



COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Benigno R. Fitial
Governor

Eloy S. Inos
Lt. Governor

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

Honorable Jude U. Hofschneider
Senate President, The Senate
Eighteenth Northern Marianas
Commonwealth Legislature
Saipan, MP 96950

Dear Mr. Speaker and Mr. President:

This is to inform you that I have signed into law House Bill No. 17-305 entitled, "To reprogram all remaining funds from Section 5 (c) (3) of Public Law 11-119; and for other purposes," which was passed by the House of Representatives and the Senate of the Seventeenth Northern Marianas Commonwealth Legislature. Although Section 2 allocated a specific amount, to ensure the Bill's intent is furthered as pronounced by the Legislature as "...the intent of this Act is to reprogram the *remaining* funds allocated under 5(c)(3) of Public law 11-119..." I wish to note there is an amount less than what was appropriated in Section 2, but sufficient to meet the Bill's intent of providing the 25% in local matching funds CUC and the Water Task Force needs as they seek the \$2.4 Million grant proposal needed to complete the Lower Base Industrial Park area.

This bill becomes **Public Law No. 17-90**. Copies bearing my signature are forwarded for your reference.

Sincerely,

A handwritten signature in black ink, appearing to read "Benigno R. Fitial".

BENIGNO R. FITIAL

cc: Lt. Governor; Attorney General's Office; Press Secretary; Special Assistant for Administration; Special Assistant for Programs and Legislative Review

Caller Box 10007 Saipan, MP 96950 Telephone: (670) 664-2200/2201 Facsimile: (670) 664-2211



The House of Representatives

NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 500586

Saipan, MP 96950

January 11, 2013

The Honorable Benigno R. Fitial
Governor
Commonwealth of the Northern
Mariana Islands
Capitol Hill
Saipan, MP 96950

Dear Governor Fitial:

I have the honor of transmitting herewith for your action **H. B. 17-305**, entitled: "An Act to reprogram all remaining funds from section 5(c) (3) of Public Law 11-119; and for other purposes.", which was passed by the House of Representatives and the Senate of the Seventeenth Northern Marianas Commonwealth Legislature.

Sincerely yours,

A handwritten signature in black ink, appearing to read "L. B. Muña", is written over a circular stamp or mark.

Linda B. Muña
House Clerk

Attachment



*Seventeenth Legislature
of the
Commonwealth of the Northern Mariana Islands*
IN THE HOUSE OF REPRESENTATIVES

Fourth Special Session

May 31, 2012

Representative Frederick P. Deleon Guerrero, of Saipan, Precinct 5 (*for himself*, Representative Ramon S. Basa, and Eliceo D. Cabrera) in an open and public meeting with an opportunity for the public to comment, introduced the following Bill:

H. B. 17-305
AN ACT
TO REPROGRAM ALL REMAINING FUNDS FROM SECTION 5(C)(3) PUBLIC LAW 11-119; AND FOR OTHER PURPOSES.

The Bill was not referred to a House Committee and was placed on the Bill Calendar.

**THE BILL WAS PASSED BY THE HOUSE OF REPRESENTATIVES ON
FIRST AND FINAL READING, JULY 12, 2012;**
without amendments and transmitted to the
THE SENATE.

The Bill was referred to the Senate Committee on Public Utilities, Transportation and Communications.
THE BILL WAS PASSED BY THE SENATE ON FIRST AND FINAL READING, JANUARY 8, 2013;
without amendments.

H. B. 17-305 WAS RETURNED TO THE HOUSE OF REPRESENTATIVES ON JANUARY 9, 2013.

THE BILL WAS FINALLY PASSED ON JULY 12, 2012.

A handwritten signature in black ink, appearing to be "L. Muña", written over a horizontal line.

Linda B. Muña, House Clerk



*Seventeenth Legislature
of the
Commonwealth of the Northern Mariana Islands*
IN THE HOUSE OF REPRESENTATIVES

Second Day, Sixth Special Session

July 12, 2012

H. B. 17-305

AN ACT

**TO REPROGRAM ALL REMAINING FUNDS FROM SECTION 5(C) (3) OF
PUBLIC LAW 11-119; AND FOR OTHER PURPOSES.**

**Be it enacted by the Seventeenth Northern Marianas Commonwealth
Legislature:**

1 **Section 1. Findings.** The Legislature finds that the Commonwealth of the Northern
2 Marianas Islands Water Task Force along with the Commonwealth Utilities Corporation
3 (CUC) has collaboratively been working together on a grant proposal to the U.S. Department
4 of Commerce's Economic Development Administration (EDA) that would improve water
5 services and a new sewer service to Saipan's Lower Base Industrial Park area. The
6 Legislature further finds that the Water Task Force and CUC is seeking \$2.4 Million in
7 funding from EDA with a 25% in matching funds from the CNMI to complete the Lower
8 Base Industrial Park area.

HOUSE BILL 17-305

1 The Legislature finds that the proposed Kagman wastewater treatment project has
2 been put off for many years due to concerns over locating a facility in that area and
3 opposition to both the outfall design and wetlands design of the area were considered. The
4 Legislature finds that in order to redevelop the Lower Base Industrial Park area to lure new
5 industries the area must be able to offer reliable water and sewer services.

6 Additionally, the Legislature finds that major investments have been made in the
7 power plants to ensure reliable power and such investments are also needed to ensure the area
8 has adequate water and sewer facilities to attract and retain industries. Therefore, the intent
9 of this Act is to reprogram the remaining funds allocated under 5(c) (3) of Public Law 11-119
10 (Business Unit 5122) for the improvement of water services and new sewer services to
11 Saipan's Lower Base Industrial Park area.

12 **Section 2. Reprogramming.** Notwithstanding any provision of law to the contrary
13 and notwithstanding the reprogramming provision under Section 7 of Public Law 11-119, the
14 amount of Eight Hundred Eighteen Thousand Dollars Nine Hundred Sixty Five and 83/00
15 (\$818,965.83), from Section 5(C) (3) of Public Law 11-119 is hereby reprogrammed
16 specifically for the improvement of water services and new sewer services to Saipan's Lower
17 Base Industrial Park Area. Furthermore, the funds as stipulated under this section shall not
18 be reprogrammed for any other purpose.

19 **Section 3. Expenditure Authority.** The expenditure authority for the
20 reprogrammed funds under Section 2 of this Act shall be the Executive Director of the
21 Commonwealth Utilities Corporation.

HOUSE BILL 17-305

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


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

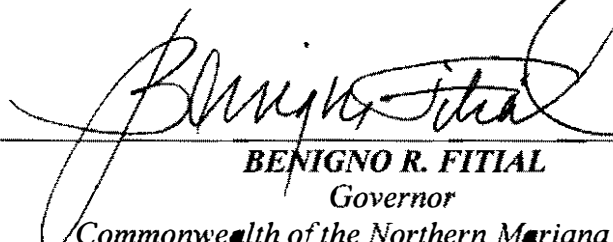
12

HOUSE BILL 17-305

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

Attested to by: 
Linda B. Muña, House Clerk

Certified by: 
SPEAKER ELICEO "ELI" D. CABRERA
House of Representatives
17th Northern Marianas Commonwealth Legislature

APPROVED this 30th day of JANUARY, 2013

BENIGNO R. FITIAL
Governor
Commonwealth of the Northern Mariana Islands