

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SAIPAN MARIANA ISLANDS

VOLUME 21 NUMBER 07



JULY 23, 1999

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REGISTER

COMMONWEALTH REGISTER

VOLUME 21 NUMBER 07

JULY 23, 1999

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COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT
P.O. BOX 1055 • SAIPAN • MP 96950
Phone: (1-670) 664-3500/1 FAX: (1-670) 234-5962
E-Mail Address: cpa.admin@saipan.com

SECOND (1999) PROPOSED AMENDMENTS TO THE COMMONWEALTH PORTS AUTHORITY SEAPORT DIVISION TERMINAL TARIFF REGULATIONS

Citation of
Statutory
Authority:

The Commonwealth Ports Authority proposes to make further amendments to its Seaport Division Terminal Tariff, pursuant to its rulemaking authority under 2 CMC § 2122 (j) and 1 CMC § 9102, 9104(a), and 9105.

Short Statement of
Goals and
Objectives:

The proposed amendments to the Terminal Tariff Regulations would implement a public parking fee schedule for the new Port of Saipan. The proposed public parking fees would enable CPA to generate needed revenues to meet its seaport revenue bond payment obligations and operating expenses.

Brief Summary of
Proposed Regulations:

The proposed amendments to the Seaport Division's Terminal Tariff would implement a public parking fee schedule at the newly-redeveloped Port of Saipan.

For Further
Information, you
may contact:

Carlos H. Salas, CPA Executive Director, at Telephone No. 664-3500.

Citation to Related
or Affected Statutes,
Regulations and
Orders:

2 CMC § 2101 *et seq.*, (particularly 2 CMC § 2122 (g)); Part of VI of the CPA Terminal Tariff, published in Vol. 14, No. 5 of the Commonwealth Register dated May 26, 1992, and as subsequently amended on March 15, 1995 and thereafter.



COMMONWEALTH PORTS AUTHORITY

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E-Mail Address: cpa.admin@saipan.com

PUBLIC NOTICE

SECOND (1999) PROPOSED AMENDMENT TO THE COMMONWEALTH PORTS AUTHORITY TERMINAL TARIFF REGULATIONS

The Commonwealth Ports Authority, pursuant to its rule-making authority under 2 CMC §2122(j), and in accordance with the provisions of 1 CMC §9102, 9104(a), and 9105, hereby gives public notice of its intention to make further amendments to the Seaport Division Terminal Tariff Regulations. The proposed amendments would implement a public parking fee schedule for the new Port of Saipan. The proposed public parking fees would enable the Authority to generate needed revenues to meet the Seaport Division's revenue bond obligation and operating expenses.

All interested persons may examine the proposed Terminal Tariff amendments and submit written comments, position, or statement for or against the proposed amendments to the Executive Director, Commonwealth Ports Authority, Saipan International Airport, P. O. Box 1055, Saipan, MP 96950, no later than thirty (30) calendar days following the date of publication of this Notice.

Dated this 30th day of June, 1999, at Saipan, Northern Mariana Islands.

COMMONWEALTH PORTS AUTHORITY

By: _____


CARLOS H. SALAS
Executive Director

**Public Notice: Second (1999) Proposed Amendments
to CPA Terminal Tariff Regulations
Page 2 of 2**

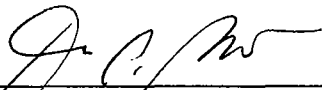
Pursuant to 1 CMC §2153, as amended by Public Law 10-50, the Second (1999) Proposed Amendment to the Commonwealth Ports Authority Seaport Division Terminal Tariff Regulations, a copy of which is attached hereto, have been reviewed and approved by the CNMI Attorney General's Office.

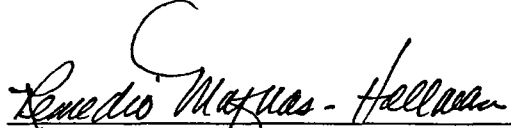

MAYA B. LARA (Acting)
Attorney General

Date: July 13, 1999

RECEIVED BY:

FILED BY:


JOSE L. DELEON GUERRERO
Special Asst. for Administration


SOLEDAD B. SASAMOTO
Registrar of Corporations

Date: 7/16/99

Date: 7.16.99



COMMONWEALTH PORTS AUTHORITY

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E-Mail Address: cpa.admin@saipan.com

NUTISAN PUPBLIKU SEGUNDO (1999) MAPROPOPONI NA AMENDASION REGULASION POT APAS PARKING GI PANTALAN I COMMONWEALTH PORTS AUTHORITY

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC § 2122(j) yan sigun gi prubinsion siha ginen 1 CMC § 9102, 9104(a) yan 9105, ginen este ha nutitisia I pupbliku nu I intension-na para u amenda mas I regulasion ni para una guaha apas parking para I pupbliku gi nuebu na pantalan Saipan. I mapropoponi na apas parking para I pupbliku para una pusible I Aturidat para ufan-oka salape para u apasi I obligasion-na para i Seaport Division's revenue bond yan I operating expenses.

Todo petsona ni man-interesao, sina ma-examina I mapropoponi na amendasion I apas pantalan yan sina man-satmiti halom tinige na komentu, posision, pat sinangan (kontra pat ahi) pot I mapropoponi na amendasion guato gi Executive Director, Commonwealth Ports Authority, Saipan International Airport, P. O. Box 1055, Saipan, MP 96950, ti mas di trenta (30) dias anai ma-publika este na Nutisia.

Dia 30th gi Junio, 1999, gi Saipan, Northern Mariana Islands.

COMMONWEALTH PORTS AUTHORITY

By: _____


Carlos H. Salas
Direktot Eksekatibu

**Nutisian Publiku: Segundo (1999) Mapropopone
Na Amendasion Regulasion pot
Apas Parking Gi Pantalan
Page 2 of 2**

**Sigun gi 1 CMC § 2153 ni inamenda ni Lai Publiku 10-50, I Segundo (1999)
na Mapropopone na Amendasion para I Commonwealth Ports Authority
Seaport Division Terminal Tariff Regulasion, I kopia ni checheton guine,
esta man-maribisa yan apreba ginen I Ofisinan Attorney General gi CNMI.**

ELLIOTT A. SATTLER

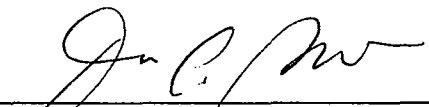
MAYA B. KARA (Acting)

7-13-99

Fecha

Rinisibi as:

Ma file as:



JOSE I. DELEON GUERRERO
Special Assistant, Administration

Fecha: 7/16/99

tr:



SOLEDAD B. SASAMOTO
Rehistradoran Kotporasion

Fecha: 7-16-99

**COMMONWEALTH PORTS AUTHORITY
SEAPORT DIVISION**

**SECOND (1999) AMENDMENT
TO THE TERMINAL TARIFF REGULATIONS**

The Terminal Tariff Regulations setting forth the rates, charges, and fees that are assessed at the commercial ports of the Commonwealth of the Northern Mariana Islands are further amended by the Commonwealth Ports Authority in order to implement public parking fees at the new Port of Saipan.

1. Part VI of the Terminal Tariff with respect to Miscellaneous Charges is amended to add a new Subpart H, which shall read as follows:

H. Public Parking Fees: A Public Parking Fee Schedule is hereby instituted at the Port of Saipan in order to generate additional revenue to assist the Commonwealth Ports Authority meet its seaport operating expenses and revenue bond obligation that was issued in order to redevelop and make major improvements to the Port of Saipan. The following public parking fees and provisions are adopted:

1. All vehicles owned by members of the general public shall park in designated-parking areas only and shall pay a public parking fee per vehicle as follows:

Minimum Fee (one-hour or less).....	\$1.00
Hourly Rate.....	\$1.00
Each Additional Hour (or fraction thereof).....	\$1.00
Maximum Daily Rate (more than 10-hours for each 24-hour period).....	\$10.00
Fee for Lost Parking Ticket per day.....	\$10.00

2. Buses (i.e. vehicles with a passenger capacity of more than 15-passengers) that drop-off and pick-up tourists and other passengers at the Port of Saipan shall pay a monthly fee of \$20.00 per vehicle. Because of limited parking space at the Port of Saipan for buses, such vehicles may only drop-off and pick-up passengers. If any bus decides to park at the limited bus-parking stalls, however, it shall pay an additional fee of \$10.00 per hour.
 3. Each taxicab shall pay a fee of \$5.00 per month and may park in taxicab-designated parking stalls only.
 4. Seaport tenants who park at the Port of Saipan public parking stalls shall pay a monthly fee of \$35.00 per vehicle.
 5. Exemptions. The following vehicles are exempted from paying the foregoing parking fees: CPA-owned vehicles and vehicles owned by CPA officials and employees; CNMI Government vehicles; and U. S. Government vehicles (including the U. S. Military). The Saipan Seaport Manager, may, at his discretion, allow the following vehicles to park free of charge: vehicles of visiting dignitaries, government officials, private schools, official guests, seaport customers, vehicles transporting military personnel, and individuals conducting or performing services that are beneficial to the Port of Saipan or the Commonwealth. A special pass or free-parking validation shall be issued for exempted vehicles.
 6. Vehicles parked in violation of these Parking Regulations will be towed away from the Port premises, at the vehicle owner's expense.
 7. Color-coded decals may be issued by the Saipan Seaport Manager to identify the various categories of vehicles covered by these regulations.
2. The foregoing amendment to Part VI of the Terminal Tariff regulations shall become effective October 1, 1999.

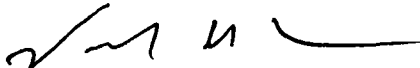
MEDICAL PROFESSION LICENSING BOARD

PUBLIC NOTICE

PROPOSED AMENDMENTS TO THE RULES AND REGULATIONS FOR LICENSING HEALTH CARE PROFESSIONALS CHAPTER XI: PHYSICIAN ASSISTANTS

The Medical Profession Licensing Board of the Commonwealth of the Northern Mariana Islands, in accordance with the authority vested in it pursuant to 3 CMC §2214 (a) hereby proposes this amendment to the Rules and Regulations for Licensing Health Care Professionals, originally published in Volume 11 No. 9 of the Commonwealth Register (September 15, 1989). This amendment will delete the provisions governing Physician Assistants previously covered in Chapter 6 and add a new chapter to the existing regulations specifically regulating the practice of Physician Assistants in the CNMI.

It is the intention of the Medical Profession Licensing Board to comply with the requirements of the Administrative Procedures Act, specifically 1 CMC §9104, in proposing these Rules and Regulations. Copies of the proposed Rules and Regulations may be obtained from Medical Profession Licensing Board office located on the ground floor of the Commonwealth Health Center. Comments on the proposed Rules and Regulations may be sent to the Medical Profession Licensing Board, P.O. Box 409 CK, Saipan, MP, 96950. All comments must be received within thirty (30) days from the date this notice is published in the Commonwealth Register.

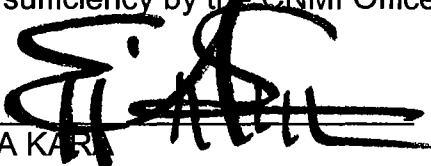


VICENTE S. ALDAN, M.D.
Chairman
Medical Profession Licensing Board

Date: 6/4/99

Certification by Office of the Attorney General

Pursuant to 1 CMC §2153 as amended by PL 10-50, the proposed rules and regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Office of the Attorney General.



MAYA KAR
Acting Attorney General

Date: July 13, 1999

Filed By: Remedio Mafra-Hellman
for SOLEDAD B. SASAMOTO
Registrar of Corporations

Date: 7.16.99

Received By: J. DeLeon
JOSE J. DELEON GUERRERO
Special Assistant for Administration

Date: 7/16/99



**Commonwealth I Sangkattan Siha na Islas Marianas
Dipatamenton Hinemlo' Pupbliku**

Ofisinan I Sekretaru

NUTISAN PUPBLIKU

**I MAPROPONE SIHA NA AREKLAMENTO YAN REGULASION PUT MALISENSIAN AYU
SIHA NA PROFESONAT PARA HINEMLO' I TAOTAO SIHA
KAPITULU XI: ASISTANTEN MEDIKU SIHA**

I Medical Profession Licensing Board giya Commonwealth i Sangkattan Siha Na Islas Marianas, sigun gi aturidat ginen 3 CMC §2214 (a) ginen este ha propone este siha na amendasion gi Areklamento yan Regulasion put Malisensian Ayu Na Profesonat Para Hinemlo' i Taotao Siha ni mapupblika orihinatmente gi Baluma 11 No.9 halom i Rehistran Commonwealth (Septembre 15, 1989). Este na amendasion para u maomenta halom i nuebo na kapitulu para i presente siha na regulasion espesiatmente i para u manea este i Asistanten Mediku siha gi CNMI.

I intension i Medical Profession Licensing Board para u matattiyi afuetsao sigun gi Akton Dinirihen Atministrasion (Administration Procedures Act), espesiatmente 1 CMC §9104, ni mapropopone siha na Areklamento yan Regulasion. Kopian i man ma propone siha na Araklamento yan Regulasion siña ha machuli' ginen i Medical Profession Licensing Board na Ofisina ni gaige gi primet bibendan i Commonwealth Health Center. Komento siha pot este i man ma propone siha na Areklamento yan Regulasion umana' hanao guato gi Medical Profession Licensing Board, P.O. Box 409 CK, Saipan, MP 96950. Todu komentu debi di ufan marisibi gi halom trenta (30) dias desde malaknos este na nutisia gi Rehistran Commonwealth.

Sinettifika as:


VICENTE S. ALDAN, M.D.

Chairman

Medical Profession Licensing Board

6/9/99

FECHA

Setifikasion ginen i Ofisinan i Abugadun Hinerat:

Sigun gi 1 CMC §2153 ni inamenda nui i Lai Pupbliku 10-50, i mapropopone siha na amendasion gi Areklamento yan Regulasion ni chechetton guine, esta manma inan maolek yan apreba para u fotma ligat yan suficiente ginen i Ofisinan i Abugadun Hinerat giya CNMI.

MAYA KARA
Kuantan Abugadun Hinerat

FECHA

Ma registra as: _____
SOLEDAD B. SASAMOTO
Rehistradoran Kotporasion

FECHA

Rinisibi as: _____
DONNA J. CRUZ
Ofisinan Gobietno

FECHA

**Proposed Amendments to the Rules and Regulations
For Licensing Health Care Professionals
Chapter XI: Physician Assistants**

Citation of Statutory Authority: 3 CMC §2214 (a) authorizes the Medical Profession Licensing Board to adopt rules and regulations consistent with the Medical Practices Act. 3 CMC §2222(12) of the Medical Practices Act empowers the Medical Profession Licensing Board to require any health care professional to be licensed, as determined by the Board.

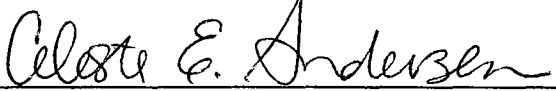
Short Statement of Goals & Objectives: The purpose for proposing amendments to the Rules and Regulations is to control the practice of Physician Assistants in the CNMI. Although Physician Assistants have been regulated under Chapter 6 of the Medical Profession Licensing Board regulations, it is necessary to update the standards of practice and the scope of work that can be performed by Physician Assistants in the CNMI.

Brief Summary of the Proposed Rule: The proposed amendments to the Rules and Regulations define the profession of Physician Assistants, require standards for licensure for Physician Assistants in the CNMI, establish the scope of work for Physician Assistants, and place limitations on the use of professional titles associated with the profession of Physician Assistants.

Contact Person(s): Vicente Aldan, M.D. or Raffaella Perry, Medical Profession Licensing Board.

Citation of Related and/or Affected Statutes, Regulations, and Orders: 3 CMC §2201-§2272; Medical Profession Licensing Board Regulations for Licensing of Health Care Professionals, Vol. 11 No. 9 Commonwealth Register 6373-6456 (September 15, 1989), Chapter 6.

Date: 6/4/99



Celeste E. Andersen, Legal Counsel
Department of Public Health

CHAPTER XI

PHYSICIAN ASSISTANTS

11-1. QUALIFICATIONS OF APPLICANTS

An applicant for licensure as a physician assistant must:

1. Have graduated from high school, or possess an equivalent educational background.
2. Be able to communicate adequately in the English language.
3. Be of good moral character and reputation.
4. Have attended and completed a course of training as a physician assistant approved by the Council on Medical Education of the American Medical Association.
5. Have passed an examination administered by the National Commission on the Certification of Physician Assistants (NCCPA).

11-2. APPLICATION FOR LICENSURE

1. An application for licensure as a physician assistant must be made on forms supplied by the Board. The application must state:
 - a. The date and place of birth as well as the various places of residence since the date of the graduation from high school.
 - b. The applicant's educational background, including schools attended, length of time in attendance at each and whether or not the applicant is a graduate of those schools.
 - c. Whether or not the applicant has ever applied for a license or certificate as a physician assistant in another place and, if so, when and where and whether the application was approved.
 - d. The applicant's practical training and experience.
 - e. Whether or not the applicant has ever had a license or certificate as a physician assistant revoked, restricted or suspended or whether proceedings involving such a revocation, restriction or suspension have ever been instituted against the applicant.
 - f. Whether the applicant has ever been convicted of a felony or an offense involving moral turpitude.
 - g. Whether the applicant has ever been addicted to the use of narcotics, controlled substances, or alcohol.
 - h. Whether the applicant has ever been investigated for, charged with, or convicted for the use or illegal sale or dispensing of controlled substances.

2. The application must include:
 - a. The name and address of the supervising physician and that physician's type of practice.
 - b. The name and address of any alternate supervising physician and that physician's type of practice.
 - c. The address of any satellite office of the supervising physician(s).
 - d. A Practice Agreement between the physician assistant and the supervising physician describing the manner and extent to which the physician assistant will practice and be supervised, including the identification of additional licensed physicians who will supervise the physician assistant; the education, training and experience of the primary supervisor and of the physician assistant; and other such information as the Board may require. The Board may approve, modify or reject the Practice Agreement as originally submitted.
3. The applicant must submit to the Board proof of:
 - a. Completion of training as a physician assistant in a program approved by the Commission on Medical Education of the American Medical Association; and
 - b. Current certification by the National Commission on Certification of Physician Assistants (NCCPA).
4. The Board may require other documents or proof of qualifications, as it may deem proper.
5. Each application must be signed by the applicant, co-signed by the supervising physician who wishes to employ and supervise the physician assistant, and sworn to before a notary public or other officer authorized to administer oaths.
6. The applicant must submit the application to the Secretary of the Board at least 30 days before the next meeting of the Board.
7. All required fees must accompany the application.

11-3. REJECTION OF APPLICATION

1. An application may be rejected if it appears that:
 - a. An applicant for licensure as a physician assistant is not qualified to perform the duties and responsibilities of a physician assistant as established by the Board pursuant to Section 11-1; or
 - b. Is not of good moral character or reputation; or
 - c. Any credential submitted is false; or

- d. The application is not made in proper form or other deficiencies appear in it.
2. The Board shall not approve an application by any one supervising physician to employ or supervise more than two physician assistants at one time.

11-4. CONTENTS OF LICENSE

The license issued by the Board shall contain the names of the physician assistant, the supervising physician and any alternate supervising physicians; the duration of the license; and the general type of medical services that the physician assistant is permitted to perform. The license shall also set forth the location(s) at which the medical services may be provided and any other limitations or requirements, which the Board may prescribe.

11-5. EXPIRATION OF LICENSE/TERMINATION OF EMPLOYMENT

1. Except as provided in subsection 2, herein below, the license of a physician assistant shall be valid for a period of two (2) years.
2. No physician assistant may practice without a valid Practice Agreement on file with the Board.
 - a. The supervising physician shall immediately notify the Board of the termination of employment of his/her physician assistant(s).
 - b. The supervising physician and the physician assistant shall submit to the Board upon request a summary of the reasons for and circumstances surrounding the termination of the physician assistant's employment.
 - c. In the event of a change in the supervising or alternate supervising physician, the physician assistant shall notify the Board in writing a minimum of 10 days after the said change occurs for the Board's approval.

11-6. RENEWAL OF LICENSE

1. The license of a physician assistant shall be renewed through an application signed by the physician assistant and co-signed by the supervising physician, accompanied by all required fees.
2. The application must include evidence of current NCCPA certification and proof of 100 hours of Board-recognized continuing medical education in the preceding two years.

11-7. PERFORMANCE OF MEDICAL SERVICES

1. The medical services that the Board may authorize a physician assistant to perform shall be determined based on the physician assistant's education, training, and experience as well as the scope of practice of the supervising physician.
2. The physician assistant must wear a placard, plate or insignia, which identifies him/her as a physician assistant at all times when on duty.
3. No physician assistant may represent him/herself, or allow him/herself to be represented as a physician or in any other manner which would tend to mislead any patient or the general public as to the professional status of the physician assistant.
4. Any changes in the supervising physician and physician assistant's Practice Agreement must be submitted to Board for approval.

11-8. PRESCRIPTION AND DISPENSING OF MEDICATIONS

1. The physician assistant may prescribe, dispense, and administer drugs and medical devices to the extent delegated by the supervising physician. The physician assistant shall be regarded as an agent of the supervising physician when engaging in prescribing activities.
2. All dispensing activities of the physician assistant shall:
 - a. Comply with appropriate federal and CNMI regulations; and
 - b. Occur when pharmacy services are not reasonably available, or when it is in the best interests of the patient, or when it is an emergency.
3. The physician assistant may request, receive, and sign for professional samples and may distribute professional samples to patients.
4. All prescriptions written by the physician assistant must be fully documented (drug, dose, frequency, duration, amount) in the patient's medical record, and that medical record must be approved and co-signed by the supervising physician within two working days.
5. All prescriptions that are written by the physician assistant must be on prescription forms that bear the supervising physician's name, address, telephone number, and DEA number when required.
6. All prescriptions written by the physician assistant must include, in addition to his/her signature, his/her name clearly printed and the designation "PA."

7. The medication record or log for all prescription medications dispensed by the physician assistant must be co-signed by the supervising or alternate supervising physician within one week.

8. Physician Assistants dispensing medications shall comply with "The Rules and Regulations Governing the Importation, Storage, Sales and Distribution of Drug and Pharmaceutical Products."

11-9. DUTIES OF THE SUPERVISING PHYSICIAN

1. The supervising physician is responsible for all the medical activities of his/her physician assistant. The supervising physician shall ensure that:

- a. The physician assistant is clearly identified to the patients as a physician assistant.
- b. the physician assistant performs only those medical services appropriate to the specific training and experience of that physician assistant, approved by the Board and set forth in the license of the physician assistant.
- c. The physician assistant does not represent him/herself, or allow him/herself to be represented, as a physician or in any other manner which would tend to mislead patients or the general public as to the professional status of the physician assistant.

2. The supervising physician shall review and co-sign a minimum of 25% of the patient records of the physician assistant weekly, except in remote areas, where the review of 25% of the patients' records may be done monthly.

3. The supervising physician or designated alternate supervising physician shall be available at all times for consultation with the physician assistant. Those consultations may be indirect, as by telephone or radio only in remote areas, or in emergency situations, or as defined by the Board.

4. When a physician assistant is permitted by the Board to practice in a remote area other than the regular office of the supervising physician, the supervising physician shall:

- a. Review the work done by the physician assistant either directly or indirectly, by radio or telephone, on a daily basis; and
- b. Visit the remote area at least monthly for a minimum of four hours to act as consultant to the physician assistant and to review and co-sign the medical records of the physician assistant.

5. The supervising physician shall supervise the performance of the physician assistant in a hospital or other institution.
6. Whenever the supervising physician is to be absent from the CNMI, it is the responsibility of the supervising physician to designate and contact a qualified alternate physician to supervise the physician assistant.
7. For purposes of these regulations, the term "remote area" is defined as, "those islands within the CNMI other than Saipan, Rota or Tinian."

11-10. GROUNDS FOR REVOCATION OF LICENSE

The license of a physician assistant may be revoked by the Board when, after notice and hearing in accordance with the provisions of these regulations, it finds that:

- 1 The physician assistant:
 - a. Has willfully and intentionally made a false or fraudulent statement or submitted a forged or false document in applying for the license.
 - b. Has held him/herself out as a licensed physician or repeatedly permitted another to represent him/her as a licensed physician.
 - c. Has performed medical services otherwise than at the direction or under the supervision of the supervising physician.
 - d. Has been delegated authority to perform or has performed medical services beyond his/her competence or beyond those medical services which were authorized under the license issued by the Board.
 - e. Has engaged in or is engaging in the performance of medical services when he/she is unable to do so with reasonable skill and safety to patients because of the use of alcohol or any controlled substance or because of any mental or physical condition or illness.
 - f. Is guilty of gross negligence in the performance of medical services.
 - g. Is guilty of willful disobedience of any provision in these regulations.
 - h. Is guilty of administering, dispensing, or possessing any controlled substance otherwise than in the course of legitimate medical services or as authorized by law.
 - i. Has been convicted of a violation of any federal or state law or law of a foreign country regulating the possession, distribution, or use of a controlled substance;
or
 - j. Has been convicted of a felony or any offense involving moral turpitude.
2. The supervising physician's license has expired, been suspended, or revoked.

11-11. NOTICE OF CHARGES; HEARING; SERVICE OF NOTICE

Before the Board revokes the license of a physician assistant, the Board shall give the physician assistant and his/her supervising physician a written notice specifying the charges made against the physician assistant and stating that the charges will be heard at the time and place indicated in the notice.

11-12. SUSPENSION OF NCCPA CERTIFICATION REQUIREMENT

Physician assistants licensed by the Board prior to January 1997 and currently holding a valid CNMI Physician Assistant license but not having NCCPA certification shall be exempted from said certification requirement until January 1, 2000, at which time all CNMI-licensed physician assistants shall be required to hold current NCCPA certification.

11-13. REVOCATION OF PRIOR PHYSICIAN ASSISTANT REGULATIONS

These Physician Assistant Rules and Regulations shall supersede the prior Physician Assistant Rules and Regulations published in Chapter VI of the Medicine/Surgery Rules and Regulations, Vol. 11 No. 9 Commonwealth Register, page 6420, dated September 15, 1989.



Pedro P. Tenorio
Governor

Jesus R. Sablan
Lieutenant Governor

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
Department of Public Safety



Charles W. Ingram, Jr.
Commissioner

NOTICE AND CERTIFICATION OF ADOPTION OF REGULATIONS

REGARDING POLICE ROADBLOCKS / CHECKPOINTS

PURSUANT TO PUBLIC LAW 11- 55,

THE MANDATORY LIABILITY AUTO INSURANCE ACT

Emergency (24 hrs.) 911

DPS Main Switchboard
(670) 664-9000

Office of the Commissioner
664-9022

Police Division
664-9001

Fire Division
664-9003

Division of Correction
664-9058

Bureau of Motor Vehicles
664-9066

Training and Development
664-9094

Administrative Support
664-9000

Special Programs
664-9120

Rota DPS
Tel: (670) 532-9433
Fax: (670) 532-9434

Tinian DPS
Tel: (670) 433-9222
Fax: (670) 433-9259

I, Charles W. Ingram, Jr., Commissioner of the Department of Public Safety, which is promulgating the Regulations Regarding Police Roadblocks / Checkpoints Pursuant to Public Law 11 - 55 (The Mandatory Liability Auto Insurance Act) adopted as Emergency Regulations on April 8, 1999, and published in the Commonwealth Register Vol. 21, No. 4 on April 19th, 1999 at pages 16635 through and including 16643, by signature below hereby certify that as published such Regulations are a true, complete and correct copy of the Regulations Regarding Police Roadblocks / Checkpoints Pursuant to Public Law 11-55, previously proposed by Department of Public Safety and adopted as Emergency Regulations, which after expiration of the appropriate time for public comment, have been adopted without modification or amendment. I further request and direct that this Notice and Certification be published in the CNMI Commonwealth Register.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 12th day of July, 1999 at Saipan, Commonwealth of the Northern Mariana Islands.

Charles W. Ingram, Jr., Commissioner
Department of Public Safety

Pursuant to 1 CMC 2153 as amended by PL 10-50 the rules and regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

Dated this 13th day of July, 1999

SOLEIDAD B. SASAMOTO,
Registrar of Corporations

MAYA B. KATA,
Attorney General (Acting)

By:
Assistant Attorney General
Elliott A. Sattler

COMMONWEALTH REGISTER VOLUME 21 NUMBER 07 JULY 23, 1999 PAGE 16850

JOSE I. DELEON GUERRERO, SAA



Department of Commerce

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Caller Box 10007 CK., Saipan, MP 96950

Tel. (670) 664-3000/1/2 • Fax: (670) 664-3067

NOTICE AND CERTIFICATION OF ADOPTION OF REGULATIONS

TO IMPLEMENT PUBLIC LAW 11-55,

THE MANDATORY LIABILITY AUTO INSURANCE LAW:

THE ASSIGNED RISK PLAN AND

THE LICENSING OF MOTOR VEHICLE LIABILITY INSURANCE PROVIDERS

I, Frankie B. Villanueva, Insurance Commissioner and the Secretary of the Department of Commerce, which is promulgating the Regulations Regarding the Implementation of Public Law 11-55 (The Mandatory Liability Auto Insurance Law): The Assigned Risk Plan and the Licensing of Motor Vehicle Liability Insurance Providers, adopted as Emergency Regulations on March 26, 1999, and published in the Commonwealth Register Vol. 21, No. 4 on April 19th, 1999 at pages 16650 through and including 16672, by signature below hereby certify that as published such Regulations are a true, complete and correct copy of the Regulations Regarding the Implementation of Public Law 11-55, previously proposed by the Department of Commerce and adopted as Emergency Regulations, which after expiration of the appropriate time for public comment, have been adopted with the following minor modification of Section 10 on page 16660: (modification in *italics*).

10. Insurer's Duty to Accept or Reject

(a) Within five (5) working days from receipt of the required documentation stated in Section 9, the designated insurer shall accept the assignment by the Insurance Commissioner and:

(1) Issue a policy required by this Plan or a Temporary Binder of Coverage that will be effective not later than 12:00 a.m. of the fifth (5th) day following the receipt of such required documentation specified under Section 9. In the event there is in force a policy terminating at a date later than the date that would be fixed pursuant to this section and Applicant indicates such date in this Application than the Insurer shall fix the date when the policy or binder becomes effective as of 12:01 a.m. on the stated termination date of policy. In case a Temporary Binder of Coverage was issued, the policy to replace such binder shall be issued no later than thirty (30) days from the date of inception; and

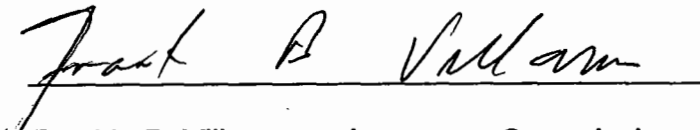
(2) Collect from the Insured, the Full Annual Premium or Deposit Premium as required in Section 11 . If a partial deposit has been paid to the Insurer, the Insurer shall notify the Insured of the payment cancellation terms as stated in Section 11 ; and

(3) Notify the Insurance Commissioner that it has completed the assignment, and of the policy number, effective date and the gross premium.

(b). *If within five (5) working days from receipt of the required documentation stated in Section 9, the designated insurer wants to reject the assignment by the Insurance Commissioner, it must file an appeal in accordance with Sections 21 and 22, infra.*

I further request and direct that this Notice and Certification be published in the CNMI Commonwealth Register.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 14th day of October, 1998 at Saipan, Commonwealth of the Northern Mariana Islands.


Frankie B. Villanueva, Insurance Commissioner
and Secretary of the Department of Commerce

Pursuant to 1 CMC §2153 as amended by PL 10-50 the rules and regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

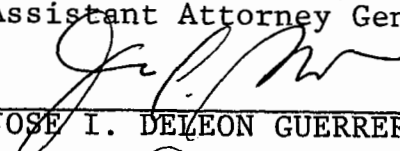
7/14/99
Date


7/16/99
Date

7.16.99
Date

MAYA B. KARA,
Attorney General [Acting]

ELLIOTT A. SATTLER,
Assistant Attorney General


JOSE I. DELEON GUERRERO, SAA


fr: SOLEDAD B. SASAMOTO,
Registrar of Corporations

PUBLIC NOTICE

**NOTICE OF ADOPTION OF THE AMENDMENTS TO THE RULES AND REGULATIONS
GOVERNOR THE SPECIAL INDUSTRY COMMITTEES**

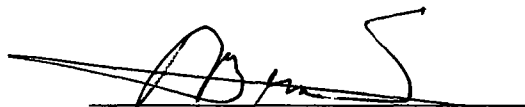
NOTICE IS HEREBY GIVEN that the Governor of the Commonwealth of the Northern Mariana Islands, in accordance with the authority vested in him pursuant to P.L. 11-22, Section 3(c), adopts the amendments to the Rules and Regulations Governing the Procedures of the Special Industry Committee. These Regulations were originally published in the May 19, 1999 Commonwealth Register, Volume 21, Number 5. No comments were received in response to the publication of the proposed regulations.

The proposed regulations are being adopted with the following minor change:

"5 Quorum

The quorum of the committee shall be as provided by statute, provided that members may participate by telephone or teleconference rather than in person."

Copies of the Rules and Regulations for the Special Industry Committees may be obtained from the Office of the Governor located on the second floor of the Administration Building.

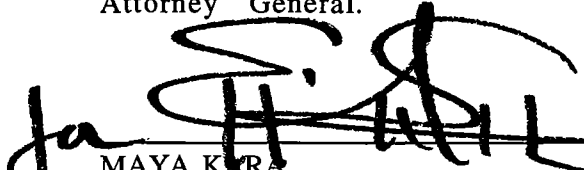


PEDRO P. TENORIO
Governor
Commonwealth of the Northern
Mariana Islands

Date: 7/23/99

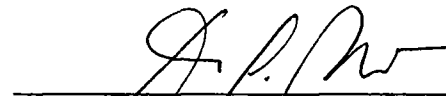
Certification by the Office of the Attorney General

Pursuant to 1 CMC §2153 as amended by PL 10-50, the rules and regulations attached and approved as to form and legal sufficiency the CNMI Office of the Attorney General.



MAYA KURA
Acting Attorney General

Date: 23 July '99



JOSE I. DELEON GUERRERO
Special Assistant for Administration

Date: 7/23/99



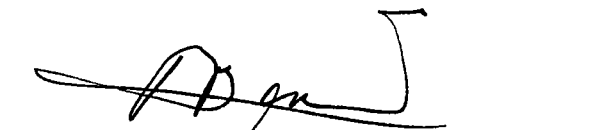
Registrar of Corporations

Date: 7/23/99

CERTIFICATION OF ADOPTION OF THE RULES AND REGULATIONS AND
GOVERNING THE SPECIAL INDUSTRY COMMITTEES

I, Pedro P. Tenorio, the Governor of the Commonwealth of the Northern Mariana Islands, promulgating the Rules and Regulations Governing the Special Industry Committees, published in the May 19, 1999 Commonwealth Register, Volume 21, Number 5, by signature below, hereby certify that those regulations as published in the attached Notice of Adoption, are a true, complete, and correct copy of the Regulations now adopted by the Commonwealth of the Northern Mariana Islands. I further request and direct that this Certification be published in the Commonwealth Register and then be attached by both the Office of the Registrar of Corporations and by the Office of the Governor to the Rules and Regulations Governing the Special Industry Committees.

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on the 23 day of July, 1999 at Saipan, Commonwealth of the Northern Mariana Islands.



PEDRO P. TENORIO
Governor
Commonwealth of the
Northern Mariana Islands



COMMONWEALTH PORTS AUTHORITY


Main Office: SAIPAN INTERNATIONAL AIRPORT
P.O. BOX 1055 • SAIPAN • MP 96950
Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

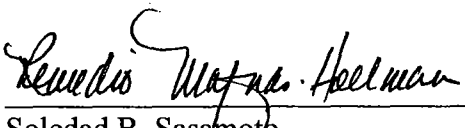
PUBLIC NOTICE RE ADOPTION OF THE SECOND (1999) AMENDMENTS TO PART 12: SCHEDULE OF FEES AND CHARGES OF THE AIRPORT RULES AND REGULATIONS

The Commonwealth Ports Authority, pursuant to its rule-making authority under 2 CMC § 2122 (j), and in accordance with the provisions of 1 CMC §§ 9102, 9104 (a) and 9105, hereby gives notice that the proposed Second (1999) Amendments to Part 12: Schedule of Fees and Charges of the Airport Rules and Regulations which increases the fuel flowage fee (Part 12.8), increases the ground handling permit fee (Part 12.9), imposes a taxicab permit fee (new Part 12.14), and institutes a public parking fee (new Part 12.15), as published in the Commonwealth Register, Volume 21, Number 5, on May 19, 1999, at Pages 16779 through and including 16787, were adopted by the CPA Board of Directors at its regular meeting on June 28, 1999. Only one comment (objecting to the increase in the ground handling permit fee) was received and was rejected. The Board made one change to the public parking fees (new Part 12.15) to impose a \$10.00 fee for Lost Parking Ticket. Because of this, the new regulations are hereby republished in their entirety. Copies of the new regulations may be obtained from the Office of the Executive Director, Commonwealth Airports Authority, Saipan International Airport or by mail at P. O. Box 1055, Saipan, MP 96950.

The adopted regulations become effective ten (10) days after publication of this notice in the Commonwealth Register.

Issued by:  6/30/99
Carlos H. Salas, Executive Director Date

Received by:  7/16/99
Jose I. Deleon Guerrero Date
Special Assistant for Administration

File and Recorded by:  7.16.99
Soledad B. Sasamoto Date
Registrar of Corporations



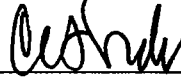
COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT
P.O. BOX 1055 • SAIPAN • MP 96950
Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

CERTIFICATION RE ADOPTION OF THE SECOND (1999) AMENDMENTS TO PART 12: SCHEDULE OF FEES AND CHARGES OF THE AIRPORT RULES AND REGULATIONS



I, CARLOS H. SALAS, Executive Director of the Commonwealth Ports Authority (CPA), the agency which is promulgating the Second (1999) Amendments to Part 12: Schedule of Fees and Charges of the Airport Rules and Regulations published in the Commonwealth Register under Volume 21, Number 5, on May 19, 1999, at pages 16779 through and including 16787, by signature below hereby certify that the final rules and regulations were adopted by the CPA Board at its regular meeting on June 28, 1999 and made one change to the public parking fees to impose a \$10.00 fee for Lost Parking Ticket. I hereby request and direct that this Notice and Certification of Adoption be immediately published in the Commonwealth Register.

I declare under penalty of perjury that the preceding rules and regulations are true and correct and that this declaration was executed on the 13th day of July, 1999, at Saipan, Commonwealth of the Northern Mariana Islands.



CARLOS H. SALAS
Executive Director

Pursuant to 1 CMC §2153, as amended by PL 10-50 the rules and regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.


MAYA B. KARI,
Acting Attorney General

ELLIOTT A. SATTLER,
Assistant Attorney General

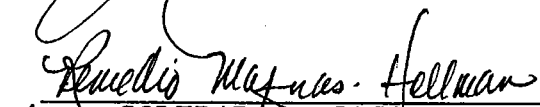
Dated this 14th day of JULY, 1999. By:



JOSE I. DELEON GUERRERO, SAA

7/16/99

Date



Soledad B. SASAMOTO
Registrar of Corporations

7.16.99

Date



COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT
P.O. BOX 1055 • SAIPAN • MP 96950
Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

NUTISIAN PUPBLIKU

POT I MA-ADOPTA I SEGUNDO (1999) NA AMENDASION SIHA GI PATTE 12: (LISTAN APAS YAN PENA) GI AREKLAMENTO YAN REGULASION I PLASAN BATKON AIRE (AIRPORT)

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC § 2122(j), yan sigun gi prubinsion siha ginen 1 CMC § 9102, 9104(a), yan 9105, ginen este ha nutisia I pupbliku na I Segundo (1999) na maproponi na amendasion gi Patte 12: (Listan Apas Yan Pena) gi Areklamento yan Regulasion Palasan Batkon Aire (Airport) ni a hatsa I apas fuel flowage (Patte 12.8), a hatsa I apas ground handling permit (Patte 12.9), a na guaha apas taxicab permit (nuebo na Patte 12.14), yan a establesi I parking fee para I pupbliku (nuebo na Patte 12.15), sigun gi anai ma-publika gi Commonwealth Register, Volume 21, Numeru 5, gi dia disinuebi gi Mayu (May 19) 1999 gi pajina 16779 asta 16787, manma-adopta ni I CPA Board of Directors gi regulat na juntan niha gi dia Junio benti-ocho (June 28) 1999. Uno-ha na tinige na komentu ma risibi (hakkontra I hatsadan I apas ground handling permit) ya tima-apreba. I Board mafatinas uno-ha na tinilaika pot I apas parking para I pupbliku (nuebo na Patte 12.15) ya ana guaha dies pesos (\$10.00) na apas para an malingo I parking ticket. Pot enao na I nuebo na regulasion manma-talo ma-publika interamente guine. Kopian I nuebo na regulasion sina manule hao gi Ofisinan I Direktot Eksekatibu I Commonwealth Ports Authority, Saipan International Airport, pat sino sina-ha ginen i mail guato gi P. O. Box 1055, Saipan, MP 96950.


I ma-adopta na regulasion para u effectibu dies dias (10 days) dispues di ma-publika este na nutisia gi Commonwealth Register.

Issued by: 
Carlos H. Salas, Executive Director

6/30/99
Date

Received by: 
Jose L. Deleon Guerrero
Special Assistant for Administration

7/16/99
Date

File and Recorded by: 
Soledad B. Sasamoto
Registrar of Corporations

7-16-99
Date

**SECOND (1999) AMENDMENTS TO PART 12:
SCHEDULE OF FEES AND CHARGES
OF THE AIRPORT RULES AND REGULATIONS**

Part 12: Schedule of Fees and Charges of the Airport Rules and Regulations is hereby amended by the Commonwealth Ports Authority as follows:

1. **Part 12.8 pertaining to Fuel Flowage Fee shall hereafter read:**

12.8 Fuel Flowage Fee

A fee equal to one and one-half cents (0.015) for each gallon of aviation gasoline and jet fuel delivered to the Airport is hereby imposed. Effective July 1, 1999, the fuel flowage fee shall increase to two and one-half cents (\$0.025) per gallon. The fuel flowage fee shall be paid by the seller thereof, upon the delivery of aviation gasoline and jet fuel to the Airport. The seller shall deliver to the Authority, no later than the 15th day of every month, the fuel flowage fee payable for deliveries made to the Airport during the previous month, together with appropriate documentation evidencing such fuel deliveries.

2. **Part 12.9 pertaining to Ground Handling Permit shall hereafter read:**

12.9 Ground Handling Permit Fee

The fee for a ground handling permit shall be FIVE THOUSAND DOLLARS (U.S. \$5,000.00) per calendar quarter. Effective July 1, 1999, the ground handling permit fee shall increase to TEN THOUSAND DOLLARS (U.S. \$10,000.00) per calendar quarter.

3. A new Part 12.14 imposing a Taxicab Operator Permit Fee is hereby promulgated to read as follows:

12.14 Taxicab Operator Permit Fee

All taxicab operators authorized by the Executive Director to operate a taxicab at the airport shall pay a monthly taxicab permit fee of \$25.00 per vehicle, payable upon issuance of the taxicab permit.

No vehicle or taxicab may operate at the airport without a valid taxicab decal issued by the Authority on an annual basis. This fee shall become effective July 1, 1999.

4. A new Part 12.15 instituting a Public Parking Fee is hereby promulgated to read as follows:

12.15 Public Parking Fee

All vehicles owned by members of the general public shall park their vehicles in designated public parking areas, and shall pay a public parking fee, as follows:

Minimum Fee (less than 1-hour)	\$1.00
Hourly Rate	\$1.00
Each additional hour (or fraction of an hour).....	\$1.00
Daily Rate (24-hour maximum).....	\$10.00
Annual Rate for Employees of Airport Tenants	\$35.00
Lost Parking Ticket.....	\$10.00 per day

No fee is imposed for CPA vehicles, for vehicles owned by CPA employees and officials, for car rental vehicles, and for CNMI Government vehicles.

The foregoing Public Parking Fees shall become effective July 1, 1999.


MEDICAL PROFESSION LICENSING BOARD

PUBLIC NOTICE

NOTICE OF ADOPTION OF THE RULES AND REGULATIONS FOR LICENSING HEALTH CARE PROFESSIONALS

NOTICE IS HEREBY GIVEN that the Chairman of the Medical Profession Licensing Board of the Commonwealth of the Northern Mariana Islands, in accordance with the authority vested in it pursuant to 3 CMC §2214(a), adopts Chapter 9 Physical Therapy, of the Rules and Regulations for Licensing Health Care Professionals. These Regulations were originally published in the March 18, 1999 Commonwealth Register, Volume 21, Number 03, at pages 16598-16610.

At the time the Regulations were published, the public was asked to provide comments and make suggestions for the modification or improvement of the Regulations. One comment was received by the Medical Profession Licensing Board, and the proposed Regulations were amended to reflect the change. A complete copy of Chapter 9 of the Regulations is hereby being republished to reflect this change. Copies of Chapter 9, Physical Therapists, of the Rules and Regulations for Licensing Health Care Professionals may be obtained from the office of the Secretary of the Medical Profession Licensing Board, located on the ground floor of the Commonwealth Health Center.

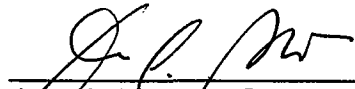


VICENTE S. ALDAN, M.D.
CHAIRMAN
Medical Profession Licensing Board

Date: 6/4/99

Filed By: 
SOLEDAD B. SASAMOTO
Registrar of Corporations

Date: 7-16-99

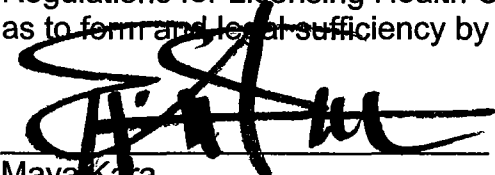


Jose I. DeLeon Guerrero
Governor's Special Assistant
For Administration

Date: 7/14/99

Certification by Office of the Attorney General

Pursuant to 1 CMC §2153 as amended by PL 10-50, Chapter 9 of the Rules and Regulations for Licensing Health Care Professionals was reviewed and approved as to form and legal sufficiency by the CNMI Office of the Attorney General.


for _____
Maya Kafa
Acting Attorney General


Date: 7/14/99

MEDICAL PROFESSION LICENSING BOARD

CERTIFICATION OF ADOPTION OF THE RULES AND REGULATIONS FOR LICENSING HEALTH CARE PROFESSIONALS

I, Vicente S. Aldan, M.D., the Chairman of the Medical Profession Licensing Board which is promulgating Chapter 9, Physical Therapy, of the Rules and Regulations for Licensing Health Care Professionals, published in the March 18, 1999 Commonwealth Register, Volume 21, Number 03, at pages 16598-16610, by signature below, hereby certify that those Regulations as published, are a true, complete, and correct copy of the Regulations now adopted by the Medical Profession Licensing Board. I further request and direct that this Certification be published in the Commonwealth Register and then be attached by both the Office of the Registrar of Corporations and by the Office of the Governor to the Rules and Regulations Governing the Health, Safety and Sanitation of the CNMI.

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on the 4th day of June, 1999 at Saipan, Commonwealth of the Northern Mariana Islands.

By: 
VICENTE S. ALDAN, M.D.
CHAIRMAN
Medical Profession Licensing Board

CHAPTER IX
PHYSICAL THERAPY
REGULATIONS

1. **Definitions:**

For the purposes of this Chapter, the following terms shall have the meanings set forth below:

A. The Board: means the Medical Professional Licensure Board of the CNMI.

B. Physical Therapy: means the care and services provided by or under the direction and supervision of a physical therapist licensed pursuant to these regulations.

D. Physical Therapist: means a person who has met all the conditions of these regulations for Licensure, and is licensed in the CNMI to practice physical therapy.

E. Practice of Physical Therapy means:

1. Examining and evaluating patients with mechanical, physiological and developmental impairments, functional limitations, and disability or other health-related conditions in order to determine a treatment diagnosis, prognosis, and planned therapeutic intervention.
2. Alleviating impairments and functional limitations by designing, implementing, and modifying therapeutic interventions that include, but are not limited to:
 - a. therapeutic exercise (including aerobic conditioning);
 - b. functional training in self care and community or work reintegration;
 - c. manual therapy techniques including: soft tissue and joint mobilization and manipulation, therapeutic massage;
 - d. utilization of assistive and adaptive devices and equipment
 - e. bronchopulmonary hygiene;
 - f. debridement and wound care;
 - g. physical agents, mechanical and electrotherapeutic modalities, acupuncture, testing of neuromuscular performance;
 - h. patient-related instruction.
3. Applying topical and aerosol medications as part of the practice of physical therapy as defined herein.
4. Preventing injury, impairments, functional limitations, and disability, including the maintenance of fitness, health, and quality of life in all age populations.
5. Engaging in consultation, clinical research, and education of the general public.

E. "Assistive personnel": shall include the following individuals who provide assistance to physical therapists in the regular course of the practice of physical therapy:

1. "Physical therapist assistant": means a licensed person who has met the conditions for licensure as a physical therapist assistant pursuant to these regulations and who performs physical therapy procedures and related tasks that have been selected and delegated by the supervising physical therapist.
2. "Physical therapy aide": means a non-licensed person, trained under the direction of a physical therapist, who performs designated routine physical therapy tasks under the on-site supervision of a licensed physical therapist.
3. "Other assistive personnel": means other trained or educated health care providers not defined in subsections (1) or (2) above, who perform specific tasks related to physical therapy under the on-site supervision of a physical therapist.

F. "On-site supervision": means the supervising physical therapist must be:

1. continuously on-site and present in the department or facility where the physical therapy services are being provided.
2. immediately available to assist the person being supervised in the services being performed.
3. continually involved in appropriate aspects of each treatment session in which a component of treatment has been delegated.

G. "Medical provider": means a referring Medical Doctor, Physician's Assistant, Nurse Practitioner, Dentist, Osteopath, or Podiatrist holding a current and valid license by the Board.

2. Practice of Physical Therapy: License required:

A. License to practice :

No person shall practice physical therapy or in any manner hold himself or herself out to be engaged in the practice of physical therapy, or designate himself or herself as a physical therapist, unless duly licensed as a physical therapist by the Board accordance with these regulations.

B. Qualifications for Licensure by Reciprocity:

1. Every applicant for a license to practice Physical Therapy must:
 - a. be of good moral character;

2.

- b. be a graduate of a program accredited by the American Physical Therapy Association or the Canadian Physiotherapy Association leading to a degree in physical therapy;
 - c. have completed the application for Licensure in the CNMI;
 - d. have successfully passed the Physical Therapy Licensing Examination in the United States or Canada;
 - e. also possess a valid license in a state of the United States or a province of Canada.
2. The Board shall certify and approve all credentials of the applicant for a physical therapy license prior to issuing a license.

C. Application by Foreign-Educated Physical Therapists:

Any person educated, trained, and licensed in a jurisdiction outside the United States or Canada must have successfully completed the Physical Therapy Licensing Examination in the United States or Canada, and hold a current license to practice physical therapy in a state of the United States or a province of Canada in order to obtain a license in the CNMI .

D. Qualifications for Licensure as a Physical Therapist Assistant:

1. Every applicant for a license to practice as a physical therapist assistant must:
 - a. be of good moral character;
 - b. be graduate of a physical therapist assistant program accredited by the American Physical Therapy Association;
 - c. have successfully completed the application for Licensure in the CNMI;
 - d. have successfully completed the Physical Therapist Assistant Licensure examination in the United States and must hold a license as a physical therapist assistant in a state of the United States.
2. The Board shall certify and approve applicants for physical therapist assistant license after all application processes are completed.

E. Application fees for Licensure and Certification:

An applicant for Licensure as a physical therapist or physical therapist assistant shall file a written application on forms provided by the Board. A non-refundable application fee shall accompany the completed written application. Fees shall be established by the Board.

F. Renewal of physical therapist or physical therapist assistant license:

1. The license of the physical therapist or physical therapist assistant shall be valid for two years.

2. The license shall be renewed after the payment of fees provided the individual has complied with these regulations for the practice of the physical therapy profession.
3. The Board shall encourage ongoing competency to practice physical therapy by requiring, for renewal of license, at least one continuing education course per year. In-service training, home study courses, and other acceptable activities can be substituted for the actual attendance at a course.

G. Exceptions to the practice of physical therapy with a license: The following persons shall be exempt from Licensure as physical therapists under these regulations:

1. Any person pursuing a course of study leading to a degree as a physical therapist in an entry-level educational program approved by the American Physical Therapy Association, or the Canadian Physiotherapist Association. He/she shall at all times be under the on-site supervision of a physical therapist who shall be legally and professionally responsible for the student's performance.
2. Physical therapists practicing in the United States Armed Services, United States Public Health Service or Department of Veteran's Affairs as based on the requirements under federal law for state Licensure of health care providers.

3. The Practice of Physical Therapy; Scope of Practice:

A. Responsibilities of the licensed physical therapist:

Regardless of the setting in which physical therapy services are provided, the following responsibilities must be performed solely by a licensed physical therapist:

1. Only a licensed physical therapist shall interpret a patient referral from a medical provider.
2. The physical therapist shall complete the initial examination, provide problem identification, planning, implementation, and supervision of the therapeutic program; reevaluate and change that program; and maintain adequate records of the case, including progress reports.
3. When the patient's needs are beyond the scope of the physical therapist's expertise, or when additional services beyond physical therapy are indicated, the patient shall be so informed and assisted in identifying a qualified provider. As a courtesy, the referring medical provider should be notified of the referral of the patient to a different provider.

4.

4. If a referring medical provider prescribes a treatment program, alteration of that program or extension of physical therapy services beyond that program should be undertaken only after consultation with the referring medical provider.
5. When the physical therapist assesses that a patient will no longer benefit from physical therapy services, he/she shall so inform the patient and the referring medical provider. A physical therapist shall avoid over-utilization of physical therapy services.
6. The physical therapist shall not initiate or continue services that will not result in beneficial outcomes or that are contraindicated.
7. Regardless of practice setting, the physical therapist shall maintain the ability to make independent professional judgments.
8. The physical therapist shall be responsible for the establishment of discharge plans and documentation of discharge summary or status.
9. The physical therapist shall provide for utilization review of his or her services, by self review, following established guidelines of practice.
10. The physical therapist shall participate in quality assurance activities, by peer review or self assessment.
11. The physical therapist shall adhere to the recognized standards of ethics of the physical therapy profession.

B. Supervision of assistive personnel:

1. The physical therapist shall assure the competence of assistive personnel to perform assigned tasks .
2. The physical therapist shall not delegate to a less qualified person any activity which requires the unique skill, knowledge, and judgment of a physical therapist.
3. In establishing a treatment protocol for the physical therapist assistant, the physical therapist shall identify and document precautions, special problems, contraindications, goals, anticipated progress, and plans for reevaluation.
4. If the treatment of a patient is delegated to a physical therapist assistant, the physical therapist shall reevaluate and provide treatment to the patient at least every 5th visit, or, if the treatment is performed more than once a day, reevaluation must be performed at least once per week.
5. The physical therapist shall designate or establish channels of written and oral communication with the physical therapist assistant.
6. The physical therapist shall determine which tasks in the plan of care for a patient requires the expertise and decision making capacity of the physical therapist and which can be delegated to assistive personnel.

5.

July 24, 1999

Notice to all Subscribers to the Commonwealth Register

An error was made on **Volume 21 Number 07 July 23, 1999 Commonwealth Register Page 16868**. This page should not have been published. Please replace this page with the attached immediately.

Thank you for your understanding and cooperation.

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7. The physical therapist shall be responsible for the delegation and instruction of the services to be rendered by the physical therapist assistant, or other assistive personnel, including, but not limited to: specific treatment programs, precautions, special problems, and contraindicated procedures.

C. Scope of practice for physical therapist assistant:

The physical therapist shall at all times be professionally and legally responsible for patient care by the physical therapist assistant. The physical therapist assistant may provide physical therapy services pursuant to the following guidelines:

1. The physical therapist assistant may not initiate or alter a treatment program without prior evaluation by and approval from the supervising physical therapist.
2. The physical therapist assistant may, with prior approval by the supervising physical therapist, adjust a specific treatment procedure in accordance with changes in patient status.
3. The physical therapist assistant may not interpret data beyond the scope of his/her physical therapist assistant education.
4. The physical therapist assistant may respond to inquiries by patients regarding their status within the physical therapist assistant's scope of knowledge.
5. The physical therapist assistant shall refer inquiries regarding patient prognosis to a supervising physical therapist.
6. The physical therapist assistant shall report all adverse patient responses to any part of the physical therapy program to the supervising physical therapist.
7. The physical therapist assistant may refuse to carry out treatment procedures that he or she believes are not in the best interests of the patient. Furthermore, he or she shall discontinue immediately any treatment procedures which, within his or her judgment, are harmful to the patient.
8. The physical therapist assistant shall not hold himself or herself out as a physical therapist.

D. Scope of practice for physical therapy aides:

The physical therapist shall be professionally and legally responsible for patient care given by aides. A physical therapist may delegate to the physical therapy aide selected acts, tasks, or procedures which fall within the scope of physical therapy practice, but do not exceed the aide's education or training, pursuant to the following guidelines:

1. A physical therapy aide shall perform patient care activities under the on-site supervision of a licensed physical therapist.

2. The physical therapy aide shall not hold himself or herself out as a physical therapist.
3. The physical therapy aide shall report all adverse patient responses to any part of a physical therapy program to the supervising therapist.
4. The physical therapy aide shall refer inquiries regarding patient prognosis to a supervising physical therapist.

E. Exceptions:

Nothing in this act shall be construed as restricting persons licensed under any other law of the CNMI from engaging in the profession or practice for which he/she is licensed.

4. Use of Titles: Restrictions:

A. Use of "physical therapy":

It shall be unlawful for any person or for any business entity, its employees, agents, or representatives to use in connection with his/her name or business activity the words "physical therapy", "physical therapist," "physiotherapy," "physiotherapist," "registered physical therapist," the letters "PT", "LPT", "RPT", "MPT", "DPT", or any other words, abbreviations, or insignia indicating or implying directly or indirectly that physical therapy is provided or supplied, including the billing of services labeled as physical therapy, unless such services are provided by or under the direction of a physical therapist licensed in accordance with these regulations.

B. Use of "PT":

A licensed physical therapist shall use the letters "PT" or "RPT" in connection with his/her name or place of business to denote his/her Licensure hereunder, or the proper letter designation indicating his/her level of professional degree (e.g. MPT, DPT).

C. Use of "physical therapist assistant":

No person shall use the title "physical therapist assistant", "physiotherapist assistant", "physical therapy assistant", or use the letters "PTA" in connection with his/her name, or any other words, abbreviations, or insignia indicating or implying directly or indirectly that he/she is a physical therapist assistant unless he/she has graduated from an accredited physical therapist assistant education program approved by the American Physical Therapy Association and has met the requirements of these regulations.

D. Use of "physical therapy aide":

No person shall use the title "physical therapy aide" or "physiotherapy aide" or any combination of words to imply directly or indirectly that he/she is a physical therapy aide unless he/she is under the on-site supervision of a licensed physical therapist in accordance with these regulations.