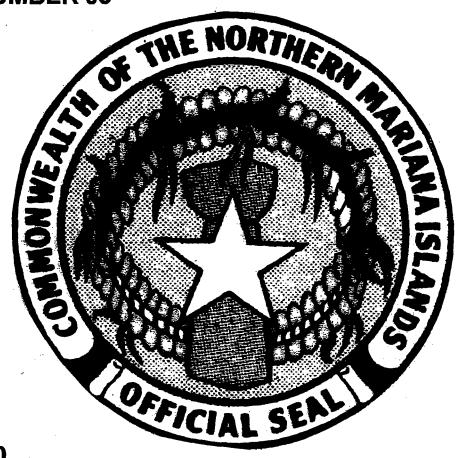
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS SAIPAN MARIANA ISLANDS

### **VOLUME 22 NUMBER 03**



**MARCH 20, 2000** 

## COMMONWEALTH

REGISTER

## COMMONWEALTH REGISTER

#### VOLUME 22 NUMBER 03 MARCH 20, 2000

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**PROPOSED AMENDMENT:** 

## 



### COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS **Medical Profession Licensing Board**

#### **PUBLIC NOTICE**

#### PROPOSED AMENDMENTS TO THE RULES AND REGULATIONS FOR LICENSING HEALTH CARE PROFESSIONALS CHAPTER IX: PHYSICAL THERAPY

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) and then republished in Volume 21 Number 3 of the Commonwealth Register (March 18, 1999). These amendments are necessary to make some technical changes to the regulations previously adopted by the Board.

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, MPLB

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 The CNMI Office of the Attorney General.

Date: 3|14|00

ATTORNEY GENERAL (TEMPORARY)

P.O. BOX 409, CK, SAIPAN MP 96950

Filed By: SOLEDAD B. SASAMOTO

Date: 3 /6/07

SOLEDAD B. SASAMOTO Registrar of Corporations

Received By:

5

Special Assistant for Administration



## COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS Medical Profession Licensing Board

#### **NUTISIAN PUPBLIKU**

#### I MAPROPOPONE SIHA NA AMENDASION GI AREKLAMENTO YAN REGULASION PARA MALISENSIAN PROFESIONAL SIHA GI BANDAN INADAHEN HINEMLO

KAPITULU IX: PHYSICAL THERAPY

I Medical Profession Licensing Board gi halom i Commonwealth i Sangkattan siha na Islans Marianas, sigun i aturidat ni ma entrega ginen 3 CMC gi papa seksiona 2214 (a) ginen este ha propopone este siha na amendasion gi Areklamento yan Regulasion para malisensian profesional siha gi bandan inadahen himenlo, originatmente mapublika gi Baluma 11 No. 9 Rehistran Commonwealth (Septembre 15, 1989) pues ma agon publika gi Baluma 21 Numiru 3 gi Rehistran Commonwealth (Matso 18, 1999). Este siha na amendasion nisisariu para u guaha didide siha na tinulaikan teknikat gi regulasion ni hagas ma adapta ni Board.

Intension i Medical Professional Licensing Board para u matattiyi i nisisidat siha ginen i Administrative Procedures Act, espesifikatmente 1 CMC gi papa seksiona 9104, gi priniponen este siha na Areklamento yan Regulasion. Guaha copian este i mapropopone siha na Areklamento yan Regulasion gi Ofisinan Medical Profession Licensing Board gi primet bibenda guatu gi Commonwealth Health Center. Komentu put i mapropopone siha na Areklamento yan Regulasion sina matuge yan u manahanao guatu para i Medical Profession Licensing Board, P.O. Box 500409 CK, Saipan, MP 96950. Todu komentu siha debi di u fanmarisibi gi halom trenta (30) dias despues di mafechan este na nuitisa gi Rehistran Commonwealth.

para i vicalear i loression Electronia Board, i .o.	Box 500 105 Cit, Surpair, 141 50550. Toda Komenta
siha debi di u fanmarisibi gi halom trenta (30) d	lias despues di mafechan este na nuitisa gi Rehistran
Commonwealth.  aro fairig  VICENTE S. ALDAN	Fecha:
- Chairman, MPLB	
	i inamenda ni Lai Pupbliku 10-50, i mapropopone siha ne esta manmaribia yan apreba komu para u fotma yan
HERBERT D. SOLL Attorney General (Temporario)	Fecha:

Ma rehistra as	mother	Fecha: 3/16/20
	SOLEDAD B. SASAMOTO	
	Rehistradoran Kotporasion	
Rinisibi as:	Ap Mr	Fecha: 3/1/2000
	JOSE/I. DELEON GUERRERO	
	Special Assistant for Administration	
	ί	



## COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS Medical Profession Licensing Board

#### ARONGORONGOL TOULAP

#### POMWOL LLIIWEL REEL ALLEGHUL MILLE LICENSING HEALTH CARE PROFESSIONAL CHAPTER IX: PHYSICAL THERAPY

Medical Profession Licensing Board mellol Commonwealth Metawal Wool Faluwal Marianas, mereel bwangil sangi autol 3 CMC 2214 (a) eghal pomwoli ebwe ffeer Illiiwel mellol alleghul mille Licensing Health Care Professional, sangi milla eghommwal published llol Volume 11 No. 9 mellol Commonwealth Register (Maan 15, 1989) me ebwal published sefaal llol Volume 21 Number 3 mellol Commonwealth Register (Mailap 18, 1999). Lliiwel kkaal nge efil reel ebwe ffeer akkaaw technical changes mellol allegh kkaal ikkewe e fasil adopted mereer Board.

Tipal Medical Profession Licensing Board ebwe attabweey meta kka efil sangi Administrative Procedure Act, specially 1 CMC 9104, mellol allegh kkaal. Kopiyal pomwol allegh kkaal nge emmwel ubwe bweibwogh mereel Bwulasiyol Medical Profession Licensing Board iye e lo Commonwealth Health Center. Aiyegh ngare mangemang bwelle reel pomwol allegh kkaal emmwel ubwe afanga ngali Medical Profession Licensing Board, reel P.O. Box 500409 CK, Saipan, MP. 96950. Alongal mangemang ngare aiyeh nge ebwe toolong otol llol eliigh ral sangi ral la a published mellol Commonwealth Register.

Vicente S. Aldan, M.D. Chairman, MPLB	Ral:	3/14/2000
Certification sangi Bwulasiyol Attorney General.		
Sangi 1 CMC 2153 iye a lliiwel mereel P.L. 10 ikka e appasch nge atakkal amweri me alughul Attorney General.		_
HERBERT D. SOLL ATTORNEY GENERAL (TEMPORARY)	Ral:	

Isaliyal: hm/h	Ral:	3/16/00
Soledad B. Sasamoto		
Registrar of Corporation		
Bwughiyal:	Ral:	3/11/12
Jose 1. Delegn Guerrero	<u></u>	
Special Assistant for Administration		

#### **Proposed Amendments to the Rules and Regulations** For Licensing Health Care Professionals Chapter IX: Physical Therapy

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 Physical Therapy in the CNMI. Currently, there are persons in the CNMI who have represented themselves to be physical therapists when in fact they have not been educated or licensed as physical therapists in the United States or Canada. The Board has no way of assessing these individuals' level of training or competence. To protect the public from harm or serious injury that can result from untrained professionals extending their services. the Board will require all persons wishing to practice physical therapy in the CNMI to apply for a license.

Brief Summary of the Proposed Rule:

The proposed amendments to the Rules and Regulations define the profession of Physical Therapy, require a license to practice Physical Therarpy in the CNMI, establish the scope of work for Physical Therapists and their assistants, and place limitations on the use of professional titles associated with the profession of Physical Therapy.

Contact Person(s):

Vicente Aldan, M.D. or Raffaela Perry, Medical Profession Licensing Board; Theresa Olesch, P.T., Commonwealth Health Center.

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)

Date: 2/2/00

Celeste E. Andersen, Legal Counsel

Department of Public Health

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#### CHAPTER IX PHYSICAL THERAPY REGULATIONS

#### I. Definitions:

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

- A. The Board means the Medical Profession Licensing 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.
- C. 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.
- D. 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, testing of neuromuscular performance;

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- 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 performs 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.

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- 3. continually involved in appropriate aspects of each treatment session in which a component of treatment has been delegated.
- G. <u>"Medical provider":</u> means a referring Medical Doctor, Physician's Assistant, Nurse Practitioner, Dentist, Osteopath, or Podiatrist holding a current and valid license by the Board.

#### II. Practice of Physical Therapy; License Required:

A. <u>License to Practice</u>: 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;
  - 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 successfully 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. <u>Application by Foreign-Educated Physical Therapists:</u> 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.

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#### 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 or a province of Canada.
- 2. The Board shall certify and approve applicants for physical therapist assistant license after all application processes are completed.
- E. <u>Application Fees for Licensure and Certification</u>: 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 exempted 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.

#### III. The Practice of Physical Therapy; Scope of Practice:

- A. <u>Responsibilities of the Licensed Physical Therapist:</u> 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. If a referring medical provider prescribes a treatment program, alteration of that program or extension of physical therapy services beyond that

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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 judgement 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,

**VOLUME 22 NUMBER 03 MARCH 20, 2000 PAGE 17068**  contraindications, goals, anticipated progress, and plans for reevaluation.

- 4. If 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.
- 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

**COMMONWEALTH REGISTER VOLUME 22** NUMBER 03 **MARCH 20, 2000 PAGE 17069**  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 onsite 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 these Regulations 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.

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#### IV. Use of Title; Restrictions:

- A. <u>Use of "Physical Therapy":</u> 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," "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. <u>Use of "PT":</u> 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. <u>Use of "Physical Therapist Assistant"</u>: No person shall use the title "physical therapist 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. <u>Use of "Physical Therapy Aide"</u>: 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.

NUMBER 03 MARCH 20, 2000



#### Office of the Secretary **Department of Finance**

P.O. Box 5234 CHRB SAIPAN, MP 96950

TEL. (670) 664-1100 FAX: (670) 664-1115

#### DEPARTMENT OF FINANCE

#### PROPOSED REGULATIONS FOR THE CONTROL OF PUBLIC FUNDS

The Regulations for the Control of Public Funds is Citation of Statutory Authority:

> established pursuant to Article X, Section 8 of the Commonwealth of the Northern Mariana Islands

Constitution and 1 CMC §§ 2553 and 2557.

To establish policies and procedures and to provide Statement of Goals and Objectives:

> uniform standards for the control of public funds as mandated under Article X, Section 8 of the Northern

Mariana Islands Constitution.

These Regulations for the Control of Public Funds set Brief Summary of the Rules:

> forth the policy and procedures for reporting official representation and other expenses incurred for entertainment and promotions. Additionally, they establish the procedure for use of personal vehicles

for government business.

For Further Information, Contact: Lucy DLG. Nielsen, Secretary of Finance. Telephone

number 664-1100 and facsimile number 664-1115.

Citation of Related and/or Affected

Statutes, Regulations and Orders:

Public Law 11-84

Submitted by:

Secretary of Finance

NUMBER 03

**PAGE 17072** 

#### **PUBLIC NOTICE**

#### PROPOSED REGULATIONS FOR THE CONTROL OF PUBLIC FUNDS

Article X, Section 8 of the Commonwealth of the Northern Mariana Islands Constitution and 1 CMC §§ 2553 and 2557 requires the Department of Finance to control and regulate the expenditure of public funds. The department shall promulgate regulations including accounting procedures that require public officials to provide full and reasonable documentation that public funds are expended for public purpose. Pursuant to that authority, the Secretary of Finance is proposing regulations for the control of public funds.

The proposed regulations may be inspected at, and copies obtained from, the Secretary's Office, 2<sup>nd</sup> floor of the Joeten Dandan Commercial Building, Saipan, MP 96950. The proposed regulations are published in the Commonwealth Register. Copies of the Commonwealth Register may be obtained from the Office of the Attorney General.

The Secretary of Finance is soliciting comment on this proposed regulations for the control of public funds from the general public.

Anyone interested in commenting on this proposed regulation to the Secretary of Finance my do so in writing addressed to the Department of Finance, Secretary of Finance, P.O. Box 5234 CHRB, Saipan, MP 96950. All comments must be received within 30 days from the date of this notice published in the Commonwealth Register.

Certified By:

SECRETARY

Department of Finance

Filed By:

SOLEDAD B. SASAMOTO

Registrar of Corporations

Received By:

JOSE I. DELEON GUERRERO

Special Assistant for Administration

Office of the Governor

Pursuant to 1 CMC § 2153, as amended by P.P. 10-50, the regulations attached hereto have been reviewed and approved by the CNMI Attorney General.

Dated this Day of March 2000.

orary)

erney General (T

#### NUTISIAN PUPBLIKU MAPROPONEN REGULASION PUT MINANEHAN FUNDON PUPBLIKU

Attikulu X, Seksiona 8 qi Kanstitusion Commonwealth i Sangkattan siha na Islas Marianas yan 1 CMC papa seksiona 2553 yan 2557 ha afuetsas i Dipatamenton Fainansiat para u manea yan gobietna i magastan fundon pupbliku. I dipatamento u famatinas regulasion enklusu kinalamten akuentan salape ni ha nisisita ofosiat pupbliku para u u maprubiniyi todu yan resonapble siha na dokumentu komu i fundon pupbliku magasta para minaolek i pupbliku. Sigun este na aturidat, i Sekretarian Fainasiat ha propopone este siha na regulasion put minanehan fundon pupbliku.

I mapropopone siha na regulasion siña ha maeksamina, yan guaha kopia gi Ofisinan Sekretaria, mina' dos bibenda gi Joeten Dandan Commercial Building, Saipan, MP 96950. I mapropoporegulasion manmapupblika gi Rehistran Commonwealth. I mapropopone siha na Rehistran Commonwealth guaha gi Ofisinan Attorney General.

I Sekretarian Fainansiat ha sosoyu komentu put i mapropopone siha na regulasion put minanehan fundon pupbliku gine i pubpliku.

Hayi interesao mamatinas komento put este na priniponen regulasion gi tinige' ya u ma adres guatu para i siña ma cho'que ya Sekretarian Dipatamenton Fainansiat, P.O. Box 5234 CHRB, Saipan, MP 96950. Todu komentu siha debi di u fanma risibi gi halom trenta (30) dias despues di mapublika este na nutisia gi Rehistran Commonwealth.

LUCY DIG. NIELS

SEKRETĂRIA

Dipatamenton Fairasiat

Ma File as:

SOLEDAD B. SASAMOTO

Rehistradoran Motporasion

Rinisibi as:

JOSE I. DELEON GUERRERO

Special Asistant for Administration

/Øfisinan Gubetno

Sigun 1 CMC gi papa seksiona 2153, ni inamenda ni Lai Pupbliku 10-50, i regulasion nichechetton guine esta manmaribisi yan apreba ginen Ofisinan Attorney General giya CNMI.

Ma fecha guien gi mina' \_\_\_\_ na dia, Matso 2000.

HERBERT SOLL Attorney General (Temporary)

16/ ELLIETT A. SATTI OR

Elliott A. Sattler, Assistant Attorney General

#### ARONGORONGOL TOULAP

#### POMWOL ALLÉGH REEL LEMELEMIL SALAPIYAL TOULAP

Article X, Tálil 8 mellól Allégh Lapalap Commonwealth Metawal Wóól Falúwal Marianas bwal 1 CMC subsection 2553 bwal 2557 efil bwe Department of Finance ebwe lemeli me apayú ailetelóól salapiyal toulap. Department ebwe fféérú allégh kkaal ebwal toolong afalafalal accounting ikka efil bwe public officials rebwe ayoora lapalapal me aweewe mellól documentations bwe salapiyal toulap nge ebwe aileteló bwelle reel yááyáál aghatchúl toulap. Sángi bwángil yeel, Secretary of Finance eghal pomwolil allégh kkaal reel ebwe lemeli salapiyal toulap.

Pomwol allégh kkaal nge emmwel iyo ebwe amweri bwal bweibwogh mereel <u>Ofisinal Sekereteri, 2nd floor Joeten Dandan Commercial Building,</u> Seipél MP. 96950. Reel pomwol allégh kkaal nge a <u>published</u> mellől <u>Commonwealth Register</u>. <u>Kopiya</u> sángi <u>Commonwealth Register</u> emmwel ubwe bweibwogh mereel <u>Ofisinal Attorney General</u>.

<u>Sekereteri</u> eghal tingór mángemáng ngare aiyegh toulap bwelle reel pomwol allégh kkaal ikka ebwe lemeli <u>salapiyal</u> toulap.

Iyo e tipeli ebwe isisilong yaal mángemáng bwelle reel pomwol allégh kkaal nge ebwe isch ngali <u>Department of Finance, Sekereteril Finance, P.O. Box 5234 CHRB, Saipan, MP. 96950.</u> Alongal aiyegh ngare mángemáng nge ebwe atotolong llól ótol eliigh rál sángi rál la e <u>published</u> mellól <u>Commonwealth Register.</u>

Alúghúlúgh :	mereel: Lucy Dick, Milliam Lucy Dick, Nielson	3/14/2000 Rái
	Sekereteril Rwulasiyol Finance	
Isáliyal:	mm h	8/16/00
So	oledad B. Sasamoto egister of Corporation	Rál
Bwughiyal:	ANN	2/16/2000
;	Jose Deleon Guerrero Special Assistant for Administration Bwulasiyol Sów Lemelem	Rál

Sángi 1 <u>CMC subsection</u> 2153, iye a lliiwel mereel Alléghúl Toulap(<u>Public Law</u>) allégh kkaal ikka e appasch nge atakkal amweri me alúghúlúgh mereel <u>Bwulasiyol</u> <u>CNMI Attorney General.</u>

Rál ye \_\_\_\_\_\_ llól maramal Mailap 2000.

Herb Soll
Attorney General (Temporary)
/8/ ELLIOTT A. SATTLER

Elliott A. Sattler, Assistant Attorney General

#### PROPOSED REGULATIONS FOR THE CONTROL OF PUBLIC FUNDS

#### Section 1100.1 Authority.

The authority for the promulgation and issuance of the Control of Public Funds is by virtue of Article X, Section 8 of the Commonwealth of the Northern Mariana Islands Constitution and 1 CMC §§ 2553 and 2557.

#### Section 1100.2 Purpose.

The purpose of these Regulations is to establish policies and procedures and to provide uniform standards for the control of public funds as mandated under Article X, Section 8 of the Northern Mariana Island Constitution.

#### Section 1100.3 Definitions.

- (a) "Commonwealth" or "CNMI" means Commonwealth of the Northern Mariana Islands, which lie within the area north of the 14 degrees north latitude, south of 21 degrees north latitude, west of 150 degrees east longitude and east of 144 degrees longitude, as extended by the Marine Sovereignty Act (commencing at Section 1101 of Title 2 of the Commonwealth Code).
- (b) <u>Department</u>. Department of Finance of the Government of the Commonwealth of the Northern Mariana Islands.
- (c) <u>Director</u>. "Director" means the Director of Finance and Accounting of the Department of Finance or his designee.
- (d) <u>Division</u>. "Division" means the Division of Finance and Accounting of the Department of Finance.
- (e) Expenditure. "Expenditure" means a payment, distribution, loan advance, deposit, or gift of money or anything of value.
  - (f) Finance. "Finance" means the Department of Finance of the CNMI.
- (g) <u>Finance and Accounting</u>. "Finance and Accounting" means the Division of Finance and Accounting of the CNMI.
- (h) <u>Government Employee</u> means an individual who is an employee of the Commonwealth government, whether part-time or full-time.
- (i) <u>Government Official</u> means any person holding any elected office of the Commonwealth; a mayor or municipal council member; a Department Head, Activity Head and their deputies; Judges of the Commonwealth Judiciary; any CNMI government official with expenditure authority who is authorized by law to administer, obligate, or expend funds; or any appointed, non-employee member

NUMBER 03

of the Commonwealth government, including members of the boards, commissions, and task forces.

- (j) Government Vehicle means all motor vehicles: (1) as defined in the CNMI Vehicle Code, 9 CMC section 1102(w); (2) owned or leased by the CNMI government; (3) vehicles purchased or leased from federal funds where the CNMI government is the grantee; and (4) does not include privately owned or leased vehicles or any other vehicle rented by government employees or government officials on a day-to-day basis during intra-island and off-island travel.
- (k) Individual. Unless otherwise provided, a natural person, an estate (including a bankruptcy estate established under the United States Code), a trust, or a fiduciary acting for a natural person, trust, or estate.
- (l) Official Representation. The term means the authority to expend public funds as authorized by appropriation without further approval from the Legislature through enactment of an appropriation act. The only persons authorized to incur expenses for official representation without prior approval are the Governor, Lieutenant Governor, Mayor of Saipan, Mayor of Rota and Mayor of Tinian, members of the Legislature, and any other government officials authorized by law.
- (m) Official Representation Documentation Form (DOF-OR Form). Department of Finance form for submittal of Official Representation expenditures.
- (n) Official Justification Documentation Form (DOF-OJ Form). Department of Finance form for submittal of Official Justification expenditures.
- (o) Person means any individual, firm, corporation, company, joint venture, association, partnership, receiver, club, syndicate, cooperative association, or any other entity.
- (p) Private Vehicle means motor vehicles which are (1) privately owned or leased by government employees or government officials; (2) any other vehicle rented by government employees or government officials on a day-to-day basis for government on-island use; (3) does not include vehicles rented by government employees or government officials on a day-to-day basis during intra-island and off-island travel; (4) does not include Government Vehicles.
- (q) Procedure for Official Representation Delegation of Authority to Incur Expenses. The procedure in which elected officials designated under the definition in sub-section (l) "Official Representation" may authorize other CNMI Government employees to incur expenses for official representation on their behalf as described in Section 1100.10 of these regulations.
- (r) Public Purpose. The term, "Public Purpose," means "public purpose" as defined under Public Law 11-84, to writ: shall include, but not be limited to, any purpose which meets one or more of the following criteria:
  - the benefits are equally available to the entire community; 1.
  - 2. the service or commodity supplied is one needed by a large number of the community pursuant to customs and traditions as applicable;

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- 3. the enterprise bears directly and immediately upon the public welfare;
- 4. the needs to be met by its nature requires a united effort under unified control and cannot be served well by separate individuals;
- 5. Where benefits accrue to individuals, the community has an interest in having those individuals benefitted (for example, sports teams, school and school-related activities, recognition of individuals and organizations, funerals, or other recognized cultural or community events);
- 6. the activity or service is in line with the historical development of the Commonwealth and with the general purpose of its constitution and laws;
- 7. a special emergency exists, such as may be brought about by war or public calamity, (for example, typhoons);
- 8. the expenditure is reasonably related to the operation of government or its objective in the promotion of the public health, safety, morals, general welfare, security, prosperity, and the contentment of a community of people or residents within the locality, (for example, fiestas and other community celebrations, expenses related to or hosting off-island visitors attending governmental events, meetings, conferences, or state funeral expenses).

To determine whether a specific appropriation or expenditure is for a public purpose the foremost test shall be whether it confers a direct benefit to a culturally or traditionally significant part of the community as opposed to an incidental or secondary benefit and whether the community has an interest in having the individual or individuals benefitted. Tradition and custom as well as the particular facts and circumstances of each case shall be taken into consideration when determining whether a public purpose is being served by a specific appropriation or expenditure. Each and every governmental, agency, departmental, commission, board, authority and public corporation official or employee with expenditure authority shall be governed by this test.

- (s) <u>Secretary</u>. The Secretary of the Department of Finance of the Government of the Commonwealth of the Northern Mariana Islands.
- (t) <u>Travel Authorization Form</u>. The Travel Authorization ("TA") Form is a form which includes the itinerary, purpose of the travel, authorized funding, and supporting documentation.
- (u) <u>Travel Voucher Form</u>. The Travel Voucher ("TV") Form is a CNMI government travel voucher form or other memorandum submitted to Finance and Accounting after the completion of the travel. The filing of the form or memorandum is mandatory when funds for travel allowances, per diem, honorarium, or other expenses have been approved and requested.

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#### I. DEPARTMENT OF FINANCE OFFICIAL REPRESENTATION POLICY

#### **Section 1100.4**

#### Policy for Official Representation Expenses and Other Expenses Incurred for Entertainment and Promotions.

It is the policy of the CNMI Government that official representation and government business should only occur in dignified establishments which are appropriate for the conduct of business matters.

- (A) <u>Documentation required</u>. Official Representation and Official Justification for entertainment and promotional expenses and other governmental business must be completely documented and must, at a minimum include (1) the name and position of persons entertained, (2) nature and purpose of the expense and its direct relationship to CNMI Government business, (3) description of matters discussed and (4) original receipts and supporting documents.
- Justification for Meeting Outside of Business Hours. In the case of official (B) representation and requirement for justification for CNMI agency officials and CNMI Government employees, an additional justification is required to explain why such meetings could not be accomplished at CNMI Government offices during normal business hours.
- (C) Justification Required for Off-Island Representation. Where off-island official representation is incurred for persons doing business with the CNMI Government, the justification should include the reasons why the persons entertained could not come to the CNMI. In the case where CNMI Government officials or employees are on a daily per diem allowance while incurring official representation or other travel, the value of the meals for the government officials or employees included in the entertainment expenses should be deducted from the entertainment expense when submitting the travel voucher, memorandum, or reimbursement request.
- (D) Examples of Expenditures that May Not Be Allowable. Because all official representation expenditures and other governmental expenses must be for a public purpose, the following are examples of expeditures which are not consistant with the NMI Constitution mandate that an expenditure of public funds be only for a public purpose; therefore they will be routinely rejected if submitted for reimbursement.
  - (1) Generally, requests for payment or reimbursement for personal items such as food or clothing, personal membership fees, and contributions in cash or donation of any tangible or intangible item or product to individuals [other than those which meet the definition of "Public Purpose" in section 1100.3 (r)] are examples of expenditures that are not considered for a public purpose. The above items may be considered personal in nature, and must be thoroughly justified on the Official Representation (DOF-OR Form) or Justification Documentation (DOF-OJ Form).

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- (2) Canopy rental fee for "matai" funeral and wake is allowable under public purpose, providing that the service is publicly advertized and open to the public in general; however, canopy rental for private functions such as, by way of illustration, not limitation, weddings, christenings, bridal showers, house blessings, birthday parties, picnics, private or "novena" parties, Christmas parties, New Year's parties, and organizational fund raisers are each considered personal expenses, not for a public purpose, since such expenditures benefit only a few, provide neither direct nor substantial benefit to the public welfare, and are without benefit to taxpayers in general. Requests for payment and reimbursement of canopy rental or similar expense or payment to an individual family or group for other than a "matai" funeral will be classified as personal in nature, not for a public purpose, and must be thoroughly justified on the DOF-OR Form or DOF-OJ Form if reimbursement is to be made.
- (3) Requests for payment and reimbursement of office equipment, supplies, services, and other purchases subject to the procurement regulations must comply with CNMI Procurement Regulations, otherwise the payment or reimbursement is not allowable.
- (4) Requests for payment and reimbursement of travel expenditures for government officials and employees including but not limited to airline tickets, hotel accommodations, and meals must comply with the existing Government Policy for Official Travel, otherwise the payment or reimbursement is not allowable and will not be made. Under no circumstances will the CNMI pay for expenses already provided for under official government travel authorization.
- (5) Requests for payment and reimbursement of travel expenditures for individuals for medical treatment not covered by the CNMI medical referral program including but not limited to airline tickets, hotel accommodations, meals, gifts, and related expenses are considered personal, not for a public purpose, since such expenditures benefit only a few, provide neither direct nor substantial benefit to the public welfare, and are without benefit to taxpayers in general and therefore not allowable.
- (6) Requests for payment and reimbursement of travel expenditures for individuals, not government employees, including but not limited to airline tickets, hotel accommodations, gifts, meals and related expenses are generally considered personal in nature, not for a public purpose, and must be thoroughly justified on the DOF-OR Form or DOF-OJ Form if reimbursement is to be made.
- (7) Requests for payment and reimbursement for private individual's utility: water, electricity, gas, telephone, and similar payments are generally considered personal in nature, not for a public purpose, and are not allowable. This provision does not apply to funds properly appropriated by the Legislature and budgeted for payments of utilities.
- (8) Requests for payment and reimbursement for sponsorship of CNMI

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sports teams and other delegations may be allowable if sanctioned by the head of the organization and justified on the DOF-OJ Form or DOF-OR Form as beneficial to the whole community prior to such travel being undertaken.

(9) Requests for payment and reimbursement for fundraising activities for private individuals or groups are generally considered personal in nature and must be thoroughly justified on the DOF-OJ Form or DOF-OR Form as being beneficial to the whole community.

#### **Section 1100.5**

Official Representation and Justification Documentation Forms. In order to help document official representation and other governmental expenditures, the CNMI Government has devised forms called the "Official Representation Documentation Form (DOF-OR Form)" and the "Official Justification Documentation Form (DOF-OJ Form)" which set forth the minimum applicable requirements to adequately support payment or reimbursement of expenses for official representation and other expenses requiring justification. Those persons either charging or submitting claims for payment or reimbursement of official representation and other items requiring justification must complete the applicable form and attach it to their copies of vendor receipts. In this way all pertinent details concerning the basis for the expense will be documented and available for review by any examining authority. DOF may require additional information if necessary.

#### **Section 1100.6**

<u>Unallowable or Undocumented Official Representation and Other Expenditures.</u> Unallowable or undocumented official representation and other expenditures will not be reimbursed or paid by the CNMI Government. In cases where payments for such unallowable or undocumented expenses have been made from CNMI Government funds such as travel or other advances, imprest funds or other government funds, the responsible party who incurred the expense will pay or reimburse the CNMI Government for these expenditures. If not paid in a timely manner, such costs may be recovered, after notice, through payroll deductions, or other means authorized by law.

## II. <u>DEPARTMENT OF FINANCE OFFICIAL REPRESENTATION AND OFFICIAL JUSTIFICATION PROCEDURES</u>

#### **Section 1100.7**

<u>Procedure for Processing</u>. The staff of Finance and Accounting will review vendor billings and receipts covering items of official representation, and other items requiring a justification prior to payment or reimbursement by the CNMI Government for items such as entertainment, celebrations, business luncheons, meals, gifts, fiestas, funerals, school-related expenses, sports teams, or promotional activities. All documentation is subject to verification for completeness. The person incurring such expenses is responsible for the preparation and submission of an "Official

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Representation Documentation Form" (DOF-OR Form) or an "Official Justification Documentation Form" (DOF-OJ Form) which details all the pertinent information to justify either payment or reimbursement of the expense. As such expenses are incurred, the person incurring such expenses must prepare one of these forms and attach it to all supporting documentation and submit it to the Division of Finance and Accounting. This form is matched to the vendor statement and related invoices and reviewed for completeness as to all pertinent details. If it is determined to be incomplete, the Director of Finance and Accounting is advised and the person submitting the form will be sent a memorandum detailing the deficiencies and potential personal liability if the incomplete form is not revised or not corrected. If the form is complete, it is attached to the vendor statement/invoice as additional supporting documentation of the expense. The procedure is the same in the case of a person submitting an expense report and claiming reimbursement of an expense for official representation or official justification.

#### **Section 1100.8**

#### Procedure for Disallowance and Collection of Official Representation and Other Expenditures.

When an official representation or other expenditure is unauthorized or has not been properly supported, the request for payment or reimbursement will be disallowed. In the case where the expenditure has been paid, the government official or employee who incurred the expense will be notified and required to promptly repay or reimburse the CNMI Government. If payment or reimbursement has not been made within thirty (30) days of notification of liability, notice of payroll deduction will be sent indicating that deduction will occur from any paycheck and/or other reimbursement due to the government official or employee until the obligation is repaid in full. If still unpaid, then payroll deduction will begin on the next pay period.

#### Section 1100. 9

Forms for Official Representation and Justification Documentation. The Official Representation Documentation Form (DOF-OR Form) and Official Justification Documentation Form (DOF-OJ Form) are as proscribed and from time to time may be modified or amended by the Secretary of Finance. No substitute form will be accepted.

#### Section 1100.10

Procedure for Official Representation Delegation. Elected officials designated under the definition in section 1100.3(1), "Official Representation" may authorize other CNMI Government employees to incur expenses for official representation on behalf of the elected official by providing written approval to the employees prior to the employee undertaking such representation with such written approval specifically stating the reason that the employee will incur the official representation expense, the names and positions of persons to be entertained and date(s) of entertainment. The delegations to incur official representation expenses should be authorized on a case by case basis and the written approvals included as part of the supporting documentation for the expense. The delegation will be reviewed and accepted or rejected by the Office of the Secretary of Finance on the same terms and conditions as if the form had been submitted directly by the elected official.

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#### III. DEPARTMENT OF FINANCE POLICY AND PROCEDURE FOR USE OF PERSONAL VEHICLE FOR GOVERNMENT BUSINESS

#### **Section 1100.11**

Reimbursement Procedure for Use of Personal Vehicle for Government Business. The Department of Finance will reimburse expenses for private vehicles as defined in section 1100.3(p) used for government business under the standard mileage rate method. The department does not reimburse vehicle expenses for government-owned vehicles or heavy equipment vehicles. This method does not include reimbursement for fuel, oil, fluids, repairs, labor, maintenance, car payments, rental or lease payments, depreciation, insurance, tires, license or similar fees, parking fees, moving or parking violations, car wash expenses, loan interest, taxes or other interest paid on the vehicle.

#### **Section 1100.12**

Standard Mileage Rate Method. The standard mileage rate is the rate established by the Secretary of Finance for each mile of government use. The government official or employee shall submit to Finance and Accounting a request approved by the appropriate department or activity head for mileage reimbursement for private vehicles used for government business along with a copy of a properly filled out vehicle log record with an original signature for the period covering the reimbursement.

#### **Section 1100.13**

Vehicle Log Records: Except for vehicles assigned to and used by official government guests; emergency vehicles used by the Department of Public Safety, Civil Defense, Commonwealth Utilities Corporation, or Department of Public Health; and other authorized law enforcement officers, all other vehicles shall be equipped with continuous vehicle trip log forms at all times when in use by government officials or employees.

- The government official or employee who requests reimbursement for government use of a private vehicle shall prepare and keep a vehicle log book which shall be maintained by the operator of the private vehicle used for government use and which shall provide basic trip information such as date, time, places of travel, purpose of travel, beginning and ending speedometer readings, total miles driven, the signature of the vehicle operator and vehicle identification data.
- (b) These log forms shall be placed in every government vehicle and private vehicle used for government use and maintained by the vehicle operator.
- Monthly, the government official or employee shall account for the accuracy of the (c) log forms, sign the log sheets, and transmit a copy of the log when requesting reimbursement of expenses of private vehicles used for government use.

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(d) Failure to maintain these records will be grounds for refusal for reimbursement of expenses for private vehicles used for government use.

#### **Section 1100.14**

#### Severability.

If any provision of these regulations shall be held invalid by a court of competent jurisdiction, the validity of the remainder of the regulations shall not be affected thereby.

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#### Board of Directors



## PROPOSED ELECTRIC SERVICE REGULATIONS LINE EXTENSION REGULATIONS

Citation of

Statutory Authority:

These regulations have been proposed by the Board of Directors

of the Commonwealth Utilities Corporation (CUC) pursuant to

Public Law 4-47 (4 CMC § 8111 et seq.), as amended.

Short Statement of Goals

and Objectives:

These regulations amend CUC's Line Extension Regulations and

provide for contribution payments by subsequently connected

customers to line extensions paid for by prior customers.

For Further

Information:

Timothy P. Villagomez, CUC Executive Director

Telephone:

(670) 235-7025-32, Extension 106 or 107

Date: 3/9/00

Facsimile:

(670) 265-6145

Citation of Affected Rules

and Regulations:

Commonwealth Utilities Corporation Electric Service

Regulations, Part 7, Vol. 10, No. 9, Commonwealth Register,

September 15, 1988, as amended.

Submitted by:

Board Chairperson

. .

Attachment: Proposed Amendment to CUC Electric Service Regulations, Line Extension

Regulations





#### **PUBLIC NOTICE**

#### PROPOSED ELECTRIC SERVICE REGULATIONS AMENDMENT

The Board of Directors of the Commonwealth Utilities Corporation ("CUC") hereby propose to promulgate regulations supplementing the Line Extension Policy in its Electric Service Regulations. The proposed supplement is promulgated under the authority set forth in the CUC Act, Public Law 4-47 (4 CMC § 8111 et seq.), as amended, and the Commonwealth Administrative Procedure Act, 1 CMC § 9101 et seq.

The proposed supplement to CUC's Line Extension Policy shall provide for contribution to customers who pay for line extensions by subsequent customers connecting to such extension.

The proposed supplement is published in the Commonwealth Register, and copies may be obtained from the CUC Executive Director's Office located at Joeten Dandan, Saipan, or by mail at P. O. Box 501220, Saipan, MP, 96950-1220.

Anyone interested in commenting on the proposed supplement to the Line Extension Policy may submit written comments to CUC's Executive Director within thirty (30) days from the date this notice is published in the Commonwealth Register.

Issued by: ROSARIO M. ELAMETO
Board Chairperson

Received by: JOSE I DELEON GUERRERO
Governor's Special Assistant for Administration

Filed by: SOLEDAD SASAMOTO
Registrar of Corporations

Date: 3/9/00

Date: 3/16/00

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

CNMI Attorney Ceneral's Office.

HERBERT SO

ATTORNEY GENERAL, TEMPORARY

Date: 3 14 00





#### **NUTISIAN PUPBLIKU**

#### I MAPROPOPONE NA AMENDASION GI REGULASION SETBISION ELECTRISIDAT

I Board of Directors para i Commonwealth Utilities Corporation ("CUC"), ginen este ha propopone mamatinas regulasion para u manadañai mas i Areklamenton Line Extension gi Regulasion Setbisiun Elektrisidat. I mapropone mas na manadañai machogue' sigun gi aturidat papa Akton CUC, Lai Pupbliku 4-47 (4 CMC papa seksiona 8111 et seq.), ni ma amenda, yan i Commonwealth Administrative Procedures Act, 1 CMC papa seksiona 9101 et seq.

I mapropopone siha na supplement gi Areklamenton CUC Line Extension para u prubiniyi kontribusion apas para ayu siha na kastuma i esta hagas ma apase i line extension ginen i manatatte siha na kastuma ya manman halla' ginen ayu lokkue' na extension.

I mapropopone man manadañai mapublika gi Rehistran Commonwealth. Guaha kopian este na prinipone para hayi malago mañule gi Ofisinan Direktot Eksekatibun CUC giya Joeten Dandan, Saipan, osino ginen i mail gi P. O. Box 501220, Saipan, MP, 96950-1220.

Hayi malago mamatinas komento pot este i priniponen manadañai i Areklamenton Line Extension, siña ha satmiti halom gi tinige' guatu para i Direktot Eksekatibu para CUC halom trenta (30) dia despues di mafecha yan mapublika este na nutisia gi Rehistran Commonwealth.

Linaknos as:	ROSARIO M. ELAMETO	Fecha:	3/9/00	
	Board Chairperson			
Rinisibi as:	JOSE/I./DELEON GUERRERO Governor's Special Assistant for Administration	Fecha:	2/11/2000	
Ma file as:	SOLEDAD B. SASAMOTO Rehistradoran Kotporasion	Fecha:	3/16/00	
Sigun gi 1 CMC papa seksiona 2153, ni inamenda ni Lai Pupbliku 10-50, i areklamento yan regulasion siha ni chechetton guine esta manmaribisa yan apreba komu fotman ligat yan sifusiente ni Ofisinan Attorney General giya CNMI.				
HERBERT SO ATTORNEY	OLL GENERAL, TEMPORARY	Fecha:		





#### ARONGORONGOL TOULAP

POMWOL LLIIWEL MELLÓL ALLÉGHÚL ALILLISIL ELECTRIC

Board of Directors mellól Commonwealth Utilities Corporation ("CUC") eghal pomwoli reel ebwe atééw ló allégh kkaal ikka ebwe lo bwe peighil ngali mille Line Extension Policy mellól yaal alléghúl alillisil electric. Pomwol lliiwel kkaal ikka ebwe lo bwe peighil nge ebwe akkatééló sángi bwángil iye e lo llól CUC Act, Alléghúl Toulap (PL) 4-47 (4 CMC § 8111 et seq.) iye a lliiwel, bwal Commonwealth Administrative Procedures Act, 1 CMC § 9101 et seq.

Reel pomwol kkaal ikka ebwe lo bwe peighil ngali CUC Line Extension Policy ebwe ayoora contribution ngaliir customers kka re abwóssuuw mille line extension ikka rebwal attabweer customers kka rewal appasch ngali tappal extension yeel.

Reel pomwol kkaal ikka ebwe lo bwe peighil nge a published mellól Commonwealth Register, bwal kopiyal nge emmwel ebwe bweibwogh mereel Bwulasiyol CUC Executive Director iye e lo Joeten Dandan, Seipél, ngare afanga ngali P. O. Box 501220, Saipan, MP, 96950-1220.

Iyo ye e tipeli ebwe isisilong yaal aiyegh ngare mángemáng bwelle reel pomwol kkaal ikka ebwe lo bwe peighil ngali mille Line Extension Policy nge ebwe isch ngali Executive Director llól ótol eliigh rál sángi rál la e published mellól Commonwealth Register.

SWITH A

Mereel:	ROSARIO M. ELAMETO	Rál:	3/9/00	
	Board Chairperson		( '	
Bwughiyal:	JOSE I DELEON GUERRERO	Rál:	3/16/2000	
	Governor's Special Assistant for Administration			
Isáliyal:	SOLEDAD B. SASAMOTO Registrar of Corporations	Rál:	3/16/00	
Sángi 1 CMC § 2153, iye a lliiwel mereel Alléghúl Toulap (PL) 10-50, allégh kkaal ikka a appasch nge atakkal amweri me alúghúlúgh mereel Bwulasiyol CNMI Attorney General.				
HERBERT S	OLL GENERAL, TEMPORARY	Date:		

#### COMMONWEALTH UTILITIES CORPORATION

#### PROPOSED AMENDMENTS TO

#### **ELECTRICAL SERVICES REGULATIONS**

**SECTION 1:** In accordance with Public Law 4-47, as amended, a new Part 7.6 is proposed for addition to the Commonwealth Utilities Corporation Electric Service Regulations:

Part 7.6 CUC shall annually depreciate extensions of electrical service constructed at a customer's expense over a five-year period. Should a subsequent customer connect to an extension of electrical service, or any part thereof, constructed at a previous customer's expense, such subsequent customer shall pay CUC the share of the depreciated value of the extension of electrical service used by the subsequent customer. CUC shall credit the amounts received from the subsequent customer to the account o the previous customer.

MARCH 20, 2000



### 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

#### PUBLIC NOTICE OF ADOPTION OF DEPARTMENT OF COMMERCE RULES OF PRACTICE AND PROCEDURE UNDER THE AUTHORITY OF 1 CMC § 2454, EXECUTIVE ORDER 94-3 BY THE DEPARTMENT OF COMMERCE

Secretary of the Department of Commerce Commonwealth of the Northern Mariana Islands, in accordance with 1 CMC § 2454 and Executive Order 94-3, proposed DEPARTMENT OF COMMERCE RULES OF PRACTICE AND PROCEDURE at Commonwealth Register, vol. 22, no. 1, at 17031-35 (January 15, 2000). The proposed rules pertain to rules of practice and procedure in the Department of Commerce.

Copies of these Rules of Practice and Procedure in the Department of Commerce are available and may be obtained from the Department of Commerce, P.O. Box 10007, Saipan, MP, 96950.

3-10-00

FRANKIE B. VILLANUEVA

Secretary, Department of Commerce

Filed by:

3/16/00 Date

SOLEDAD B. SASAMOTO

Registrar of Corporations

Certification of Compliance with Directive No. 183:

DELEON GUERRERO

Governor's Special Assistant

For Administration

Certification by Office of the Attorney General:

HERBERT

ATTORNEY GENERAL, TEMPORARY

Pursuant to 1 CAC :153 as amended by PL 10-50 the rules and regulations attached hereto have oven reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office,

VOLUME 22

NUMBER 03

AssisMARKETTPOY2000erar Elliott A. Sattler

Substitution all expensions

# OPTICIAL SEAL

## **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

## NUTISIAN PARA I PUPBLIKU POT I ADAPTASION SIHA PARA I REGULASION YAN AREKLAMENTON "DIPATTAMENTON COMMERCE" GI PAPA' AOTORIDAT I 1 CMC § 2454, OTDEN EXSAKATIBU 94-3 GINEN I DIPATTAMENTON I COMMERCE

I Secretariu I Dipattamenton i Commerce gi Commonwealth of the Northern Mariana Islands, sigun i 1 CMC § 2454, Otden Exsakatibu 94-3, ha propoposa adaptasion para i Regulasion Yan Areklamenton "Dipattamenton Commerce" gi Commonwealth Register, vol. 22, no. 1, gi 17031-35 (January 15, 2000). I mapropoposa na adaptasion tiniteka i "Areklamenton Nui Para Mapraktika gi Halom i Department of Commerce gi Duranten Inekogok Apela Yangin Siakasu Madesapreba Aplikasion Bisnes Para Kometsio."

Kopian i "Areklamenton Nui Para Mapraktika gi Halom i Department of Commerce gi Duranten Inekogok Apela Yangin Siakasu Madesapreba Aplikasion Bisnes Para Kometsio" guaha yan sina machuchule' gi Department of Commerce, P.O. Box 10007, Saipan, MP 96950.

3-10-00	of the same
Fecha	FRANKIE B. VILLANEUVA
	Secretaria, Dipattamenton Commerce
3/16/00	Ly pur
Fecha	SOLEDAD B. SASAMOTO
	Ha file i Registrar of Corporations
Settifikasion i Compliand	ce yan Direktibu No. 183:
Mu / 8000	X/M
Fecha	JOSE 7. DELEON GUERRERO
	Espediat Assistant i Gobietnu
	para Administration
Settifikasion i Ofisinan	i Attorney General:
Fecha	HERBERT D. SOLL
	ATTORNEY GENERAL, TEMPORARY

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### **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

## AROGORONGOL TOWLAP REEL ADOPTION-UL LLIIWEL MELLOL OWTUL ALLEGHUL HEARINGS MEREEL BWANGIL 1 CMC § 2454, ME OTDEN EXSAKATIBU 94-3 SANGI DIPATAMENTOOL COMMERCE

Secretariu Dipatamentool Commerce mellol Commonwealth of the Northern Mariana Islands ("CNMI"), sangi bwangil 1 CMC § 2454, me Otden Exsakatibu 94-3 nge ebwe ayoora illiiwel mellol owtol ALLEGHUL HEARINGS i ye llol Commonwealth Register, vol 22, no. 1, me 17031-35 (Eneru 15, 2000). Lliiwel kkaal nge e ghil ngali Mwoghutughutul me Ffeer Reel Alleghul Hearings.

Kkopiyaal Mwoghutughut me Ffeer Reel Alleghul Hearings, nge emmwel schagh bwe aramas ebwelo bweibwogh mellol Depatamentool Commerce, P.O. Box 10007, Saipan, MP 96950.

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	HERBERT D. SOLL ATTORNEY GENERAL, T	'EMPORARY		Ral



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#### CERTIFICATION

I, Frankie B. Villanueva, Secretary of the Department of Commerce, which promulgated the amendments to the Department of Commerce Hearing Regulations as hereinabove set forth, by signature below I hereby certify that such regulations are a true, complete, and correct copy of the amendments to the Department of Commerce Hearing Regulations formally adopted by the Department of Commerce. I hereby declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the day of March, 2000 at Saipan, Commonwealth of the Northern Mariana Islands.

Frankie B. Villanueva

gecretary, Department of Commerce

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