealth of the Northern Mariana Islands;

**WHEREAS**, NMHC to ensure continued conformity with HUD policies and procedures governing the Homeownership Investment Partnerships (Home) Program; updated and revised its Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation;

**WHEREAS**, on February 28, 2015, NMHC published for a period of thirty (30) days an updated and revised Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation;

**COMMONWEALTH REGISTER VOLUME 37 NUMBER 04 APRIL 28, 2015 PAGE 036377**

**"NMHC is a fair housing agency and an equal opportunity, lender and employer"**

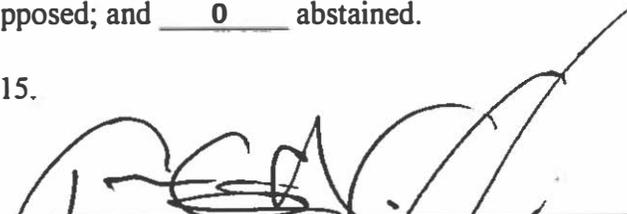
**WHEREAS**, NMHC has adopted by resolution the Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation as published in the Commonwealth Register with the changes in substance as set forth in the Notice of Adoption to be published in the Commonwealth Register.

**THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTHERN MARIANAS HOUSING CORPORATION**, that the Chairman of the Board and the Corporate Director are hereby authorized to approve the publication, certification, and adoption of the revised Homeownership Investment Partnerships (Home) Program Policies and Procedures for Homebuyer Activities and Homeowner Rehabilitation.

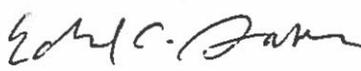
**CERTIFICATION**

I, the undersigned Chairman of the Board, hereby certify that the Board of Directors of the NMHC adopted the foregoing resolution. It was adopted at the Regular Meeting of the Board of Directors on April 13, 2015, after a roll call was taken and with a quorum present. The vote was 5 in favor; 0 opposed; and 0 abstained.

Dated this 13<sup>th</sup> day of April, 2015.

  
\_\_\_\_\_  
TOM GLENN A. QUITUGUA  
Chairman of the Board of Directors  
Northern Marianas Housing Corporation

Attested by:

  
\_\_\_\_\_  
EDWARD C. SABLAN  
Secretary of the Board of Directors  
Northern Marianas Housing Corporation

**Commonwealth of the Northern Mariana Islands  
COMMONWEALTH CASINO COMMISSION**

Juan M. Sablan, Chairman  
Commonwealth Casino Commission  
P.O. Box 500237  
Saipan, MP 96950  
Tel. (670) 237-2214

Email: commonwealthcasinocommission@gmail.com

**PUBLIC NOTICE OF ADOPTION OF PROPOSED RULES AND  
REGULATIONS FOR THE COMMONWEALTH CASINO COMMISSION**

**INTENDED ACTION TO ADOPT THESE PROPOSED RULES AND REGULATIONS:** The Commonwealth of the Northern Mariana Islands, Commonwealth Casino Commission ("the Commission") intends to adopt as permanent regulations the attached Proposed Regulations, pursuant to the procedures of the Administrative Procedure Act, 1 CMC § 9104(a). The Regulations would become effective 10 days after adoption and publication in the Commonwealth Register. (1 CMC § 9105(b)).

**AUTHORITY:** The Commission has the authority to adopt rules and regulations in furtherance of its duties and responsibilities pursuant to Section 2314 of Public Law 18-56.

**THE TERMS AND SUBSTANCE:** The attached Rules and Regulations govern and regulate the Casino Gaming Industry on Saipan. These Rules and Regulations will be supplemented in the upcoming months.

**THE SUBJECTS AND ISSUES INVOLVED:** These Rules and Regulations:

1. Establish the gaming application and licensing process and procedures for employees and service providers and set the Fee Schedules for the gaming industry licenses.
2. Establish licensing qualifications and various procedures for filing applications and petitions.
3. Govern the use of chips and tokens.
4. Create accounting procedures and standards.
5. Create standards for excluded and excludable persons.
6. Create standards for the operation of gaming pursuant to PL 18-56.
7. Provide for the enrollment of attorneys and accountants.

**ADOPTION OF EMERGENCY REGULATIONS FOR 120 DAYS:** The Commission has followed the procedures of 1 CMC § 9104(b) and (c) to adopt similar Proposed Regulations on an emergency basis for 120 days. The Governor signed the emergency regulations on **April 1, 2015**. The emergency regulations are now in effect.

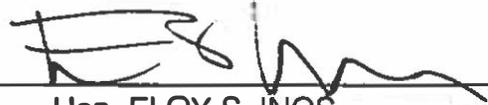
**DIRECTIONS FOR FILING AND PUBLICATION:** These Proposed Regulations shall be published in the Commonwealth Register in the section on proposed and newly adopted regulations (1 CMC § 9102(a)(1)) and posted in convenient places in the civic center and in local government offices in each senatorial district, both in English and in the principal vernacular. (1 CMC § 9104(a)(1)).

**TO PROVIDE COMMENTS:** Send or deliver your comments to Commonwealth Casino Commission, *Attn: New Casino Commission Rules and Regulations*, at the above addresses with the subject line "New Casino Commission Rules and Regulations". Comments are due within 30 days from the date of publication of this notice. Please submit your data, views or arguments. (1 CMC § 9104(a)(2)).

The Commonwealth Casino Commission approved the attached Regulations on the date listed below.

Submitted by:  \_\_\_\_\_ Date April 14 2015  
JUAN M. SABLAN  
Chairman of the Commission

Received by:  \_\_\_\_\_ Date 4/14/15  
ESTHER S. FLEMING  
Governor's Special Assistant for Administration

Concurred by:  \_\_\_\_\_ Date 14 APR 2015  
Hon. ELOY S. INOS  
Governor

Filed and Recorded by:  \_\_\_\_\_ Date 4/27/2015  
ESTHER SN NESBITT  
Commonwealth Registrar

Pursuant to 1 CMC § 2153(e) and 1 CMC § 9104(a)(3), the proposed regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General and shall be published, 1 CMC § 2153(f).

Dated the 17 day of April, 2015.

 \_\_\_\_\_  
Hon. EDWARD MANIBUSAN  
Attorney General

**Commonwealth Islas Notti Marianas  
COMMONWEALTH KUMISION HUEGUN SALÁPPI'**

Juan M. Sablan, Kabesiyu

Commonwealth Kumision Huegun Saláppi'

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**NUTISIAN PUPBLIKU PUT ADÁPTASION I MANMAPROPONI NA AREKLAMENTU YAN REGULASION  
SIHA PARA I COMMONWEALTH KUMISION HUEGUN SALÁPPI'**

**I MA'INTENSIONA NA AKSION NI PARA U MA'ADÁPTA ESTI SIHA I MANMAPROPONI NA  
AREKLAMENTU YAN REGULASION SIHA:** I Commonwealth Islas Notti Marianas , Commonwealth  
Kumision Huegun Saláppi' ("I Kumision") ha intensiona para u adápta kumu petmanienti na regulasion  
siha ni mañechettun i Manmaproponi na Regulasion, sigun gi i manera siha gi Áktun Administrative  
Procedures gi 1 CMC § 9104(a). I regulasion siha para u ifektibu gi halum dies(10)dahas dispues di  
adáptasion yan publikasion gi halum i Rehistran Commonwealth. (1 CMC § 9104(b))

**ÁTURIDÁT:** I Kumision gai áturidát para u adápta i areklamentu yan i regulasion siha gi anai para u  
kunsigi i opbligasion yan i responsapblidát siha sigun gi Seksiona 2314 gi Lai Pupbliku 18-56.

**I TEMA YAN SUSTÁNSIAN I PALÁBRA SIHA:** I mañechettun na Areklamentu yan Regulasion Siha ni ha  
gubietna yan ha maneneha i Casino Gaming Industry giya Saipan. Esti siha na Areklamentu yan  
Regulasion siha siempri ninana'i gi mamamaila' na mes siha.

**I SUHETU NI MASUMÁRIA YAN ASUNTU NI TINEKKA:** Esti na Areklamentu yan Regulasion Siha:

1. U estapblesi i aplikasion huegu yan i licensing process yan manera siha para i emple'áo siha  
yan i service providers yan u mana'guaha siniñálan ápas siha para i industriian huegun lisensia  
siha.
2. U estapblesi kualifikasion linisensia siha yan guaha manera siha para i pine'lun aplikasion yan  
pition siha.
3. U gubietna i ma'usan i chips yan i tokens.
4. U na'guaha accounting procedures yan standards.
5. U na'guaha standards para i excluded yan excludable na petsona siha.
6. U na'guaha standards para i operasion i huegu sigun i Lai Pupbliku 18-56.
7. U pribeniyi para i enrollment abugáo siha yan accountants.

**ADÁPTASION I EMERGENCY NA REGULASION SIHA PARA I SIENTU BENTI(120) DIHAS:** I Kumision ha tattiyi i manera siha gi 1 CMC § 9104(b) yan i (c) na para u adápta i parehu na Manmaproponi na Regulasion Siha gi i emergency basis para sientu benti (120) dihas. I Gubietnu ha fitma i emergency na regulasion siha gi **Abrit 1, 2015**. I emergency na regulasion siha esta pá'gu umifektibu.

1

**DIREKSION PARA U MAPO'LU YAN MAPUPBLIKA:** Esti i Manmaproponi na Regulasion Siha debi na u mapupblika gi halum i Rehistran Commonwealth gi halum i seksiona ni maproponi na regulasion siha yan nuebu na ma'adápta na regulasion siha (1 CMC § 9102(a)(1) yan u mapega gi halum i mangkumbinienti na lugát siha gi Ufisinan Atkát di yan gi halum ufisinan gubietnamentu siha gi halum distritun senadot, parehu English yan gi lingguáhin natibu (1 CMC § 9104(a)(1)).

**PARA U MAPRIBENIYI UPIÑON SIHA:** Na'hánáo pat intrega i upiñon-mu guatu gi Commonwealth Kumision Huegun Saláppi', *Attn: New Casino Commission Rules and Regulations*, gi sanhilu' na addresses yan i ráyan suhetu "New Casino Commission Rules and Regulations". Todu upiñon debi na u fanhálum trenta(30) dihas ginin i fetchan publikasion esti na nutisia. Put fabot intrega i upiñon, infotmasion, pat kinentestan kinentra siha. (1 CMC § 9104(a)(2)).

I Commonwealth Kumision Huegun Saláppi ma'aprueba i mañechettun na Regulasion siha gi fetcha ni malista gi sampapa'.

Nina' hálum as:



JUAN M. SABLAN  
Kabesiyun i Kumision

*April 14, 2015*  
Fetcha

Rinisibi as:



ESTHER S. FLEMING  
Ispisiát Na Ayudántin Atministrasion Gubietnu

*4/14/15*  
Fetcha

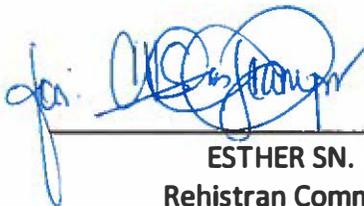
Kinunfotmi as:



Hon. ELOY S. INOS  
Gubietnu

**14 APR 2015**  
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Pine'lu yan  
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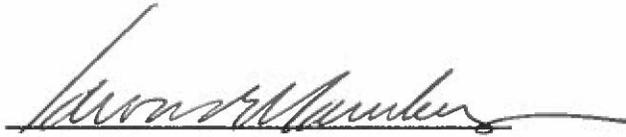


ESTHER SN. NESBITT  
Rehistran Commonwealth

*4/27/2015*  
Fetcha

Sigun i 1 CMC § 2153(e) yan u 1 CMC § 9104(a)(3), i manmaproponi na regulasion siha ni mañechettun guini ni manmaribisa yan manma'apueba kumu fotma yan sufisienti ligât ginin i CNMI Abugâdu Henerât yan debi na u mapupblika, 1 CMC § 2153(f)

Mafetcha guini gi diha 17, di Abrit 2015.



Hon. EDWARD MANIBUSAN  
Abugâdu Henerât

**Commonwealth of the Northern Mariana Islands**

**COMMONWEALTH CASINO COMMISSION**

Juan M. Sabian, Chairman

Commonwealth Casino Commission

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Email: commonwealthcasinocommission@gmail.com

**ARONGORONGOL TOULAP REL RE BWE ADAPTÁÁLI FILÓÓL POMMWOL ALLÉGH ME MWÓGHUTÚGHÚTÚL REL COMMONWEALTH CASINO COMMISSION**

**POMMWOL MWÓGHUTÚGHÚT REL RE BWE ADAPTÁÁLI FILÓÓL ALLÉGH ME MWÓGHUTÚGHÚT:** Sángi Commonwealth rel Téel Falúw kka Efáng, Commonwealth Casino Commission, ("Commission") re mengemángil re bwe adaptááli bwe e bwe llégh ló bwe alléghúl ikka e appaschlong bwe Proposed Redulations, sángi mwóghutúghútúl Administrative Procedure Act, 1 CMC § 9104 (a). E bwe bwuung ló mwóghutúghútúl lól seigh(10) rál mwiriil yaar adaptááli me arongowoowul me rel Commonwealth Register. (1 CMC § 9105 (b)).

**BWÁNGIL:** E yoor bwáángil Commission bwe re bwe adaptááli allégh me mwóghutúghútúl me aweewel rel yaal angaang me mwóghutúghút sángi Section 2134 rel Public Law 18-56.

**KKAPASAL ME AWEEWEL:** Allégh me mwóghutúghút kka e appaschlong nge e lememelemil me mwóghutúghúl Casino Gaming Industry wól Seipel. Allégh me Mwóghutúghút kkaal nge e bwe aschuulong lóll maram kka re mwemwetto.

**KKAPASAL ME ÓUTOL:** Allégh me mwóghutúghút kka:

1. E bwe fféer ngáli kkapasal mwoghutúghútúl gaming application me licensing reer employees me service providers me re bwe fféeritiw Fee Schedule ngáliir gaming industry licenses.
2. E bwe fféer licensing qualification me various procedures rel iissisilongol application me petition.
3. E bwe lemeli yááyál chips me tokens
4. E bwe fféeri ngáli accounting procedures me standards
5. E bwe fféeri ngáli standards reer aramas kka re excluded me excludable
6. E bwe fféer ngáli rel operating of gaming sángi PL 18-56
7. Alillis rel enrollment reer difensoot me accountants

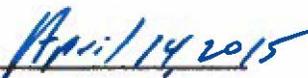
**IGHA RE BWE ADAPTÁÁLI EMERGENCY REGULATION LÓL 120 RÁLL:** Commission e attabweey mwóghutúghútúl 1CMC § 9104 (b) me (c) bwe re bwe adaptááli millikka e weewe bwe pommwol mwóghutúghút ghal óttol Emergency lól 120 ráll. Samwool Lap a ttakkal fitmááli Emergency Regulation wól Abrid 01, 2015. A bwung Emergency regulations.

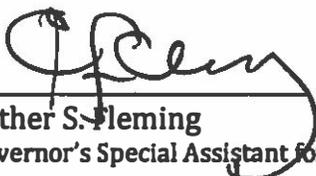
**AFALAFAL REL IISISILONGOL ME ARONGOWOWUL:** E bwe arongowoow pommol Allégh me Mwóghutúghút me rel Commonwealth Register leyil tánil rel pommol mwóghutúghút me milikka re adaptááli iye re ffé bwe mwóghutúghút, (1 CMC § 9102(a)(1)) me re appasch tá lól bwuleey kka e ffil rel civic center, me Bwulasiyol Gobetnameento lól senatorial districts, rel kkasal English, Remaraalis me Refaluwasch. 1 CMC § 9104(a)(1).

**ATTOTOOLONGOL MÁNGEMÁNG:** Afangalong ngáre bwughiló yóómw iischil mángemáng, me apasal rel Commonwealth Casino Commissio, *Attn: New Casino Gaming Riles and Regulations*, rel address a e iisch weiláng nge e bwe llo wól Subject line: "New Casino Commission Rules and Regulations" Isiisilongol mángemáng nge e bwe llégh ló llól 30 ráll mwiiril arongowoowul. Atottolongol data, vies me angingi. (1 CMC § 9104 (a)(2)).

Mwóghutúghút a e appaschlong a llégh ló me Commonwealth Casino Commission wól ráll a e tállitiw.

Isáliiyallong:   
JUAN M. SABLAN  
Chairman of the Commission

  
Ráll

Aramas ye  
E bwuughi:   
Esther S. Fleming  
Governor's Special Assistant for Administration

  
Ráll

E Llégħ ló sángi:   
Hon. Eloy S. Inos  
Governor

  
Ráll

File me  
Rekoodliiyal:   
Esther SN. Nesbitt  
Commonwealth Register

  
Ráll

Sángi 1 CMC § 2153 (e) me 1 CMC § 9104 (a) (3) rel pomwol allégh ye re aschuulong bwe ra ta al amwuri fiischiy, me a llégh ló fféerúl me legal sufficiency sángi CNMI Attorney General me e bwe le arongowoow, 1 CMC § 2153(f).

Wól ráll ye 17, Abrid, 2015.

  
EDWARD MANIBUSAN  
SÓULEMIL ALLÉGH



# TINIAN CASINO GAMING CONTROL COMMISSION

Municipality of Tinian and Aguiguan  
Commonwealth of the Northern Mariana Islands



Mathew C Masga  
Chairman

Bernadita C. Palacios  
Vice Chairwoman

Lydia F. Barcinas  
Member

Lucia L. Blanco-Maratita, Esq  
Executive Director  
TinianGamingED@gmail.com

Rosemond Blanco Santos  
Legal Counsel

## **PUBLIC NOTICE OF PROPOSED AMENDMENTS TO SUBSECTIONS a, i AND k OF THE RULES AND REGULATIONS FOR THE REPORTING AND PROPER FILING OF ANNUAL AUDIT, OTHER REPORTS, SUSPICIOUS ACTIVITY AND CURRENCY TRANSACTION REPORTS BY A LICENSED CASINO OPERATOR ON THE ISLAND OF TINIAN**

**PROPOSED AMENDMENTS TO RULES AND REGULATIONS:** The Tinian Casino Gaming Control Commission (TCGCC) finds that:

**INTENDED ACTION TO AMEND THESE RULES AND REGULATIONS:** The Tinian Casino Gaming Control Commission intends to amend regulations, pursuant to the procedures of the Administrative Procedures Act, 1 CMC § 9104(a). The Regulations would become effective ten (10) days after adoption and publication in the Commonwealth Register [1 CMC § 9105(b)].

**AUTHORITY:** The proposed amendments to TCGCC Regulations are promulgated pursuant to the Commission's authority as provided by Part II Section 5(8)c of the Revised Casino Gaming Control Act of 1989 to establish regulations and the CNMI Administrative Procedures Act.

**THE TERMS AND SUBSTANCE:** The Proposed Amendments to Regulations set forth Rules and Regulations to implement required controls and verification processes to ensure the accurate reporting, proper filing and disclosure of Annual Audit, other reports, Suspicious Activity and Currency Transaction reports by a Licensed Casino Operator on the Island of Tinian as required by Code of Federal Regulations and the Revised Casino Gaming Control Act of 1989.

**THE SUBJECTS AND ISSUES INVOLVED:** The Proposed Amendments to Regulations sets forth the regulations and procedures implementing required controls and verification processes to ensure the accurate reporting, proper filing and disclosure of Annual Audit, other reports, Suspicious Activity and Currency Transaction reports by a Licensed Casino Operator on the Island of Tinian as required by Code of Federal Regulations and the Revised Casino Gaming Control Act of 1989.

**DIRECTIONS FOR FILING AND PUBLICATION:** These Proposed Amendments to the Rules and Regulations shall be published in the Commonwealth Register in the section on proposed regulations and newly adopted regulations [1 CMC § 9102(a)(1)] and posted in convenient places in the Mayor's Office and in local government offices in each senatorial district, both in English and in the principal vernacular [1 CMC § 9104(a)(1)].

**TO PROVIDE COMMENTS:** Send or deliver your comments to Mr. Mathew C. Masga, Chairman of the Tinian Casino Gaming Control Commission by mail to P.O. Box 520143, Tinian, MP 96952, or by personal delivery to the office, or via fax to (670)433-9290 with the subject line: "Annual Audit, Other Reports, Suspicious Activity and Currency Transaction Reporting for Casino Operator" within (3) calendar days from the date of the publication in the Commonwealth Register [1 CMC § 9104(a)(2)].

These proposed amendments to the regulations above were approved by The Tinian Casino Gaming Control Commission on March 25, 2015.

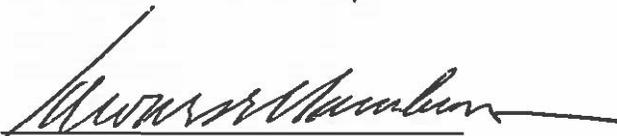
Submitted by:  3/27/15  
Mathew C. Masga / Date  
Chairman  
The Tinian Casino Gaming Control Commission

Received by:  4/17/15  
Esther S. Fleming / Date  
Special Asst. for the Administration

Filed and Recorded by:  4/27/2015  
ESTHER SN. NESBITT / Date  
Commonwealth Registrar

Pursuant to 1 CMC § 2153(e) (AG approval of regulations to be promulgated as to form) and 1 CMC § 9104(a)(3) (obtain AG approval) the proposed regulations hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General and shall be published [1 CMC § 2153(f) (publication of rules and regulations)].

Dated the 20 day of April, 2015.

  
EDWARD MANIBUSAN  
Attorney General

**PROPOSED AMENDMENTS TO SUBSECTIONS a, i AND k OF THE  
RULES AND REGULATIONS FOR THE REPORTING AND PROPER  
FILING OF ANNUAL AUDIT, OTHER REPORTS, SUSPICIOUS  
ACTIVITY AND CURRENCY TRANSACTION REPORTS BY A  
CASINO OPERATOR ON THE ISLAND OF TINIAN:**

(a) Irrespective of whether or not the below federal disclosure requirements are found to be applicable under federal law to the CNMI, these federal requirements as found in the federal law and in the Code of Federal Regulations ("CFR") as applicable to the several States of the United States, are hereby adopted as requirements and regulations of the Tinian Casino Gaming Control Commission ("TCGCC") and are to be complied with by the casino operator and the required disclosures and reports shall be directly submitted to and filed with the TCGCC concurrently with the federal filing within 48 hours of each such transaction or occurrence unless a different specific time period for filing and/or disclosure is stated in sections (b)-(p).

(i) The casino operator shall file with the TCGCC a Suspicious Activity Report—Casino (SARC) reporting "any suspicious transaction" that the casino operator believes is or may be relevant "to the possible violation" of any CNMI or federal law or regulation in accordance with the requirements of 31 CFR 1021.320 (relating to reports by casinos of suspicious transactions) and the casino operator shall collect and maintain any supporting documentation as required by 31 CFR 1021.320(b)(1) and (d). Each SARC shall be filed with the TCGCC concurrently with the Federal Filing.

(k) The casino operator shall file with the TCGCC the Currency Transaction Reports by Casino (CTRC) that comply with the requirements of 31 CFR 1021.311 (relating to filing obligations). Each CTRC shall be filed with the TCGCC concurrently with the Federal Filing.

# **TINIAN CASINO GAMING CONTROL COMMISSION**

**Munisipalidad Tinian yan Aguiguan  
Commonwealth gi Sangkattan na Islas Marianas**

**NUTISIAN PUBLIKU GI MANMAPROPONI NA AMENDASION PARA I SUBSECTIONS a, i YAN k gi AREKLAMANTU YAN REGULASION SIHA PARA I RINIPOPOT YAN PROPIU NA FILING I ANNUAL AUDIT , OTTRU RINIPOT SIHA, SUSPETCHAO NA AKTIBIDÁT YAN RINIPOT TRANSAKSION SALÁPPI' SIHA GI MALISENSIA NA CASINO OPERATOR GI ISLAN TINIAN**

**I MANMAPROPONI NA AREKLAMANTU YAN REGULASION SIHA:** I Tinian Casino Gaming Control Commission (TCGCC) ha sodda' na:

**I MA'INTENSIONA NA AKSION PARA U MA'AMENDA ESTI SIHA NA AREKLAMANTU YAN REGULASION SIHA:** I Tinian Casino Gaming Control Commission ha intensiona para u amenda i regulason siha, sigun gi manera siha gi Áktun Administrative Procedures gi 1 CMC § 9104(a). I Regulasion siha para u ifektibu gi halum dies(10)dihis dispues di adáptasion yan publikasion gi halum I Rehistran Commonwealth. (1 CMC § 9105(b)).

**ÁTURIDÁT:** I manmaproponi na amendasion para I TCGCC na Regulasion siha manmacho'gui slgun gi áturidát Kumislon kumu mapribeniyi ginin i Pátti II Sekslona 5(8)c gi Maribisa na Áktun Casino Gaming Control gi 1989 para u establesi regulasion siha yan i Áktun CNMI Administrative Procedures

**I TEMA YAN SUSTÁNSIAN I PALÁBRA SIHA:** i Manmaproponi na Amendasion para I Regulasion siha manmapega mo'na i Areklamentu yan i Regulasion siha ni para u Implementa i dinlmánda na controls yan verification processes ni para u na'siguru i dinanchi na rinipopot, propiu na filing yan disclosure na Annual Audit, ottru na ripot siha, Suspetchao na Aktibidát yan Transaksion Saláppi' Siha gi Malisensia na Casino Operator gi Islan Tinian kumu madimánda ni Kodlgun Regulasion Federát siha yan i Maribisa i Áktun Tinian Casino Gaming Control gi 1989.

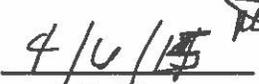
**I SUHETU NI MASUMÁRIA YAN ASUNTU NI TINEKKA:** i Manmaproponi na Amendason para I Regulasion siha manmapega mo'na i regulason yan manera siha ni ma'implementa i madlmánda na controls yan verification processes ni para u na'siguru i dinanchi na rinipopot, propiu na filing yan disclosure i Annual Audit, ottru na ripot siha, Suspetchao na Aktibidát yan Transaksion Saláppi' Siha gi Malisensia na Casino Operator gi Islan Tinian kumu madimánda ni Kodigun Regulasion Federát siha yan Maribisa i Áktun Tinian Casino Gaming Control gi 1989.

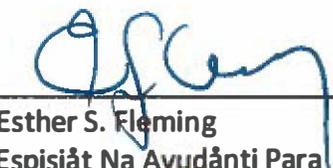
**DIREKSION PARA U MAPO'LU YAN MAPUPUBLIKA:** Esti i Manmaproponi na Amendasion para i Areklamentu yan Regulasion Siha debi na u mapupublika gi halum i Rehistran Commonwealth gi halum i seksiona ni maproponi na regulasion siha yan nuebu na ma'adápta na regulason siha (1 CMC § 9102(a)(1) yan u mapega gi halum i mangkumbinienti na lugát siha gi Ufisanan Atkátdl yan gi halum ufisanan gubietnamentu siha gi halum distritun senadot, parehu English yan gi lingguáhin natibu (1 CMC § 9104(a)(1).

**PARA U MAPRIBENIYI UPIÑON SIHA:** Na'hãno pat intrega i opiñon-mu guatu gi as Siñot Mathew C. Masga, i Kabesiyun i Tinian Casino Gaming Control Commission via mail gi P.O. Box 520143, Tinian, MP 96952, pat chuli' guatu petsonãtmienti gi ufisina, pat via fax gi (670)433-9290 gi rãyan suhetu gi: "Annual Audit, Ottru Ripot Siha, Suspetchão na Aktibidãt yan Rinipot Siha gi Transaksion Salãppi' ni Casino Operator" gi halum tres (3) dihas ginin i fetchan kalendãriu gi publikasion gi halum i Rehistran Commonwealth. (1 CMC 9104(a)(2))

Esti na regulasion siha maninaprueba ni Tinian Casino Gaming Control Commission gi Mãtsu 25, 2015.

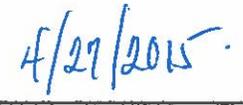
Nina'hãlum as:   
Matthew C. Masga  
Kabesiya  
Tinian Casino Gaming Control Commission

  
Fetcha

Rinisibi as:   
Esther S. Fleming  
Espisiãt Na Ayudãnti Para Atministrasion

  
Fetcha

Pine'lu yan Ninota as:   
ESTHER SN. NESBITT  
Rehistran Commonwealth

  
Fetcha

Sigun i 1 CMC § 2153(e) (Inapruewan Abugãdu Henerãt ni regulasion siha na para u macho'gui kumu fotma) yan 1 CMC § 9104(a)(3) (inahentan inapruewan Abugãdu Henerãt) i manmaproponi na regulasion siha guini ni manmaribisa yan manma'apruewa kumu fotma yan sufisienti ligãt ginin i CNMI Abugãdu Henerãt yan debi na u mapublika, 1 CMC § 2153(f) (publikasion areklamentu yan regulasion siha).

Mafetcha guini gi diha 20, gi April, 2015.

  
EDWARD MANIBUSAN  
Abugão Henerãt

**MANMAPROPONI NA AMENDASION SIHA PARA I SUBSECTIONS a, I, YAN k GI AREKLAMENTU YAN REGULASION SIHA PARA I RINIPOPOT YAN PROPIU NA FILING I ANNUAL AUDIT, OTTRU RIPOPOT SIHA, SUSPETCHAO NA AKTIBIDÁT YAN RINIPOT TRANSAKSION SALÁPPI' SIHA GININ I CASINO OPERATOR GI ISLAN TINIAN:**

- (a) Maskiseha háfa pat ti papa' i federal disclosure na dinimánda siha manmasodda' na manaplikáppli gi papa' i lai federát yan gi halum i Kodigun Federát na Regulasion siha ("CFR") kumu aplikáppli para i pumalu na States gi Istádus Unidus, guini ma'adáppta kumu dinimánda yan i regulasion siha gi Tinian Casino Gaming Control Commission ("TCGCC") yan para u mana'fandanña' yan ginin i casino operator yan i madimánda na disclosures yan ripot siha na debi na u mana'direktamienti muna'hálum guatu yan u mapega yan i TCGCC parehu yan i federal filing gi halum kuarentai'otchu (48) oras gi kada transaksion pat háfa masusesedi solu difirensiáo gi ora para i filing yan/pat i disclosure ni matutuhun gi seksiona siha (b)-(p).
- (i) I casino operator debi na u file yan i TCGCC i Ripot Suspetchao na Aktibidát—Casino (SARC)ripopot "maseha háfa suspetchao na transaksion" ni i casino operator ha honngi na pat siña aplikao "para i pusipbli na kontradiksion" gi maseha háfa na lain CNMI pat federát pat regulasion gi sigun i dinimánda siha gi 31 CFR 1021.320 (ni uma'achuli' gi ripot siha ginin i casinos operator ya debi na u rikohi yan u maintain háfa na dokumentasion sinupopotta kumu madimánda ginin i 31 CFR 1021.320(b)(1) yan i (d). Kada SARC debi na u mapo'lu yan i TCGCC parehu yan i Federal Filing.
- (k) I casino operator debi na u file yan i TCGCC i Ripot Transaksion Saláppi' Siha gi Casino (CTRC) na makumpli i dinimánda siha gi 31 CFR 1021.311 ( ni uma'achuli' yan i obligasion filing siha). Kada CTRC debi na u ma-filed yan i TCGCC concurrently yan i Federal Filing.

**TINIAN CASINO GAMING CONTROL COMMISSION**  
**Apilómmwul Tchiliyól me Aguiguan**  
**Commonwealth rel Téél Falúw kka Efáng lól Marianas**

**ARONGORONGOL TOULAP REL POMMWOL ALIWELLIL,**  
**SUBSECTION (a), (i) me (k) REL ALLÉGH ME MWÓGHUTÚGHÚTÚL**  
**REL KKAPASAL ME AGHAGHATCHÚL ATTOOTOLONGOL ANNUAL REPORT, OTHER REPORTS,**  
**SUSPICIOUS ACTIVITY, ME KKAPASAL CURRECY TRANSACTION SÁNGI**  
**LICENSED CASINO OPERATOR IYE E LLO WÓL FALÚW YE TCHILİYÓL.**

**POMMWOL RE BWE LIWELLI ALLÉGH ME MWÓGHUTÚGHÚT:** Tinian Casino Gaming Control Commission (TCGCC) e schuungi bwe:

**MÁNGEMÁNGIL POMMWOL RE BWE LIWELL ALLÉGH ME MWÓGHUTÚGHÚT:** Tinian Casino Gaming Control Commission ("TCGCC") re mángemángil re bwe adaptáali bwe e bwe llégh ló bwe allégh kka re appasch rel Proposed Regulations, sáangi mwóghutúghútúl Administrative Procedure Act, 1 CMC § 9104 (a). E bwe llégh ló allégh kka lóll seigh (10) rál, mwiiril igh re adóptáalil me arongowowul me rel Commonwealth Register. [(1 CMC § 9104 (b))].

**BWÁNGIL:** Pommwol mwóghutúghútúl allégh ngáli mwóghutúghútúl TCGCC e arongowoow sáangi bwángil Commission, iye e palúweli Part II 5(8)c rel Revised Casino Gaming Control Act of 1989, bwe re bwe fféer alléghúl me bwal CNMI Administrative Procedures Act.

**KKAPASAL ME AWEEWEL:** Pommwol re bwe liwelli rel TCGCC mwóghutúghútúl nge e bwe fféer Allégh me Mwoghutúghútúl bwe re bwe ayoora ngáli millikka e fill bwe mwóghutúghútúl me re bwe afatta mwóghutúghútúl rel e well kkapasal, e fill atotoolongol, me rel kkapasal Annual Audit, akkáv kkapasal, mille ese fill mwóghutúghútúl me kkapasal Currency Report rel Licensed Casino Operator me wól flúwal Tchiliyól igha re atiweligh sáangi Code of Federal Reguations and the Revised Casino Gaming Control Act of 1989.

**KKAPASAL ME ÓUTOL:** Pommwol re bwe liwelli rel TCGCC mwóghutúghútúl nge e bwe fféer Allégh me Mwoghutúghútúl bwe re bwe ayoora ngáli millikka e fill bwe mwóghutúghútúl me re bwe afatta mwóghutúghútúl rel e well kkapasal, e fill atotoolongol, me rel kkapasal Annual Audit, akkáv kkapasal, mille ese fill mwóghutúghútúl me kkapasal Currency Report rel Licensed Casino Operator me wól flúwal Tchiliyól igha re atiweligh sáangi Code of Federal Reguations and the Revised Casino Gaming Control Act of 1989.

**AFALAFAL REL IISISILONGOL ME ARONGOWOWUL:** E bwe arongowoow pommol Allégh me Mwóghutúghút me rel Commonwealth Register leyil táilil rel pommol mwóghutúghút me milikka re adaptáali iye re ffé bwe mwóghutúghút,[ 1 CMC § 9102(a)(1)] me re appasch tá lól bwuleey kka e ffil rel Mayor's Office, me Bwulasiyol Gobetnameento lól senatorial districts, rel kkasal English, Remaraalis me Refaluwasch. [1 CMC § 9104(a)(1)].

**ATTOTOOLONGOL MÁNGEMÁNG:** Re bwe afanga ngáre bwughiló yóómw iischil mángemáng, me kkapasal ngáll Mr. Mathew C. Masga Chairman, rel Tinian Casino Gaming Control Commission, via mail rel P.O. Box 520143, Tinian, MP 96952, me ngáre bwal personal delivery ló rel ofisiina. ngáre via fax rel (670) 433-9290, nge e bwe llo wól Subject line: "Annual Audit, Other Reports, Suspicious Activity and Currency Transaction Reporting for Casino operator" Isiisilongol mángemáng nge e bwe llégh ló llól 30 ráll mwiiril arongowoowul me rel Common Register, rel Liwell. (1 CMC § 9104 (a)(2)).

Pomwol Allégh nge aa llégh ló sángi Tinian Casino Gaming Control Commission wól Mótso 25, 2015.

Isáliiyallong:   
Mathew C. Masga  
Chairman  
Tinian Casino Gaming Control Commission

4/15/15  
Ráll

Aramas ye  
E bwuughi:   
Esther S. Fleming  
Special Assistant for Administration

4/17/15  
Ráll

File me  
Rekoodliiyal:   
Esther SN. Nesbitt  
Commonwealth Register

4/27/2015  
Ráll

Sángi 1 CMC § 2153(e) (Allégh kkaal e bwe lléghló sángi AG bwe e fil rel fféerúl) me 1 CMC § 9104 (a) (3) (mwilr sángi yaar llégh ló me AG) rel pomwol allégh ye re aschuulong bwe ra takkal amwuri filschiy, me a llégh ló fféerúl me legal sufficiency sángi CNMI Attorney General me e bwe le arongowoow, 1 CMC § 2153(f) (Arongowowul allégh me mwóghutúghút).

Wól ráll ye 20, lóll April, 2015.

  
EDWARD MANIBUSAN  
SÓULEMIL ALLÉGH

**REL POMMWOL LIWELLIL, SUBSECTIONS (a), (i) me (k) REL ALLÉGH ME MWÓGHUTÚGHÚTÚL REL KKAPASAL ME AGHAGHATCHÚL ATTOOTOLONGOL ANNUAL REPORT, OTHER REPORTS, SUSPICIOUS ACTIVITY, ME KKAPASAL CURRENCY TRANSACTION SÁNGI LICENSED CASINO OPERATOR IYE E LLO WÓL FALÚW YE TCHÚLIYÓL:**

- (a) Rel lemelemil igha re bwe amweeri ngáre rel kkapasal arongowoowul mwóghutúghútúl alléghúl Federal ese me e fill rel alléghúl Federal ngáli CNMI, mwóghutúghút kka e lo rel Federal re schuungi rel alléghúl Federal me rel Code of Federal Regulation("CFR") bwe e fill rel ólongal falúw rel United States, nge a bwuung bwe re adaptáali bwe mwóghutúghútúl me allégh rel Tinian Casino Gaming Control Commission ("TCGCC") nge re bwe aschuu me rel mwóghutúghútúl Casino Operator me millikka re ffil arongowoowul me kkapasal e bwe iissisilong and re bwe attootolong rel TCGCC aweewel me attootolongol rel federal lól óttol 48 hours sáangi leyil mwóghutúghút me óttol, ngáre ese weewe me kkapasal óttol igha re attootolong me/ngáre arongowoowul e appaschlong leyil tállil (b)-(p).
- (i) Casino operator e bwe attootolong kkapasal rel TCGCC ngáre e yoor Suscpicious Activiy Report- Casino (SARC) re bwe iissisilong kkapasal "mille ese alúghúlúgh mwóghutúghútúl" mille Casino operator e mángi bwe ngáre e ffat "bwe ese fill mwóghutúghútúl" leyil ólongal alléghúl CNMI ngáre Federal sángii rel mille e tittingóór rel 31 CFR 1021.320 (e aweewe rel kkapasal sáangi casino rel suspicious transaction) nge casino operator e bwe bweibwogh me ammwela millikka e bwe tepengi kkapasal rel mille e tittingóór sáni 31 CFR 1021.320 (b) (1) me (d). SARC E bwe schuu óttol igha e bwe attotoolong kkapasal rel TCGCC me Federal.
- (k) Casino operator e bwe attootolong kkapasal rel TCGCC *Currency Transaction Report* sáangi Casino (CTRC) iye re attabweey mille e tittingóór sáangi 31 CFR 1021.311 (aweewe me mwóghutúghútúl attootolongol kkapasal). CTRC E bwe schuu óttol igha e bwe attotoolong kkapasal rel TCGCC me Federal.



## ZONING BOARD

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Caller Box 10007, Saipan, MP 96950 Tel. 670-234-9661, FAX 234-9666

E-mail [ZoningBoard@zoning.gov.mp](mailto:ZoningBoard@zoning.gov.mp)

Diego C. Blanco, Chairman  
Gus M. Kaipat, Vice-Chairman  
Alice S. Igitol, Treasurer

Joe E. Ayuyu, Jr., Member  
Herman P. Sablan, Member

### Commonwealth of the Northern Mariana Islands Commonwealth Zoning Board

Diego C. Blanco, Chairman  
P O Box 10007 Saipan MP 96950  
Tel 670.234.9661  
[www.zoning.gov.mp](http://www.zoning.gov.mp)

#### PUBLIC NOTICE OF PROPOSED REGULATIONS

**INTENDED ACTION TO ADOPT THESE PROPOSED REGULATIONS:** The Commonwealth of the Northern Mariana Islands, Commonwealth Zoning Board, intends to amend as permanent regulations the attached proposed amendment to the Zoning Regulations, pursuant to the procedures of the Administrative Procedure Act, 1 CMC § 9104(a). The Regulations would become effective 10 days after compliance with 1 CMC §§ 9102 and 9104 (a) or (b). (1 CMC § 9105(b)).

**AUTHORITY:** The Commonwealth Zoning Board is empowered by the Legislature to adopt rules and regulations for the administration and enforcement of the Zoning Code of the Commonwealth of the Northern Mariana Islands. 2 CMC § 7221(d).

**THE TERMS AND SUBSTANCE:** The proposed amendment to the regulations follows:

1. To repeal the establishment of an adult business overlay zone along Middle Road as a result of SLL 18-06, which removed the adult business overlay zone from the Saipan Zoning Law of 2013.
2. To remove subsection 165-30.1-401 *Wind Energy System Definitions*, subsection 165-30.1-405 *Small Wind Energy System Requirements*, and subsection 165-30.1-410 *Large Wind Energy System Requirements*. These sections have been incorporated into the Saipan Zoning Law of 2013, SLL 18-4.
3. To add update the fee schedule for zoning permits.
4. To clarify the conflict of interest provisions with respect to family members for Board Members.

THE SUBJECTS AND ISSUES INVOLVED:

The Zoning Board revises its regulations to be consistent with changes in the law and to increase the fees for zoning permits. In addition, the Zoning Board proposes to clarify that or any familial relationship that may influence or may appear to influence a board member requires recusal from the decision-making process.

**DIRECTIONS FOR FILING AND PUBLICATION:** These Proposed Regulations shall be published in the Commonwealth Register in the section on proposed and newly adopted regulations (1 CMC § 9102(a)(1)) and posted in convenient places in the civic center and in local government offices in each senatorial district, both in English and in the principal vernacular. (1 CMC § 9104(a)(1))

**TO PROVIDE COMMENTS:** Send or deliver your comments to Therese Ogumoro, Zoning Administrator, at the above address or to the above fax number. Comments are due within 30 days from the date of publication of this notice. Please submit your data, views or arguments. (1 CMC § 9104(a)(2))

These proposed regulations were approved by the Chairman on April 9, 2015.

Submitted by:   
Diego C. Blanco  
Chairman, Commonwealth  
Zoning Board  
Date: 4/22/15

Received by:   
ESTHER S. FLEMING  
Governor's Special Assistant  
for Administration  
Date: 4/22/15

Filed and Recorded by:   
ESTHER M. SAN NICOLAS  
Commonwealth Register  
Date: 4/27/2015

Pursuant to 1 CMC § 2153(e) (AG approval of regulations to be promulgated as to form)

and 1 CMC § 9104(a)(3) (obtain AG approval) the proposed regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General and shall be published, 1 CMC § 2153(f) (publication of rules and regulations).

Dated the 27 day of April 2015.

A handwritten signature in cursive script, appearing to read "Edward Manibusan", written over a horizontal line.

Edward Manibusan  
Attorney General

**Commonwealth Islas Notti Marianas**  
**Kuetpun Commonwealth Zoning**  
Diego C. Blanco, Kabesiyu  
Caller Box 10007, Saipan, MP 96950 Tel: 670-234-9661  
[www.zoning.gov.mp](http://www.zoning.gov.mp)

**NUTISIAN PUPBLIKU PUT I MAPROPONIN REGULASION SIHA**

**MA'INTENSIONA NA AKSION PARA U MA'ADAPTA ESTI I MANMAPROPONI NA REGUALSION SIHA:**  
I Commonwealth Islas Notti Marianas, i Kuetpun Commonwealth Zoning ha intensiona para u amenda kumu petmanienti na regulasion siha, ni mañechettun i manmaproponi na amendasion para i Regulasion i Zoning, sigun gi manera siha gi *Åktun Administrative Procedure*, 1 CMC § 9104(a). I Regulasion siha siempri u ifektibu dies(10) dihas dispues di compliance yan i 1 CMC §§ 9102 yan i 9104(a) pat (b). (1 CMC § 9105(b)).

**ÅTURIDÅT:** I Kuetpun Commonwealth Zoning nina'i fuetsa ni Leyislatura para u adapta i areklamentu yan i regulasion siha para i atministrasion yan enforcement i Kodigun Zoning gi Commonwealth Islas Notti Marianas. 2 CMC § 7221(d).

**I TEMA YAN I SUSTÅNSIAN I PALÅBRA SIHA:** I maproponi na amendasion para i regulasion siha gi sigienti:

1. Para u madiroga i inestapblesin adult business overlay zone gi Middle Road kumu i risuttan i SLL 18-06, ni mana'suha i adult business overlay zone ni Lain Saipan Zoning gi 2013.
2. Para u mana'suha i subsection 165-30. 1-401 ni *Wind Energy System Definitions*, subsection 165-30-30.1 -405 *Small Wind Energy System Requirements*, yan i subsection 165-30.1-410 *Large Wind Energy System Requirements*. Esti na seksiona siha man-incorporated hålum gi Lain Saipan Zoning gi 2013, SLL 18-4.
3. Para uma'åomenta i update na siniñålan åpas para i lisensian zoning.
4. Para u klarifika i conflict of interest na prubinsion siha kunrispetu para i miembrun familia siha gi Miembrun i Kuetpu siha.

**I MASUHETU YAN I PUNTU SIHA NI MANTINEKKA':** I Kuetpun i Zoning ha rblsa i regulasion-ña ni para u kunsistl yan i tinllalkan i lal yan para u hãtsa i apas siha para i lisensian zoning siha. Itmãs, i Kuetpun i Zoning ha proponl para u klarifika atyu pat hãfa uma'achull' na relasion anal slña tinllalka pat slña kãsi annuk na para u tlnilaika i miembrun i kuetpu ni dlnimãnda i recusal glnin i decision-making process.

**DIREKSION PARA U MAPO'LU YAN PUPBLIKASION:** Estl i Manmaproponi na Regulasion Siha debi na u mapupblika gi halum i Rehistran Commonwealth gi halum i sekslona ni maproponi yan nuebu na ma'adãpta na regulasion siha gl (1 CMC § 9102(a)(1)) yan u mapega gi mangkumbinleti na lugãt siha tãtkumu i civic center yan i ufislan gubietnu siha gl kada dlstritun senadot, kuntodu fino' English yan i dos na linguãhin natlbu. (1CMC§ 9104(a)(1)).

**PARA U MAPROBENIYI OPIÑON SIHA:** Na' hanao pat intrega i uplñon-mu guatu gl as Therese Ogumoro, Atministradoran Zoning, gi sanhilu' na address pat guatu gi sanhilu' na fax number. Todu oplñon manmanesislta gi halum trenta(30) dihas ginin i fetchan pupublikasion nui esti na nutisia. Put fabot na'hãlum i upiñon, imfotmasion-mu, pat i testlmoñun kinentra siha. (1 CMC § 9104(a)(2))

Esti i manmaproponl na regulasion siha manlnaprueba ni Kabesiyu gi Abrit 9, 2015.

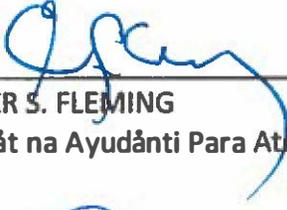
Nina'halum as:

  
DIEGO C. BLANCO

Kabesiyun, Commonwealth Zoning Board

4/22/15  
Fetcha

Rinisibi as:

  
ESTHER S. FLEMING  
Ispesiát na Ayudánti Para Atministrasion

4/27/15  
Fetcha

Pine'lu yan  
Ninota as:

  
ESTHER SN. NESBITT  
Rehistran Commonwealth

4/27/2015  
Fetcha

Sigun gi 1CMC § 2153(e) (I Abugádu Henerát ha aprueba i regulasion siha ni para u macho'gui kumu fotma) yan i 1CMC § 9104(a)(3) (sinusteni i inapruesion Abugádu Henerát) i maproponi na regulasion siha ni mañechettun guini ni esta manmaribisa yan manma'aprueba kumu fotma yan sufisienti ligát ginin i Abugádu Henerát CNMI yan debi na u mapublika, 1 CMC § 2153(f) (publikasion areklamentu yan regulasion siha.

Mafetcha gi diha 27 di April, 2015.

  
Edward Manibusan  
Abugádu Henerát

**ZONING BOARD**  
**COMMONWEALTH OF THE NORTHERN MARIANA ISLAND**  
Caller Box 10007, Saipan MP 96950 Tel: 670-234-9661, Fax: 234-9666  
Email: [ZoningBoard@zoning.gov.mp](mailto:ZoningBoard@zoning.gov.mp)

Commonwealth rel Téel Falúw kka Efáng lól Marianas  
Commonwealth Zoning Board  
Diego C. Blanco, Chairman  
P O Box 10007 Saipan MP 96950  
Tel 670.234.9661  
[www.zoning.gov.mp](http://www.zoning.gov.mp)

**ARONGORONGOL TOULAP REL POMMWOL MWÓGHUTÚGHÚT**

**MÁNGEMÁNGIL MWÓGHUT YEEL BWE E BWE ADAPTÁÁLI POMMWOL ALLÉGHÚL MWÓGHUTÚGHÚT:**

Commonwealth rel Téel Falúw kka Efáng lól Marianas, Commonwealth Zoning Board, re mángemángil bwe re bwe Amendaay bwe e bwe llégh ló bwe mwóghutúghútúl millikka re appasch long bwe pommwol re bwe amendaay ngáli Zoning Regulations, sáangi mwóghutúghútúl Administrative Procedure Act. 1 CMC §9104 (a). Mwóghutúghút nge e bwe bwung ló lóll seigh (10) ráll mwiiril yaal palúweli 1 CMC §§ 9102 me 9104 (a) ngáre (b). (1 CMC §9105 (b)).

**BWÁNGIL:** Eyoor bwángil Commonwealth Zoning Board sáangi Legislature bwe re bwe adaptááy allégh me mwóghutúghút ngáli administration me enforcement sáangi Zoning Code rel Commonwealth Téel Falúw kka Efáng lól Marianas. 2 CMC § 7221 (d).

**KKAPASAL ME ÓUTOL:** Pommwol liwell ngáli mwóghutúghútúl ikka re lo lóll táilil:

1. Re bwe ayúghúló fféeritiwel Adult Business kka pilesághil Middle Road sáangi kkapasal SLL 18-06, igha e bwe milááló Adult Business kka re llo fetel órol aal sáangi Saipan Zoning Law of 2013
2. E bwe milááló subsection 165-30.1-401 Wind Energy System Definition, subsection 165-30.1-405 Small Wind Energy System Requirements, me subsection 165-30.1-410 Large Wind Energy System Requirements. Tállil kkaal nge re attottoolong rel Saipan Zoning Law of 2013, SLL 18-4.
3. E bwe aschuulong rel ayooralongol kkapasal fee schedule rel zoning permits.
4. Re bwe afatta ló rel mwóghutúghútúl kkapasal Conflict of Interest leyil membroot, rel aweewel leyil Familiya bwe re bwe llo tá bwe bwal membroot Board.

**KKAPASAL ME AWEEWEL:** Zoning Board e ghal amweeri fischiy kkapasal mwóghutúghút bwe re bwe aweewey me liwell kka re lo bwe allégh me re bwe allangaaló óbwóosul zoning permits. E bwal aschuulong, bwe Zoning Board e pommwoli bwe re bwe afatta ló bwe ngáre eyoor kkapasal familiya ye bwe bwal affeekktááy me ngáre e bwááló bwe re affeektaay membroot Board, nge e bwe atiwiligh bwe re bwe towoow merel fféerúl mwóghutúl Mángemáng.

**AFAL REEL AMWELIL ME ARONGOWOWUL:** Pommwol mwóghutúghút kkaal nge e bwe arongoowow rel Commonwealth Register leyil tállil pommwol me millikka e ffé bwe re adaptááy bwe mwóghutúghútúl (1 CMC § 9102 (a) 1)) me e bwe appasch tá lól bwuleey kka lól civic center me bwulasyiol gobeetnamento lól senatorial district, lól mwaliyaasch me kkasal English.

**IISISSILONGOL KKAPAS ME MÁNGEMÁNG:** Afanga me ngáre bwuughiló mwalfyóómw rel Therese Ogumoro, Adminstradoodul Zoning, rel address ye ello weiláng me ngáre fax number ye weiláng. Atottoolongol Kkapas nge lól (30) Eliigh ráll mwiir sáangi arongowoowul. Ów bwe attottoolong kkapasal, views me angaiing (1 CMC § 9104 (a) (2))

Isáliiyalong:



Diego C. Blanco  
Chairman, Commonwealth  
Zoning Board

4/22/15  
Ráil

Mwiir Sángi:



Esther S. Fleming  
Governor's Special Assistant  
for Administration

4/27/15  
Ráil

Ammwel Sángi:

*for:*   
Esther SN. Nesbitt  
Commonwealth Register

4/27/2015  
Ráil

Sángi 1 CMC § 2153(e) (Allégh kkaal a llégh-ló sángi AG bwe e fil reel fféerúl) me 1 CMC § 9104 (a) (3) (mwiir sángi AG) Pommwol atiwelligh kkal a appasch-long a takkal amweeri fischiiy, me angúungú ló fféerúl me legal sufficiency sángi CNMI Attorney General me e bwe le arongowow, 1 CMC § 2153 (f) (Arongowowul allégh me mwóghutúghút kkaal).

E mmákkeitiw wól 27 ráil ye lól maramal April 2015



EDWARD MANIBUSAN  
Sóulemelemil Allégh Lapalap

4-27-15  
Ráil



Commonwealth of the Northern Mariana Islands  
**Office of the Attorney General**

2<sup>nd</sup> Floor Hon. Juan A. Sahlan Memorial Bldg.  
Caller Box 10007, Capitol Hill  
Saipan, MP 96950

**EDWARD MANIBUSAN**  
Attorney General

**LILLIAN A. TENORIO**  
Deputy Attorney General

OAGLO: 2015-003

**To :** Isidro Seman, Director, Office of Personnel Management

**From :** Edward Manibusan, Attorney General

**Subject:** On the Exemption of the Office of the Public Auditor from 1 CMC § 8251

**ATTORNEY GENERAL'S LEGAL OPINION NO. 15-02**

The Office of Personnel Management (OPM), through its Director, has asked for a legal opinion on the issue of whether the Office of the Public Auditor (OPA) is exempted from the application of 1 CMC § 8251. The section restricts salary increases to no more than 10% of the preceding year's base salary for renewed contracts.

Question Presented: A close scrutiny of the statute and its legislative history raises a different issue from that raised by the OPM Director—was 1 CMC § 8251 intended to be temporary law that applied only to funds appropriated in FY 1988?

Short Answer: Yes. Section 8251 originates from the annual appropriations acts for Fiscal Year 1987 and 1988, and was enacted as temporary law. The subsequent annual appropriation act for FY 1989, PL 16-19—and all appropriation acts thereafter—omitted any reference to the 10% salary increase restriction. Thus, when PL 16-19 was signed into law on April 17, 1989, the restriction ceased to have any legal effect.

**The Dispute**

Sometime in 2014, OPA submitted to OPM Requests for Notification of Personnel Action (RFPAs) for the renewal of contracts for four employees. In a letter dated December 16, 2014, OPM returned the contracts to OPA because the proposed salaries for the four renewed contracts exceeded the 10% salary-increase ceiling set by 1 CMC § 8251. The Public Auditor responded to OPM claiming that OPA employees were not civil service employees and were exempt from the application of 1 CMC § 8251. OPM disagreed and requested a legal opinion from the Attorney General.

As explained below, 1 CMC § 8251 does not apply to OPA contract renewals, or any government-renewed contract. This conclusion rests on grounds entirely different from that offered by the Public Auditor.

Civil Division

Telephone: (670) 237-7500

Facsimile: (670) 664-2349

Criminal Division

Telephone: (670) 237-7600

Facsimile: (670) 234-7016

Attorney General's Investigative Division

Telephone: (670) 237-7625

Facsimile: (670) 234-7016

Domestic Violence Intervention Center

Telephone: (670) 664-4583

Facsimile: (670) 664-4589

## Analysis

Appropriation statutes are temporary by nature. The 10% salary restriction set forth in 1 CMC § 8251 originates from the annual appropriation statutes for FY 1987 and FY 1988. *See* PL 5-31 (FY 1987), PL 6-3 (partial appropriations FY 1988) and PL 6-5 (partial appropriations FY 1988). The 10% restriction was not included in PL 6-19, the annual appropriation statute for FY 1989. As such, when PL 6-19 was approved on April 17, 1989, the 10% salary restriction was repealed by implication and ceased to have any legal effect. Therefore, 1 CMC § 8251 is not legally enforceable against OPA or any other government agency.

### The Principles of Statutory Construction

The starting point of statutory construction is to give effect to the plain meaning of language that is clear and unambiguous. *Aguon v. Marianas Pub. Land Corp.*, 6 NMI 233, 2001 MP 4 ¶ 30. When statutory language is unclear, the inquiry turns to discerning and giving effect to legislative intent by reading the statute as a whole. *Id.* Legislative intent may be “determined from relevant legislative history, including standing committee reports, which are highly persuasive evidence of legislative intent.” *Id.*

Because 1 CMC § 8251 originated from appropriation statutes, interpretative principles pertaining to and the Commonwealth laws governing these statutes should also be considered when construing 1 CMC § 8251. Appropriation acts are generally viewed as temporary in nature and limited in duration at the time of their enactment. *See United States v. Van Den Berg*, 5 F.3d 439, 442-43 (9th Cir. 1993) (citing BLACK’S LAW DICTIONARY). They continue in force until the time of their limitation expires. *Id.* Unless language in the statute states otherwise, appropriation acts and their provisions retain their temporary character. *See Roccaforte v. Mulcahey*, 169 F. Supp 364-65 (D. Mass. 1958); *Calvert v. United States*, 37 F. 762, 763 (D.S.C. 1889).<sup>1</sup>

When successive appropriation statutes are enacted, a prior act is considered repealed by implication if the subsequent statute covers virtually the same subject as the prior one. The latter statute is deemed a substitute for the earlier act. *Posadas v. Nat’l City Bank of N.Y.*, 296 U.S. 497, 503, S. Ct. 349, 352 (1936); *see also Magruder v. Petre*, 690 S.W.2d 830, 832 (Mo. Ct. App. 1985) (stating that “the failure to set out former statutory provisions in a later comprehensive enactment will operate to repeal the omitted provisions”); *Kemp by Wright v. State, Cnty. of Burlington*, 687 A.2d 715, 720-21 (N.J. 1997) (when a subsequent statute is clearly in conflict with an earlier statute on the same subject, courts will find legislative intent to supersede earlier law).

The time limits of annual appropriation acts are expressly provided for in the Commonwealth’s annual appropriation law. Prior to 2009 (and during the time that PL 5-31, 6-3 and 6-5 were enacted), a new annual appropriation act superseded the earlier annual appropriation statute on the date of the new law’s approval; until a new act was approved, the appropriated funds and administrative provisions contained in the prior statute remained in effect. 1 CMC § 7204(d)

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<sup>1</sup> Legislatures may specify the time or circumstances when a statute ceases to have effect by clearly stating in the act itself or in a related statute. 2 SUTHERLAND STAT. CONSTR. § 34.4 (7th ed.) (expiration by occurrence of legislatively prescribed conditions).

(repealed by implication by HLI 16-11 in 2009). In 2009, the NMI Constitution was amended to mandate that an annual appropriation act for a specific fiscal year expire at the end of that fiscal year. See N.M.I. CONST. ART. II, § 5(a), and ART. III, § 9(a).

### The Language of PL 5-31, as amended by PL 6-5

As stated, the disputed I CMC § 8251 originates from the annual appropriation statutes for FY 1987 and FY 1988.<sup>2</sup> In fact, § 307 of PL 6-3 and PL 6-5, modified the original language contained in PL 5-31 by adding the 10% ceiling for salary increases.<sup>3</sup> The disputed section states:

Contract Renewal. Any government employee who is employed pursuant to a written employment contract shall not, upon renewal of the contract, receive a salary higher than that provided in the contract which is being renewed unless such increase is not more than 10% of the preceding year's base salary and the fund is provided for in the annual appropriation for the agency or department.

§ 307 of PL 6-3 and 6-5, codified as I CMC § 8251.<sup>4</sup>

The seemingly broad language in § 307 creates some ambiguity on whether the salary restriction was intended to be in effect only in FY 1988. However, when the appropriation acts for FY 1988 are viewed in their entirety and compared with the subsequent appropriation act for FY 1989, the temporary character of § 307 and its limited application become evident.

The title and purpose sections of both statutes express in clear and unmistakable terms the limited time and application of PL 6-3 and PL 6-5 to Fiscal Year 1988 appropriations. The short title in § 101 states that the act may be referred to as "the Government Partial Operations and Personnel Appropriations Act of 1988." In §102, the purpose section explicitly provides that the act appropriates funds "for the operations and activities of the [CNMI government] for Fiscal Year 1988." Clearly, the application of the appropriation acts was generally confined to FY 1988. There is nothing in the language of the acts that indicates that § 307 was excepted from the general temporary nature of the acts (*i.e.*, that it was intended to survive beyond FY 1988). Thus, like the FY 1988 appropriation acts in general, § 307 ceased to apply when the FY 1989 appropriation act was passed.

To be sure, the Legislature was aware of how to make § 307 effective beyond FY 1988.<sup>5</sup> Along with § 307, Chapter III of PL 6-5 contained several administrative provisions entitled "Administration of Appropriated Funds."<sup>6</sup> Several sections in Chapter III either repealed or amended specific sections

<sup>2</sup> The commentary on I CMC § 8251 should have included PL 6-3 which contained the same § 307 as PL 6-5.

<sup>3</sup> PL 6-3 appropriated funds for the operation of public corporations, autonomous agencies, boards and commission, the Judicial Branch and the Saipan operations of the Department of Public Health and Environmental Services; PL 6-5 appropriated funding for the remaining operations for the Commonwealth Government, the Legislative Branch, the remaining operations of the Executive Branch departments and agencies, and the municipal governments.

<sup>4</sup> PL 6-3, the first partial appropriation for FY 1988, contained virtually the same language in its § 307.

<sup>5</sup> Appropriation acts may be used to modify prior statutes. *Friends of the Earth v. Armstrong*, 485 F.2d 1, 9 (10th Cir. 1973) (holding that the absence of funding for certain projects authorized by prior statute in subsequent appropriation acts indicated Congress's choice not to authorize the projects to be built).

<sup>6</sup> Section 329 of PL 6-5, provided that the administrative provisions of PL 6-5 superseded those of other prior appropriation acts.

of the Commonwealth Code. Section 312 was specifically referred to as a “repealer” of 1 CMC § 8250(d). Section 313 specifically referred to its provisions as an “amendment” to 1 CMC § 8250(a), (c), (e), and (f). By indicating that such sections were either repealers or amendments to existing law, rather than temporary suspensions of such laws for FY 1988, those sections were intended to be permanent law.<sup>7</sup> Further, none of the sections designated as repealers or amendments in PL 6-3 reappear in PL 6-5. Their absence in PL 6-5 demonstrates legislative intent to enact those sections as permanent law by inserting them only in the first appropriation act for FY 1988.

In contrast, § 307 was not drafted as a repealer or an amendment of existing law. No reference or statement is made that a specific public law or the Commonwealth Code would be permanently affected by its enactment. In drafting § 307, the Legislature could have stated that § 307 was an amendment to the Compensation Adjustment Act or another part of the Commonwealth Code.<sup>8</sup> There is no such statement that indicates the Legislature intended to make § 307 permanent law. As such, we are left with the inescapable conclusion that § 307’s application was limited to the appropriated funds for FY 1988.

Further bolstering this conclusion, the history of the 10% salary ceiling for renewed contracts bears out the temporary character of the provision. The partial appropriation acts for FY 1988, both contained an identical § 307. Had the legislature intended § 307 to be permanent when it was enacted in PL 6-3, why did it include the same § 307 in PL 6-5, the second partial appropriations act for FY 1988? The Legislature must have intended for § 307 to be temporary having force and effect only for the duration of FY 1988, but not beyond the end of the fiscal year. The salary restriction’s appearance in PL 5-31, reappearance in modified form in PL 6-3 and in PL 6-5, and then its disappearance altogether in PL 6-19 and subsequent statutes, tellingly demonstrates the temporary character of § 307.<sup>9</sup> Repealed by implication, § 307 ceased to have any legal effect on April 17, 1989, when PL 6-19 was enacted.

### Conclusion

In sum, OPM may not use the 10% salary-increase restriction set forth in 1 CMC § 8251 as a basis for rejecting the four RFPAs from OPA. That section, which originated from FY 1988 appropriation statutes, was repealed on April 17, 1989, when PL 6-19, the subsequent annual appropriation act,

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<sup>7</sup> The Legislature has inserted permanent law as riders in other appropriation statutes. In PL 13-24, the annual appropriation statute for FY 2003, § 602 contained language that the amendment to the Compensation Adjustment Act would remain in effect until subsequently amended or repealed. Accordingly, Law Revision Commission incorporated the amendments into 1 CMC §8243(a), even though they were enacted through an appropriation statute.

<sup>8</sup> When a legislature modifies or repeals some statutes in newly enacted legislation, but leaves other statutes intact, the conclusion to be drawn is that the legislature made a determination not to change those unaffected statutes. See *United States v. Jordan*, 915 F.2d 622,627-28 (11th Cir. 1990).

<sup>9</sup> The Conference Committee Report No. 6-5, on H.B. 6-130 which was signed as PL 6-19, stated that the draft was “as clean as possible, and matters previously presented as “riders” have been made [the subject] of separate legislation.” CCR No. 6-5 at 2.

was approved. The salary restriction in 1 CMC § 8251 has no force and effect against OPA or any other government agency.<sup>10</sup>



EDWARD MANIBUSAN  
Attorney General

Date: April 6, 2015

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<sup>10</sup> Even though 1 CMC § 8251 has no legal effect, there are other restrictions in the Planning & Budgeting Act, as amended, and in appropriation statutes that may dictate whether salaries should be increased and by how much. The reality of the Commonwealth's economic condition requires that the Commonwealth Government be guided by fiscal constraint, prudence and discipline in its spending.