COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS SAIPAN, MARIANA ISLANDS

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Department of Finance

Office of the Director

Commonwealth of the Northern Mariana Islands H.O. Box 234 CHRB Saivan, CM 96950

Cable Address Gov. NAI Saivan

Filed this.

OCTOBER 5, 1987

Office of Registrar of Corporations

Commonwealth of the Northern Mariana Islands

PUBLIC NOTICE

ADOPTED AMENDMENT NO. 80987 TO REVENUE AND TAXATION REGULATIONS NO. 8301

The Director of Finance, in accordance with 4 CMC §1818 and 1 CMC §2557, has adopted and published amendments to Revenue and Taxation Regulations No. 8301.

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

Certified by

Eloy S. Inos Director of Finance



Department of Finance

Office of the Director

Commonwealth of the Northern Mariana Islands P.G. Box 234 CHRB Saivan, CM 96950

Cable Address Gov. NMI Saipan

OCTUBRE 5, 1987

NOTISIAN PUBLIKU

MA ADOPTA NA AMENDASION

NO. 80987

AREGLAMENTO NUMERO 8301

PARA I REVENUE YAN TAXATION

I Direktot i Finansiat, segun i 4 CMC §1818 yan i 1 CMC §2557, ha adopta yan hana ma publika i amendasion gi areglamento yan regulasion, ni ma rekognisa komo Amendasion No. 80987 gi Revenue yan Taxation Regulasion No. 8301.

I ma adopta na amendasion sina ma rikonosi gi ofisinan i Division i Revenue yan Taxation gi Capitol Hill, Commonwealth i Northern Mariana Islands, Saipan, CM 96950. Este na amendasion ma publika gi Commonwealth Register. Sina manuli hao kopian este na publikasion gi ofisinan i Abogadon Gobietno.

Sinettifika as:

Eloy S. Inos Direktot I Finansiat Fecha



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

FOR OFFICIAL USE
CABLE ADDRESS
GOV. NMI SAIPAN
REPLY TO:
Dept., C & CA
Div. of NAP

Filed this 29 day of

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

PUBLIC NOTICE

PROPOSED AMENDMENT
TO THE
NUTRITION ASSISTANCE PROGRAM REGULATIONS
DEPARTMENT OF COMMUNITY & CULTURAL AFFAIRS

The Director of the Department of Community and Cultural Affairs is proposing amendment to regulations governing the administration of the Nutrition Assistance Program in the Northern Marianas.

This amendment to the NAP Manual of Operations pertains to policies and procedures in the area of:

- 1. Reporting Changes
- 2. Maximum Gross Monthly Income Guideline
- 3. Maximum Monthly Allotment Guideline

The proposed amendment is available for review during regular working hours, Monday through Friday, at the Department of Community and Cultural Affairs, NAP Division, Lower Base, Saipan, CM 96950.

Anyone interested in commenting on the proposed amendment may do so by submitting comments in writing to the Director, DCCA, Lower Base, Saipan, CM 96950 within thirty (30) days from the date this notice is published in the Commonwealth Register.

Dated:

Ramon B. Santos

Director, DC&CA



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

FOR OFFICIAL USE CABLE ADDRESS GOV. NMI SAIPAN REPLY TO: Dept., C & CA Div, of NAP

NUTISIAN PUPBLEKU

MAPRUPONI NA AMENDASION PARA I REGULATION I PRUGRAMAN
AGUDON NEGKANNO'
DEPATTAMENTION I COMMUNITY YAN CULTURAL AFFAIRS

I Direktot i Depattamenton Community and Cultural Affairs man prupononi amendasion para i regulasion ni ginebebetna i ma'atministran Prugrama Ayudon Nengkanno' gi halom i Sangkattan na Islan Marianas.

Este siha na amendasion para i NAP Manual of Operations ha sasangan i areglo siha yan taimanu ma'aplika'na gi sigiente siha na patte:

- 1. Repot pot tinilaika
- I ginagagao na hinalom salape' gi mes gi gima (Maximum Gross Income)
- 3. I ginagagao na benefisio gi mes na food stamp (Maximum Monthly Allotment)

I manpruponi na amendasion mana'guaha para u ma'ina gi duranten i oran cho'cho gubenamento, Lunes asta Betnes, gi Depattamenton Kuminida yan Kottura, Division NAP, Lower Base, Saipan, CM 96950

Haye entrasao mana'i ayudu para i mapruponi na amendasion sina ha na'halom i tinige'-na pot i man sangan na amendasion guato gi Direktot i DCCA, Lower Base, Saipan, CM 96950 gi halom i trenta (30) dias desde i fechan i mapublika'na gi lepblon i Commonwealth Register.

FECHA:

RAMON B. SANTOS Direktot, DCCA

AMENDMENT NO. 1-87

AMENDMENTS TO CERTAIN SECTIONS OF THE MANUAL OF OPERATION

Please amend the NAP Manual of Operation as follow:

1. Section VI. Certification of Households

Section VI. K. 1.d. Reporting Changes is amended to read as follows:

- d. When cash on hand stocks, bonds, money in a bank or savings institution, savings certificates, time certificate of deposit (TCD), and (or) negotiable instruments reach or exceed a total of \$2,000.00;
- 2. Section XIV. Exhibits

Exhibit A - Gross Income Eligibility Guidelines is changed effective October 1, 1987 to read as follows:

Houshold Size	Maximum Gross Monthly Income
· 1	\$ 364
2	452
3	541
4 5	628
5	717
6	. 804
7	895
8	980
9	1,068
10	1,156
11	1,243
12	1,331
13	1,418
14	1,505
15	1,594
16	1,681
17	1,768
18	1,855
19	1,945
20	2,032
21	2,119
22	2,207

Exhibit B - Maximum Benefit Levels is changes effective October 1, 1987 to read as follows:

Household Size	Maximum Allotment
1	\$ 101
2 3	185
	265
4	337
5	399
6	454
7	531
8	606
9	682
10	757
11	832
12	908
13	983
14	1,058
15	1,134
16	1,208
17	1,283
18	1,359
19	1,434
20	1,510
21	1,585
22	1,660

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

PUBLIC NOTICE

Proposed Rules and Regulations Governing the Administration of Public Purpose Land Exchange Authorization Act of 1987 (Public Law 5-33)

The Marianas Public Land Corporation (MPLC) hereby gives public notice that it has developed and established proposed rules and regulations that will govern the administration and implementation of the Public Purpose Land Exchange Authorization Act of 1987, Commonwealth Public Law 5-33. The rules and regulations to be promulgated are authorized pursuant to Section 6 of P.L. 5-33.

MPLC hereby advises the general public that the proposed land exchange rules and regulations are available at the MPLC Office, Capitol Hill, Saipan, Mariana Islands. Interested persons may obtain copies of the proposed rules and regulations for review and comment in writing, addressed to the Executive Director, MPLC, P.O. Box 380, Capitol Hill, Saipan, CM 96950. The offices of the Corporation open Monday through Friday, 7:30 a.m.-11:30 a.m., and 12:30 p.m.-4:30 p.m.

All comments shall be in writing and submitted within thirty (30) days of the date of this notice for review and consideration. The proposed rules and regulations shall become effective ten (10) days after adoption and final publication.

Dated this 8th day of October, 1987.

MARIANAS PUBLIC LAND CORPORATION

NOTICIA PARA I PUBLIKO

I Ma Propopone na Areglamento yan Regulasion siha ni para Uginobietna I Administasion Tulaikan Tano Na Programa (Lai Publiko 5-33)

I Marianas Public Land Corporation (MPLC) hanotitisia i publiko pot i mafatinas yan maestablesen i ma propopone na areglamento yan regulasion pot i administration i Tulaikan Tano para usun publiko, Commonwealth Public Law 5-33). Este na areglamento yan regulasion ni para umanahuyun inautoririsa ni i seksion 6 gi papa in P.L. 5-33.

I MPLC haabibisa i publiko henerat na i ma propopone na areglamento yan regulasion i programan tulaikan tano gaege i ofisinan MPLC gi Capitol Hill, Saipan, Mariana Islands. Interesao siha na personas sina manmanule copian i areglamento yan regulasion ni ma propopone para uma rekunosi yan lokue ufan nahalom ideo yan opinion guato gi Executive Director, MPLC, P.O. Box 380, Capitol Hill, Saipan, CM 96950. I ofisinan MPLC mabababa Lunes asta Bietnes desde 7:30 - 11:30 gi egaan yan 12:30 - 4:30 gi taloane.

Todo ideo yan opinion debe di umatugi ya umasabmiti gi halom trenta (30) dies desde i fechan este na noticia pot para umarekonose yan umakonsidera. I ma propopone na areglamento yan regulasion siempre uefektibo dies (10) dies depues de ma adapta yan man imprinta.

Ma fecha este gi mina _______ na haane gi October, 1987.

MARIANAS PUBLIC LAND CORPORATION

Reniprisesenta as:

Jesus G. Villagomez Executive Director

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS MARIANAS PUBLIC LAND CORPORATION

Proposed Rules and Regulations Promulgated Pursuant to the PUBLIC PURPOSE LAND EXCHANGE AUTHORIZATION ACT OF 1987 (Public Law 5-33)

The Marianas Public Land Corporation (MPLC), pursuant to its duties and responsibilities under Article XI of the Constitution as amended, and the authority given the Corporation by and through the Public Purpose Land Exchange Authorization Act of 1987, do hereby promulgate these rules and regulations that shall govern the implementation and administration of the Land Exchange Program.

1. AUTHORITY

These Rules and Regulations are hereby promulgated and issued by the Marianas Public Land Corporation (MPLC) pursuant to Section 6, of Public Purpose Land Exchange Authorization Act of 1987.

PURPOSE

The purpose of these Rules and Regulations is to set forth the necessary procedures with respect to acquisition in fee simple of private lands for public purposes as defined in Public Purpose Land Exchange Authorization Act of 1987 through exchange with designated public lands.

3. BASIC ACQUISITION POLICIES

- A. All land exchanges must be based on "fair market value" ratio as determined and established by independent appraisal study.
- B. The CNMI Government's appraisal of fair market value shall be based upon nationally recognized appraisal standards and techniques to the extend that such principles are consistent with the concepts of value and the rules on the admissibility of evidence of value under the Eminent Domain Law of the CNMI.

- C. If the acquisition of certain portion of a property would leave the owner with an uneconomic remnant, the CNMI Government shall offer to acquire the uneconomic remnant along with that portion of the property needed for the project. An uneconomic remnant is a parcel of real property in which the owner is left with an interest after the partial acquisition of his property and which has little or no utility or value to him.
- D. Before the initiation of negotiation, the CNMI Government shall have the real property appraised and shall assure that the owner or his designated representative is contacted in advance of the appraisal(s) and given an opportunity to accompany the appraiser during the appraiser's inspection of the property.
- E. The CNMI Government shall solicit and select independent fee appraisers in accordance with the CNMI Procurement Regulations. All appraisers to be considered must meet the following minimum qualifications:
 - Licensed to do business as an appraiser in the Commonwealth.
 - 2. Must be knowledgeable regarding local customs on land matters and have working comprehension of Chamorro and/or Carolinian language.
 - 3. Educational, working experience, and professional appraiser solely association or affiliation.
- F. No appraiser shall have any interest, direct or indirect, in the real property which he appraises for the CNMI that would in any way conflict with his performance of the appraisal. No appraiser shall act as a negotiator for CNMI or the owner in the acquisition of real property which he has appraised in connection with the project, except that a review appraiser on the staff of the CNMI is not precluded from acting as a negotiator for the CNMI. Compensation for an appraisal shall not be based on the amount of the valuation.
- G. The CNMI at its option may require its review appraiser or an independent review appraiser to review all appraisal reports for:
 - 1. Adequacy of the appraiser's supporting data and documentation.

- Soundness of the appraiser's reasoning and in conformance with recognized appraisal practices.
- 3. Determine the correctness of the appraiser opinion of the fair market value of the property.

If the CNMI decided to review an appraisal report, the review appraiser shall require the appraiser to make necessary corrections in the appraisal report. After all necessary corrections are made, the reviewer shall determine the acceptability of the appraisal report. If the review appraiser finds the appraisal reports to be acceptable, he shall set forth in a written report his recommendation as to the fair market value of the property.

- H. The fair market value to be offered to the owner shall not be less than the fair market value estimate set forth in the approved appraisal report.
- I. Public land to be used in the acquisition must be appraised and the fair market value shall be the basis for the ratio of exchange. The size of public land to be used as compensation may be more or less than the private land to be acquired depending on the comparison of the fair market values of the two parcels.
 - J. All proposed land exchanges shall be published in a newspaper of general circulation and broadcast on the local radio and/or television in the CNMI, both in English and vernacular once a week for at least four consecutive weeks. Request for public hearing from concerned persons within the notice period shall be heard as requested.
 - K. Private land with less than five hundred (500) square meters of area and with a fair market value of less than \$5,000 shall not be acquired through land exchange since the value of the parcel will be much less than the associated cost of land exchange process.
 - L. Prioritization of land acquisition is hereby established as follows:
 - First priority covers all existing use of private land by the public where no alternative sites are readily available on public land.
 - 2. Second priority covers private lands needed

to accomplish public project where public land is not readily available for such project.

- 3. Third priority covers site certified to be of historical significance and shoreline and beachfront properties.
- Fourth priority covers all wetlands.

ACQUISITION AND LAND EXCHANGE PROCEDURE

Determination to Acquire: "Governor's Certifications" Α.

All acquisition of private real property for public purposes as defined in Public Law 5-33 shall originate at the Office of the Governor and must include the following:

- 1. The public purpose(s) for which the CNMI Government is acquiring the land parcel and certified by the Governor or Lt. Governor.
- 2. Certified title evidence as to ownership, boundary survey and/or legal description, identification of encumbrances and disputes.
- Issue of Preliminary Acquisition Notice В.

Office of the Governor shall issue a preliminary acquisition notice to the owner. The notice shall include the following:

- Inform the owner of the CNMI Government interest 1. in acquiring his/her real property for public purpose stating in general the purpose for which the land is needed to accomplish the public purpose.
- 2. Inform the owner of Public Law 5-33, these rules and regulations, the need to survey the subject property and the parcel needed by the Government and the need to appraise the subject property to find the fair market value.
- 3. Request authorization from owner for the survey of his/her land and for inspection of site needed for the appraisal evaluation.
- Ask the owner if he/she wants the CNMI Government 4. to acquire his/her property through land exchange. The owner shall indicate in an accompanying acknowledgement receipt his/her response.

/ / wants to land exchange

/ / does not want to land exchange

The preliminary acquisition notice must be sent via return receipt mail or hand delivered and acknowledgement or witnessed that it was delivered and received.

- C. Survey and Appraisal of Real Property to be Acquired
 - 1. Within 30 days from receipt of owners authorization, the CNMI shall survey the subject property and secure an approved plat. Concurrently, the CNMI shall solicit and contract for independent fee appraiser to appraise the property to be acquired in accordance with the CNMI Procurement Regulations and the basic acquisition policies of this Rules and Regulations.
 - The CNMI shall inform the owner of the name of appraiser, the date and time when the appraiser is to make physical inspection of his/her property.
 - 3. The CNMI shall give the appraiser reasonable time to complete the appraisal report commensurate with the appraisal project. The CNMI and the appraiser shall agree on the time for completion and submittal of appraisal report upon execution of Agreement for Appraisal Report.
- D. Completion, Review of Appraisal and Establishment of Fair Market Value of Real Property to be Acquired
 - 1. Upon completion and submittal of appraisal report, the CNMI shall either accept the report or require a review. If a reviewer is required, the CNMI staff review appraiser or an independent fee review appraiser retained for such purpose shall have five (5) working days to review the appraisal report and submit his/her recommendation of fair market value. The CNMI shall give the review appraiser additional time for review if it is warranted by the complexity of the appraisal report.
 - 2. If the review appraiser found any deficiency in the appraisal report, the CNMI shall notify the appraiser of such deficiency, give the appraiser reasonable time to make corrections and re-submit the appraisal report. If the review appraiser found any deficiency after

- re-submittal, the CNMI shall terminate the services of the appraiser in accordance with the Agreement for Appraisal Services.
- 3. The fair market value established by the CNMI shall be no less than fair market values estimates set forth in the approved appraisal report.
- 4. The CNMI shall be responsible for the custody and confidentiality of the appraisal report and review appraiser's recommendation of fair market value of real property to be acquired. This confidentiality shall be maintained until the written offer has been sent to the owner.

E. Written Offer to Owner

- Within thirty (30) days after the receipt of the appraisal report, the CNMI shall sent or deliver a written offer to the owner. The written offer shall include the following:
 - a. A recital of the fair market value of the property.
 - b. A copy of the approved appraisal report.
 - c. A brief explanation of the principal appraisal techniques used in appraising the property.

The written offer shall be sent by return receipt mail or delivered in person with signed acknowledgement receipt.

- 2. Within thirty (30) working days or if sooner decided by the owner, the owner must either reject or accept the written offer (Format Letter). After the expiration of the thirty (30) calendar days, the CNMI shall deem that the owner has rejected the written offer and the CNMI shall initiate other means of acquisition.
- 3. The owner shall be given reasonable opportunity to present material which he/she believes it relevant to determining the value of his/her property. If the evidence presented by an owner warrant a revision of the appraisal report, the CNMI shall have the appraisal report revised upon approval by review appraiser.

- F. Action after Receipt of Owner's Response
 - 1. If the owner indicate in his/her acknowledgement receipt that he does not want land exchange or reject the appraised fair market value, the Governor's Office shall negotiate for monetary compensation or initiate condemnation proceedings if needed.
 - 2. If the owner indicates that land exchange is acceptable, a request to MPLC shall be forwarded with all pertinent documents generated and associated with the proposed acquisition as follows:
 - a. Governor's Certification
 - b. Title Certification
 - c. Preliminary Acquisition Notice and Receipt
 - d. Owner's Response to Acquisition Notice
 - e. Appraisal Solicitation
 - f. Appraiser Selection
 - g. Notification to owner of field survey and appraisal inspection
 - h. Approved basic and severence maps
 - i. Approved appraisal report
 - j. Written notice to owner
 - k. Owners acceptance to written offer
 - 3. Upon receiving the request for exchange, MPLC may question the integrity of the appraisal report and require that another study be made. For legitimate reason, MPLC may reject any land exchange request.
- G. Negotiation with the Owner
 - 1. Conduct and format of negotiation
 - a. The Corporation shall schedule a negotiation session at the earliest time requested by the owner.
 - b. The owner shall be allowed to bring any advisor, consultant or person to the negotiation session.
 - c. The negotiation session shall be conducted in an orderly manner. Any violent outburst, use of profane words or other ungentlemen behavior shall be ground for discontinuing of negotiation.
 - 2. The Corporation must explain its Land Exchange Rules

- and Regulations and the basis for establishing the fair market value of the owner's property.
- 3. The Corporation must explain to the owner the designated public land available for land exchange. The explanation must include the following:
 - a. The Corporation's Rules and Regulations in designating public lands for land exchange.
 - b. The established fair market value of these land parcels based on latest approved appraisal reports.
- 4. The owner shall be given if requested copies of the latest approved appraisal reports of the public land parcels and may be reviewed by an independent review appraiser retained by the owner at the owner's expense.
- 5. If the owner agreed to the written offer or the final offer made in the course of the negotiation, the Corporation must document the agreement. The documentation must include the following:
 - a. Amount
 - b. Public land parcel(s) the owner agrees to acquire
 - c. Signatures of owner and the Corporation negotiator
- H. Upon final acceptance by owner of the public land within 10 days, MPLC shall publish the proposed exchange pursuant to 3J above and if requested a public hearing shall be conducted within 10 days after the notice period. If there is a strong public sentiment opposing the exchange, MPLC shall return the request back to the Governor's Office without further action.
- I. Processing and Execution of Land Exchange

- Within seven (7) working days of successful 1. conclusion of negotiation, subject to availability of funds, the Corporation shall:
 - Contract for land surveying services in accordance with the Corporation's Contract Administration Procedure to survey the public land parcel(s) to be exchanged.
 - Direct the preparation of Quitclaim Deed Ъ. of Land Exchange.
- Within seven (7) working days of successful 2. conclusion of negotiation, the owner shall:
 - Deliver original copy of title and/or deeds. а.
 - If the property has not been officially Ъ. surveyed, the owner/CNMI Government must initiate the required survey.
- 3. Upon completion of the required surveys and Quitclaim Deed of Land Exchange, the Corporation shall arrange for the execution of the deed.
- 4. If the property acquired is occupied or being used by the owner upon the execution of the deed, the Corporation shall notify the previous owner to vacate the premises. If the previous owner needs time to relocate, the Corporation shall grant reasonable time.
- J. Disposition of Acquisition Records, Documents, and Reports

All materials which are part of the file for the particular land exchange must be compiled and safeguarded in proper filing containers. This file must at a minimum contains the following:

- Governor's Certification Α.
- В. Preliminary Acquisition Notice
- С. Receipt of Acquisition Notice
- D. Acknowledgement Receipt indicating Owner's Resources
- Ε. Solicitation for Appraisal

- F. Selection and Agreement of Appraisal Services
- G. Notification to Owner of Schedule Appraisal Inspection Property
- H. Approved Appraisal Report
- I. Review Appraiser's Recommendation (if any)
- J. Written offer to Owner
- K. Written Offer Return Receipt Mail/Acknowledgement Receipt
- L. Rejection/Request for Negotiation Letter from Owner
- M. Notes of Negotiation Service(s)
- N. Final Offer
- O. Documentation of Agreement
- P. Agreement for Surveying Services
- Q. Original Title & Deeds of Owners Property
- R. Survey Plat(s)
- S. Quitclaim Deed of Exchange
- T. Notification to Owner to Vacate the Property
- U. Any Correspondences Pertaining to the Land Exchange



Commonwealth of the Northern Mariana Islands Office of the Governor

Saipan, Mariana Islands 96950

Phone: 6407/6408/6581

Telex: 783-622 Cov. NAI

Filed this 20th day of

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

PUBLIC NOTICE

Proposed Regulations Restricting the Issuance of Work Certificates and Entry Permits for Non-Immigrant Alien Garment Workers, Business Licenses for Garment Manufacturing, and Certificates of Origin for Export of Textiles and Textile Products.

The Directors of Commerce and Labor and Finance and the Chief of Immigration are proposing to issue regulations under the authority conferred by 1 CMC 2453(d) and 2553(d), 3 CMC 4435(d), and 3 CMC 4311(3) and 4331.

The proposed regulations, a copy of which follows this notice in the Commonwealth Register, are intended to stabilize the growth of the Commonwealth garment industry by prohibiting the issuance of business licenses for garment manufacturing and the construction and operation of additional garment factories, by halting the entry of non-immigrant alien garment workers into the Commonwealth except under certain narrowly defined circumstances, and by limiting the issuance of certificates of origin to textiles and textile products manufactured by qualified garment manufacturers as defined by the regulations.

Additional copies of the regulations may be obtained from the office of the Director of Commerce and Labor, Capitol Hill Complex, Saipan, CM 96950.

Comments on the proposed regulations may be submitted in writing to the Director of Commerce and Labor at the address above within 30 days after the date this notice is published in the Commonwealth Register. All comments will be carefully considered.

Dated:	10-20-87	Musea
		Director of Commerce and Labor

Director of Finance

NUTISIAN PUPBLIKU

I manmaprupoponi na regulasion siha ni gumubiebietna settefikon cho'cho' yan lisensian muna'halom 'non-immigrant' na estrangheru siha para hotnot fakterian magagu, lisensian bisnes para fakterian mama'tinas magagu, yan settefikon urihinat put para muna'huyong magagu yan produkton magagu siha.

I direktores i ufisinan i 'Commerce and Labor,' 'Finance' yan i 'Immigration' ginen este na nutisia maprupoponi lumaknos regulasion siha sigun gi aturidat ni manmapribeniyi nu i Kodikon 'Commonwealth Marianas'; numiru 1 CMC 2453(d), 3 CMC 4435(d), 1 CMC 2553(d) yan 3 CMC 4311(3) yan 4331.

I entension este i manmaprupoponi siha na regulasion, komu manggaige gi kopia ni tumattitiyi este na nutisia guato gi Rehistran Commonwealth, ayo siha i para u na'paranaihon i inaomentan indastrian magagu gi halom i Commonwealth entre inempidden linaknos lisensian bisnes para fakterian mama'tinas magagu yan i mahatsa yan uperasion ottro mas na fakterian magagu, entre nina'paran nina'halom 'non-immigrant' na estrangheru siha guini giya 'Commonwealth' solu put sichuasion siha ni manmadifina gi espesifiku na manera, yan entre miniden linaknos settefikon urihinat para i manmafa'tinas na magagu yan produkton magagu nu ayo i mangkualifikante na fakterian mama'tinas magagu sigun gi difinasion i regulasion siha.

Kopian este siha na regulasion siña manmachule' ginen i ufisinan i direktot i 'Commerce and Labor, Capitol Hill Complex,' Saipan, CM 96950.

Rekumendasion put i manmaprupoponi na regulasion siha siña u fanmatuge' ya u fanmasatmiti guato gi direktot i 'Commerce and Labor' gi halom trenta (30) dias despues di fecha ni mapupblika este na nutisia gi halom i Rehistran 'Commonwealth'. Todu rekumendasion siha siempre u fanmagof konsidera.

Haane': 10-20-87 COMMERCE AND LABOR' DIREKTOT 'FINANCE'

OF IMMLERATION

ARONGORONGOL TOWLAP

Allégh ye rebwe ayoora reel akkayúúlől ississiwowul schéél angaang me atootolongol aramasal lúghúl kka rebwe angaang llól Imwal Teetel Mwungóógh, Lisensiyaal Bisnisil Fféérúl Mwungóógh, me Schéél Bweletaal Mwungóógh kka ekke toowow me Kulóósil materiyóót.

Direktoodol Commerce me Labor me Finance me Samwoolul Immigration rekke ameli bwe Allégh ye rebwe fféérú rebwe óschuuwlong faal Alégh ye 1 CMC 2453(d), 3 CMC 4435(d), me 3 CMC 4311(3) me 4331.

Allégh ye rebwe ayoora, ebwe attabweey mille Commonwealth aa ayoora, iye rebwe ayúúló bwe ete ssogholó mellól Commonwealth Imwal Fféérúl Mwungóógh rebwe appilisiiy ississiwowul lisensiyaal imwal fféérúl mwungóógh me ayúúwló akkayútaal akkaaw imwal fféérúl mwungóógh, epwal ayúyúúló atotoolongol aramasal eew falúw kka re angaang llól imwal fféérúl mwungóógh mellól Commonwealth ngáre schagh eyoor meeta re atotoolong bwúlúl yaar angaang, me rebwe fischali schagh ississiwowul Allégh reel bweletaal mwungóógh me schóókka re angeghatch reel fféér ikka re atotoolong meeta ye efil me wóór reel fféérúl mwungóógh iye elo llól Allégh.

Kopiyaal Allégh yeel emmwel ubwe bweiybwogh mellól Ofisinaal Direktoodol Commerce me Labor, me Capitol Hill Complex, Seipél, CM 96950.

Ngáre eyoor meeta yóómw aweewe reel Allégh yeel ischiiy ngáli Direktoodol Commerce me Labor reel bwuley mwu e eschitiw weilang muul 11ó1 eliigh rál mwirilóól rállil ye Commonwealth e reyistrááli. Alongal aweewe nge rebwe ghi piipiiy gatchúúwló.

Rá1: 10-20-87

DIREKTOODOL COMMERCE ME LABOR

DIREKTOODOL FINANCE

SAMWOOLOUL IMMIGRATIO

REGULATIONS RESTRICING THE ISSUANCE OF WORK CERTIFICATES AND ENTRY PERMITS FOR NON-IMMIGRANT ALIEN GARMENT WORKERS, BUSINESS LICENSES FOR GARMENT MANUFACTURING, AND CERTIFICATES OF ORIGIN FOR EXPORT OF TEXTILES AND TEXTILE PRODUCTS

Section 1. Authority. These regulations are issued: (1) under the authority of the Director of Commerce and Labor to issue business licenses conferred by 1 CMC 2453(d) and to issue work certificates for alien workers conferred by 3 CMC 4435(b); (2) under the authority of the Director of Finance to regulate customs conferred by 1 CMC 2553(d); and (3) under the authority of the Chief of Immigration to regulate the issuance of entry permits for non-immigrant aliens conferred by 3 CMC 4311(3) and 4331.

Section 2. Definitions.

- (a) "Business Licenses" means that license required to engage in or conduct a business under 4 CMC 5103.
- (b) "Certificate of Origin" means Form 3229 (9-22-75) of the United States Customs Service certifying the origin of articles shipped from insular possessions to the United States.
- (c) "Entry Permit" means documentation authorizing the entry of a non-immigrant alien into the Commonwealth including but not limited to a passport stamp or visa.
- (d) "Garment Manufacturer" means any sole proprietorship, partnership, corporation, firm, association or other group or combination engaged in the creation, production, or assemby of textiles or textile products.
- (e) "Garment Worker" means any person, regardless of title, employed in the manufacture or assembly of textiles or textile products.
- (f) "Qualified Garment Manufacturer" means a garment manufacturer determined by the panel appointed by the Director of Commerce and Labor pursuant to section 4 of the "Emergency Regulations Restricting the Issuance of Business Licenses to Garment Manufacturers and the Processing of Applications for Work Certificates for Alien Garment Workers" filed with the Registrar of Corporations on June 19. 1987, to be engaged in manufacturing within the meaning of subsection 2(d) thereof.
- (g) "Textiles and Textile Products" includes, but is not limited to, all manmade fibers, tops, yarns, piece goods, made-up articles, garments, and other textile manufactured products (which derive their chief characteristics from their textile components) made in whole or in part from any natural or manmade fiber, or blend thereof, that are classified under schedule 3, part 6, parts 1, 4, 5, 7, or 13 of schedule 7, part 1 of schedule 8, or part 1 of the Appendix to the Tariff Schedules of the United States (19 U.S.C. 1202).
- (h) "Work Certificate" means a certificate of labor issuable by the Director of Commerce and Labor pursuant to 3CMC 4435(b).
- Section 3. Purpose. The Directors of Commerce and Labor and Finance and the Chief of Immigration find that the imposition of regulatory controls on the unchecked growth of the garment industry, designed to consolidate the restraints imposed by the prior moratorium and stabilize industry growth, is in the public interest pending legislative enactment of long term statutory controls. The regulations promulgated herein will ensure stabilization of growth within the industry and maintenance of the status quo by prohibiting the issuance of business licenses and the construction and operation of additional garment factories by halting the entry of non-immigrant alien garment workers into the Commonwealth except under certain narrowly defined circumstances, and by limiting the issuance of certificates of origin to textiles and textile products manufactured by qualified garment manufacturers as defined by the regulations.

Section 4. Moratorium.

(a) <u>Issuance of Business Licenses</u>. No employee of the Department of Commerce and Labor shall issue or cause to be issued to any applicant a business license for the purpose of garment manufacturing.

(b) <u>Issuance of Work Certificates</u>. No employee of the Department of Commerce and Labor shall issue or cause to be issued the work certificate defined in 3 CMC Section 4435(b) to or on behalf of a non-immigrant alien to be employed as a garment worker except upon a written finding by the Director of Commerce and Labor or his designee that the applicant is recruited to replace a non immigrant alien worker whose contract of employment with a qualified garment manufacturer has terminated or will terminate on or before the effective date of the applicant's contract of employment or the applicant is recruited to fill alien garment labor employment quotas previously authorized by administrative findings pursuant to regulation.

(c) <u>Issuance of Entry Permits</u>. No employee of the Immigration and Naturalization office shall issue or cause to be issued an entry permit on behalf of a non-immigrant alien to be employed as a garment worker except upon the written finding by the Director of Commerce and Labor or his designee prescribed in subsection (b) of this section.

(d) <u>Issuance of Certificates of Origin</u>. No employee of the division of Customs Services shall issue or cause to be issued a certificate of origin for textile products manufactured in whole or in part in the Commonwealth of the Northern Mariana Islands unless the products is that of a qualified garment manufacturer.

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

NOTICE OF EMERGENCY REGULATIONS

ISSUANCE OF WORK CERTIFICATES AND ENTRY PERMITS FOR NON-IMMIGRANT ALIEN GARMENT WORKERS, BUSINESS LICENSES FOR GARMENT MANUFACTURING, AND CERTIFICATES OF ORIGIN FOR EXPORT OF TEXTILES AND TEXTILE PRODUCTS.

The Directors of the Departments of Commerce and Labor and Finance and the Chief of Immigration find pursuant to 1 CMC 9104(b) that the public interest requires the adoption upon less than 30 days' notice of regulations prohibiting the issuance of business licenses for garment manufacturing, restricting the issuance of work certificates and entry permits for non-immigrant alien garment workers and prohibiting the issuance of certificates of origin to garment manufacturers not determined to be qualified garment manufacturers as defined herein. The regulations, which take effect immediately, are based upon the rule-making authority conferred by 1 CMC 2454, 1 CMC 2557, and 3 CMC 4331.

REASONS FOR FINDINGS

The Directors and the Chief of Immigration jointly issue the following statement of reasons for their findings.

- 1. The garment industry represents the first and only significant manufacturing industry in the Commonwealth; it is expected to provide in excess of \$8.0 million in direct and indirect revenues to the government in fiscal year 1988 and has generated substantial economic activity in the areas of construction and shipping.
- 2. Operating garment factories within the Commonwealth currently number approximately thirteen; additional factories are expected to commence operations before the close of the calendar year; in excess of sixty-five corporations hold business licenses for garment manufacturing.
- 3. Continuing uncontrolled growth of the garment industry spurs United States congressional and executive sentiment to impose substantial quotas on exports to the United States mainland of textile products manufactured in the Commonwealth, action that would have a substantially disruptive impact on the existing garment industry.
- 4. A continuation of unregulated growth within the garment industry threatens the secure and orderly development of other local industries entitled to duty free treatment and jeopardizes Commonwealth control of local immigration conferred by the Covenant.
- 5. Continuing uncontrolled growth of the garment industry poses a threat to the health and welfare of the residents of the Commonwealth in the form of unrestrained demand on already over burdened public utilities and health and welfare resources.
- 6. On June 19, 1987, the Directors of the Departments of Commerce and Labor and Finance and the Chief of the Office of Immigration issued emergency regulations, effective on that date, the combined purpose of which was to impose a moratorium of up to 120 days on (1) the issuance of business licenses and certificates of origin to garment manufacturers and (2) with certain narrowly defined exceptions, the administrative processing of applications for alien work certificates and entry permits on behalf of non-immigrant alien garment workers.
- 7. Pursuant to the emergency regulations, the Director of Commerce and Labor appointed a three-member cabinet rank panel to make the determinations required by the regulations whether applicants qualified as being engaged in manufacturing as of the effective date thereof under the criteria prescribed therein.

- 8. On September 2, 1987, the Commonwealth Senate passed and sent to the House of Representatives, House Bill 5-147, Senate Committee Substitute 2, an Administration-sponsored measure providing for the orderly long-term regulation of the garment industry; the bill is currently pending before the House.
- 9. An interim continuatin of reasonable regulatory limitations on the uncontrolled growth of the garment industry, designed to consolidate the restraints imposed by the prior moratorium, remains in the public interest pending legislative enactment of long-term statutory controls.
- 10. The emergency regulations imposed herein will ensure stabilization of growth within the garment industry and consolidation of the controls imposed under the prior moratorium by prohibiting issuance of business licenses for garment manufacturing and the construction and operation of additional garment factories, limiting the entry of non-immigrant alien garment workers to those recruited to replace existing workers whose contracts of employment have terminated or to fill alien labor employment quotas authorized by administrative findings under the prior moratorium and restricting the issuance of certificates of origin to those textiles and textile products manufactured by qualified garment manufacturer as defined by the regulations and will ensure adequate time for permanent legislative measures under consideration to reach fruition.
- 11. The statement of "Reasons for Findings" jointly issued by the Directors and the Chief in the "Notice of Emergency Regulations" filed with the Registrar of Corporations on June 19, 1987, is expressly incorporated herein by reference.

Director of Commerce and Labor	Dated: 10-20-87
Director of Finance	Dated: 10 - 20 - 67
Chief of Immigration	Dated: 10/20/87
Concur: Governor	Dated: 15/20/87
Date of Filing: 10-20-87	Registrar of Corporations

Filed this 20 74 day of

Office of Registrar of Corporations Commonwealth of the Northern Mariana Islands

EMERGENCY REGULATIONS RESTRICING THE ISSUANCE OF WORK CERTIFICATES AND ENTRY PERMITS FOR NON-IMMIGRANT ALIEN GARMENT WORKERS, BUSINESS LICENSES FOR GARMENT MANUFACTURING, AND CERTIFICATES OF ORIGIN FOR EXPORT OF TEXTILES AND TEXTILE PRODUCTS

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the issuance of certificates of origin to textiles and textile products manufactured by qualified garment manufacturers as defined by the regulations. The statement of "Reasons for Findings" jointly issued herewith by the Directors and the Chief is expressly incorporated herein by reference.

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- (c) Issuance of Entry Permits. No employee of the Immigration and Naturalization office shall issue or cause to be issued an entry permit on behalf of a non-immigrant alien to be employed as a garment worker except upon the written finding by the Director of Commerce and Labor or his designee prescribed in subsection (b) of this section.
- (d) Issuance of Certificates of Origin. No employee of the division of Customs Services shall issue or cause to be issued a certificate of origin for textile products manufactured in whole or in part in the Commonwealth of the Northern Mariana Islands unless the products is that of a qualified garment manufacturer.

Section 5. Effective Date. These regulations shall take effect upon filing with the Registrar of Corporations.

Section 6. Duration. These regulations shall remain in effect for 120 days unless amended or terminated at an earlier date.

Dated:

Dated:

Director of Finance

Concur:

Date of Filing:

Registrar of Corporations

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COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS OFFICE OF THE ATTORNEY GENERAL 2ND FLOOR – ADMINISTRATION BLDG., CAPITOL HILL SAIPAN, CM 96950

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PUBLIC_NOTICE

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September 15 - October 15, 1987

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Date: 10/11/84

ALEXANDRO C. CASTRO
Attorney General