



**HOUSE OF REPRESENTATIVES**  
FIFTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE  
FOURTH SPECIAL SESSION, 2006

PUBLIC LAW NO. 15-30  
**H. B. No. 15-155**

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**AN ACT**

To amend 4 CMC §§ 1402(c) and (d), excise tax exemption for renewable energy products and products bearing the ENERGY STAR rating; and for other purposes.

**BE IT ENACTED BY THE FIFTEENTH NORTHERN MARIANAS COMMONWEALTH  
LEGISLATURE:**

1       **Section 1. Findings and Purpose.** The Legislature finds that to move the  
2       Commonwealth towards energy self-sufficiency is imperative. There is great need to pursue  
3       the acquisition and use of products that will generate power from renewable energy sources,  
4       lower the use of fossil fuels, and lower the demand for electrical power from the CUC. The  
5       Legislature further finds that financial incentives are often the most powerful form of  
6       persuasion, and are necessary to encourage and empower businesses, utilities, and private  
7       citizens.

8       Therefore, the purpose of this act is to empower and encourage businesses and private  
9       individuals to pursue the acquisition and use of products that utilize alternative energy  
10      sources and products that conserve the use of energy from any source, by providing excise  
11      tax exemptions.

12      **Section 2. Amendment.** 4 CMC § 1402 (c)(6) is amended to read as follows:

13               “(6) Equipment, machinery, merchandise, devices, and other items which  
14               produce, or are components of a system that produces, electric power from wind,  
15               solar, water, landfill gas, waste, geothermal sources, ocean thermal, ocean current or  
16               wave energy, biomass, municipal solid waste, biofuels, or fuels derived from organic  
              sources, hydrogen fuels, or fuel cells where the fuel is derived from renewable  
              sources.”

1 Section 3. Amendment. 4 CMC § 1402(c) is amended by adding a new (13):

2 "(13) Equipment, machinery, merchandise, devices, and other items which are  
3 certified ENERGY STAR by the U.S. Environmental Protection Agency and the U.S.  
4 Department of Energy."

5 Section 4. Amendments. 4 CMC Division 1 § 1402(d) is hereby amended by adding  
6 a new (7) and (8):

7 "(7) Equipment, machinery, merchandise, devices, and other items which  
8 produce, or are components of a system that produces, electric power from wind,  
9 solar, water, landfill gas, waste, geothermal sources, ocean thermal, ocean current or  
10 wave energy, biomass, municipal solid waste, biofuels, or fuels derived from organic  
11 sources, hydrogen fuels, or fuel cells where the fuel is derived from renewable  
12 sources.

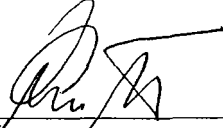
13 (8) Equipment, machinery, merchandise, devices, and other items which are  
14 certified ENERGY STAR by the U.S. Environmental Protection Agency and the U.S.  
15 Department of Energy."

16 Section 5. Severability. If any provision of this Act or the application of any such  
17 provision to any person or circumstance should be held invalid by a court of competent  
18 jurisdiction, the remainder of this Act or the application of its provisions to persons or  
19 circumstances other than those to which it is held invalid shall not be affected thereby.


20 Section 6. Savings Clause. This Act and any repealer contained herein shall not be  
21 construed as affecting any existing right acquired under contract or acquired under statutes  
22 repealed or under any rule, regulation, or order adopted under the statutes. Repealers  
23 contained in this Act shall not affect any proceeding instituted under or pursuant to prior law  
24 The enactment of this Act shall not have the effect of terminating, or in any way modifying,  
2 any liability, civil or criminal, which shall already be in existence on the date this Act  
2 becomes effective.

1       **Section 7. Effective Date.** This Act shall take effect upon its approval by the  
2 Governor, or becoming law without such approval.

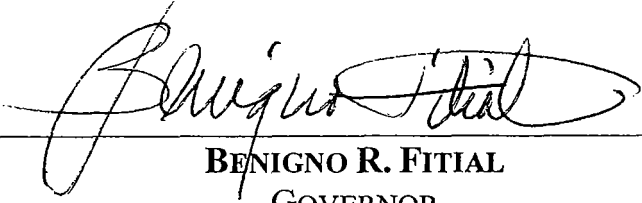
**CERTIFIED BY:**

  
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**OSCAR M. BABAUTA**  
SPEAKER OF THE HOUSE

**ATTESTED TO BY:**

  
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**EVELYN C. FLEMING**  
HOUSE CLERK

APPROVED on this 26th day of SEPTEMBER, 2006

  
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**BENIGNO R. FITIA**  
GOVERNOR  
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS