



COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Eloy S. Inos
Governor

Jude U. Hofschneider
Lieutenant Governor

Honorable Francisco M. Borja
Chairman, Tinian and Aguiguan
Legislation Delegation
Eighteenth Northern Marianas
Commonwealth Legislature
Saipan, MP 96950

08 MAY 2014

Honorable Joseph P. Deleon Guerrero
Speaker, House of Representatives
Eighteenth Northern Marianas
Commonwealth Legislature
Saipan, MP. 96950

Dear Mr. Chairman and Mr. Speaker:

This is to inform you that I have signed into law House Local Bill No. 18-47, D1, entitled, "To amend 10 CMC Sections 2472 and 2473 for the purpose of establishing a fee and expenditure authority for said fees relating to customers government by 10 CMC Section 2472." The bill was passed by the Tinian and Aguiguan Legislative Delegation of the Eighteenth Northern Marianas Commonwealth Legislature.

This bill becomes **Tinian Local Law No. 18-8**. Copies bearing my signature are forwarded for your reference.

Sincerely,



ELOY S. INOS

cc: Lt. Governor
Press Secretary
Tinian Mayor
Tinian Municipal Council
Commonwealth Law Revision
Special Assistant for Administration
Attorney General



Tinian & Aguiguan Legislative Delegation
Eighteenth Northern Marianas Commonwealth Legislature
Second Senatorial District
P.O. Box 500586
Saipan, MP 96952

Senator Francisco M. Borja, Chairman
Representative Trenton B. Conner, Floor Leader

Senator Francisco Cruz, Vice Chairman
Senator Joaquin H. Borja, Legislative Secretary

April 2, 2014

Honorable Eloy S. Inos
Commonwealth of the Northern
Mariana Islands
Saipan, MP 96950

Dear Governor Inos:

I am honored to transmit for your action *House Local Bill No. 18-47, D1*, entitled,

*"A Local Revenue Bill For An Act For The Second Senatorial District
"To amend 10 CMC Sections 2472 and 2473 for the purpose of establishing a fee and
expenditure authority for said fees relating to customers governed by 10 CMC Section 2472."*

This bill was passed unanimously by the Tinian and Aguiguan Legislative Delegation of the Eighteenth Northern Marianas Commonwealth Legislature, a quorum duly present, on First and Final Reading during its First Day, Second Special Session 2014, held on April 2, 2014.

Sincerely,


ALICIA DLG. LEON GUERRER●
Delegation Clerk

Enclosures



**TINIAN & AGUIGUAN LEGISLATIVE DELEGATION
SECOND SENATORIAL DISTRICT
EIGHTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
SECOND SPECIAL SESSION, 2014**

HOUSE LOCAL BILL NO. 18-47.D1

**A LOCAL REVENUE BILL FOR AN ACT
FOR THE SECOND SENATORIAL DISTRICT**

To amend 10 CMC Sections 2472 and 2473 for the purpose of establishing a fee and expenditure authority for said fees relating to customers governed by 10 CMC Section 2472.

Offered by

Representative Trenton B. Conner

on


February 7, 2014

HOUSE ACTION

Transmitted to Tinian & Aguiguan Legislative Delegation for action on February 24, 2014.

DELEGATION ACTION

Referred to : **None**
Comments Solicited : **2/12/14 - Mayor of Tinian & Aguiguan; Chairman, Tinian & Aguiguan Municipal Council [Ref. Delegation Matter 18-22 & 18-23]**
Comments Received : **None**
Standing Committee Report : **None**
Passed First & Final Reading : **April 2, 2014**


Alicia DLG. Leon Guerrero, Delegation Clerk



TINIAN & AGUIGUAN LEGISLATIVE DELEGATION
Eighteenth Northern Marianas Commonwealth Legislature
Second Senatorial District

THIRD REGULAR SESSION, 2014

House Local Bill No. 18-47, D1

**A LOCAL REVENUE BILL FOR AN ACT
FOR THE SECOND SENATORIAL DISTRICT**

To amend 10 CMC Sections 2472 and 2473 for the purpose of establishing a fee and expenditure authority for said fees relating to customers governed by 10 CMC Section 2472.

BE IT ENACTED BY THE SECOND SENATORIAL DISTRICT DELEGATION

PURSUANT TO CHAPTER 4, DIVISION 1, TITLE 1 OF

THE COMMONWEALTH CODE:

1 **Section 1. Findings and Purposes.** The Tinian and Aguiguan Legislative Delegation
2 finds that it is in the best interest of the Second Senatorial District to establish a fee that will be
3 collected by the business vendor for every one of their customers who rides on our roads in a
4 tour bus or van, and who utilize scooters or all-terrain vehicles on the islands of Tinian and
5 Aguiguan. These fees shall be considered locally generated revenue and as such they shall not
6 be administered or collected by the CNMI Department of Finance. Instead, as revenue
7 generated within the Second Senatorial District, the revenue shall be managed exclusively by
8 the Tinian Treasury.

9 The Commonwealth Legislature finds that 10 CMC Section 2472 already provides for a
10 fee for the use of scooters and rental cars on Tinian and that this fee shall be used for the
11 Tinian Tourism and Beautification Revolving Fund for the development, improvement, and
12 maintenance of the various culturally and historically significant sites on the island of Tinian.
13 Moreover, subsection (5) of 10 CMC Section 2473 specifically provides for the "development,
14 preservation, and maintenance of Tinian historical sites."

1 This new fee shall be collected and administered in the same manner as 10 CMC
2 Sections 2472 and 2473 for the sole purpose of maintenance of Tinian's historic parks and
3 roadways.

4 **Section 2. Amendment.** 10 CMC Section 2472 is hereby amended to read as
5 follows:

6 * **2472. Tinian Vehicular Environmental Impact Fee.**

7 There is hereby established a local fee of two dollars (\$2.00) for each scooter rental and
8 five dollars (\$5.00) for each car rental, all-terrain vehicle ("ATV), tour bus or van, within the
9 Second Senatorial District. The Tinian Vehicular Environmental Impact Fee is due and payable
10 to the Department of Finance Tinian Municipal Treasury at the end of each quarter. Within
11 ninety days after the effective date of this Act, the Secretary of Finance shall promulgate
12 regulations to implement the Act. The Tinian Director of DLNR and DPW, along with the
13 Tinian Municipal Treasurer, may promulgate mutually agreed upon, regulations to implement
14 the Act, if necessary which shall include but not be limited to a prohibition on said funds
15 derived from 10 CMC Sections 2472 and 2473 being reprogrammed by the Mayor or the
16 Delegation.

17 Provided further that a separate subaccount administered in accordance with 10 CMC
18 Section 2472 shall be established wherein the fees shall be assessed to the business operator to
19 account for every user. Said fees shall be collected by the respective business operator or
20 vendor and submitted to the Tinian Municipal Treasury to account for each individual, no more
21 than one time per visit, up to thirty (30) days who:

22 (a) Utilizes Tinian roadways as a passenger on a tour bus or van (\$5.00 per person)

23 (b) Utilizes a scooter on the island of Tinian or Aguiguan (\$2.00).

24 (c) Utilizes an all-terrain vehicle on the island of Tinian or Aguiguan (\$5.00).

25 For purpose of this Section day trips shall not constitute an additional visit or result in
26 additional fees.

1 **Section 3. Amendment.** 10 CMC Section 2473 is hereby amended to read as follows:

2 **“2473. Tinian Tourism and Beautification Fund and Tinian Vehicular**
3 **Environmental Impact Fee.**

4 “There is hereby established a Tinian Tourism and Beautification Revolving Fund and
5 a Tinian Vehicular Environmental Impact Fee.

6 “(a) ~~The Secretary of Finance~~ The Tinian Municipal Treasurer shall establish a
7 ~~separate account~~ an account into which all revenues from the Tinian Tourism and
8 Beautification Revolving Fund and the Tinian Vehicular Environmental Impact Fee
9 shall be deposited.

10 “The expenditure authority for the Tinian Tourism and Beautification Revolving Fund
11 and the Tinian Vehicular Environmental Impact Fee shall be the Director of the Tinian
12 Department of Public Works. No funds derived from 10 CMC Sections 2472 and 2473 shall
13 be reprogrammed for any other purpose.”

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

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

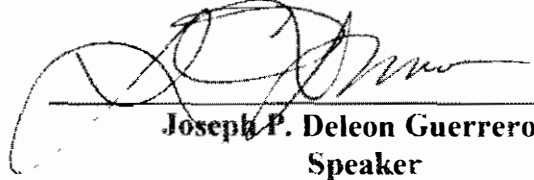
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Section 6. Effective Date. This Act shall take effect upon its approval by the Governor or its becoming law without such approval.

CERTIFIED BY:



Francisco M. Borja
Chairman
Tinian & Aguiguan Legislative Delegation



Joseph P. Deleon Guerrero
Speaker
House of Representatives

APPROVED this 8TH day of MAY, 2014.



Eloy S. Inos
Governor
Commonwealth of the Northern Mariana Islands