

THIRTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

SECOND REGULAR SESSION, 2002

Public Law 13-21
H. B. NO. 13-167

AN ACT

TO REPROGRAM FUNDS FROM PUBLIC LAWS 7-1, 7-5, 7-36, AND 8-2 TO THE TYPHOON CHATA'AN EMERGENCY FUND; AND FOR OTHER PURPOSES.

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

Section 1. Findings. The Legislature finds that Typhoon Chata'an, which passed through the Commonwealth of the Northern Mariana Islands region, caused extensive damage to the infrastructure, residences, agricultural plots, and tourism industry on the island of Rota. The Legislature further finds that the people of the island of Rota are in critical need of assistance. The Legislature, therefore, shall reprogram funds from Public Laws 7-1, 7-5, 7-36, and 8-2 to the Typhoon Chata'an Emergency. The reprogrammed funds shall be allocated to the Typhoon Chata'an Emergency Fund for use as designated by resolution of the Rota Legislative Delegation according to the terms and conditions provided for herein.

Section 2. Reprogramming. Notwithstanding the limitations of sections 7401, 7402(a)(1) and (2), and 7402(c) of Title 1 of the Commonwealth Code or any provision of Public Law 10-41 to the contrary, the following fund balances, subject to the availability and existence of such fund balances, are hereby reprogrammed to the Typhoon Chata'an Emergency Fund provided however, that such reprogrammed funds shall only be allocated for expenses incurred as a direct result of Typhoon Chata'an by resolution of the Rota Legislative Delegation, and further provided, that the remainder of such reprogrammed funds not allocated by the Rota Legislative Delegation for expenses incurred as a direct result of Typhoon Chata'an may by resolution of the Rota Legislative Delegation be allocated for any other local purpose.

(a) \$3,300.00 from Section 604(j) of Public Law 7-1 (originally appropriated for construction of Baseball Field);

(b) \$714.00 from Section 8 of Public Law 7-5 (originally appropriated for Rota Chenchon Park);

(c) \$20,099.00 from Section 104, 9, of Public Law 7-36 (originally appropriated for construction of Rota Hospital);

(d) \$421,880.00 From Section 104, 15, of Public Law 7-36 (originally appropriated for Rota Sewer Outfall);

(e) \$13,674.00 from Section 410(o) of Public Law 8-2 (originally appropriated for the First Senatorial District for replacement of equipment and installation of a morgue); and

(f) \$2,656.00 from Section 410(p) of Public Law 8-2 (originally appropriated for the First Senatorial District for Senior Citizen's Bus).

Section 3. Expenditure Authority. The expenditure authority for the reprogrammed funds allocated by resolution of the Rota Legislative Delegation to the Typhoon Chata'an Emergency Fund as provided for herein shall rest with the Mayor of Rota or his designee.

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

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

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

CERTIFIED BY:

ATTESTED TO BY:

/s/ _____

HEINZ S. HOFSCHEIDER
SPEAKER OF THE HOUSE

/s/ _____

EVELYN C. FLEMING
HOUSE CLERK

APPROVED this 23rd day of August, 2002

/s/ _____

JUAN N. BABAUTA
GOVERNOR
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS