

RALPH DLG. TORRES
Governor



ARNOLD I. PALACIOS
Lieutenant Governor

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
OFFICE OF THE GOVERNOR

21 SEP 2021

The Honorable Jude U. Hofschneider
President of the Senate
Twenty-Second Northern Marianas
Commonwealth Legislature
Saipan, MP 96950

The Honorable Edmund S. Villagomez
Speaker, House of Representatives
Twenty-Second Northern Marianas
Commonwealth Legislature
Saipan, MP 96950

Dear Mr. President and Mr. Speaker:

This is to inform you that I have signed into law **Senate Bill No. 22-50, HD1** entitled, "To clarify the NMTI Trustee Nominating Committee provisions by repealing and reenacting 3 CMC § 12114(a); and for other purposes." Which was passed by the Senate and the House of Representatives of the Twenty-Second Northern Marianas Commonwealth Legislature.

This bill becomes **Public Law No. 22-07**. Copies bearing my signature are forwarded for your reference.

Sincerely,

A handwritten signature in black ink, appearing to be "RDLG", written over a circular stamp or watermark.

RALPH DLG. TORRES
Governor

cc: Lt. Governor
Press Secretary
NMT Board of Trustees
Attorney General
Law Revision Commission
Public Auditor
Special Assistant for Administration
Special Assistant for Programs and Legislative Review



THE SENATE
Twenty-Second Northern Marianas Commonwealth Legislature
P. O. Box 500129
Saipan, MP 96950

August 24, 2021

The Honorable Ralph DLG. Torres
Governor
Commonwealth of the Northern Mariana Islands
Capital Hill
Saipan, MP 96950

Dear Governor Torres:

I have the honor of transmitting herewith for your action Senate Bill No. 22-50, HD1, entitled: "To clarify the NMTI Trustee Nominating Committee provisions by repealing and reenacting 3 CMC § 12114(a); and for other purposes," which was passed by the Senate and the House of Representatives of the Twenty-Second Northern Marianas Commonwealth Legislature.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dolores S. Bermudes".

Dolores S. Bermudes
Senate Clerk

Attachments

PROGRAMS & LEGISLATIVE REVIEW
RECEIVED BY: *Edward Tenorio*
DATE & TIME: *8/30/2021 1:54 PM*



THE SENATE
TWENTY-SECOND NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

SENATE BILL NO. 22-50, HD1

AN ACT

To clarify the NMTI Trustee Nominating Committee provisions by repealing and reenacting 3 CMC § 12114(a); and for other purposes.

SENATE ACTION

Offered by Senator(s): Justo s. Quitugua

Date: May 16, 2021

Referred to: Committee on Judiciary, Government, Law & Federal Relations

Standing Committee Report No.: None


Final Reading: August 12, 2021, Accepted HD1

HOUSE ACTION

Referred to: Education Committee

Standing Committee Report No.: 22-19 Adopted on 07/06/21

First and Final Reading: July 06, 2021



DOLORES S. BERMUDES
SENATE CLERK



THE SENATE
 TWENTY-SECOND NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

FIRST SPECIAL SESSION, 2021

S. B. NO. 22-50, HD1

AN ACT

To clarify the NMTI Trustee Nominating Committee provisions by repealing and reenacting 3 CMC § 12114(a); and for other purposes.

**BE IT ENACTED BY THE TWENTY-SECOND NORTHERN MARIANAS
 COMMONWEALTH LEGISLATURE:**

1 **Section 1. Findings and Purpose.** The Legislature finds that the Trustee
 2 Nominating Committee provisions of the Northern Marianas Technical Institute (NMTI)
 3 must be amended to clarify the membership and the process of the nominating Committee.
 4 It is intended the chairperson of the Board of Trustees shall appoint the four members of
 5 the nominating committee of which shall include a non-voting trustee member who shall
 6 chair the nominating committee. The Trustee Nominating Committee shall provide a list of
 7 up to three names to the Governor for his consideration and appointment to fill a vacancy
 8 on the Board of Trustees. Timelines and deadlines were also added to the nominating
 9 committee process to clarify when the list of candidates must be provided to the Governor
 10 and what to do if the Governor rejects the names on the list provided by the nominating
 11 committee. Accordingly, the purpose of this legislation is to repeal and reenact 3 CMC §
 12 12114(a) to clarify the NMTI Trustee Nominating Committee provisions.

13 **Section 2. Repeal and Re-enact.** 3 CMC § 12114(a) is hereby repealed and
 14 reenacted to read as follows:

**“§ 12114. Board of Trustees: Nominating Committee, Vacancies and
 16 Removal.**

17 (a) There is established a Trustee Nominating Committee with the sole
 18 responsibility to identify, recruit, evaluate and nominate qualified candidates for

SENATE BILL NO. 22-50, HD1

1 membership on the Board of Trustees of the Northern Marianas Technical Institute
2 when there is a vacancy on the board.

3 (1) The chairperson of the board of trustees shall appoint the four members
4 of the committee including: one member of the Board, who shall be an ex-officio
5 chairperson of the nominating committee and shall not be entitled to any vote; one
6 member from the community at large; one member representing a business or an
7 industry; and the CEO of the Institute.

8 (2) For any vacancy occurring on the Board of Trustees, the nominating
9 committee shall provide a list of up to three names to the Governor from which the
10 Governor shall appoint a Board member to fill the vacancy.

11 (3) Nominations shall be made 30 days prior to the expiration of a term, or
12 within 30 days following an unforeseen vacancy. Therefore, the Governor shall
13 make the appointment of the qualified candidate from a list of candidates provided
14 by the nominating committee within 45 days after a vacancy subject to the
15 requirements of 3 CMC §§ 12112 and 12113. The Governor may reject the
16 candidates on the list provided by the committee. If the Governor rejects the
17 candidates on the list provided by the committee, the Governor shall inform the
18 committee of said rejection and the committee shall submit new candidates for
19 consideration within 30 days.

20 (4) Any vacancy caused by resignation, removal, death or otherwise shall be
21 filled for the period of the unexpired term pursuant to 3 CMC §§ 12112 and
22 12113.”

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

27 **Section 4. Savings Clause.** This Act and any repealer contained herein shall not be
28 construed as affecting any existing right acquired under contract or acquired under statutes
29 repealed or under any rule, regulation, or order adopted under the statutes. Repealers

SENATE BILL NO. 22-50, HD1

1 contained in this Act shall not affect any proceeding instituted under or pursuant to prior
2 law. The enactment of the Act shall not have the effect of terminating, or in any way
3 modifying, any liability, civil or criminal, which shall already be in existence on the date
4 this Act becomes effective.

5 **Section 5. Effective Date.** This Act shall take effect upon its approval by the
6 Governor or becoming law without such approval.

CERTIFIED BY:



JUDE U. HOFSCHEIDER
PRESIDENT OF THE SENATE

ATTESTED BY:



VICTOR B. HOCOG
SENATE LEGISLATIVE SECRETARY

Approved 21st this September day of _____, 2021



RALPH DLG. TORRES
Governor

Commonwealth of the Northern Mariana Islands