COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

CIVIC CENTER, SAIPAN, MARIANA ISLANDS

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Effective Date:

Filed this_ _day of bruary 19

PUBLIC NOTICE

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

Notice of Emergency Regulations

Pursuant to 17 Trust Territory Code \$5(2); Public Law 1-8, Chapter 13, \$5; and Public Law 2-51, the Director of Natural Resources hereby promulgates emergency regulations protecting fish and wildlife to take effect on the date and remain in effect for either one hundred twenty days or until the proposed regulations take legal effect, whichever date comes first.

The Director of Natural Resources finds that the public interest requires adoption of these regulations upon fewer than thirty days' notice for the following reason. At present, there are no regulations or laws in effect to protect the fish and wildlife of the Commonwealth. With out protection, irreparable harm can occur to valuable resources of the Commonwealth. These regulations protect endangered and threatened species, which could become extinct if not protected by law. These regulations protect the islands of Sariguan and Maug, which Art. XIV, \$3 of the Northern Mariana Islands Constitution requires the law to set aside for wildlife preservation. These regulations control the methods of hunting in order to prevent other persons from being killed or injured by dangerous practices and to prevent wildlife from being taken in an unnecessarily cruel and inhumane manner. These regulations establish bag limits, moratoriums, and hunting zones in order to allow for fair distribution of species to families and allow the species to reproduce and continue to exist on each island. These regulations provide limitations on what marine species may be taken and by what means. This is done to avoid the destruction of the marine habitat and marine species through indiscriminate taking. In the absence of these regulations persons may be physically harmed and animal and fish species upon which the island community depends may be brought near to extinction. Therefore, the Director has determined, and the Governor concurs, that these regulations shall take effect immediately.

Certified by: NICOLAS M. LEON GUERRERO Director of Natural Resources	1/28/83 Date
Concurred by: PEDRO P. TENORIO Governor	2/1/83 / Date

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NOTISIAN INSIGIDAS NA AREKLAMENT

Segun nu i 17 Codigon Trust Territory Seksiona 4 (2); Kapitulo 13, Seksiona 5 nu i Lai Publiko 1-8, yan Lai Publiko 2-51 i Direktot Natural Resources ha laknos este siha na manprisisu na areklament para proteksion guihan yan ga'ga machalek para u efektibu gi fecha ni ma indica gisan hilo yan para u kontinua umefektibu para masea siento biente dias o sino umefektibu i mapropone na areklamento, kuatkuera mo'fona na fecha.

I Direktot, Depattamenton Natural Resources, ha sodda ne debe di u fanma'adopta este siha na manprisisu na areklamento gi halom menos di trenta dias pot este na rason siha. Gi presente, taya siha areklamento o sino' lai manefektibu para proteksion guihan yan ga'ga machalek i Commonwealth. Ya addet na danu sina ma susedi para i presiosu na guinahan i tano sin este na proteksion. Este lokkue siha na areklamento ha protehi todo yuhi guihan yan ga'ga machalek nu i kumekehokkok yan manhahassan ni sina manmafnas sin proteksion i lai. Este siha na areklamento ha protehi okkue i islan Sariguan yan Maug ni dinimanda nu i Attikulu Katotse, Seksiona Tres gi Constitution of the Northern Mariana Islands na i lai u risetba para liheng ga'ga machalek. Este lokkue siha na areklamento ha desponi i maneran pumeska para u inempedi otro taotao siha para u fan mapuno o pot sino u fan chetnudan ginen piligrosu na praktikan pumeska yan para u inempedi makonnena i ga'ga machalek gi tailayi yan tai'ase na manera. Este na areklamento ha establesi kuanto na ga'ga sina makonne, prohibision, yan sagan pumeska para ma'sedi husto na patten ga'ga para i taotao yan para ma'sedi ga'ga machalek ya u famta yan u makontinua linala-niha gi kada isla. Este siha na areklamento ha prebeniyi minidi nu i hafa na ga'ga tasi sina makonne yan i manera makonnena. Ma chogue este para ma'empidi destrosu contra i habitasion ga'ga tasi yan i ga'ga tano siha ginen sin diskriminasion na pumeska. Nisisario este siha na areklamento para ma'pribi danu para i taotao siha yan ma'pribi hinikok ga'ga yan guihan ni manasesetbe nu i taotao. Pot este siha na rason, i Direktot ha ditetmina, ya i senot Gobietno konfotme, na este siha na areklamento u fan efektibo insigidas.

Hu	settifika:	Acola Star	- Juliel
	-	NICOLAS M LEON	GUERRERO

Direktot Natural Resources

Fecha

Hu konfotmivi:

PÉDRO P. TENORIO Gobietno

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PUBLIC NOTICE DEPARTMENT OF NATURAL RESOURCES PROPOSED REGULATIONS FISH, GAME AND ENDANGERED SPECIES

The Director, Department of Natural Resources in Chapter 13, Section 5 of Public Law 1-8 and as further provided for in Section 5(b)1, of Public Law 2-51 wishes to advise the public that regulations on conservation, enhancement and protection of fish and wildlife in the Commonwealth of the Northern Mariana Islands are hereby proposed for promulgation.

CHAPTER 1

TAKING, POSSESSION, TRANSPORTATION, SALE, PURCHASE, BARTER, AND EXPORTATION OF FISH, GAME AND ENDANGERED SPECIES

Part 1. GENERAL PROVISIONS

Section	1.	Authority
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Section	4.	Exemptions
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Section 3.	Marianas Fruit Bat
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Section	3.	Use of Nets for Fishing
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Part 5. ENDANGERED AND THREATENED SPECIES

Section 1. List

Section 2. Amendments to the List

Section 3. Prohibitions

Section 4. Pre-Act wildlife

Section 5. Green Turtle

Part 6. UNINHABITED ISLANDS

Section	1.	Purpose
Section	2.	Prohibitions
Section	3.	Exceptions

Copies of these proposed regulations may be obtained from the office of the Director, Department of Natural Resources, Saipan. The Department of Natural Resources solicits views, opinions, facts and data for or against the proposed regulations from the general public.

Anyone interested in commenting on the proposed regulations may do so by submitting in writing to the Department of Natural Resources, Saipan. Commonwealth of the Mariana Islands within 30 days from the date of this publication in the Commonwealth Register. If no comments are received within 30 days from the date of this publication, these regulations shall be adopted without further notice and will have the force of law.

Dated this 7 day of October 1982.

UERRERO Director Department of Natural Resources

CONCURRENCE: NAME *<u>ESSER</u>* VAN Attorney General

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PART 1

GENERAL PROVISIONS

Section 1. Authority

Pursuant to Section 5(b)(7) of Public Law 2-51 of the Commonwealth of the Northern Mariana Islands, the subject regulations are hereby proposed for promulgation.

Section 2. Purpose

To establish uniform regulations governing hunting, fishing and endangered and threatened species with respect to law as set forth in Section 5(a)(b)(c) of Public Law 2-51.

Section 3. Definitions

For the purposes of these regulations, the term

- a. "ACT" means CNMI P.L. 2-51, "The Fish, Game and Endangered species act."
- b. "Animal" means any species or organism in the animal kingdom including, but not limited to, mammals, birds, reptiles, amphibians, fish, mollusks, crustaceans, and corals.
- c. "Chief" means the Chief of the Division of Fish and Wildlife of the Department of Natural Resources, CNMI.
- d. "Director" means the Director, Department of Natural Resources, CNMI.
- e. "Department" means Department of Natural Resources.
- f. "Division" means Division of Fish and Wildlife, Department of Natural Resources, CNMI.
- g. "Endangered Species" means any species which is in danger of extinction throughout all or a significant portion of its range.
- h. "Export" means to remove from any land or water area under the jurisdiction of the CNMI to any other place in the world.
- i. "Industry or Trade" in the definition of "Commercial Activity" means the actual or intended transfer of wildlife or plants from one person to another person in the pursuit of gain or profit.

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- "Commercial Activity" means all activities of industry and trade including, but not limited to, buying or selling of commodities, and activities conducted for the purpose of facilitating such buying and selling.
- k. "Import" means to land on, bring into or attempt to land on, bring into, or introduce into any place subject to the jurisdiction of the CNMI.
- "Harass" in the definition of "take" means an intentional or negligent act or omission which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavioral patterns which include, but are not limited to, breeding, feeding or sheltering.
- m. "Harm" in the definition of "take" means an act or omission which actually injures or kills wildlife, including acts which annoy it to such an extent as to significantly disrupt essential behavioral patterns, which include, but are not limited to, breeding, feeding or sheltering.
- n. "Person" means any individual, corporation, partnership, trust, association, or any other private entity, or any officer, employee, agent, department or instrumentality of the Government of the Commonwealth of the Northern Mariana Islands (CNMI), or any CNMI Municipality.
- "Possession" occures when an article, object, or thing is under a person's dominion and control and to his knowledge is carried on his person or is in his presence and custody, or, if not on his person or presence the dominion and control thereof is immediate, accessible, and exclusive to him. Two or more persons may have joint possession of an article, object or thing if jointly and knowingly they have exclusive dominion and control.
- p. The term "or parts thereof" means, in the case of animals, any flesh, hide, hair, bone, skeleton, teeth, feathers, skin, scales, tissues or internal organs. In the case of plants, the term means any root, leaf, stem, trunk, bark, fiber, fruit, flower, tissue or extract.
- q. "Population" means a distinct group of fish or wildlife in the same taxon below the subspecific level, in common spatial arrangement that interbreed when mature.
- "Specimen" means any animal or plant or any part, product, egg, seed or root of any animal or plant.

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j.

- s. "Plant" means any species of organism in the plant kingdom including, but not restricted to, trees, shrubs, flowers, grasses, algae and fungus.
- t. "Subsistence Taking" means the customary, traditional taking of restricted game to provide sustenance for the taker and his immediate family when no other means of providing sustenance is available or when curtailment would result in sever malnutrition.
- u. "Take" means to harass, harm, pursue, hunt, shoot, angle, wound, kill, trap, spear, capture or collect, or to attempt to engage in any such conduct.
- "Threatened Species" means any species which is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range.
- w. "Wasteful Manner" means any taking or method of taking which is likely to result in the killing or injury of wildlife including endangered and threatened species beyond those needed for subsistence purposes, or which results in the waste of a substantial portion of a population of wildlife, and includes without limitation the employment of a method of taking which is not likely to assure the capture or killing of the wildlife, or which is not immediately followed by a reasonable effort to retrieve the wildlife.
- x. "Southern Islands" Includes Saipan, Bird Island, Forbidden Island, Managaha, Tinian, Aguijan, Naftan Rock, Rota and Anjota Island.
- y. "Northern Islands" Includes Farallon de Mendinilla, Anatahan, Sariguan, Guguan, Alamagan, Pagan, Agrihan, Asuncion, Maug Islands and Farallon de Pajaros.

Section 4. Exemptions

Division staff and conservation officers shall be exempt from provisions of the Act and regulations issued under the Act when acting in the course of their official duties, provided those duties are consistent with the overall purposes of the Act.

Section 5. Per

Penalties

Violation of any of the provisions of this chapter shall be penalized in accordance with section 10 of P.L. 2-51.

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PART 2

LICENSES

Section	1.	General	Procedures

a. License Required

A license is required for the taking of any of the following fish and game:

- 1. Sambar Deer (Cervus marianas) Binado
- 2. Wild Pig (Sus scrofa) Babui halom tano
- 3. Wild Goat (Capra hircus) Chiban halom tano
- 4. Marianas Fruit Bat (Pteropus mariannus) Fanihi
- 5. Coconut Crab (Birgus latro) Ayuyu
- 6. Wild Chicken <u>(Gallus gallus</u>) Manog halom
- 7. Land Crab
 - 1. (Cardisoma hirtipes) Pungloa Tunas
 - 2. (Cardisoma Carnifex) Pungloa Echung
- 8. Philippine Turtle-Dove (Streptopelia bitorquata) Paluman Apu
- 9. White-Throated Ground Dove (Gallicolumba xanthonura) Paluman Kotbata/Apaka/Fachi

10. Marianas Fruit-Dove (Ptilinopus roseicapilla) Totut

11. Micronesian Starling (Aplouis opacus) Sali

12. Trochus (Trochus niloticus) Aliling Tulompo

13. Coral (Hermatypic Hard-reef building) Coraling Mahetog

14. Monitor Lizard (Varanus indicus) Hilitai

- 15. Green Turtle (Chelonia mydas) Haggan betde
- b. Type of License The following types of license shall be issued:

License

Fee

1. Scientific Research 10,00

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2.	Export	10.00
3.	Trochus	2.00
4.	Net	
	A. Commercial	25.00
	B. Non-Commercial	5.00
5.	Resident Hunting	
. *	A. Each Species	5.00
	B. All Species	25.00
6.	Non-Resident Hunting	
	A. Each Species	100.00
	B. All Species	300.00
7.	Coral (Afuk)	15.00
8.	Green Turtle	5.00

Issuance of License

с.

No Person shall be issued a license if he has:

- been convicted of any violation of these regulations or any other law which relating to the taking of any fish and game; or
- failed to provide the information required to issue a license or has made false statements in his application; or
- no valid CNMI identification card allowing him to possess a firearm, if he is applying for a hunting license.

d. Duration of License

A license shall be valid from 0000 hour of January 1 until December 31 at 2400 hours, regardless of the date of its issuance. However, a license may be suspended or revoked by the Chief of the Division after a civil hearing conducted by the Division.

e. Alteration of License

No license shall be altered or copied.

f. Transfer of License

It is unlawful to borrow, loan, or in any way transfer one's own license or receive another's license.

g. Display of License

Any license issued shall be displayed for inspection upon request of the Director or Chief or any conservation officer.

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Section 2. Scientific Research License:

a. Purpose

The purpose of the scientific research license is to gain access to the research data for use in resource management.

b. Persons Requiring License

- 1. Scientific research license are required for all persons conducting biological research in the CNMI.
- 2. When the research is being conducted by a team, only the Team Leader is required to have a license provided:
 - A. The team leader is always present during field studies.
 - B. All other members of the team are under the team leaders direct supervision.

c. Issuance of license

- 1. Prior to issuing the license the director or chief shall analyze the benefit of the particular research to the CNMI and determine whether it outweights any harm to the resource involved.
- The license will be issued only upon agreement by the licensee that a complete data report be submitted to the division within one (1) year.

d. Exemption from Regulations

The Director may exempt, for a specific period of time, the licensee from specific regulations.

Section 3. Export License:

a. Persons Requiring License

Any person who for gain removes any fish or wildlife from the jurisdiction of the Commonwealth for export must obtain an export license.

- b. Issuance of License
 - 1. Upon application for an export license, the Director shall determine the extent

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of the proposed commercial export activity and its anticipated impact upon the natural resources of the Commonwealth.

 Based upon such an assessment the Director may deny issuance of an export license or grant it issuance upon specific terms and conditions. Such specific terms shall include any limit necessary for the protection of fish and game on the number, size, reproductive state and geographic location of the species covered by the license.

c. Record Keeping

- a. A person granted an export license shall be required to maintain the following records which must be presented upon annual renewal of the export license.
 - 1. Form of wildlife such as, dead, cooked, frozen, live, rawhides, garments, etc.
 - 2. Numbers of pieces.
 - 3. Weight
 - 4. Common and scientific names
 - 5. Exact place of origin
 - 6. Date and place of export.
 - Date of subsequent disposition or sale.
 - Manner of disposition such as: sale, trade, consumed, etc.
- b. The licensee shall permit conservation officers to examine and copy these records during regular working hours upon request by the conservation officer.

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material from Barringtonia asiatica, Coculus ferrandianus, Hura drepitans, Piscidia erythrina, Derris spp. Tephorosia purpurea, and Wikstremia.

2. The term "Electric shocking Device" means a device that either maims, stuns or kills wildlife by generating an electric current (either AC or DC).

Section 3. Use of Nets for Fishing

a. Definitions

Fishing nets to be governed by these regulations include, but are not limited to the following:

1. Cast net (Talaya)

- 2. Drag net/Beach Seine (Chinchulon Mahala)
- 3. Trap net (Chinculon Managam)
- 4. Surround net (Chinchulon Umesugon)

5. Butterfly net (Chinchulon Tagalo)

6. Gill net (Tekin)

7. Bait nets

- 8. Aquarium fish scoop and surround nets.
- b. Cast Net (Talaya)

Cast nets of any mesh size may be used at any time.

c. Drag Net/Beach Seine (Chinchulon Mahala)

It shall be unlawful to use a Drag net/Beach Seine with a stretched mesh dimension of less than one (1) inch in linear measure. Nets in this category may be used only from the beach and are prohibited from being used in any other manner.

d. <u>Trap Net (chinchulon managam)</u> and <u>Surround Net</u> (chinchulon Umesugon)

It shall be unlawful to use these nets with a stretched mesh dimension of less than one and one-half $(1\frac{1}{2})$ inches in linear measure.

e. Butterfly Net (chinchulon tagalo)

It shall be unlawful to use Butterfly nets in the Commonwealth.

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Gill Ne

It shall be unlawful to use gill nets with a stretched mesh dimension of less than one and one-half $(1\frac{1}{2})$ inches in linear measure. Gill nets shall be tended at least once every six (6) hours. If not so tended they may be removed from the water by conservation officers.

g. Bait Nets

The use of small mesh nets in the pursuit and capture of bait fishes is allowed purusant to conditions of a net license.

h. Aquarium Fish Scoop and Surround Nets

Uses of aquarium nets of small mesh size, either dip or surround type, in targeting for the collection of live aquarium fish for resale shall require a license.

i. Other Nets

- \

a.

With the exception of those nets permitted for use in Section 3 of this part, all other nets found in a person's possession that are of stretched mesh smaller than the allowable one and one half $(1\frac{1}{2})$ inch minimum will be in violation of these regulations.

j. Use Restrictions

Nets must be removed from an area if they are:

- Found to be interfering with operations of vessels in harbors or customary or official anchorages and/or deep water approaches to harbors or within harbors.
- 2. Hazards to any coastwise travel.

k. Net Marking

Nets placed in or near waters considered to be used for frequent passage of vessels in transit, shall be marked at both ends with either bright colored floats of at least twelve (12) inches in diameter, or floats with attendant red flags. Nets not so marked may be removed from the water by conservation officers.

I. Commerce in Nets

It shall be unlawful to sell, import or possess with the intent to sell nets with a stretched mesh dimension of less than two and one half $(2\frac{1}{2})$ inches in linear

measure. Upon promulgation of these reculations, any nets in the possession of commercial enterprises in the Commonwealth that are intended for sale and do not meet the minimum two and one-half inch $(2\frac{1}{2})$ stretched mesh restriction of this part must be removed from sales areas. Nets so removed may not be offered for sale in the Commonwealth and must be disposed of in some other manner.

m. Licenses

In addition to general requirements in Part 2 Section 1 of these regulations, a Net License:

- 1. Shall be required for all nets except for cast net (talaya) and Aquarium nets used to collect fish for personal use.
- It will also be the responsibility of all licensees to submit monthly reports to the Chief that list all dates of useage, species and numbers or weights captured and location and disposition of the catch. These reports shall be filed with the Chief no later than fifteen (15) days after the finish of each month's activities with the net(s).

Section 4. Collection of Hard Corals

a. Prohibitions

The collection and/or removal from the water of the Commonwealth of any and all species of Hermatypic reef building hard corals is prohibited with the following exception. A license may be issued by the Chief for the collection of dead coral for the purpose of manufacturing "Afuk" (Calcium Carbonate).

1. All coral landed by the licensee may be inspected to insure that any coral taken was dead at time of collection.

Section 5. Harvest of Trochus Niloticus (Aliling)

a. Harvesting

- 1. No trochus may be taken except during open season declared by Director.
- 2. No Trochus shall be taken whose shell is less than three and one-half $(3\frac{1}{2})$ inches in diameter at the base.

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b. Sanctuaries

Two closed areas are hereby established. These areas are designated to insure continuous high levels of productivity of Trochus. These closed areas are:

 An area encompassing the barrier reef from the Garapan channel marker (lighthouse) south one mile. The inshore boundary extents 50 yards inshore of the inshore edge of the reef. The offshore boundry is the 40 ft depth contour.

2. The entire reef at Tank Beach, Kagman (Chacha), extending from the northern rocky headland to the southern rocky headland and bounded inshore by the mean high tide line and offshore by the 40 ft depth contour.

c. License.

Commercial harvesting, buying or selling of Trochus shall hereby be subject to licensing and reporting requirements as outlined below:

1. Harvesting:

- A. A permit for the harvesting of Trochus for commercial sale and/or buying of Trochus shell or meat from fishermen must be obtained prior to the opening of any season.
- B. Attached to the seasonal permit will be a catch report form that shall be returned to the Chief no later than one (1) month after the close of any open season(s).

Section 6.

Taking of Lobster

a. Definitions

"Lobster" means only the spiny lobster species Panulirus penicillatus and Panulirus versicolor.

b. Prohibitions

It shall be prohibited and deemed unlawful to take any lobster:

1. which measures less than three and one-fourth $(3\frac{1}{4})$ inches (or 82.5mm) in length measured

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in a straight line along the carapace (or head) from the ridge between the two largest spines above the eyes, back to the rear edge of the carapace (see attached figure), or

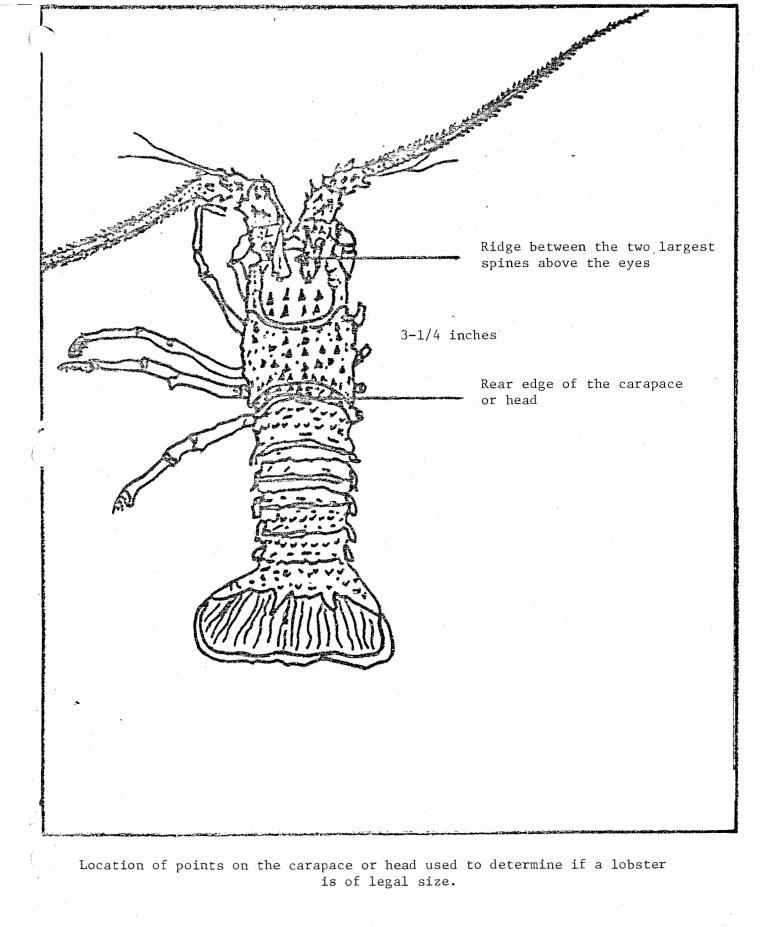
- 2. which is a female carrying eggs.
- 3. with spear or other device which is lethal to lobster.

Section 7. Fish Weir Regulations

a. Limitations and Prohibitions

No person shall place, install, construct, maintain, or operate any fish weir in the waters of the Commonwealth, including any part or component of a fish weir, or any fencing leading to a permanent staked passive fish trapping device.

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ENDANGERED AND THREATENED SPECIES

Section 1. List

The endangered and threatened species of the Commonwealth of the Northern Mariana Islands are listed below:

Common Name	Scientific Name	Range	Status
MAMMALS:			
Blue Whale	Balaenoptera musculus	Micronesia	Е
Sperm Whale	Physeter catodon	Micronesia	E
BIRDS:	3		
Marianas Mallard	<u>Anas</u> oustaleti	Marianas	Е
Micro. Megapode	Megapodius laperouse	Palau	Е
Reed-Warbler (Willow)	Acrocephalus luscinia	Marianas	E
Fly Catcher, Tinian Monarch	Monarcha takatsukasae	Tinian	E
REPTILES:			
Hawksbill Turtle	Enetmochelys imbricata	Micronesia	E
Leatherback Turtle	Dermochelys coriacea	Micronesia	E
Ridley turtle	Lepidochelys kempii	Micronesia	Ę
Green turtle	Chelonia mydas	Micronesia	Т
Loggerhead turtle	Caretta caretta	Micronesia	Т
Olive Ridley turtle	Lepidochelys olivacea	Micronesia	Т

Section 2. Amendments to the List

At any time, any interested person may petition the Director to review the status of any species to either add or delete that specie from the list of Endanger
Threatened species. Such petitions must be dated and in writing and must be submitted to the Director. The petition must contain the following information:

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- 1. Name and address of the person making the request;
- Association, organization, or business, if any, represented by the person making the request;
- Reasons why the person making the request, or the person he represents should be considered to be an "interested persons";
- 4. Designation of the particular species in question by Common and scientific names;
- Narrative explanation of the request for review and justification for a change in status of the species in question;
- 6. Scientific, commercial, or other data believed to support the request; and
- 7. Signature of the person making the request.
- b. If it is determined that substantial evidence has been presented which warrants a review, a finding to that effect shall be published in the Commonwealth Register. Such notice shall give all interested persons an opportunity to comment and submit additional data and information.

Section 3. Prohibitions

a. Import or Export:

It shall be considered prohibited to export any endangered or threatened wildlife. Any shipment in transit through a Commonwealth time of departure or arrival is either an importation or an exportation, whether or not it has entered the country for customs purposes.

- b. Take:
 - 1. It shall be prohibited to take endangered or threatened wildlife within the Commonwealth, within the territorial waters of the Commonwealth, as defined in 19 TTC Section 101 (3), and within the exclusive fishery zone of the Commonwealth as defined 19 TTC section 253.
 - 2. Notwithstanding b1 above of this section, any person may take threatened or endangered wildlife in defense of his own life or the lives of others.

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- 3. Notwithstanding b1 of this section, any employee or agent of the Department who is designated by the Division may, when acting in the course of his official duties, take threatened or endangered wildlife if such action is necessary to:
 - A. aid a sick, injured or orphaned specimen.
 - B. dispose of a dead specimen.
 - C. salvage a dead specimen which may be useful for scientific study.
 - D. remove specimens which may a threaten human health, safety or welfare, provided that such removal to a remote area will not be injurious to wildlife in that area.
- 4. Any taking pursuant to paragraphs b2 and b3 of this Section must be reported in writing to the Director within 5 days. The specimen may only be retained, disposed of, or salvaged in accordance with directions from the Division.
- c. Possession and other acts with endangered threatened species:
 - It is prohibited to possess, sell, deliver, carry, transport, or ship by any means whatsoever, any threatened or endangered wildlife which was taken in violation of paragraph b of this Section.
- d. Sale or Offer for sale:
 - 1. It is prohibited to sell or offer for sale any threatened or endangered wildlife.

Section 4. Pre-Act Wildlife

The prohibitions defined in Section 3, shall not apply to any activity involving endangered or threatened wildlife which was held in captivity or in a controlled environment on December 28, 1973.

Section 5.

- Exception for Green Turtle
- a. Taking of Green Turtles in the Commonwealth of the Northern Mariana Islands is allowable under the following conditions:
 - Only citizens of the Commonwealth of the Northern Marianas may take of Green Turtles.

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PART 3

HUNTING REGULATIONS.

Section 1.

General Regulations

a. Legal Hunting Time:

It shall be legal to hunt wild game in season from one-half hour before sunrise to one-half hour after sunset.

b. Hunting License Required:

It shall be unlawful for any person to take any wildlife without first obtaining a general hunting license from the Chief or any authorized agent. All persons obtaining a hunting license shall complete hunters report cards (attached to each license) whether they harvest game or not.

c. Unprotected Wildlife:

The following wildlife may be taken at any time of year during the legal shooting time as specified in Part 3 Section 1a without a hunting license.

1. Wild Dogs (Feral Dogs)

2. Wild Cats (Feral Cats)

3. Rodents

d. License to be in Possession:

Every hunter shall have on his person while taking wildlife a valid CNMI hunting license.

e. Inspection of License and Game Bag:

The game bag or kill are subject at all times to inspection by any peace officer or conservation officer of the Commonwealth.

f. Hunting Age:

Only persons 21 years of age or older may hunt with firearms. Persons 18 years of age or older may hunt with bows and arrows or cross bows.

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q. Influence of Alcohol/Drugs

> No person shall hunt at any time white under the influence of alcohol or a narcotic or another disabling drug.

It shall be presumed that a person is under the influence of alcohol when the alcohol content of his blood is .10 percent whether the result is of a test of his blood, breath, or urine.

h. Hunting from Moving Vehicle Prohibited:

No person shall take any wildlife while operating or riding in or on a moving automobile, power propelled vehicle or other mechanical contrivance. Nor shall any person take any wildlife while mounted upon an animal's back.

ί. Use of Lights and Fire Prohibited:

The use of fire or artificial light of any kind as an aid to the taking of game is prohibited.

Villages and Roads Closed to Hunting: i.

The firing of any gun or bow and arrow to take any wildlife is prohibited within a village or within 100 yards thereof or within 100 yards of an occupied dwelling, or across a public road, or within twenty-five (25) feet of a road.

Use of Dogs: k.

Dogs may be used to hunt and retrieve game birds during the legal bird season only. They shall not be used to hunt, pursue or kill any other game or non-game species, including unprotected species; except as required for subsistance taking.

1. Hunting Areas:

The Director shall, prior to any season opening, advertise, in one newspaper distributed in the Commonwealth, for one week the geographic boundaries of allowable hunting for each species of game. Hunting outside of these officially designated and advertized areas will be strictly prohibited.

Taking of Sambar Deer, Wild Goats and Wild Pigs:

1. Only Sambar deer having visible antlers may be taken.

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m.

- 2. Only wild billy (male) goats may be taken.
- 3. Only Wild Boar (male) pigs may be taken.
- n. Only the following Weapons are authorized for hunting.
 - 1. Shotguns no larger than .410 gauge, using rifled slugs or buckshot may be used.
 - Centerfire rifles of .22 caliber may be used and only bullets of the expanding type may be used.
 - Crossbows and bows and arrows may be used, provided:
 - A. Bows or crossbows must have a minimum draw weight of at least fifty (50) lbs.
 - B. Bow and Crossbow arrows must be fitted with arrowheads that measure no less than seven-eights (7/8) of an inch at the widest point or that have no fewer than two sharp cutting edges.
 - 4. Taking of Game Birds:

When using .410 gauge shotguns to hunt game birds, the shot shall be no larger than No. 6.

o. Special Designated Hunts:

- 1. The Director may, from time to time, authorize special hunts for the purpose of controlling wildlife populations that:
 - A. cause economic hardship.
 - B. present a danger or safety hazard to man.
 - C. cause adverse impact to habitat environment.
- 2. Special regulations may be promulgated for such hunts which may differ from the regulations contained in this part.
- p. Definition of Bag, and Season Limits:
 - Bag limit is the maximum number of game species (each) that may be legally taken in one hunting day.

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2. Season Limit is the maximum number of game species (each) that a hunter may take or bag during an entire given season.

q. Hunting Seasons and Bag Limits:

The following are the bag limits and season limits as well as the dates of the seasons for the hunting of game:

	Bag Limit	Season Limit	Season
Sambar Deer	1	1	9/1 - 12/31
Wild Pig	2	6	9/1 - 12/31
Wild Goat	3	9	9/1 - 12/31
Philippine Turtle Dove	10	40	7/1 - 7/31
White-Throated Ground Dove	2	6	7/1 - 7/31
Coconut Crab	10	50	9/1 - 11/30
Land Crab	No	Limit	4/1 - 6/30 10/1 - 12/31
Wild Chicken	4	12	7/1 - 7/31
Marianas Fruit-Dove	3	9	7/1 - 7/31
Starling	10	40	7/1 - 7/31
Monitor Lizard	No	Limit	Open
Green Turtle	1	1	9/1 - 11/31

r. Moratorium:

When it is determined by the Director, in consultation with the chief and staff, that a moratorium on hunting of any or all game species identified in these regulations is required, he shall have the authority to do so. A moratorium shall remain in effect until it is determined by the Director, the Chief, and his staff that the population of the affected specie has reached levels sufficient to sustain hunting pressure.

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Subsistance Taking s.

The Director may exempt persons from bag and season limits for subsistence taking of wildlife, as defined in Part 1 section 3t.

Section 2. Northern Islands:

- а. Persons transporting game taken on the Northern Islands to the islands of Saipan, Tinian or Rota must check in at the Division of Fish and Wildlife on Saipan before the game is landed.
- b. Bag limits as promulgated in Part 3 Section 1.g shall not be in effect for the Northern Islands.
- Season limits as promulgated in Part 3 Section 1.q с. shall be in effect.

Section 3.

Marianas Fruit Bat:

Moratorium: a.

> It shall be unlawful to take fruit bats (Pteropus mariannus and P. tokudae) on the islands of Rota, Tinian, Aguiguan, and Saipan for a period of two (2) years from the effective date of these regulations. Further, it shall be unlawful to take fruit bats on any island north of Saipan for a period of one (1) year from the effective date of these regulations.

Section 4. Coconut Crab (Birgus latro) AYUYU

General Provisions: a.

> These provisions apply only to coconut crabs taken within the Commonwealth of the Northern Marianas.

- 1. No coconut crab may be taken at any time which measures less than three (3) inches wide across the back (carapace).
- No female crab, regardless of size, may be 2. taken that is berried (carrying eggs beneath the abdomen).
- 3. No coconut crab may be possessed in any form other than live or cooked.
- 4. The preserving or mounting of coconut crabs, taken in the Commonwealth, for display purposes

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or selling of crabs taken in the Commonwealth that have been subsequently mounted is prohibited.

b. Sanctuaries:

Sanctuaries

Guguan Island is hereby declared to be a coconut crab sanctuary and until further notice, the taking or harassing of coconut crabs on Guguan is prohibited at any time.

Section	5.	Captive	Wildlife

a. General Provisions:

Captive wildlife may be held pursuant to the following provisions:

- 1. Captive wildlife may only be taken during an open hunting season.
- 2. Holder of captive wildlife must posses a hunting license.
- Possession of captive wildlife of any species may exceed season limits provided the holder has proof that the excess was purchased from licensed hunters.

b. Pre-Chapter Captive Wildlife:

Paragraph a.3 above shall not apply to captive wildlife held before the effective date of this chapter.

c. Reporting:

Holders of captive wildlife must report the following upon application for a hunting license:

- 1. Number and sex of captive wildlife of each specie held at time of application.
- Number and sex of captive wildlife of each specie taken or purchased during the preceding hunting season.
- 3. List of persons from whom captive wildlife was purchased.
- Disposition of captive wildlife taken or purchased during the preceding season but not in possession at time of application for hunting license.

5. Number and sex of wildlife born in captivity.

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PART 4 FISHING REGULATIONS

Section 1. General Regulations

Legal Fishing Time: а.

It shall be legal to fish during all hours of the day and during all days of the year.

b. Fishing License Required:

No license is required when taking fin fishes with rod and reel, line tackle or with spear.

Fishing Age: с.

Persons of all ages may fish.

Section 2. Use of Explosives, Chemicals, Poisons, and Electrical as Shocking Devices.

Prohibitions: a.

> The use of explosives, chemicals, poisons, and electric shocking devices is prohibited in the taking of any fish or wildlife.

- 1. No person shall knowingly place or cause to be placed, in any waters of the Commonwealth, explosives, poisons, chemicals, electric shocking devices, or other substances with the intent to kill fish, game, marine or other aquatic life.
- 2. No person shall knowingly take any fish, game or other marine or aquatic life by means of explosives, poisons, chemicals, electric shocking devices or other substances.
- 3. No person shall knowingly possess, sell, or purchase any fish, game, marine or other aquatic life taken by means prohibited in this section.

Definitions: b.

1. The terms "Poisons", "Chemicals", include but are not limited to Hypochlorus Acid or any of its salts, including bleaches commonly sold under various trade names such as Clorox and Purex and bleaching powders, preparations containing Rotenone, Tephrosin, or plant

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- 2. No Green Turtle may be taken that measures less than Thirty-four (34) inches when measured over the top of the carapace shell lengthwise.
- 3. No Green Turtle may be taken inshore of the mean low tide.
- 4. No person shall disturb or take eggs from a Green Turtle nest.
- 5. Green Turtles cannot be transfered, sold or exported.
- 6. Taking of Green Turtles must be customary and traditional.

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UNINHABITED ISLANDS

Section 1. Purpose

It is the purpose of this regulation to insure the preservation and undisturbed survival and natural propagation of all wildlife inhabiting the land and coastal waters of the islands of Sariguan and Maug.

Section 2. Prohibitions

It shall be unlawful to land upon the islands of Sariguan and Maug or fish within their territorial waters.

Section 3. Exceptions

The entering upon either Sariguan or Maug may be accomplished under the following circumstances:

- A. In the event that a person's vessel is disabled, he may seek an anchorage and shelter.
- B. In the event of severe weather conditions, a person may seek anchorage and shelter.
- C. Under the conditions of a valid permit to enter issued by the Director.

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Commonwealth of the Northern Mariana Islands Office of the Governor

Division of Environmental Quality Dr. Torres Hospital

Saipan, Mariana Islands 96950

PUBLIC NOTICE

Cable Address: Filed this 14/12 Bob All Saipan Office of Registrar of Corporations

PROPOSED PESTICIDE REGULATIONS FOR PUBLIC LAW 3-23 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENTAL SERVICES

The Director of the Department of Public Health and Environmental Services of the Commonwealth of the Northern Mariana Islands is proposing to promulgate new regulations for the protection of the environment through the control of pesticides. These regulations will be used under the authority of CNMI Public Law 3-23.

The purpose of these regulations is to establish a system of control over the importation, distribution, sale, application, and disposal of pesticides by persons within the Commonwealth of the Northern Mariana Islands for the protection of public health and the prevention of environmental contamination.

The proposed regulations include the following subject areas:

- 1. The authority and purpose of the regulations.
- 2. Unlawful acts concerning pesticides.
- 3. Certification of applicators of pesticides.
- 4. Licensing of restricted use pesticide dealers.
- 5. Record maintenance for the use and application of restricted use pesticides.
- 6. Information concerning the importation of pesticides.
- 7. Restricting and banning of pesticides.
- 8. Experimental use permits.
- 9. Enforcement procedures.

Copies of the proposed regulations may be obtained from the Department of Public Health and Environmental Services, Division of Environmental Quality, Dr. Torres Hospital, Saipan, CM 96950.

Anyone interested in commenting on the proposed Pesticide Regulations may do so by submitting comments in writing to the Director, Department of Public Health and Environmental Services, Dr. Torres Hospital, Saipan, CM 96950, within thirty (30) days from the date this notice is published in the Commonwealth Register.

ΖT. VILLAGOME Director, Publie Health and Environmental Services

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Commonwealth of the Northern Mariana Islands

Office of the Governor

Division of Environmental Quality Dr. Torres Hospital Saipan, Mariana Islands 96950

NOTISIAN PUBLIKU

Cable Address: Filed this_ Soudarid Saipan Mara

Jasanel

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands.

PROPOSITON REGULASION AMOT BINENON TINANOM YAN GA'GA' PARA I LAI PUBLIKU 3-23 GINEN I DEPATTAMENTON HINEMLO' PUBLIKU YAN ENVIRONMENTAL NA SETBISIO

I Direktot i Depattamenton Hinemlo' Publiku yan i Environmental na setbisio gi Commonwealth gi Sankattan siha na isla ha propopone nuebo na areklamento para u ginibetna i probision yan proteksion para i amot binenon tinanom yan ga'ga'. Este na areklamento para uma'usa gi papa' i atoridat i Commonwealth gi lai Publiku 3-23.

I intension este na areklamento para u ma'establesi sisteman i proteksion gi bandan impottasion, manna'i, manbende, aplikasion, yan despueston amot binenon tinanom yan ga'ga' ginen petsona siha gi halom i Commonwealth gi sankattan siha na isla ni para i proteksion i hinemlo' publiku yan u ma'ataha i bandan inaplacha'.

I proposito yan areklamento ha inklusu i man sigente siha na banda:

- I atoridat intension yan propositon i areklamento siha. 1.
- Tiligat na aksion pot bandan amot binenon tinanom yan ga'ga'. 2.
- Mana'sisita settifikasion para ayu siha na petsona i u maplilika 3. i amot binenon tinanom yan ga'ga'.
- Manmanana'i lisensia siha para i manmanbebende restricted use 4. pesticides.
- Mana'sisita manota i uson yan aplikasion i restricted use pesticides. 5.
- Infotmasion pot i impottasion i amot binenon tinanom yan ga'ga'. 6.
- Sina ha' maprohebi pat mana'para i uson amot binenon tinanom yan 7. ga'ga'.
- Guaha lisensia para machagi i ma'usan i amot binenon tinanom yan 8. ga'ga'.
- 9. Enforcement procedures.

Kopia pot i propositon regulasion siha sina machule' ginen i Depattamenton i Hinemlo' yan Environmental na setbisio, Division of Environmental Quality, Dr. Torres Hospital, Saipan, CM 96950.

Hayi i interesao pot i propositon Amot Binenon Tinanom yan Ga'ga' na regulasion u sangan gi matuge' na manera guatu gi Direktot i Depatta-menton Hinemlo' Publiku yan <u>Environmental</u> na setbisio, <u>Dr. Torres</u> Hospital, Saipan, CM 96950 gi halom 30 dias na tiempo desde i ha'ani anai este na notisia ma publika gi halom i <u>Commonwealth Register</u>.

VILLAGOMES , Direktot ØR. Τ. Depattamenton Hinemlor Publiku

yan Environmental na Setbisio

COMMONWEALTH OF NORTHERN MARIANA ISLANDS

PESTICIDE REGULATIONS

Filed this ______ day of March 19 83.

PART 1 GENERAL PROVISIONS

Office of Registrar of Corporations Commonwealth of the Northern Mariana, Islands regulations have been Mariane

1.1 <u>Authority and Scope</u>. These regulations have been promulgated by the Department of Public Health and Environmental Services in accordance with the Commonwealth of the Northern Mariana Islands Public Law 3-23 (Commonwealth Environmental Protection Act). These regulations and technical provisions shall have the force and effect of law and shall be binding on all persons and other legal entities subject to the jurisdiction of the Commonwealth of the Northern Mariana Islands.

PART 2 PURPOSE

2.1 The purpose of these regulations is to establish a system of control over the importation, distribution, sale, and use of pesticides by persons within the Commonwealth of the Northern Mariana Islands for the protection of public health and the prevention of environmental contamination.

PART 3 DEFINITIONS

(a) "Active Ingredient" means:

(1) in the case of a pesticide other than a plant regulator, defoliant, or desiccant, an ingredient which will prevent, destroy, repel, or mitigate any pest.

(2) in the case of a plant regulator, an ingredient which, through physiological action, will accelerate or retard the growth or rate of maturation or otherwise alter the behavior of ornamental or crop plants or the product thereof.

(3) in the case of a defoliant, an ingredient which will cause the leaves or foliage to drop from a plant.

(4) in the case of a desiccant, an ingredient which will artificially accelerate the drying of plant tissue.

(b) "Chief" means the Chief of the Division of Environmental Quality.

(c) "Adulterated" means any pesticide if its strength or purity falls below the professed standard of quality as expressed on the labeling under which it is sold, or if any substance has been substituted wholly or in part for the pesticide, or if any valuable constituent of the pesticide has been wholly or in part abstracted.

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(d) "Agricultural Commodity" means any plant, or part thereof, or animal product, produced by a person (including farmers, ranchers, plant propagators, aquaculturists, floriculturist, orchardists, foresters, or other comparable persons primarily for sale, consumption, propagation, or other use by man or animals.

"Approved State Plan" means a program for the (e) certification of pesticide applicators which has been approved by the EPA as meeting the requirements set forth in 40 CFR Part 171.

(f) "Banned Pesticide" means any pesticide, the use of which for any purpose is prohibited by the Division of Environmental Quality.

(g) "Banned Use" means any use which is prohibited by the Division of Environmental Quality, or any use which is suspended or cancelled by the U.S. EPA.

(h) Certified Pesticide Applicator" means any individual who is certified by the Chief to use or supervise the use of any pesticide classified as restricted use pesticide.

(i) "CNMI" Commonwealth of the Northern Mariana Islands Government.

(j) "Commercial Applicator" means certified applicator (whether or not he is a private applicator with respect to some uses) who uses or supervises the use of any pesticide which is classified for restricted use for any purpose or on any property other than as provided by paragraph (33).

(k) "Competent" means properly qualified to perform functions associated with pesticide application, the degree of capability required being directly related to the nature of the activity and the associated responsibility.

(1) "Defoliant" means any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission.

(m) "Desiccant" means any substance or mixture of substances intended for artificially accelarating the drying of the plant tissue.

(n) "Director" means the Director of Public Health and Environmental Services.

(o) "Division" means the Division of Environmental Quality.

(p) "Environment" includes water, air, land, and all plants and man and other animals living therein, and the inter-relationships which exist among them.

(q)"EPA" means the United States Environmental Protection Agency.

"Fungus" means all non-chlorophyll-bearing thallophytes (r) . including rusts, smuts, mildews, bacteria, molds and yeasts, except those on or living in man or other animals and those on or in processed foods, beverages, or pharmaceuticals.

(s) "General Use Pesticide" means pesticide other than one designated as a restricted use pesticide.

"Hazard" means a situation where there exists a (t) probability that a given pesticide will cause injury or have an adverse effect on the environment.

(u)"Importation" means causing to be brought into the CNMI.

(v) "Inert Ingredient" means an ingredient which is not an active ingredient.

(w) "Ingredient Statement" means the name and percentage of each active ingredient, and the total percentage of all inert ingredients in the pesticide.

(x) "Insect" means invertebrate animals belonging to the class insecta or other allied classes of arthropods, such as Arachnida and Chilopoda.

(y) "Label" means the written, printed, or graphic matter on, or attached, to, the pesticide or device or any of its containers or wrappers.

(z) "Labeling" means all labels and all other written. printed, or graphic matter accompanying the pesticides, or to which reference is made on the label or in literature accompanying the pesticide, except to current official publications of the Environmental Protection Agency, the United States Departments of Agriculture and Interior, the Department of Health and Human Services, state experiment stations, state agricultural colleges. and other similar Federal or state institutions or agencies authorized by law to conduct research in the field of pesticides.

(aa) "Licensed Dealer" means any person who is licensed by the Chief to sell or distribute restricted use pesticides.

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(bb) "Misbranded" means any pesticide if:

(1) its labeling bears any statement, design, or graphic representation relative thereto or to its ingredients which is false or misleading in any particular.

(2) its labeling bears instructions for a banned use.

(3) it is contained in a package or other container or wrapping which does not conform to standards established by the EPA.

(4) it is an imitation of, or is offered for sale under the name of, another pesticide.

(5) its label does not bear the EPA registration number.

(6) the labeling accompanying it does not contain, in English, instructions for use which are necessary, proper, and adequate for the protection of the public.

(7) the label does not contain warning or caution statements in English, which if complied with are adequate to protect health and the environment.

(8) the label does not bear an ingredient statement on the immediate container, or on the outside container or wrapper if such outside container or wrapper does not allow the ingredient statement on the immediate container to be clearly read.

(9) any additional label which may be required by the Chief is not conspicuously displayed on each container.

(cc) "Nematode" means unsegmented roundworms of the class Nematode which inhabit soil, water, plants, or plant parts.

(dd) "Person" means an individual, corporation, partnership, association, or governmental entity.

(ee) "Pest" means any insect, rodent, nematode, fungus, weed, or any other form of terrestrial or aquatic plant or animal life, or virus, bacteria, or other microorganism which the Chief declares to be a pest.

(ff) "Pesticide" means any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest, and any substance or mixture of substances intended for use as a plant regulator, defoliant, or dessicant.

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(gg) "Plant Regulator" means any substance or mixture of substances intended, through physiological action, for accelerating or retarding the rate of growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, and soil amendments. Also, the term 'plant regulator' shall not be required to include any of such of those nutrient mixtures or soil amendments as are commonly known as vitamin-hormone horticultural products, intended for improvement, maintenance, survival, health, and propagation of plants, and are not for pest destruction and are non-toxic, non-poisonous in the undiluted packaged concentration.

(hh) "Private Applicator" means a certified applicator who uses or supervises the use of any pesticide which is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by him or (if applied without compensation other than trading of personal services between producers of agricultural commodities) on the property of another person.

(ii) "Restricted Use Pesticide" means a pesticide, one or more uses of which have been restricted by regulation under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, or by the DEQ under these regulations, and which bears on its label the phrase 'restricted use pesticide'.

(jj) "Rodent" means mammals of the order Rodentia, such as rats and mice.

(kk) "Sell or Distribute" means to distribute, sell, solicit, offer for sale, hold for sale, ship, or deliver for shipment any pesticide in the CNMI.

(11) "Virus" means any group of microscopic infective agents which cause diseases in plants and animals.

(mm) "Weed" means any plant growing where it is not wanted.

PART 4 ADMINISTRATION OF THE CNMI PESTICIDES REGULATIONS

The Chief is authorized to take such action as may be necessary in the administration and enforcement of these regulations.

PART 5 UNLAWFUL ACTS

5.1 General

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Except as ot representation ted in Part 5.2 it shall be a unlawful for any person within the CNMI to import, sell or distribute, or receive and (having so received) deliver or offer to deliver, to any person:

> any pesticide which is adulterated or misbanded. (1)

(2) any banned pesticide.

(b) It shall be unlawful for any person:

(1) to detach, alter, deface, or destroy, in whole or in part, any labeling, unless such action is taken with the approval of the Chief to correct an improper label or labeling.

(2) to refuse to keep any records required pursuant to Part 8, or to refuse to allow the inspection of any records pursuant to Part 8 or 12, or to refuse to allow the Chief or his representative to observe pesticide use, investigate pesticide misuse, or take a sample of any pesticide pursuant to Part 12.

(3) to use any pesticide in a manner inconsistent with its labeling, unless using the pesticide under the provisions of an experimental use permit.

(4) to use any pesticide under an experimental use permit in a manner contrary to the provisions of such permit.

(5) to violate any order issued under Part 12.3.

(6) to violate any ban or prohibition issued under Part 10.2.

(7) to violate any revocation of registration of a pesticide to meet a special local need under Part 11.

(8) to knowingly falsify all or part of any application for certification, license, or experimental use permit, or any record required to be maintained pursuant to Part 8.

(9) to sell or distribute restricted use pesticides unless licensed under Part 7.

(10) to sell or distribute any restricted use pesticide to any person other than a licensed dealer or a certified applicator.

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11) to use, store, transport, mix or discard any pesticide or the containers of such pesticide in such a way as to pose a hazard to human health or the environment.

(12) to use or apply restricted use pesticides unless certified under Part 6 or unless acting under the supervision of a certified applicator.

(13) to use for his or her own advantage or to reveal any information relative to formulas of products acquired in the administration of these regulations to persons other than proper officers or employees of the DEQ or U.S. Government, or to courts in response to subpoena, or to physicians, or, in emergencies, to pharmacists or other qualified persons for use in the preparation of antidotes.

5.2 <u>Exemptions</u>. The penalties provided for a violation of Part 5.1 (a) shall not apply to:

(a) any carrier while lawfully shipping, transporting, or delivering for shipment any pesticide, if such carrier upon request of any person duly designated by the Chief shall permit such person to copy all of its records concerning such pesticide.

(b) any public official while engaged in the performance of his official duties.

(c) any person importing a pesticide for use under an experimental use permit, provided that the requirements of Part 13.5 and any additional requirements specified in the experimental use permit are met prior to any use of such pesticide.

(d) any person possessing, receiving, shipping or delivering to another person any pesticide while acting under the written instructions of or with the express written approval of the Chief.

PART 6 CERTIFICATION OF APPLICATORS

6.1 <u>Class of Applicators</u>. A certified applicator shall be classified as either a commercial applicator or a private applicator.

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(a) <u>Commercial Applicator</u>. Any person who uses or supervises the use of restricted use pesticides for the production of agricultural commodities unless such use is in accordance with that specified in paragraph 6.1 (b) shall be classified as a commercial applicator in the following category:

(1) Agriculture Pest Control.

(i) <u>Plant</u>. This category includes commercial applicators using or supervising the use of restricted use pesticides in the production of agricultural crops, including vegetables, small fruits, tree fruits and nuts, as well as on grass lands and non-crop agricultural lands.

(b) Private Applicator. Any person who uses or supervises the use of restricted use pesticides for the purpose of producing any agricultural commodity on property owned or rented by him or (if applied without compensation other than trading of personal services between producers of agricultural commodities) on the property of another person shall be classified as a private applicator.

6.2 <u>Standards for Certification of Commercial Applicators</u>. Competence in the use and handling of pesticides shall be determined by written examination and, as appropriate, by demonstration, based upon standards which meet or exceed those set forth below.

6.21 General Standards for all Certified Commercial Applicators

(a) Label and Labeling Comprehension.

(1) The general format and terminology of pesticide labels and labeling.

(2) The understanding of instructions, warnings, terms, symbols, and other information commonly appearing on pesticide labels.

(3) Classification of the product, general or restricted.

(4) Necessity for use consistent with the label.

(b) Safety Factors Including:

(1) Pesticide toxicity and hazard to man and common exposure routes.

(2) Common types and causes of pesticide accidents.

(3) Precautions necessary to guard against injury to applicators and other individuals in or near treated areas.

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(4) Need for and use of protective clothing and equipment.

(5) Symptoms of pesticide poisoning.

(6) First aid and other procedures to be followed in case of a pesticide accident.

(7) Proper identification, storage, transport, handling, mixing procedures, and disposal methods for pesticides and used pesticide containers, including precautions to be taken to prevent children from having access to pesticides and pesticide containers.

(c) Environment. The potential environment consequences of the use and misuse of pesticides as may be influenced by such factors as:

(1) Weather and other climatic conditions.

(2) Types of terrain, soil, or other substrate.

(3) Presence of fish, wildlife, and other non-target organisms.

(4) Drainage patterns.

(d) Pests. Factors such as:

(1) Common features of pest organisms and characteristics of damage needed for pest recognition.

(2) Recognition of relevant pests.

(3) Pest development and biology as it may be relevant to problem identification and control.

(e) Pesticides. Factors such as:

(1) Types of pesticides.

(2) Types of formulations.

(3) Compatibility, synergism, persistence, and animal and plant toxicity of the formulations.

(4) Hazards and residues associated with use.

(5) Factors which influence effectiveness or lead to such problems as resistance to pesticides.

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(6) Dilution procedures.

(f)Equipment. Factors including:

(1) Types of equipment and advantages and limitations of each type.

(2) Uses, maintenance and calibration.

Application Techniques. Factors including: (g)

(1) Methods used to apply various formulations of pesticides, together with a knowledge of which technique of application to use in a given situation.

Relationship of discharge and placement of (2) pesticides to proper use, unnecessary use, and misuse.

(3) Prevention of drift and pesticide loss into the environment.

(h) Laws and Regulations. Applicable CNMI and Federal laws and regulations.

6.23 Exclusion. The above standards do not apply to persons conducting laboratory research involving restricted use pesticides.

6.3 Standards for Certification of Private Applicators. a minimum requirement for certification, a private applicator must show that he possesses a practical knowledge of the pest problems and pest control practices associated with his agricultural operations, proper storage, use, handling, and disposal of the pesticides and containers, and his related legal responsibility. This practical knowledge includes ability to:

(a) Recognize common pests to be controlled and damage caused by them.

(b) Read and understand the label and labeling information, including the common name of pesticides he applied, pest (s) to be controlled, timing and methods of application, safety precautions, any preharvest or re-entry restrictions, and any specific disposal procedures.

(c) Apply pesticides in accordance with label instructions and warnings, including the ability to prepare the proper concentration of pesticide to be used under particular circumstances taking into account such factors as area to be covered and the quantity dispersed in a given period of operation.

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d) Recognize local environmental situations that must be considered during the application to avoid contamination.

(e) Recognize poisoning symptoms and procedures to follow in case of a pesticide accident.

Determination of Competency 6.4

(a) Commercial Applicators. Application for certification as a commercial applicator shall be made to the Chief on a form provided for that purpose. As a minimum qualification for certification, the applicant must pass a written examination at a time and place designated by the Chief. The examination will be based on standards contained in Part 6.2.

(b) Private Applicators. Application for certification as a private applicator shall be made to the Chief on a form provided for that purpose. The applicant may qualify for certification by passing a written examination or by satisfactorily demonstrating the ability to use pesticides and application equipment correctly and by passing an oral examination. Such examinations and demonstration requirements shall be based on standards contained in Part 6.3.

Duration of Certification and Renewals. All certificates 6.5 shall be valid for a period of three (3) years from the date of issuance unless earlier suspended or revoked by the Chief. Application for renewal shall be made to the Chief on a form provided for that purpose. The applicant shall be required to pass another examination and/or give a demonstration of proficiency in order to ensure that certified applicators continue to meet the requirements of changing technology and to assure a continuing level of competency and ability to use pesticides safely and properly.

6.6 Standards for Supervision of Non-Certified Applicators by Certified Private and Commercial Applicators. Restricted use pesticides may be applied by a non-certified but competent person acting under the direct supervision of a certified applicator. The availability of the certified applicator must be directly related to the hazard of the situation. In situations where the certified applicator is not required to be physically present 'direct supervision' shall include verifiable instruction to the competent person including, but not limited to, detailed guidance for applying the pesticide properly and provisions for contacting the certified applicator in the event he is needed. In other situations, and as required by the label, the actual physical presence of a certified applicator may be required when application is made by a non-certified applicator. In either situation, responsibility for proper application shall remain with the certified applicator.

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6.7 Temporary Certification. The Chief may issue a temporary certificate valid for a period not to exceed ninety (90) days to a person who holds a valid pesticide applicator's certificate issued in another state or territory of the United States having an approved state plan. Written application for temporary certificate shall be made to the Chief on a form provided for that purpose. Temporary certification shall be limited to the same type and category of pesticide use for which the applicant is certified in the other state or territory. Except under such circumstances as the Chief may recognize, a temporary pesticide applicator certificate shall be non-renewable.

6.8 Denial, Suspension or Revocation, and Appeal.

6.81 The Chief will deny, suspend or revoke a certificate and assess criminal and/or civil penalties for misuse of a pesticide or falsification of any records required to be maintained by a certified applicator.

6.82 The Chief may deny certification to:

(a) any person whose certificate is suspended or revoked.

(b) any person who has been found to be in violation of any part of these regulations.

6.83 Any certificate issued pursuant to this part will be reviewed for suspension or revocation by the Chief for violation of any condition of the certificate or of these regulations, of criminal conviction under Section 14(b) of amended FIFRA, a final order imposing civil penalty under Section 14(a) of amended FIFRA, or a CNMI enforcement action.

6.84 Appea1.

Any person who has been denied certification pursuant to Part 6.82 or whose certificate has been suspended or revoked may appeal to the DEQ to set aside such denial, suspension, or revocation.

PART 7 LICENSING OF RESTRICTED USE PESTICIDE DEALERS

Every person engaged in the sale or distribution of restricted use pesticides and every person importing restricted use pesticides who is not a certified applicator shall obtain a license from the Chief. Application for a license shall be made to the Chief on a form provided for that purpose and shall be accompanied by a fee of \$5.00, which is non-refundable, except that no fee is required of the Government of the CNMI. Each license shall expire one (1) year from the date of issue.

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A dealer's license may be suspended or revoked by the Chief for any violation of these regulations whether committed by the dealer or an employee thereof. Any such violation during the three (3) years preceding the date of application for a license may serve as grounds for rejection of same.

PART 8 RECORDS

8.1 <u>Records to be kept by Commercial Applicators</u>. Each certified commercial applicator shall keep and maintain for a period of not less than two (2) years true and accurate records of the use and application of restricted use pesticides, including the following information:

(a) At the time of purchase or receipt of a restricted use pesticide, a record of:

(1) the brand name, quantity, and EPA registration number of the product.

(2) the name and address of the person from whom purchased or received.

(3) the date of purchase or receipt.

(b) At the time of application of a restricted use pesticide, a record of:

(1) the brand name and EPA registration number of the product, and the date of purchase or receipt.

(2) the amount of product used and, if the product is to be mixed with another substance prior to use, the name of the other substance and the total amount of mixture prepared.

(3) the site of use and purpose of use.

(4) the date and time of application.

(5) the signature of the certified applicator and, if the pesticide is used by a person acting under the supervision of the certified applicator, the name of the user.

(c) At the time of disposal of a restricted use pesticide product, container, or mixture, a record of:

(1) the brand name and EPA registration number of the product, and the date of purchase or receipt.

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(2) the amount of product or mixture disposed, or the number and type of containers disposed, and, if a mixture, the concentration of active ingredient(s).

(3) the date, site, and method of disposal.

8.2 Records to be kept by Licensed Dealers. Each licensed dealer shall keep and maintain for a period of not less than two (2) years true and accurate records of the receipt and sale or distribution of restricted use pesticides, including the following information:

(a) Upon receipt of a restricted use pesticide, a record of:

(1) the brand name, EPA registration number, and number of containers.

(2) the net weight of each container, and the type of container construction, e.g., glass, metal, paper carton, paper bag, hard plastic, etc.

(3) the name and address of the person from whom purchased or received.

(4) the date of receipt.

(b) Upon sale or distribution of a restricted use pesticide, a record of:

(1) the name, address, and certification number or dealer's license number of the person purchasing or receiving the pesticide.

(2) the date of sale or distribution.

(3) the brand name, EPA registration number, and quantity of product sold or distributed.

(4) the signature of the person selling or distributing the pesticide.

8.3 Additional Records. Additional records, as found to be necessary for the enforcement of these regulations, may be prescribed by the Chief.

Access to Records. The Chief shall have access to 8.4 such records at any reasonable time to examine, copy, or make copies of such records for the purpose of carrying out the provisions of these regulations. Unless required for the enforcement of the regulations, such information shall be confidential and, if summarized, shall not identify an individual person.

PART 9 INFORMATION

Notice of Intent. Persons desiring to import a pesticide 9.1 into the CNMI shall submit a notice of intent to the Chief on a form provided for that purpose prior to arrival of the pesticide shipment.

Inspection. Upon arrival of the shipment, the Chief's 9.2 representative shall inspect the pesticide and shall compare the results of the inspection and the entry papers for the shipment with the information provided by the importer on the notice of If no discrepancies are noted and the Chief has not intent. instructed to the contrary, the shipment shall be released. However, any discrepancies shall be reported to the Chief. and the shipment may be detained until such discrepancies are resolved.

9.3 Shipments Arriving Without Notice. When a shipment of pesticide arrives in the CNMI without notice, the shipment shall be detained and the Chief shall be notified. The Chief shall then determine whether a notice of intent to import pesticides has been submitted and shall provide instructions for disposition of the shipment.

9.4 Detained, Denied and Impounded Shipments. All expenses arising from detainment of a pesticide shipment due to failure of the importer to submit a notice of intent to the Chief in a timely manner shall be payable by the importer. Failure of the importer to pay assessed costs may result in impoundment of the shipment or of any future importation made by the importer.

Any pesticide shipment for which delivery is denied shall be disposed of by the Chief if not exported by the consignee within ninety (90) days of denial of delivery. All expenses for storage. cartage, labor, and shipping shall be payable by the consignee and in default of such payment shall constitute a lien against any further importation made by the importer.

If the owner of an impounded pesticide shipment does not satisfy any and all liens against such shipment within ninety (90) days after notification in writing of the amount of said liens. the Chief shall instruct the Attorney General to enter into such action as may be necessary to effect transfer of ownership of the shipment to the Administrator for satisfaction of said liens.

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RESTRICTING AND BANNING OF PESTICIDES PART 10

10.1 Restricting of Pesticides. The DEQ may restrict any use of any pesticide to application by a certified applicator or a person acting under the supervision of a certified applicator when misuse by non-certified applicators has produced or is deemed likely to produce substantial adverse effects on human health or the environment. Any pesticide having had one or more uses restricted by the DEQ shall be a 'restricted use pesticide' for the purposes of these regulations and must be labeled as such.

10.2 Banning of Pesticides. The DEQ may prohibit the importation, sale, distribution, and use of any pesticide or prohibit a specific use or uses of any pesticide when such use or uses has produced or is deemed likely to produce substantial adverse effects on human health or the environment. For the purposes of these regulations, any use suspended or cancelled by the EPA shall constitute a banned use.

REVOCATION OF REGISTRATION OF A PESTICIDE USED TO MEET PART 11 A SPECIAL LOCAL NEED

Registration of a pesticide to meet a special local need under Section 24(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, may be revoked by the DEQ if:

11.1 the pesticide is found to produce substantial adverse effects on human health or environment; or,

11.2 the special local need for which the pesticide was registered no longer exists, or can be met by another pesticide which is more acceptable in terms of greater safety or effectiveness.

Whenever practical, the DEQ shall consult with the EPA prior to revoking a registration. Having revoked a registration, the DEQ may allow continued sale and use of existing stocks of the pesticide if to do so would not be inconsistent with the purpose of these regulations.

PART 12 ENFORCEMENT

12.1 <u>Rights of Entry</u>. For purposes of enforcing the provisions of these regulations, the Chief is authorized:

(a) to enter, at reasonable times, any establishment or other place where pesticides are stored, held for distribution or sale, or used, for the purpose of:

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inspecting any pesticide, pesticide container, (1)labels and labeling, or application equipment.

collecting samples of any pesticide, suspected (2)pesticide, or pesticide labeling.

observing operations involving the use or disposal (3)of any pesticide, or the disposal of pesticide containers.

investigating suspected misuse of any pesticide. (4)

to enter any premises at any time if there is substan-(b) tial reason to believe that any pesticide used, stored, or otherwise present on such premises is, through accident, carelessness, or other circumstance, producing adverse effects on human health or the environment, for the purpose of taking such action as may be necessary to prevent or mitigate further adverse effects.

12.2 Seizure. A pesticide may be seized for condemnation by the Chief if:

(a) it is adulterated or misbranded.

(b) in the case of a restricted use pesticide, it is found in the possession of a person other than a licensed dealer or an employee of such dealer, or a certified applicator or a person acting under the supervision of a certified applicator.

No notice or hearing shall be required prior to the seizure. Proceedings for condemnation shall be held in the U.S. Federal District Court. If the pesticide is condemned it shall, after entry of the decree, be disposed of by the Chief, and court costs and fees, storage, and other proper expenses shall be awarded against the owner of the pesticide. If the pesticide is disposed of by sale, the proceeds shall be paid into the treasury of the CNMI. However, upon payment of the costs of the condemnation proceedings and the execution and delivery of a good and sufficient bond conditioned that the pesticide shall not be sold or otherwise disposed of contrary to the provisions of these regulations, the court may direct that such pesticide be delivered to the owner.

12.3 <u>Stop Sale, Etc., Order</u>. Whenever the Chief has reason to believe on the basis of inspection or tests that such pesticide is in violation of any of the provisions of these regulations, or that such pesticide has been or is intended to be distributed or sold in violation of any such provisions, or when the EPA registration of the pesticide to meet a special local need is disapproved by the EPA or revoked by the DEQ, the Chief may issue a written or printed 'stop sale, use, or removal' order to any person who

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owns, controls, or has custody of such pesticide, and after receipt of such order no person shall sell, use, or remove the pesticide described in the order except in accordance with the provisions of the order.

PART 13 EXPERIMENTAL USE PERMITS

13.1 Application for Experimental Use Permit. Persons wishing to conduct small scale laboratory or field tests of an unregistered pesticide use must obtain an experimental use permit prior to conducting such tests. The application for the experimental use permit must contain:

(a) the name, address, and qualification of the applicant.

(b) a description of the proposed experiment, including the amount of pesticide to be used, the type of pest or organism to be experimented with, the crop or animal for which the pesticide is to be used, the location at which it is proposed to conduct the experiment, and the duration of the testing program.

(c) the brand name or designation of the pesticide, ingredient statement, name and address of the manufacturer, and amount of pesticide to be purchase or requested.

(d) data regarding the toxicity of the product, precautions to be taken for the protection of those who may handle or be exposed to the experimental formulations, and instructions for the treatment of poisoning or injury resulting from ingestion, inhalation, or other exposure to the pesticide.

(e) if the pesticide is to be tested in any place likely to be frequented by people not directly associated with the testing, a description of the measures that will be taken to prevent exposure of such people to the pesticide.

(f) when food or feed is likely to be contaminated, either a full statement of the action which will be taken to prevent the food or feed from being consumed, except by laboratory or experimental animals, or convincing evidence that the proposed use will not result in residue which would be hazardous to man, other animals, or the environment.

(g) data regarding the environmental hazards associated with the proposed use of the pesticide, including its biological half-life, and a description of the precautions to be taken for the protection of the environment.

(h) the EPA registration number, if any uses of the product are registered with the EPA.

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a statement that the pesticide will be used for experi-(i) mental purposes only.

(j) a statement indicating the method of disposal of any unused experimental pesticides.

13.2 Restrictions. The Chief may limit the quantity of pesticide to be purchased or requested for experimental use and may make such other restrictions to the permit as he may determine to be necessary for the protection of the public and the environment.

13.3 Denial. The Chief may refuse to issue an experimental use permit if any information required in Part 13.2 is not furnished in the application for such permit, or if the information furnished is deemed insufficient to insure that adequate precautions will be taken for the protection of the public and the environment, or if the Chief determines that the applicant is not qualified by education and/or experience to undertake the proposed program.

13.4 Duration of Permits. Unless revoked by the Chief, an experimental use permit shall be effective for a specified period of time. The duration of the permit shall be determined by the nature of the proposed testing program and may be extended upon request if circumstances warrant.

13.5 Special Label Requirements. If the label of the pesticide to be tested does not bear an EPA registration number, additional labels shall be affixed as necessary so that the following information is displayed clearly and in English on the outside of each container of experimental formulation:

(a) the prominent statement 'For Experimental Use Only'.

(b) a warning or caution statement which, if complied with, is adequate for the protection of those who may handle or be exposed to the experimental formulation.

(c) the name and address of the holder of the experimental use permit.

(d) the name or designation of the experimental formulation.

(e) such other statements or information as may be required by the experimental use permit.

13.6 Reports. The holder of an experimental use permit shall report to the Chief:

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(a) immediately, incidents of adverse effects on human health or the environment resulting from use of or exposure to a pesticide formulation covered by the permit.

(b) within thirty (30) days after termination of experimental use, that such use has been terminated.

(c) within thirty (30) days after disposal of unused experimental pesticide, the method and site of disposal, and the quantity of pesticide discarded.

13.7 Revocation. The Chief may revoke an experimental use permit at \overline{any} time upon finding of violation of the terms or conditions of such permits or upon finding that the terms or conditions are inadequate to prevent unreasonable risk to human health or the environment.

PART 14 PENALTY FOR VIOLATION

Any person who violates these regulations shall be subject to a fine of not more than \$10,000 or be imprisoned for not more than one (1) year, or both.

PART 15 **RESTRICTED USE PESTICIDES**

15.1 Pesticide Use Classification. The following uses of pesticide products containing the active ingredients specified are classified for restricted use.

Active Ingredient	Formulation	Restricted Use
Acrolein	As sole active ingredient.	All uses.
Acrylonitrile	In combination with carbon tetra-chloride.	All uses.
Aldicarb	As sole active ingredient.	Ornamental uses (indoor ६ outdoor)
Allyl alcohol	All formulations.	All uses.
Aluminum phosphide	As sole active ingredient.	All uses.
Azinophos methyl	All liquids with a concentration greater than 13.5%.	All uses.
Calcium cyanide	As a sole active ingredient.	All uses.
Carbofuran	All co ncentrate suspensions and wettable powders 40% and greater.	All uses.

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Active Ingredient	Formulation	Restricted Use
Chlorfenvinphos	All concentrate solutions or emulsifiable concentrates 21% and greater.	All uses.
Clonitralid	All wettable powders 70% and greater.	All uses.
	All granulars and wettable powders.	Molluscide uses.
Demeton	1% fertilizer formulation; all granular formulations, emulsifiable concentrates, and concentrated solutions.	All uses.
Dioxathion	All concentrate solutions or emulsifiable concentrates greater than 30%.*	All uses.
	All solutions 3% and greater.*	Domestic uses.
Disulfoton	All emulsifiable concentrates 65% and greater; all emulsifiable concen- trates solutions 21% and greater with fensulfothion.	All uses.
	43% and greater; all emulsifiable concentrates 32% and greater in combination with 32% fensulfothion and greater.	
Endrin	All emulsions, dusts, wettable powders, pastes, and granular formulations.	All uses.
Ethoprop	Emulsifiable concentrates 40% and greater.	All uses.
Ethyl parathion	All granular, dust, and fertilizer formulations, wettable powders, emulsifiable concentrates, concen- trated suspensions, and concentrated solutions.	All uses.
Fenamiphos	Emulsifiable concentrates 35% and greater.	All uses.
*Percentage given are	the total of dioxathion plus related	compounds.

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(Active Ingredient	Formulation	Restricted Use
	Fensulfothion	Concentrate solutions 63% and greater; all emulsifiable concentrates and concentrate solutions 43% and greater with disulfoton 21% and greater; all emulsifiable concentrates 32% and greater in combination with disul- foton 32% and greater.	
		Granular formulations 10% and greater.	Indoor uses (greenhouse).
	Fluoroacetamide/ 1081	As sole active ingredient in baits.	All uses.
	Fonofos	Emulsifiable concentrates 44% and greater.	All uses.
	Hydrocyanic acid	As sole active ingredient.	All uses.
(Methomy1	As sole active ingredient in 1% to 2.5% baits (except 1% fly bait); all concentrated solution formulations and all 90% wettable powder formu- lations not in water soluble bags.	All uses.
	Methyl bromide	All formulations in containers greater than 1.5 lbs.; formulations containing no indicator and packaged in quantities of 1.5 lbs. or less per container.	All uses.
	Methyl parathion	All formulations.	All uses.
	Mevinphos	All emulsifiable concentrates and liquid concentrates; psycodid filter fly liquid formulations and 2% dusts.	
	Monocrotophos	Liquid formulations 19% and greater.	All uses.
	Paraquat (dichlo- ride) and paraquat bi (methyl sulfate)	All formulations and concentrations except those listed below: Pres- surized spray formulations contain- ing 0.44% paraquat bis (methyl sulfate) and 15% petroleum distillates as active ingredients.	

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Active Ingredient

Phorate

Phosacetim

Picloram

Phosphamidon

Sodium cyanide

Strychnine

Sulfotepp

Tepp

Sodium fluoroacetate

Formulation

Restricted Use

Liquid fertilizers containing concentrations of 0.025% paraquat dichloride and 0.03% atrazine, 0.03% paraquat dichloride and 0.37% atrazine, or 0.04% paraquat dichlo- No uses ride and 0.49% atrazine. restricted.

Liquid formulations 65% and greater.

Baits 0.1% and greater.

Liquid formulations 75% and greater; dust formulations 1.5% and greater.

All formulations and concentrations except Tordon 101R forestry herbicide containing 5.4% picloram and 20.9% 2,4-D.

All capsules and ball formulations.

All solutions and dry baits. All

All dry baits, pellets, and powder formulations greater than 0.5%

All dry baits, pellets, and powder formulations.

All dry baits, pellets, and powder formulations 0.5% and below.

Sprays and smoke generators.

Emulsifiable concentrate formulations.

All uses. All uses. All uses restricted except control of unwanted trees by cut surface treatment.

All uses.

All uses.

All uses.

All uses.

All uses.

All uses calling for burrow builders.

All uses except subsoil.

All uses.

All uses.

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15.2 Additional Restricted Uses. Any other pesticide or pesticide formulation classified for restricted use under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, shall be a restricted use pesticide for the purposes of these regulations.

15.3 List of Restricted Use Pesticide. The Chief shall prepare a list of all pesticides or pesticide formulations classified for restricted use and shall amend such list whenever necessary. Such list shall be made available to pesticide dealers, certified pesticide applicators, and to any person requesting such list.

PART 16 CERTIFICATION

The undersigned hereby certifies that these regulations have been officially promulgated and adopted as final regulations pursuant to the authority contained in the Commonwealth of the Northern Mariana Islands Public Law 3-23.

DR. JØSÆ T. VILLAGO Director, Public Health & Environmental Services

MARCH 31, 1983

COMMONWEALTH OF THE NORTHERN MARIANA

MARINE AND FRESH WATER QUALITY STANDARDS

PART 1 AUTHORITY

These regulations have been promulgated by the Department of Public Health and Environmental Services in accordance with Commonwealth of the Northern Mariana Islands Public Law 3-23, and under the provisions of the Federal Water Pollution Control Act of 1972 and its Amendments. These regulations shall have the force and effect of law and shall be binding on all persons and other legal entities subject to the jurisdiction of the Commonwealth of the Northern Mariana Islands. The Department shall apply these regulations and standards to all marine and fresh water bodies in the Commonwealth.

PART 2 PURPOSE

The purpose of these regulations is to establish standards for water quality for all State waters in order to protect their use and value for propagation of fish and wildlife, recreational purposes, public water supply use, and taking into consideration their use and value for navigation. Excluded from these regulations is groundwater.

PART 3 POLICY

It shall be the public policy of the Commonwealth of the Northern Mariana Islands that:

(a) The protection, maintenance, conservation, and improvement of the quality of the waters for the growth and propagation of aquatic life, for marine research and for the conservation of coral reefs and wilderness areas, and for domestic, agricultural, commercial, industrial, recreational and other uses are an historic and legal right of the people of the Northern Mariana Islands.

The achievement of the water quality goals of the (b) Commonwealth of the Northern Mariana Islands is in the best interests of the public and should not present an unreasonable barrier to economic, environmental, or social development.

(c) Waters whose existing quality is better than the standards set forth by these regulations, shall be maintained at that high quality.

(d) Waters whose existing quality is less than the standards set forth by these regulations, shall be improved to comply with these standards.

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(e) No waters of the Commonwealth shall be lowered in overall quality unless it has been affirmatively demonstrated to the Department or its designated representative that such a change is a necessary result of economic, environmental, or social development. and is in the best interests of the people of the Commonwealth and will not interfere or impair any beneficial use assigned to the water(s) in question. Determination made under this policy shall provide for public participation and intergovernmental coordination.

To the extent practicable all new point sources of (f) pollution shall not discharge to near shore or fresh surface waters.

(g) There shall be no direct or indirect discharge of sewage or other waste matter into any planned or existing ground or surface source of drinking water.

(h) All sewage, wastewater, and any other matter shall receive a degree of treatment necessary to protect the beneficial uses of the state waters before discharging.

PART 4 BASIC DEFINITIONS

(a) "Ambient Conditions" means the existing conditions in surrounding waters not influenced by man.

(b) "Brackish Waters" means waters with dissolved inorganic ions (salinity) greater than 500 ppm (parts per million), but less than 30,000 ppm.

(c) "Chief" means the Chief of the Commonwealth Division of Environmental Quality.

(d) "Coastal Waters" means all waters of a depth less than ten (10) fathoms, or waters up to distance of 1,000 feet off-shore if there is no defined reef areas and if the depth is greater than ten (10) fathoms. The definitions also includes those brackish waters and salt waters that are subject to the ebb and flow of the tide.

(e) "Commonwealth" means Commonwealth of the Northern Mariana Islands.

(f) "Department" means the Commonwealth Department of Public Health and Environmental Services.

(g) "Director" means the Director of the Commonwealth Department of Public Health and Environmental Services.

(h) "Discharger" means any person who emits any wastewater, substance, or material into the waters of the Commonwealth whether or not such substance causes pollution.

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(i) "Fresh Waters" means all waters with dissolved inorganic ions of less than 500 ppm.

(j) "Mixing Zone" means the area or volume of a water body receiving waters through initial dilution. Initial dilution is the process through which the wastewater immediately mixes with the receiving water due to the momentum of the waste discharge and the difference in density between the discharge and the receiving water. The total area or volume of water designated as a mixing zone shall be limited to that area or volume which will not interfere with biological communities or populations of important species to a degree which is damaging to the ecosystem and which will not cause substantial damage to or impairment of designated water uses within the mixing zone or in surrounding waters. A mixing zone shall be considered designated only when approved by the Division of Environmental Quality and when concurrence of the U.S. EPA has been received.

(k) "Oceanic Waters" means all other marine waters outside of the ten (10) fathom depth contour and not less than 1,000 feet off-shore.

(1) "Receiving Water(s)" means water(s) of the Commonwealth into which wastes or wastewaters are, or may be, discharged.

(m) "State Waters" means all waters, fresh, brackish, or salt, around and within the Commonwealth and as further delineated and defined under the Marine Sovereignty Act of 1980 (P.L. 2-7).

(n) "Toxic" means lethal, teratogenic or mutagenic, or otherwise damaging to man or other living organisms.

(o) "Wastewater" means sewage, industrial waste, or other waste, or any combination of these, whether treated or untreated, plus any admixed land runoff.

(p) "Zone of Passage" means a continous water route above, below, or around, a mixing zone without going through the mixing zone. As a minimum no less than one-third of the cross section of the water body shall be retained in compliance with the water quality criteria in these regulations.

PART 5 CLASSIFICATION OF WATER USES

5.1 Marine Waters

(a) CLASS AA - It is the objective of this class that these waters remain in their natural pristine state as nearly as possible with an absolute minimum of pollution or alteration of water quality from any human-caused source or actions. To the extent practicable, the wilderness character of such areas shall be protected.

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The uses to be protected in this class of waters are the support and propagation of shellfish and other marine life, conservation of coral reefs and wilderness areas, compatible recreation, oceanographic research, and aesthetic enjoyment.

The classification of any water area as Class AA shall not preclude other uses of such waters compatible with these objectives and in conformance with the criteria applicable to them.

(b) CLASS A - It is the objective of this class of evaters down that their use for recreational purposes and aesthetic enjoyment be protected.

Any other use shall be permitted as long as it is compatible with the protection and propagation of fish, shellfish, and wildlife, and with recreation in and on these waters. Such waters shall be kept clean of solid waste, oil and grease, and shall not act as receiving waters for any effluent which has not received the best degree of treatment or control practicable under existing technological and economic conditions and compatible with the standards established for this class.

Fresh Waters 5.2

CLASS 1 - It is the objectives of this class that these (a) waters remain in their natural state as nearly as possible with an absolute minimum of pollution from any human-caused source. To the extent possible, the wilderness character of such areas shall be protected. Waste discharge into these waters is prohibited.

The uses to be protected in this class of waters are for domestic water supplies, food processing, the support and propagation of aquatic life, compatible recreation and aesthetic enjoyment.

(b) CLASS 2 - It is the objective of this class of waters that their use for recreational purposes, propagation of fish and other aquatic life, and agricultural and industrial water supply not be limited in any way.

The uses to be protected in this class of waters are all uses compatible with the protection and propagation of fish and other aquatic life, and with recreation in and on these waters. Such waters shall not act as receiving waters for any discharge which has not received the best degree of treatment or control practical under technological and economic conditions and compatible with the standards established for this class.

PART 6 BASIC WATER QUALITY CRITERIA APPLICABLE TO ALL WATERS

All waters shall be free of substances attributable to domestics, industrial, or other controllable sources of pollutants and shall be capable of supporting desirable aquatic life and be suitable for recreation in and on the water.

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This part will be subject to verification by monitoring as may be prescribed by the Director or Chief to assure freedom from any of the following conditions:

(a) Materials that will settle to form objectionable sludge or bottom deposits.

(b) Floating debris, oil, grease, scum, or other floating materials.

(c) Substances in amounts sufficient to produce taste or odor in the water or detectable off flavor in the flesh of fish, or in the amounts sufficient to produce objectionable odor, turbidity, or other conditions in the receiving waters.

(d) High temperatures; biocides; pathogenic organism; toxic, radioactive, corrosive, or other deleterious substances at levels or in combinations sufficient to be toxic or harmful to human, animal, plant, or aquatic life, or in amounts sufficient to interfere with any beneficial use of the water.

(e) Substances or conditions or combinations thereof in concentrations which produce undesirable aquatic life.

PART 7 SPECIFIC WATER QUALITY CRITERIA FOR SURFACE WATERS

7.1 Microbiological Requirements

Applicable to:

AA,1

A,2

- (a) The median total coliform content shall not exceed 70 per 100 ml during any 30-day period nor shall any sample exceed 230 per 100 ml at any time.
 - (b) Fecal coliform content shall not exceed an arithmetic mean of 200 per 100 ml during any 30-day period nor shall any sample exceed 400 per 100 ml at any time.

(c) To determine compliance with the above standards where a "30-day period" is specified, a minimum of ten (10) samples shall be collected at approximately equal intervals.

- 7.2 pH
- (a) pH variation shall not be greater than 0.2 pH units from ambient conditions and not lower than 6.5 or higher than 8.6 from other than natural causes.

AA, 1, A, 2

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4 .		<u>Applicable to:</u>
7.3	Nutrients	
(a)	Total phosphorus shall not exceed 0.025 mg/L	AA
(b)	Total phosphorus shall not exceed 0.050 mg/L	А
(c)	Total phosphorus shall not exceed 0.100 mg/L	1,2
(d)	Total nitrogen shall not exceed 0.4 mg/L	AA
(e)	Total nitrogen shall not exceed 0.75 mg/L	A,1
(f)	Total nitrogen shall not exceed 1.50 mg/L	2
(g)	Ammonia (un-ionized) shall not exceed 0.02 mg/L	AA,A,1,2
7.4	Dissolved Oxygen (except from natural causes)	
(a)	Not less than 6.0 mg/L	AA,1
(b)	Not less than 5.0 mg/L	Α,2
7.5	<u>Total Dissolved Solids, Salinity,</u> <u>Currents</u>	
	No change in channels, basic geometry or fresh water influx shall be made which would cause permanent changes in isohaline patterns of more than 10% from the natural conditions or which would otherwise adversely affect the indigneous biota and natural sedimentary patterns.	AA,A
7.6	Temperature	
	Water temperature shall not vary by more than 1.5° F (0.9 $^{\circ}$ C) from the ambient conditions.	AA,A,1,2

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7.7	Turbidity (Nepholometric Turbidity Units	
(a)	Turbidity shall not be greater than 2 NTU at any time.	AA,1
(b)	Turbidity shall not be greater than 5 NTU at any time.	A,2
7.8	Radioactive Materials	
(a)	The concentration of radioactive materials in water shall not exceed 1/30th of the maximum permissible	All surface waters

limits established for continuous occupational exposure given in the National Bureau of Standards Hand-

No radionuclide or combination of

radionuclides shall be present at

concentrations greater than those specified by the Commonwealth of the Northern Mariana Island Drinking Water Regulations and the National Primary Drinking Water Regulations.

The concentration of radioactive

materials in fresh, brackish, and

marine waters shall not result in the accumulation of radioactivity in plants or animals that would result in a hazard to humans or

The concentration of oil or petro-

or discoloration of the surface or

Be detectable as a visible film, sheen,

Cause tainting of fish or other aquatic

life, be injurious to the indigenous biota or cause objectionable taste in

shoreline or on the bottom of a body

Form an oil deposit on beaches or

Oil and Petroleum Products

leum products shall not:

cause an objectionable odor.

book No. 69.

aquatic life.

drinking water.

of water.

(b)

(c)

7.9

(a)

(b)

(c)

All surface waters

> All surface waters

> All surface waters

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7.10 Toxic Substances

Criteria for toxic substances are given as either a maximum concentration or are determine by multiplying the stated application factor by the concentration determined to be lethal to 50% of the most sensitive indigenous organism after 96 hours of exposure (96 LC_{50}). The 96 LC_{50} values shall be determined by using bioassay procedures consistent with those described in the latest edition of Standard Methods for the Examination of Water and Wastewater.

The 96 LC₅₀ values shall be determined by using ⁵⁰ the most sensitive indigenous organism to the substance in question. When both an application factor and a maximum concentration are given, the lesser of the two shall constitute the water quality standards.

Toxic Substance Table

Maximum Application Substance Concentration Level Factor Ammonia 0.02 mg/L 0.1 0.01 mg/LArsenic 0.01 Antimony 0.20 mg/L0.02 Barium 0.50 mg/L0.05 Beryllium 0.10 mg/L0.01 Boron 0.105.00 mg/LCadmium 0.005 mg/L 0.01 Chlorine 0.003 mg/L 0.10 Chromium 0.05 mg/L0.01 Copper 0.01 mg/L0.10 0.005 mg/L Cyanide 0.10 Fluoride 0.50 mg/L0.10 Tron 0.50 mg/L----Lead 0.01 mg/L0.01 0.02 mg/L Linear Alkylate Sulfonates 0.05 0.02 mg/LManganese 0.02 Mercury 0.05 ug/gram weight of aquatic organism or 0.50 ug/L Molybdenum 0.05 Nickel 0.002 mg/L 0.02

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All surface waters

1.51

Substance	Maximum Concentration	Application Factor
Polychlorinated biphenyl Selenium Silver Sulfide Zinc Phenols	0.001 ug/L 0.001 mg/L 0.002 mg/L 0.001 mg/L	$\begin{array}{c} 0.01 \\ 0.01 \\ 0.10 \\ 0.01 \\ 0.01 \\ 0.01 \end{array}$
Aldrin-Dieldrin Chlorodane Diazinon Demeton Dursban Endosulfan Endrin Fenthion Heptachlor Lindane Malathion Methoxychlor Mirex Parathion Pyrethrium Toxaphene	0.003 ug/L 0.004 ug/L 0.002 ug/L 0.100 ug/L 0.001 ug/L 0.001 ug/L 0.004 ug/L 0.005 ug/L 0.004 ug/L 0.004 ug/L 0.100 ug/L 0.001 ug/L 0.001 ug/L 0.001 ug/L 0.010 ug/L 0.010 ug/L 0.005 ug/L	$\begin{array}{c} 0.01\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\ 0.00\\$

7.11 General Toxic Standards

No substance or combination of substances including oil and petroleum products shall be present in surface water in amounts that exceed 0.01 times the 96 LC_50 concentration unless it can be demonstrated to the Department⁰ that a higher concentration has no adverse effect, chronic or acute, on the intended uses of the water body in question.

7.12 General Considerations

(a) Analytical testing methods for these criteria shall be in accordance with the most recent editions of <u>Standard Methods</u> for the Examination of Water and Wastewater, and other methods published by knowledgeable authorities and possessing adequate procedural precision and accuracy.

(b) Effects of high temperature, biocides, pathogenic organisms, toxic, corrosive, or other deleterious substances at levels or combinations sufficient to be toxic or harmful to human, animal, plant or aquatic life or in amounts sufficient to interfere with any beneficial use of the water, shall be evaluated as a minimum by use of a 96-hour bioassay as described in the most

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recent editions of <u>Standard Methods for the Examination of Water</u> and <u>Wastewater</u>. Survival of test organisms shall not be less than that in controls which utilize appropriate water. Failure to determine presence of toxic substances by this method shall not preclude determination of excessive levels of toxic substances on the basis of other cirteria or methods.

(c) Pollutant discharges shall be controlled so as to protect not only the waters receiving the discharge directly, but also those waters into which the initial receiving waters may flow.

(d) Whenever the ambient conditions are of a poorer quality than the criteria assigned, the ambient conditions shall constitute the water quality criteria.

PART 8 CLASSIFICATION AND ESTABLISHMENT OF WATER USE AREAS

- 8.1 Rota
- (a) CLASS AA

All coastal and oceanic waters surrounding Rota except for those waters delineated in CLASS A.

(b) CLASS A

The coastal waters known as East Harbor and West Harbor.

(c) CLASS 1

All fresh surface waters on Rota.

- 8.2 Tinian and Agiguan
- (a) CLASS AA

All coastal and oceanic waters surrounding Tinian and Aguigan except for those waters delineated in CLASS A.

(b) CLASS A

The coastal waters known as San Jose Harbor.

(c) CLASS 1

All fresh surface waters on Tinian and Aguigan.

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- 8.3 Saipan
- (a) CLASS AA

All coastal and oceanic waters surrounding Saipan except for those delineated in CLASS A.

(b) CLASS A

The coastal waters from Puntan Muchot to Puntan Flores.

(c) CLASS 1

All fresh surface waters on Saipan.

- 8.4 <u>Northern Islands</u> (Farallon de Medinilla, Anatahan, Sariguan, Guguan, Alamagan, Pagan, Agrihan, Asuncion, Maug, Farallon de Pajaros)
- (a) CLASS AA

All coastal and oceanic waters surrounding the Northern Islands except for those delineated in CLASS A.

(b) CLASS A

The coastal and oceanic waters surrounding Farallon de Medinilla.

(c) CLASS 1

All fresh surface waters in the Northern Islands.

PART 9 MIXING ZONE IN RECEIVING WATERS

The water quality criteria in these regulations shall apply within a mixing zone unless specific alternate criteria are approved by the Chief for specified parameters. The mixing zone shall be defined by specified linear distance, volume or area, discharge location, maximum flow, and maximum concentrations of important constituents which are determined on a case-by-case basis using the following criteria:

9.1 Mixing zones shall be as small as practicable and shall not be of such size or shape as to cause or contribute to the impairment of water uses. In determining the size and location of mixing zones for any discharge, the following shall be considered:

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- a) size of receiving water, volume of discharge, stream bank or shoreline configuration, the mixing velocities, and other hydrologic and physiographic characteristics;
- b) present and anticipated future use of the body of water;
- c) present and anticipated future quality of the body of water; and
- d) the ratio of the maximum flow rate of waste being discharged to the lowest recorded flow rate of the receiving waters.

9.2 An adequate zone of passage shall exist at all times for the movement or drift of aquatic life.

9.3 Where two or more mixing zones are in close proximity, they shall be so defined that a continuous zone of passage for aquatic life is available.

9.4 Mixing zones shall not intersect any area of any waters in such a manner that the maintenance of aquatic life in the body of water as a whole would be adversely affected.

9.5 The discharge shall not violate the basic standards applicable to all water nor shall it unreasonably interfere with any actual or probable use of the waters within the mixing zone.

PART 10 ENFORCEMENT

The Department, acting through the Commonwealth Attorney General, is responsible for enforcement of these regulations in consonance with, and in accordance with the applicable laws of the CNMI and in accordance with U.S. P.L. 95-217, known as the "Clean Water Act", and its amendments. The Attorney General will institute legal actions to enjoin a violation, continuing violation or threatened violation of these regulations.

PART 11 CERTIFICATION

The undersigned hereby certifies that these regulations have been officially promulgated and adopted as final regulations pursuant to the authority contained in the Commonwealth of the Northern Marianas Public Law 3-23.

Ren JOSE/T. VILLAGOMEZ

Director, Public Health and Environmental Services



Commonwealth of the Northern Mariana Islands

BOARD OF EDUCATION/REGENTS DEPARTMENT OF EDUCATION SAIPAN, CM 96950

Phone: 9311/9827/9823/981

CHAIRMAN: Juan N. Babauta VICE CHAIRMAN:

Joaquin M. Aguon MEMBERS - SAIPAN:

Sr. Mary Louise Balzarini, MMB Elizabeth D. Rechebei

Maximo L. Olopai MEMBERS - UINIAN: Isaac P. Palacios Esteven M. King

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- SEUDENE REPRESENCATIVE -

NOTICE OF PROMULGATION

OF EMERGENCY REGULATIONS FILEd this _____ day of March 19 83.

Office of Registrar of Corporations

Pursuant to Public Law No. 3-43 Gossort Cathen Northern Mariana Islan the Chairman of the Board of Education hereby promulgates emergency regulations for the reasons and in the manner herein provided.

The Chairman of the Board of Education, with the concurrence of the Superintendent of Education, finds that the amendment of the Department of Education Rules and Regulations "Policy 503" on an emergency basis, is necessary in order to avoid a drastic reduction in teachers personnel which would result in the closing down of public instruction in the CNM). The present policies involving "Teacher Certification" in the CNMI need to be reviewed and amended in order to more accurately meet the needs of the Department of Education. Pending full Board review and discussion of permanent changes, it is necessary to provide for the suspension of "Policy 503."

The public interest thus requires immediate promulgation of these amended rules and regulations to act as emergency rules until the procedures mandated by P.L. No. 3-43 for promulgation of permanent rules and regulations may be complied with. The regulations as set forth hereinafter are to be effective upon the signatures of the Chairman of the Board of Education and the Superintendent of Education and transmittal to the Registrar, and to extend for a period of 120 days therefrom. unless repealed or modified at an earlier time as provided by the laws of the Commonwealth.

ILIAN NEKAI BABALITA

Chairman, Board of Education

I. SABLAN HENRY

Superintendent of Education

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PROPOSED AMENDMENTS TO DEPARTMENT OF EDUCATION POLICY 503 ON TEACHER CERTIFICATION REQUIREMENTS NOT TO EXCEED A PERIOD OF 120 DAYS

PERSONNEL - STAFF

Filed this 3/67 day of Varabe 19 Office of Registrar of Corporations

Commonwealth of the Northern Mariana Islands

POLICY 503: TEACHER CERTIFICATION

503.1 Except as otherwise provided herein, no person shall be . initially employed as a classroom teacher unless such person is the holder of or is immediately eligible for the issuance of a Continuing Certificate, as defined herein.

503.2 : Every person who is employed or to be employed as a classroom teacher is eligible for and shall be issued a Continuing Certificate if such person possesses an associate, baccalaureate, masters, or doctoral degree, or is the holder of a comparable teaching certificate issued by an authority of any jurisdiction of the United States of America or its territories or possessions.

503.3

:

Every person who is employed as a classroom teacher prior to the effective date of this paragraph and who, while not the holder of or eligible for the issuance of a Continuing Certificate, is a high school graduate, shall be eligible for and be issued a Temporary Certificate. A Temporary Certificate is valid for a period of one year from the date of its issuance, and is renewable for additional successive one-year periods if the Superintendent of Education finds that the holder of such Certificate has successfully passed at least 12 credit hours or the equivalent thereof during the previous years. If implementation of this policy results inadequate staffing for the Department of Education, the Superintendent of Education may make waiver or adjustments as necessary.

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PUBLIC NOTICE OF PROPOSED AMENDMENTS TO DEPARTMENT OF EDUCATION POLICY 503

Pursuant to P.L. No. 3-43, Section 203(a) and (b), the Chairman of the Board of Education hereby gives notice to the Public of his intention to adopt new rules and regulations and amend existing regulations contained in Department of Education Policy 503 pertaining to "Teacher Certification."

All interested persons will be given a reasonable opportunity to submit data, views or arguments, in writing, concerning the proposed amendment to Department of Education Policy 503. The written comments must be submitted to the Chairman of the Board of Education no later than the close of business thirty (3) calendar days following the date of publication of this notice.

Chairman, Board of Education

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Filed this _____ day of March 198

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands JAsamoti NOTICE OF PROMULGATION OF NEW EMERGENCY RULES AND REGULATIONS

Pursuant to 17 Trust Territory Code, Section 4(2), and Public Law 1-8, Chapter 9, Section 3(d) the Director of Commerce & Labor hereby promulgates emergency regulations for the reasons and in a manner herein provided.

The Director of Commerce & Labor in concurrence with the Governor finds that the previous emergency rules and regulations for the licensing of Off-Shore Banking Corporations have expired and may not be extended. He further finds that the legislature of the Commonof the Northern Mariana Islands is still diligently working wealth to adopt a permanent and comprehensive off-shore banking law, which was expected to be enacted prior to the expiration of the previous emergency rules and regulations, but which due to the complexity of the issues involved necessitates several more weeks of work.

Since the present lack of regulations in this area poses a threat to the people of the Commonwealth, the public interest thus requires immediate promulgation of new Emergency Rules and Regulations to act as interim rules until permanent regulations may be adopted. The regulations set forth hereinafter are to be effective for a period of 120 days after promulgation, unless repealed or modified at an earlier time as provided by the laws of the Commonwealth.

DATED this 29th day of March, 1983.

3/23/83

JESUS R. SABLAN Director Department of Commerce & Labor Commonwealth of the Northern Mariana Islands

PEDRO P. TENORIO Governor Commonwealth of the Northern Mariana Islands

COMMONWEALTH REGISTER VOL. 5 NO. 3

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Filed this _____ da _day of March 190

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

Hasamot

NOTISIAN I PROKLAMASION I NUEBO NA "LAI EMERGINSIA

SEGUN I PUDET GI PAPA I TITULO 17, SEKSIONA 4(2), GI KODIGON I TRUST TERRITORY, YAN SEKSIONA 3(d), CHAPTER 9 GI LAI PUBLIKO 1-8, I DIREKTOT I COMMERCE YAN LABOR HA DECLARA GUINE "LAI EMERGINSIA" POT I SIGIENTE SIHA NA RASON YAN MANERA:

I DIREKTOT I COMMERCE YAN LABOR GI PAPA KOSIMIENTON I GOBIET-NO HASODA NA I "LAI <u>EMERGINSIA"</u> NI PARA UMA LISENSIA I BISNIS OFF-SHORE BANKING CORPORATION NI HAPROKLAMA GI HALACHA ESTA TIBUMALI YAN LOKUE TISINA MA-EKSTIENDE. I DIREKTOT HASODA MAS NA 1 LEGISLATIBON I COMMONWEALTH GI SANKATAN NA ISLAS MARIANAS ESTA-PAPAGOHA MANANAE ANIMO NI PARA UMA ADOPTA UN PITMANENTE YAN ANCHO NA LAI POT BISNIS OFF-SHORE BANKING, NI MA-ESKPEPEKTA MOHON NA HUFUNAYAN ANTES DE HUTAIBALI I ALACHA NA "LAI EMERGIN-SIA", LAO POT I MANPOS TEKNIKAT ESTE NA ASUNTO NESISARIO NA UMA-FACHOCHO'E TALO UNOS KUANTOS SEMANA.

POT I TUMAYA AREKLO YAN OTDIN GI PRISIENTE GUINE GI COMMON-WEALTH, GINAGAGAO NI I INTERES I PUBLIKO NA UMANA GUAHAYE ENSI-GIDAS "LAI EMERGINSIA" NI PARA HUGINIBIETNA I BISNIS OFF-SHORE BANKING MIENTRASKE MA-ADADAPTA UN PITMANENTE NA LAI. I AREKLO YAN OTDIN NI PARA UMA ESTABLESI GUINE PARA U-EFEKTIBO POTLUMENOS 120 DIAS DESPUES DE MAPROKLAMA, SOLO UMATULAIKA ENTERAMIENTE OSEA UMA AMENDA ANTESDE I 120 DIAS SEGUN I LAIEN I COMMONWEALTH.

MA FECHA GUINE GI DIA 29 GI MATSO, 1983.

3/23/83

JESUS R. SABLAN Direktot Depatamiento, Commerce yan Labor Commonwealth, Islas Marianas

PEDRO P. TENORIO Gobietno 🖌 Commonwealth, Islas Marianas

COMMONWEALTH REGISTER VOL. 5 NO. 3 MARCH 31, 1983 PAGE 1954

Filed this. day of

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

a sa mu

ARONGRONG NGALIR PUBLIKO REL AWEWEL ODDIN FFE KHA GOBETNO EE AYOORA TA

Yaal awewe lai llol seigh me fisuw (17) Kodilol Trust Territory, Seksiona Fau 4(2) bwal Laiil Publiko 1-8, <u>Chapter 9</u>, Seksiona 3(d), Direktodol, Commerce bwal Labor eghutchuw yaal ayooraa oddin bwulul ebwe ama tafawow.

Yaal awewe Direktod sangi Gobetno, ee schungii bwe fasul otdin khewe awewel lisensial Offshore Banking Corporations nge amwutch mamawal. Ee bwal schungii bwe kongresol Commonwealth llol Isla kha Efang re ghil amamaw llol yaar angang bwe rebwe fferi laiil offshore banking iye eghil llugh me bwung ikkewe raa fasul mangi rebwe fferi awewel sangi gha ebwele mutch mamawal mesamwal, bwulul igha eghil wairas tapalal awewe kkal, angang yeel ebwe ghula bwal akkaw semola.

Igha eu mil allew ngalir aramasal Commonwealth igha ee soor oddin iye rebwe tabwei ighila, yaar mwuschel publiko nge rebwe ghutchuw tta mo eu oddin mil ffe bwe mille yaal ffer tta oddin mil llugh bwal bwung repapal tabwei.

Odin mil ffe kkal nge ebwe mamauw lloi 120 rral sangi yaar ghutchuw, mille yaar bwal llillo me liwelii sangi yaal tongar laiil Commonwealth.

March 29, 1983 Rral:

3/23/83

JESUS R. SABLAN Direktod Depaltamentol, Commerce me Labor Commonwealth, Isla Kka <u>Efang</u>

PEDRO P. TENORIO Gobetno Commonwealth, Isla Kka Efang

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MARCH 31, 1983

Filed this 2974 day of

March 1983.

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands Sammith

EMERGENCY RULES AND REGULATIONS FOR LICENSING OF OFF-SHORE BANKING CORPORATIONS

Section 1. An "Off-Shore Banking Corporation" shall be defined as an entity incorporated in the Commonwealth of the Northern Mariana Islands, whose principal business activity is either:

(a) Borrowing from lenders who are not residents or citizens of the Commonwealth of the Northern Mariana Islands; and or

(b) Making, extending, and negotiating loans to borrowers who are not residents of the Commonwealth of the Northern Mariana Islands.

Section 2. An Off-Shore Banking Corporation shall record all of its loans, borrowings, and other business transactions in the Commonwealth of the Northern Mariana Islands for accounting purposes.

Section 3. An Off-Shore Banking Corporation shall not accept deposits as a retail bank within the Commonwealth of the Northern Mariana Islands.

Section 4. An Off-Shore Banking Corporation may not be operated in the Commonwealth of the Northern Mariana Islands by any person or entity without having first obtained a written license authorized by the Director of Commerce and Labor before commencing business.

Section 5. A license to operate an Off-Shore Banking Corporation shall be issued after the following requirements are met by the applicant:

(a) The bank is duly incorporated according to the laws of the Commonwealth of the Northern Mariana Islands;

(b) The bank has filed with the Director of Commerce and Labor a certified copy of its Articles of Incorporation, its By-Laws, and an application for a business license;

(c) The bank has complied with all requirements imposed on domestic corporations according to the laws of the Commonwealth of the Northern Mariana Islands;

(d) The licensee has deposited a minimum of Two Hundred Fifty Thousand Dollars (\$250,000.00) into an account in a licensed retail bank within the Commonwealth of the Northern Mariana Islands:

(e) The local agent of the licensee has filed an affidavit with the Department of Commerce and Labor stating that Two Hundred Fifty Thousand Dollars (\$250,000.00) has been deposited in accordance with Section 5(d) herein;

(f) The manager or agent of licensee, who resides in the Commonwealth of the Northern Mariana Islands, has taken an oath that he will, as far as the duty devolves upon him, diligently and honestly administer the affairs of the banking corporation and will not knowingly violate or willfully permit to be violated any of the provisions of law applicable to the Off-Shore Banking Corporation;

(g) The above-mentioned oath made by the manager or agent of licensee has been transmitted to the Director of Commerce and Labor and filed in his office; and

(h) The licensee shall have provided to the Director of Commerce and Labor, such information regarding stockholders of the Off-Shore Banking Corporation as he may reasonably require. At the minimum, the names of the beneficial owners of five percent or more of an offshore bank's stock must be provided. In complying with this requirement, a review of the financial and criminal background of all holders of voting stock for a period of seven (7) years by a reputable agency engaged in the business of investigation shall be sufficient. This duty to provide information regarding such stock holders shall be a continuing duty, and every change of holders of voting stock shall be reported within thirty (30) days.

Section 6. At no time shall an Off-Shore Banking Corporation main-tain a local deposit of less than Two Hundred Fifty Thousand Dollars as provided for in Section 5(e) herein, and upon noti-(\$250.000.00)fication by the local agent of the violation of this section the Director of Commerce and Labor shall suspend the license until such a deposit is once again made, and a new certificate executed by the resident agent pursuant to Section 5(f) of these regulations.

Section 7. The term of a license issued according to these rules shall be of one (1) year. The fee for such license shall be as provided by law.

Section 8. Director of Commerce and Labor may require an Off-Shore Banking Corporation to report on its condition two (2) times each calendar year, and such report shall be personally signed by the resident agent. The reports shall contain such information as may be necessary to ascertain whether or not the Off-Shore Banking Corporation is operating in accordance with these rules.

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Section 9. Except as otherwise provided herein, the record of transactions between an Off-Shore Banking Corporation and its individual customers shall An Off-Shore Banking Corporation shall not furnish to be confidential. third parties the record of any individual transaction between the Off-Shore Banking Corporation and any of its lenders, borrowers, or other customers except upon court order, subpoena, or judicial process or the express consent of the parties involved.

Section 10. The names of the beneficial shareholders of an off-shore bank shall be public information. No information provided in compliance with this Act or obtained by the Director in the performance of his duties shall be furnished by the Director to any third party, except:

- a) federal or Commonwealth law enforcement,
- b) for purposes of tax collection,
- c) upon court order, subpoena or other judicial process, or
- d) upon express written consent of the bank's president.

Section 11. Upon any transfer of stock in an Off-Shore Bank which results in the beneficial ownership of more than 5% of the stock by a person whose name was not reported under Section 5(h) of these regulations, within thirty (30) days of the transfer the Off-Shore Bank shall report this name to the Director as well as any other background information he deems necessary. Failure to comply with this section shall be grounds for suspension or revocation of an Off-Shore Banking license.

Section 12. In the event any provisions of these rules and regulations, or their application to any person or circumstance is held invalid, the remaining rules and regulations and their application to persons and circumstances other than those to which it is held invalid shall not be thereby affected.

Section 13. These rules shall be effective as of the date below, and shall remain in effect until statute is passed regulating Off-Shore Banks, as that term is used in Public Law 3-11, or for a period not exceeding 120 days.

DATED this 23 nd day of March, 1983.

la 3/23/83

JESUS R. SABLAN Director Department of Commerce & Labor Commonwealth of the Northern Mariana lslands



Commonwealth of the Northern Mariana Islands Office of the Governor Saipan, Mariana Islands 96950

March 31, 1983

FOR OFFICIAL USE CABLE ADDRESS GOV. NMI SAIPAN REPLY TO: Rev. & Tax. DEPT. or ACTIVITY

Filed this _____ day of <u>upul</u> 19 83. Fice of Begistrar of Corporations

Office of Registrar of Corporations PUBLIC NOTICE Commonwealth of the Northern Mariana Islands ADOPTED REVENUE AND TAXATION REGULATIONS NO. 8301

The Director of Finance, in accordance with Section 818, Chapter VIII of Public Law No. 3-11, and Section 8, Chapter 11, Title 1 of Public Law No. 1-8, has published new rules and regulations identified as Revenue and Taxation Regulations No. 8301 of the Division of Revenue and Taxation.

The adopted regulations include the following subjects:

Part I - General Provisions
 Sec. 1.818.1 - Authority
 Sec. 1.818.2 - Purpose
 Sec. 1.818.3 - Customs Service
 Subsec. 1.818.3(a) - Administration and
 Enforcement
 Sec. 1.818.4 - Revenue Service
 Sec. 1.818.5 - Rota and Tinian District Offices
 Sec. 1.818.6 - Regulation Superseded
 Sec. 1.818.7 - Definitions
 Part II - Gross Revenue Taxes

Sec. 2.104(c) - Form of Business Subject to Taxation Sec. 2.104(k) - Definitions Relating to Gross Revenues of Business

Sec. 2.104(t) - Casual Sales

Sec. 2.104(u) - Definition of Sources within
the Commonwealth--Determination of Sources
of Income

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Sec. 2.104(u)(2) - Wages and Salaries of Non-Commonwealth Government Employees Sec. 2.104(u)(3) - Contracts Sec. 2.301 - Filing of Form OS-3105 Subsec. 2.301(a) through (d) - Tax Tables I, II, III, and IV (for Jan. 1 - Dec. 31, 1982) Subsec. 2.301(e) - Tax Tables I, II, III, and IV (for tax beginning Jan. 1, 1983) Sec. 2.302 - Agricultural Producers and Fisheries Sec. 2.303 - Manufacturers and Wholesalers Sec. 2.304 - Banks, Banking Institutions, Building and Loan Associations, and other Financial Institutions Sec. 2.402 - Government Sale Sec. 2.701 - Citizens or Residents of the Northern Mariana Islands Subsec. 2.701(d) - Declaration of Estimated Tax (examples and computation of est. tax) Subsec. 2.701(e) - Nonresident Aliens Sec. 2.804(a) - Employer's Withholding Tax Table Sec. 2.804(b) - Sale or Transfer of Business Sec. 2.804(b)(1).1 - The Employer's Income Tax Quarterly Withholding Return, Form 0S-3705 Sec. 2.804(b)(1).2 - Payment Deposit Form 500 Sec. 2.804(b)(1).3 - Annual Reconciliation of Employer's Income Tax Quarterly Withholding Sec. 2.804(b)(2).1 - Effective Date (on withholding tax on wages and salary by employers pursuant to sec. 804 of PL 3-11; and examples) Sec. 2.804(b)(2).2 - Record Maintenance Sec. 2.804(e).1 - Employee's Quarterly Wage and Salary Tax Return and Tax Tables Sec. 2.804(e).2 - Employee's Annual Wage and Salary Tax Return Sec. 2.805 - Businesses Dissolved During a Taxable Year Sec. 2.805(d).1 - Application for Apportionment Sec. 2.805(d).2 - Refund of Overpayment of Business Gross Revenue Tax

Sec.	2.808.	.1 .	- Proc	lucti	lon of	Records	of	Taxpayers
	rsuant							

Sec. 2.808.2 - Record Maintenance

Sec. 2.818.1 - Requirement of Business Taxpayers to File Quarterly Tax Returns

Sec. 2.818.2 - Permanent Change of Residence Outside the Commonwealth of the Northern Mariana Islands

Sec. 2.818.3 - Trust Territory or Northern Mariana Islands Government Employment

- 3. Part III Excise and Miscellaneous Taxes and Customs Procedure
 - Sec. 3.401(a) Commercial Use
 - Sec. 3.401(b) Exemption
 - Sec. 3.401(c)(5).1 Wine and Sake for Religious Use
 - Sec. 3.401(c)(5).2 Refunds
 - Sec. 3.402.1 General Excise Tax
 - Sec. 3.402.2 Exemption from the General Excise Tax
 - Sec. 3.405 Damage or Nonreceipt
 - Sec. 3.406.1 Payment of Taxes Release of Goods

Sec. 3.406.2 - Entry and Declaration of Imports Arriving by Freight

- Sec. 3.406.3(1) Arrivals Master's Responsibility
- Sec. 3.406.4 Departures Master's Responsibility
- Sec. 3.407.1 Refunds Exports
- Sec. 3.407.2 Restrictions
- Sec. 3.501(b) Recording Each Sale of Beverages (as of July 1, 1982)
- Sec. 3.605.1 Electrical Power and Water Billings to be Paid at Revenue and Taxation Office
- Sec. 3.605.2 Mailing of Bills
- Sec. 3.605.3 Interest Charges to be Assessed to All Delinquent Utility Accounts
- Sec. 3.605.4 Utility Account Considered Delinquent If It Remains Unpaid 30 days after Bill is Mailed or Delivered
- Sec. 3.605.5 Dispute in Billings
- Sec. 3.605.6 RESERVED

Sec. on	3.605.7 - Unpaid Ut	15% ility	Interest to Charges	be Imposed per Annum					
Sec.	3.605.8 -	Disc	ontinuation	of Services					
Sec. 3.803(b) - Payment to the Marianas Visitors Bureau									
Sec.	3.818.1 -	Dest	ination and	Disembarkation					
Sec.	3.818.2 - Customs Entry and Declaration								
Sec. be	ec. 3.818.3 - Customs Entry and Declaration to be Supplied by Carriers								
Sec.	3.818.4 -	Arri	val of Cargo	by Freight					
Sec.	3.818.5 - Release of Perishable Merchandise								
Sec.	c. 3.818.6 - Non-payment of Excise Taxes When Due								
Sec. 3.818.7 - Samples									
Sec.	. 3.818.8 - Postal Inspection								
Sec. 3.818.9 - Release of Merchandise Without Customs Clearance									
Sec.	3.818.10	- Ins	pection of Ba	aggage					
Sec.	3.818.11	- Ins	pection of C	argo					
Sec.	3.818.12	- Ins	ection of P	assenger					
Sec.	3.818.13 - Persons Requiring Inspection								
Sec. 3.818.14 - Departing or Prospective Passengers and Crew Members									
	3.818.15 ggage	- Pas	sengers and (Crew Members with					
Sec.	3.818.16	- 0at	IS						
Sec.	3.818.17	- Ind	viduals Wai	ved Inspection					
Sec. Ins	3.818.18 spection	- Dom	estic Travel	lers - Required					
Sec.	3.818.19	- Pena	alty						
Sec.	3,818.20	- Unc	aimed Bagga	ge					
Sec.	3.818.21	- Hig	n Risk Area						
Sec.	3.818.22	- Con	iscating of	Merchandise					
Sec.	3.818.23	- Unc	aimed Merch	andise					
Sec.	3.818.24	- Auc	ion						
Sec.	3.818.25	- Payı	nents	a Aliante de la companya de la company Aliante de la companya					
Sec.	3.818.26	- Spe	tators						

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Sec. 3.818.27 - Request, Cancellation, Delay and Charges Sec. 3.818.28 - Customs Exemption for Domestic Travelers, Sec. 404, Chapter 13, 33 TTC (CNMI) Part IV - Administration, Personnel, and Procedure Sec. 4.810.1 - Right of Appeal and Preparing Protests for Unagreed Cases Sec. 4.810.2 - General Rules on How to Appeal a Case Within the Department of Finance, Division of Revenue and Taxation Sec. 4.810.3 - Written Protest Sec. 4.810.4 - Representation Sec. 4.810.5 - Appeal to the Courts Sec. 4.818.1 - Uniforms and Identification Sec. 4.818.2 - Restricted Areas Sec. 4.818.3 - Restrictions Sec. 4.818.4 - Rank Sec. 4.818.5 - Bribery of Customs Officials and Other Revenue and Taxation Employees Sec. 4.818.6 - Informer's Name Confidential Sec. 4.818.7 - Membership and Affiliation Sec. 4.818.8 - RESERVED Sec. 4.818.9 - Pass Sec. 4.818.10 - Procedure - Permanent Deposit Sec. 4.818.11 - False and Fraudulent Statement Sec. 4.818.12 - RESERVED Sec. 4.818.13 - RESERVED

Effective Date of regulations

The regulations may be inspected at the Division of Revenue and Taxation, Central Office, Capitol Hill, Commonwealth of the Northern Mariana Islands, Saipan, CM 96950. These regulations are published in the Commonwealth Register. Copies of the register may be obtained from the Attorney General's Office.

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183 4 Certified By: Tomas B. Aldan Director of Finance Date

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MARCH 31, 1983



Commonwealth of the Northern Mariana Islands Office of the Governor Saivan, Mariana Islands 96950

Matsu 31, 1983

FOR OFFICIAL USE CABLE ADDRESS GOV, NMI SAIPAN REPLY TO:

Rev. & Tax. DEPT. or ACTIVITY

Filed phis TH day of Office of Registrar of Corporations

NOTISIAN PUBLIKOommonwealth of the Northern Mariana Islanda

MA ADOPTA NA AGREGLAMENTO NUMERO 8301 PARA I REVENUE YAN TAXATION

I Direktor i Finansial, segun i Seksiona 818, Kapitulu VIII gi Lai Publiko Numero 3-11, yan Seksiona 8, Kapitulu 11, Titulu I, gi Lai Publiko Numero 1-8, na publika nuebo na areglamento yan regulasion, ya para u ma rekognisa komo Revenue yan Taxation Regulasion No. 8301.

Patti - Heneral Na Probision
 Seksiona 1.818.1 - Atoridat
 Seksiona 1.818.2 - Minito
 Seksiona 1.818.3 - Setbision i Customs
 Patti gi Seksiona 1.818.3(a) - Administrasion
 yan Areglamento
 Seksiona 1.818.4 - Setbision i Ofisinan Revenue
 Seksiona 1.818.5 - Ofisina Siha Giya Luta yan
 Tinian
 Seksiona 1.818.6 - Regulasion Siha Ni Man
 Tinilaika

 Patti II - Rinesiben Finkas Para Aduana

Seksiona 2.104(c) - Forman Bisnes Ni Debi De Ufan Man Apase Aduana Seksiona 2.104(k) - Sustansia Ni Ha Explilika i Koleksion Salape Gi Bisnes Siha Seksiona 2.104(t) - Casual Sales Seksiona 2.104(u) - Detitminasion Ginana Siha Seksiona 2.104(u) (a). - Suetdon Empleyao Siha Fuera De Empleyao Govietnon I Commonwealth Seksiona 2.104(u) (3). - Coctrata Siha

Seksiona 2.301 - Prinisentan i Forman OS-3105

Seksiona 2.301(a) asta (d) - Guiya Este i Forma Anai A'anok Kuanto Na Aduana Para Uma Apase Desde Enero Dia 1 Asta Disiembre 31, 1982

Seksiona 2.301.(e) - Guiya Este i Forma Anai A'anok Kuanto Na Aduana Para Uma Apase Effektibo Gi Enero Dia 1, 1983

- Seksiona 2.302 I Man Man Produdukta Kosas Agrikultura yan Tasi
- Seksiona 2.303 Para Man Fabrika yan Kometsio Ni Man Bebendi Pot Trosu

Seksiona 2.304 - Banko yan Todo Ayo Siha Na Bisnes Ni Man Nana Ayao Salape

Seksiona 2.402 - Binendin Gobietnu Siha

Seksiona 2.701 - Siudadano Osino Residenten i San Katan Na Islas Marianas

Patti Gi Seksiona 2.701(d) - Deklarasion Aduana Ni Ma Balua

Patti Gi Seksiona 2.701(e) - Ti Man Residente Siha yan Estranjero

Seksiona 2.804(a) - Hinalla Siha Ginen i Suetdon i Empleao

Seksiona 2.804(b) - Mabendi Osino Ma Transferan i Bisnes

Seksiona 2.804(b)(1).1 - Areglamento Ni Ma Forma Para i Man-empleleya (Forma OS-3705)

Seksiona 2.804(b)(1).2 - Form 500 Ni Para Man Depositan Apas

Seksiona 2.804(b)(1).3 - Report i Uttimun i Sakan Na Apas Aduana Ni Minantiene Ni Man Man-empleleya (Forma OS-3710)

Seksiona 2.804(b)(2).1 - Effektibu Na Fecha (guiya este ayo siha i apas aduana ginen i empleyao ni minantiene nu i man man-empleleya sigun i ginagagao ni Lai 3-11; yan mostra siha)

Seksiona 2.804(b)(2).2 - Minantienen Dokumento

Seksiona 2.804(e).1 - Forma Ni Para U Prinisenta Ginen Kada Empleao i Aduanan Kada Tres Meses

Seksiona 2.804(e).2 - Forma Ni Para U Prinisenta Ginen Kada Empleao i Aduanan i Uttimun i Sakan

Seksiona 2.805 - Bisnes Siha Ni Man Para Duranten i Sakan Ni Debi Ufan Man Apase Apas Kontribusion Seksiona 2.805(d).1 - Aplikasion Para Ambros

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<u>Seksiona 2.805(</u>d).2 - Ma Nanalon i Finkas Ni Ma Apase Mas Ki i Ginagagao Nu i Lai Para i Apas Aduana Pot Bisnes

Seksiona 2.808.1 - Dokumenton i Bisnes Nu i Debi De Ufan Ma Na-anok Sigun i Ginagagao Nu i Lai

Seksiona 2,808.2 - Minantienen Dokumento

Seksiona 2.818.1 - Ninesésita Nu i Lai Na Todo i Man Gai Bisnes Na Ufan Na Halom Report Kada Tres Meses

Seksiona 2.818.2 - Permanente Na Tinilaikan Residensia Gi Hiyong i San Katan Na Islas Marianas

Seksiona 2.818.3 - Trust Territory Osino San Katan Na Islas Marianas Na Empleao Gobietnamento

3. Patti III - Aduana yan Ayo Siha Na Kosas Ni Mana Fan Hahalom Gi San Katan Na Islas Marianas, Otro Klasen Aduanayon yan Lokue Areglamenton i Customs

Seksiona 3.401(a) - Uson Kometsiu

Seksiona 3.401(b) - Ti Aduanayon

Seksiona 3.401(c)(5).1 - Bino yan Sake Para Uson Relijion Siha

Seksiona 3.401(c)(5).2 - Ma Na-nalon i Apas Aduana

Seksiona 3.402.1 - Heneral Na Aduanayon NI Para

Ufan Ma Apase i Kosas Ni Mana Halom Ginen Hiyong i San Katan Na Islas Marianas

Seksiona 3.402.2 - Ti Man Aduanayon Na Kosas Ni Mana Halom Ginen Hiyong i San Katan Na Islas Marianas

Seksiona 3.405 - Man Daño yan Ti i Man Ma Resibe

Seksiona 3.406.1 - Apas Aduana - Sinettan Kosas

Seksiona 3.406.2 - Deklarasion Entrada Ni Man Halom Siha Na Kosas Gi Batkon Tase Osino Batkon Aire

Seksiona 3.406.3(1) - Finato - Responsabilidad i Kapitan Batkon Tasi Osino Batkon Aire

Seksiona 3.406.4 - Hinanao - Responsabilidad i Kapitan Batkon Tasi Osino Batkon Aire

Seksiona 3.407.1 - Mana Nalo - Mana Hanao Para Otro Lugat

Seksiona 3.407.2 - Prinihibi

Seksiona 3.501(b) - Ma Notan Binende Komo Serbesa, Fotti, yan Todo Klasen Gimen Fuera De Leche (desde Julio 1, 1982)

Seksiona 3.605.1 - Kobransan Elektriseda yan Hanom Uma Apase Gi Ofisinan Aduana

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- Seksiona 3.605.2 I Man Manafan Huyong Siha Na Kobransa Para i Publiko yan Bisnes Siha
- Seksiona 3.605.3 Interes Ni Mana Halom Gi Kobransa Pot Delinkuenten Apas Elektriseda yan Hanom
- Seksiona 3.605.4 Todo Kobransan Elektrisda yan Hanom Ni Ti Ma Apase Gi Halom 30 Dias Man Ma Konsidera Komo Delinkuente

Seksiona 3.605.5 - Ti Man Akonfotma Na Kobransa

Seksiona 3.605.6 - MA RISETBA

- Seksiona 3.605.7 Todo Kobransa Ni Man Delinkuente, 15 Pot 100 Na Interes Gi Sebla Para Uma Na Dana yan i Kobransa
- Seksiona 3.605.8 Ma Diskontinuasion i Setbisio
- Seksiona 3.803(b) Apas Para i Marianas Visitors Bureau
- Seksiona 3.818.1 Uttimon Biahe yan Para Tumunog
- Seksiona 3.818.2 Forma Ni Ma Presensenta Yangin Humalom Hao Ginen Otro Lugat Gi Hiyong i San Katan Na Islas Marianas
- Seksiona 3.818.3 I Dueno Osino i Representanten i Batkon Tasi Pat Batkon Aire Siha, Para Una Siguru Na Guaha Forma Para Todo i Man Mafato Na Pasajero Ginen Hiyong i San Katan Na Islas Marianas
- Seksiona 3.818.4 Hinalom Katga Gi Batkon Aire Osino Batkon Tasi
- Seksiona 3.818.5 Masottan Katga Ni Sina Man Dano Yangin Ti Ma Chule Gi Haane Anai Matto
- Seksiona 3.818.6 Ti Man Maapase Na Aduana Anai Mato i Tiemponña

Seksiona 3.818.7 - Mostra Siha

Seksiona 3.818.8 - Rikonosimento Gi Post Office

Seksiona 3.818.9 - Masottan Katga Sin Atoridat Ginen i Ofisinan Customs

- Seksiona 3.818.10 Rikonosimento Maleta yan Kahita
- Seksiona 3.818.11 Rikonosimenton Katga (Freight)
- Seksiona 3.818.12 Rikonosimenton Pasaheru
- Seksiona 3.818.13 Persona Siha Ni Debi De Ufan Ma Rikonosi
- Seksiona 3.818.14 Para Man Hanao yan Man Keke Hanao Na Pasaheru yan Lokue i Miembrun Marinero
- Seksiona 3.818.15 Pasaheru yan Marineru Ni Man Gai Katga

Seksiona 3.818.16 - Man Hula

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MARCH 31, 1983 PAGE 1968 Seksiona 3.818.17 - Individual Siha Ni Ti Nesesario Na Ufan Ma Rikonosi

Seksiona 3.818.18 - Pasaheru Ni Man Biahe Gi Halom i San Katan Na Islas Marianas Ni Debi De Ufan Ma Rikonosi

Seksiona 3.818.19 - Pena

Seksiona 3.818.20 - Katga Ni Ti Man Machule

Seksiona 3.818.21 - Atrebi Na Lugat

Seksiona 3.818.22 - Madetiene Na Efektos

Seksiona 3.818.23 - Ti Man Ma Chule Na Efektos

Seksiona 3.818.24 - Atmoneda

Seksiona 3.818.25 - Apas

Seksiona 3.818.26 - Espektadot

Seksiona 3.818.27 - Pekuesta, Kansela, Ditiene yan Gastu

Seksiona 3.818.28 - Todo Persona Ni Man Biahe Gi Entalo i San Katan Na Islas Marianas Man Ma Sedi Na Ufan Halom Sin Ufan Ma Rikonosi

4. Patti IV - Administrasion, Personal Yan Areglamento

Seksiona 4.810.1 - Derechon Inapela yan Ma Preparan Kontestasion Pot Chinatkonfotma Na Kausa

Seksiona 4.810.2 - Regulasion Heneral Anai Anok Taimano Ma Apela i Kausa Guato Gi Depattamenton Finansial, Ofisinan i Revenue yan Taxation

Seksiona 4.810.3 - Tinigi Protestasion

Seksiona 4.810.4 - Representasion

Seksiona 4.810.5 - Apela Guato Gi Kotte

Seksiona 4.818.1 - Unifotme van Identifikasion

Seksiona 4.818.2 - Proibidu Na Lugat

Seksiona 4.818.3 - Proibidu Siha

Seksiona 4.818.4 - Titulun Empleao

Seksiona 4.818.5 - Mafahan i Ofisial Customs yan Empleao i Revenue yan Taxation

Seksiona 4.818.6 - I Naan Manngekeha Tishina Ma Diskuti

Seksiona 4.818.7 - Miembro yan Hafa Na Titulu

Seksiona 4.818.8 - MA RISETBA

Seksiona 4.818.9 - Pass

Seksiona 4.818.10 - Areglamenton i Permanente Na Deposita

COMMONWEALTH REGISTER

Seksiona 4.818.11 - Fatso yan Dinagi Na Deklarasion Seksiona 4.818.12 - MA RISETBA Seksiona 4.818.13 - MA RISETBA Efektibo Na Fechan i Regulasion

I regulasion ni ma pasa siña ma rikonosi gi ofisinan i Revenue yan Taxation gi Capitol Hill, Saipan.

Este na regulasion ma publika gi Commonwealth Register. Siña manule hao kopian esta na publikasion gi ofisinan i Abogadon Gobietno.

Sinettifika AS: an Direktor i Finasial

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