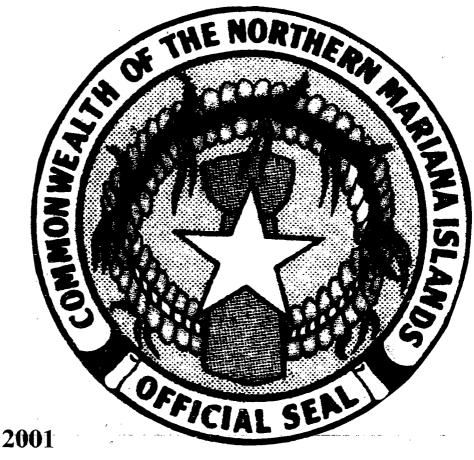
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS SAIPAN, MARIANA ISLANDS

VOLUME 23 NUMBER 04



APRIL 23, 2001

COMMONWEALTH

REGISTER

COMMONWEALTH REGISTER

VOLU**ME** 23 NUMBER 04 APRIL 23, 2001

TABLE OF CONTENTS

PROPOSED AMENDMENTS OF RULES AND REGULATIONS:	
Proposed Amendments to Part 8.8 of the Airport Rules and Regulations COMMONWEALTH PORTS AUTHORITY	17826
ADOPTED RULES AND REGULATIONS:	
Adopted Rules and Regulations Regarding Safety Helmets, Pursuant to Public Law 3-61, 9CMC Subsection 5703 DEPARTMENT OF PUBLIC SAFETY	17834
Adopted Rules and Regulations of Repeal and Reenactment to Customs Regulations Regarding Customs, Immigration and Quarantine (CIQ) Charges DEPARTMENT OF FINANCE	17835
Adoption of Amendments to the Seaport Terminal Tariff (Part VI, Subpart H, Public Parking Fee for Frequent Commuter) COMMONWEALTH PORTS AUTHORITY	17838
Adoption of Amendments to Parts 12.3 (Departure Facility Service Charge) and and 12.15 (Public Parking Fee) of the Airport Rules and Regulations COMMONWEALTH PORTS AUTHORITY	17842
EMERGENCY RULES AND REGULATIONS:	
Emergency and Adoption of Amendments to the Non-Commercial Fish and Wildlife Regulations DEPARTMENT OF LANDS AND NATURAL RESOURCES	17846



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

PUBLIC NOTICE

PROPOSED AMENDMENT TO PART 8.8 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 public notice of its intention to amend Part 8.8 (Gambling) the Airport Rules and Regulations. As amended, Part 8.8 would instead allow the operation of gambling and amusement devices at the airports of the Commonwealth, to the extent authorized by law and to the extent that such activity does not contravene any pre-existing contractual rights and obligations.

All interested persons may examine the proposed amendment and submit written comments, position, or statement for or against the proposed amendment to the Executive Director, Commonwealth Ports Authority, Saipan International Airport, P. O. Box 501055, Saipan, MP 96950, no later than thirty (30) calendar days following the date of publication of this Notice.

Dated this 21st day of Mariana, 2001, at Saipan, Northern Mariana Islands.

COMMONWEALTH PORTS AUTHORITY

By: CARLOS H. SALAS

Executive Director

Proposed Amendment to Part 8.8 of The Airport Rules and Regulations Page 2 of 2

Pursuant to 1 CMC §2153, as amended by Public Law 10-50, the rules and regulations which proposes to amend Part 8.8 (Gambling) of the Airport Rules and Regulations, a copy of which is attached hereto, have been reviewed and approved by the CNMI Attorney General's Office.

HERBERT D. SOLL Attorney General

ElliotEattler

Assistant Attorney General

Date: HPul 11, 2001

RECEIVED BY:

JOSE I. DELEON GUERRERO Special Assistant Administration

Date: SU(1/1)

FILED BY:

SOLEDAD B. SASAMOTO Registrar of Corporations

Date: 4/11/0/

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

NUTISIAN PUPBLIKU

MAPROPOPONI AMENDASION PARA PATTE 8.8 GI AREKLAMENTO YAN REGULASION I BATKON AIRE

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC § 2122(j), yan sigun gi prubinsion siha gi 1 CMC § 9102, 9104(a), yan 9105, ginen este ha nutitisia I pupbliku put i intension-niha para u amenda Patte 8.8 (Gambling) gi Areklamento yan Regulasion i Plasan Batkon Aire. Sigun gi ma'amendi, Patte 8.8 para usedi i operasion put gambling yan amusement devices gi plasan batkon aire siha gi Commonwealth, sigun gi initerisa ni lai yan sigun gi aktibidat, komo ti a kontradisi hafa siha na kontrata, direcho, yan obligasion ni esta guaha.

Todu man-interesante siha na petsona sina ma'eksamina i manma'propopone siha na amendasion yan sina mansatmiti halom tinige na komentu, pusision, osino sinangan kinentra pat ahi, put i manma'propopone siha na amendasion, guatu gi i Direktot Eksekatibu, Commonwealth Ports Authority, Saipan International Airport, P. O. Box 501055, Saipan, MP 96950, ti u mas di trenta (30) dias despues di mapublika este na nutisia.

Ma fecha gi mina 21st na dia guine na mes i Mavel, 2001 giya Saipan, i Sangkattan siha na Islas Marianas.

COMMONWEALTH PORTS AUTHORITY

Ginen as:

CARLOS H. SALAS Direktot Eksekatibu Mapropoponi na Amendasion gi Patte 8.8 gi Regulasion i Plasan Batkon Aire Pajina Dos

Sigun gi 1 CMC §2153 ni inamenda ni Lai Pupbliku 10-50, i areklamento yan regulasion siha ni mapropopone para u amenda Patte 8.8 (Gambling) gi Areklamento yan Regulasion Plasan Batkon Aire, un kopia mana-chechetton guine, esta man-ma'ribisa yan maapreba nui i CNMI Ofisinan i Attorney General.

Herbert D. Soll **Attorney General**

Gi As: /s/ Elliot Sattler Assistant Attorney General	Date:4/11/01
Rinisibi as:	Ma file as:
\mathcal{M}	mile
JOSE / DELEON GUERRERO	SOLEDAD B. SASAMOTO
Special Assistant for Administration	Rehistradoran Kotporasion
Fecha: 04/1/01	Fecha: 4(11/0/

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

ARONGORONGOL TOULAP POMWOL LLIIWEL MELLÓL PEIGH 8.8 REEL ALLÉGHUL LLOL AIRPORT

Commonwealth Ports Authority, bwelle reel fféérúl allégh sángi aileewal iye e lo faal 2 CMC § 2122(j), me eghol mereel aileewal 1 CMC § 9102, 9104(a), me 9105, ekke arongooar toulap reel igha epwoppwomwoli ebwe fféér lliiwel mellól Peigh 8.8 (Gambling) llol Alleghúl Airport. Igha a lliiwel, Peigh 8.8 nge ebwe far ayooráátá mwóghútughútúl gambling bwal amusement devices llól airport mewóól Commonwealth, ngáli tool bwángil allegh me ngáli tool bwe tappal féfféér kkaal nge essóbw feerey meta kka a fasil yoor reel mille contractual rights me obligations.

Alongeer aramas kka re tipeli rebwe amweri pomwol lliiwel kkaal me ischilong yaar mangemang ngare aiyegh reel igha e tipeli me ngare ese tipeli pomwol allegh kkaal nge ebwe akkafang ngali Executive Director, Commonwealth Ports Authority, Saipan International Airport, P. O. Box 501055, Saipan, MP 96950, nge essóbw aluuw ló eliigh rál mereel rál la e published arong yeel.

Rál (2) st llól maram ye March (2001, mewóól Séipél, Metawal Wóól Falúwal Marianas.

COMMONWEALTH PORTS AUTHORITY

Mereel:

Carlos H. Salas Executive Director Bwelle reel 1 CMC § 2153, iye a lliiwel, sángi aileewal Alléghúl Toulap/Public Law 10-50, Pomwol Allégh kkaal nge ebwe liweli Peigh 8.8 (Gambling) mellól Alléghúl Airport. Copy kkaal ikka e appasch nge atakkal amweri me alúghúlúgh mereel Bwulasiyol CNMI Attorney General.

Herbert D. Soll Attorney General

/s/	Rál: 4/11/01
By Elliot Sattler	
Assistant Attorney General	
Bwughiyal:	Isáliyal:
	motor
Jose I. Deleon Guerrero	Soledad B. Sasamoto
Special Assistant for Administration	Registrar of Corporations
Rấi: 04/14/•/	Rál: 4/1/0/

PROPOSED AMENDMENT TO PARTS 8.8 OF THE AIRPORT RULES AND REGULATIONS

Citation of Statutory Authority:

The Commonwealth Ports Authority (CPA) proposes to amend Part 8.8 of its Airport Rules and Regulations in order to allow the operation of gambling and amusement devices at the airports of the Commonwealth, to the extent authorized by law and to the extent such activities do not contravene any pre-existing contractual rights or obligations. The proposed amendment is being promulgated pursuant to CPA's rule-making authority under 2 CMC § 2122(j) and 1 CMC §9102, 9104(a), and 9105.

Short Statement Goals and Objectives: CPA wishes to diversify its non-aviation revenue sources by allowing gaming and amusement activities at the airports of the Commonwealth. Aviation revenues have declined during the past three (3) years due to the Asian economic crisis which crippled the economy of the Commonwealth. By allowing gambling and amusement devices at the airports, CPA will have other sources of revenue needed for airport operations and maintenance expenses, and for servicing its airport revenue bond payment obligations.

Brief Summary Of Goals and Objectives:

The proposed amendments would remove the prohibition on the operation of gambling and other amusement devices at the airports of the Commonwealth. The amendment would allow CPA to award concessions for the operation of gambling and amusement devices at the airports, particularly on Tinian and Rota, and would hopefully stimulate CPA's non-aviation revenue generation. As amended, the regulations would still honor existing contractual obligations with respect to the DFS Master Concession Agreement.

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 § 2111 (CPA is a self-sustaining agency); 2 CMC § 2122 (power to regulate port operations); 2 CMC § 2174 (generation and use of revenue for port activities); Airport Rules and Regulations, Part 8.8: Gambling, published in Vol. 14, No. 8 of the Commonwealth Register, dated August 15, 1992, and as subsequently amended thereafter.

PROPOSED AMENDMENT TO PART 8.8 OF THE AIRPORT RULES AND REGULATIONS

1. Part 8.8 of the Airport Rules and Regulations is hereby amended to hereafter read as follows:

8.8 Gambling

To the extent authorized by law and to the extent not prohibited by any existing contractual obligations, the Commonwealth Ports Authority (CPA) may authorize the operation of lawful gambling and amusement devices at any of the public airports under its jurisdiction to interested concessionaires, on such terms and conditions as the Authority may determine necessary or appropriate to govern such operation. Such conditions shall include, but shall not be limited to, the types of gambling and/or amusement devices permitted, the location and placement of such devices, access thereto, the hours of operation, the minimum qualifications that a concessionaire must have, and so forth.

2. The foregoing amendment shall become effective upon adoption by the CPA Board of Directors, in accordance with the Administrative Procedure Act.



Pedro P. Tenorio Governor

Jesus R. Sablan Lieutenant Governor

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Department of Public Safety



NOTICE AND CERTIFICATION OF ADOPTION OF REGULATIONS

REGARDING SAFETY HELMETS

PURSUANT TO PUBLIC LAW 3-61, 9CMC SUBSECTION 5703

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->120

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 Rules and Regulations Regarding Safety Helmets Pursuant to Public Law 3-61, 9 CMC Subsection 5703 (Safety Equipment) proposed as Regulations on February 9, 2001 and published in the Commonwealth Register Vol. 23 No. 02 on February 23, 2001 at pages 17628 through and including 17632 by signature below hereby certify that as published such Regulations are a true, complete and correct copy of the Regulations Regarding Safety Helmets, previously proposed by the Department of Public 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 day of April 2001 at Saipan Commonwealth of the Northern Mariana Islands.

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

NOTICE OF ADOPTION OF REPEAL AND REENACTMENT TO CUSTOMS REGULATIONS REGARDING CUSTOMS, IMMIGRATION AND OUARANTINE (CIO) CHARGES

WHEREAS, on January 10, 2001 the CNMI Secretary of Finance adopted on an emergency basis "Repeal and Reenactment to Customs Regulations Regarding Customs, Immigration and Quarantine (CIQ) Charges (hereinafter "Amended CIQ Regulations)", having been previously proposed in the Commonwealth Register Vol. 23, No. 1 on January 19, 2001 as Notice of Repeal and Reenactment to Customs Regulations Regarding Customs, Immigration and Quarantine (CIQ) Charges;

WHEREAS, the Amended CIQ Regulations were published in the CNMI Commonwealth Register of January 19, 2001 Vol. 23, No. 1 at pages 17621 - 17627; and,

WHEREAS, contemporaneous with the publication of the Amended CIQ Regulations, a notice and solicitation of public comment was also published in the Commonwealth Register; and,

WHEREAS, a period in excess of thirty days has elapsed since such publication and the CNMI Secretary of Finance has received no comments regarding the Amended CIQ Regulations, and good cause appearing;

By signature below, the Secretary of Finance gives notice that the CNMI Department of Finance has adopted, on a permanent basis, the "Amended CIQ Regulations" originally promulgated on an emergency basis January 19, 2001.

Frang Dec. Nulyun	Date: _	4/9/01
Lucy Dlg. Nielsen Secretary of Finance		
Filed by: Soledad B. Sasamoto	Date: _	4/11/01
Registrar of Corporations Received by: JOSE I DELEON GUERRERO	Date: _	04/17/01
Special Assistant for Administration		

Certification by the Office of Attorney General

Pursuant to 1 CMC §2153 as amended by P.L. 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.

HERBERT D. SOLI

Attorney General

Date: April 10, 2001

CERTIFICATION OF THE ADOPTION OF THE AMENDMENTS TO REVENUE AND TAX REGULATIONS NO. 2200

I, Lucy Dlg. Nielsen, Secretary of the Department of Finance which has promulgated the Amendments to the CIQ Regulations, by signature below, do hereby certify that such Amendments to the CIQ Regulations, as amended by publication commencing at page 17621 – 17627 of the Commonwealth Register, Vol. 23, No. 1, January 19, 2001, are a true, complete and correct copy of the Amendments to the CIQ Regulations adopted by the CNMI Department of Finance. I further request and direct that this certification and the Notice of Adoption be published in the Commonwealth Register.

I declare under penalties of perjury that the forgoing is true and correct and that this declaration was executed on the island of Saipan, Commonwealth of the Northern Mariana Islands.

Lucy Dlg. Nielsen Secretary of Finance

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

PUBLIC NOTICE ADOPTION OF AMENDMENTS TO PART VI COMMONWEALTH PORTS AUTHORITY TERMINAL TARIFF REGULATIONS

The Commonwealth Ports Authority, pursuant to its rule-making authority under 2 CMC §§ 9102, 9104 (a) and 9105, hereby gives notice that the proposed amendments to Part VI, Subpart (H), to the CPA Terminal Tariff Regulations which would provide for a Frequent Commuter Parking Permit Fee (annual and semi-annual), as published in the Commonwealth Register, Volume 23, Number 01, on January 19, 2001, at pages 17609 through and including 17613, were adopted by the CPA Board of Directors at its regular meeting on March 16, 2001, a quorum being present. No comments were received and the amendments were adopted without change. Copies of the new regulations may be obtained from the Office of the Executive Director, Commonwealth Ports Authority, Saipan International Airport or by mail at P. O. Box 501055, Saipan, MP 96950.

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

Issued by:	Chalis	4-03-2001
	Carlos H. Salas, Executive Director	Date
Received by: _	VA/M	04/11/0)
J	ose I. Deleon Guerrero Special Assistant for Administration	Date
Filed and Recorded by:	my	4/12/01
,	Soledad B. Sasamoto Registrar of Corporations	Date

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

NUTISIAN PUPBLIKU MA'ADOPTA I AMENDASION GI PATTE VI COMMONWEALTH PORTS AUTHORITY REGULASION I TERMINAL TARIFF

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC §§ 9102, 9104 (a) and 9105, gien este ha nutitisia i pupbliku na i maproponi na amendasion gi Patte VI, Subpart (H), gi papa i CPA Terminal Tariff na Regulasion ni para u prubeni yi put apas parking (kada sakan yan i dos biahe gi sakan) para i sesu mankarera, sigun gi mapupblika gi Commonwealth Register, Volume 23, Numberu 01, gi dia Eneru 19, 2001, gi pajina 17609 asta 17613, ma'adopta ni i CPA Board of Directors gi regulat na juntan niha gi Matsu 16, 2001, a quorum manpresenti. Taya kumento ma resibi ya i amendasion siha manma'adopta ya taya tinilaika. Kopian este i nuebu na regulasion siha sinia man'machule gi Ofisinan i Direktot i Exeketibu, gi Commonwealth Ports Authority, Saipan International Airport pat sino gi mail gi P. O. Box 501055, Saipan, MP 96950.

I man'maadopta na regulasion siha para ufan-efektibu dies (10) dias dispues di ma'pupblika este na Nutisia gi Commonwealth Register.

Ma Issued Gi As:	Alli'	4-03-2001
A.	Carlos H. Salas, Executive Director	Date
Ma Resibi Gi As:	V//m	04/12/01
	Jose I. Deleon Guerrero Special Assistant for Administration	Date
Ma Filed yan C Recorded Gi As:	mod	4/12/01
	Soledad B. Sasamoto Registrar of Corporations	Date

COMMONWEALTH REGISTER

VOLUME 23 NUMBER 04

April 23, 2001

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

ARONGORONGOL TOULAP REEL ADOPTION-NUL IGHA E YOOR POMWOL FFEERUL LLIIWEL MELLOL PEIGH VI MELLOL COMMONWEALTH PORTS AUTHORITY REEL ALLEGHUL TERMINAL TARIFF

Commonwealth Ports Authority, sángi bwángil reel fféérul allegh iye e lo faal 2 CMC \$\$9102, 9104(a) me 9105, ekke arongaaló reel pomwol lliiwel kkaal ngáli Peigh VI, Subpart (H) ngali Alleghúl CPA Terminal Tariff iye ebwe ayoora mille ebwe sów ayoora Commuter Parking Permit Fee (annual and semi-annual) iwe a published llól Commonwealth Register, Volume 23, Number 01, llól maram ye Schoow 19, 2001, llól peigh schéel 17609 me ebwal toolong peigh schéel 17613, ikka a adopted ló mereer CPA Board of Directors llól ótol ghal yaar yéelágh iwe fis llól maram we Mailap 16, 2001, igha e quorum. Esóór mángemáng e toolong me allegh kkaal a adopted ló nge ese bwal yoor lliiwel. Copies reel allegh kk e ffé nge emmwel ebwe bweibwogh mereel Bwulasiyol Executive Director, Commonwealth Ports Authority, Saipan International Airport ngare eew, afanga ngali P. O. Box 501055, Saipan, MP 96950

Allegh kka <u>adopted</u> lo nge ebwe llenghéló llól seigh (10) rál mwiril <u>publication</u> yeel mellól <u>Commonwealth Register</u>.

Rál 3 d ye llól maram Faluwal <u>Marianas</u> .	ye <u>APRIL</u> , 2000) mewool Séi _l	oel, Metawal Woo
Mereel: MCARLOS H. S	SALAS	Rál:	4-03-2001
Bwughiyal: Jose I. Deleon C Special Assista	\mathcal{M}	Rál:	84/12/01
Isáliyal me Recorded Mereel: Soledad B. Sasa Registrar of Co		R á l:	4/12/01

COMMONWEALTH REGISTER

VOLUME 23 NUMBER 04

April 23, 2001

CERTIFICATE OF ADOPTION AMENDMENTS TO PART V, SUBPART (H) OF THE COMMONWEALTH PORTS AUTHORITY TERMINAL TARIFF REGULATIONS

I, CARLOS H. SALAS, Executive Director of the Commonwealth Ports Authority (CPA), the agency which is promulgating the amendments to Part IV, subpart H (Public Parking Fee for Frequent Commuter) of CPA's Terminal Tariff Regulations, published in the Commonwealth Register, at Volume 23, No. 01, on January 19, 2001, at pages 17609 through and including 17613, by my signature below, do hereby certify that the final rules and regulations were adopted by the CPA Board of Directors at its regular board meeting on March 16, 2001, without any change. I hereby request and direct that the Public Notice and this Certificate of Adoption be immediately published in the Commonwealth Register.

I declare under penalty of perjury that the aforementioned rules and regulations are true and correct and that this declaration was executed on the 3rd day of APRIL, 2001, at Saipan, Commonwealth of the Northern Marianas Islands.

CARLOS H. SALAS
Executive Director

Pursuant to 1 CMC §2153, as amended by P.L. 10-50, the rules and regulations as described in the foregoing Certificate of Adoption have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

Dated this 10 day of April 2001.	HERBERT D. SOLL Attorney General By: ELLIOTIA. SATTLER Assistant Attorney General
Received by: JOSE I. DELEON GUERRERO Special Assistant, Administration	Date
Filed and Recorded by: SOLEDAD B. SASAMOTO	<u> 4//ン/0/</u> Date

Registrar of Corporations

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

PUBLIC NOTICE ADOPTION OF AMENDMENTS TO PARTS 12.3 and 12.15 OF THE AIRPORT RULES AND REGULATIONS

The Commonwealth Ports Authority, pursuant to its rule-making authority under 2 CMC§§ 9102, 9104 (a) and 9105, hereby gives notice that the proposed amendments to Parts 12.3 and 12.15 of the Airport Rules and Regulations which would: (a) further amend the departure facility service charges so as to provide for graduated increases in rates for the various airport terminals; (b) provide for a Frequent - Flyer Parking Permit Fee; and (c) provide for a Service/Delivery Vehicle Permit Fee, as published in the Commonwealth Register Volume 23, Number 01, on January 19, 2001, at pages 17614 through and including 17619, were adopted by the CPA Board of Directors at its regular meeting on March 16, 2001, a quorum being present. No comments were received and the amendments were adopted without change. Copies of the new regulations may be obtained from the Office of the Executive Director, Commonwealth Ports Authority, Saipan International Airport or by mail at P. O. Box 501055, Saipan, MP 96950.

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

Issued by:	4-03-2001
Carlos H. Salas, Executive Director	Date
Received by:	04/12/01
Jose I. Deleon Guerrero Special Assistant, Administration	Date
Filed and Recorded by:	4/12/01
Soledad B. Sasamoto	Date
Registrar of Corporations	

COMMONWEALTH REGISTER

VOLUME 23 NUMBER 04

April 23, 2001



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

NUTISIAN PUPBLIKU POT MA'ADOPTA I AMENDASION GI PATTE 12.3 YAN 12.15 GI AREKLAMENTO YAN REGULASION I BATKON AIRE

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC §§ 9102(j), 9104 (a) yan 9105, ginen este ha nutitisia i pupbliku na i maproponi na amendasion siha gi Patte 12.3 yan 12.15 gi Areklamento yan Regulasion i Batkon Aire ni para u: (a) mas u amenda i apas i setbicion i departure facility kosa ki una guaha ayu i tigotpi na hatsadan apas para i airport terminals; (b) na guaha eyu na apas parking para eyu siha i sesu manhanao; yan (c) na guaha apas para eyu siha i karetan setbicio yan para man-deliver, ni esta mapupblika gi Commonwealth Register, Volume 23, Numeru 01, gi Eneru 19, 2001, gi pajina 17614 asta 17619, esta manma'adopted ni i CPA Board of Directors gi i regulat na junta niha gi Matso 16, 2001, a quorum man-presenti. Taya kumento ma resibi ya i amendasion siha manma-adopta sin taya tinilaika. Kopian este i nuebu na regulasion sina manmachule gi Oficinan i Executive Direktot, i Commonwealth Ports Authority, gi Saipan International Airport osino ma mail gi P. O. Box 501055, Saipan, MP 96950.

I ma-adopta na regulasion siha para ufan-efectibu dies (10) dias dispues de ma pupblika este na Nutisia gi Commonwealth Register.

Ma issued gi as:	Filo:	4-03-2001
Jr	Carlos H. Salas, Executive Director	Date
Ni Resibi as:	J/M	02/12/0)
· · · · · · · · · · · · · · · · · · ·	Jose I. Deleon Querrero	Date
	Special Assistant, Administration	
Ma Filed yan Ma Record gi as:	my	4/12/01
9	Soledad B. Sasamoto	Date
	Registrar of Corporations	

COMMONWEALTH REGISTER

VOLUME 23 NUMBER 04

April 23, 2001

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

ARONGORONGOL TOULAP REEL ADOPTION-NUL IGHA E YOOR POMWOL FFFÉÉRÚL LLIIWEL MEELLÓL PEIGHIL 12.3 ME 12.15 MELLÓL ALLEGHUL AIRPORTS

Commonwealth Ports Authority, sángi bwángil reel fféérúl allégh iye e lo faal 2 CMC §§ 9102, 9104(a) me 9105, ekke arongaaló reel pomwol lliiwel kkaal ngáli Peigh 12.3 me 12.15 mellól alléghúl Airport iye ebwe: (a) ebwe fféér lliiwel mellól mille departure facility service charges reel igha ebwe bwal ayoora eghus sássár reel ghal bwuleyil airport terminals; (b) ayoora Abwóssul Frequent-Flyer reel Parking; me (c) ayoora Service/Delivery reel abwóssul ghareeta, iye a lo llól Commonwealth Register Volume 23, Number 01, llól maram ye Schoow 19, 2001, schéél tiliigh ye 17614 met ngáli nge e bwal toolong 17619, iwe ra adaptááli lo sángiir CPA Board of Directors llól yaar yéélágh máram ye Máilap 16, 2001, igha e quorum. Esóór toolongol mángemáng me lliiwel kkaal nge ese bwal yoor lliiwel. Copies reel lliiwel kka e ffé nge ebwe bweibogh mereel Bwulasiyol Executive Director, Commonwealth Ports Authority, Saipan International Airport ngare eew, afanga ngali P. O. Box 501055, Saipan, MP 96950.

Allégh kka a adopted ló nge ebwe lléghéló llol seigh (10) rál mwiril publication yeel mellól Commonwealth Register.

Mereel:	Rál: 4-03-2001
Carlos H. Salas	
Executive Director	
Bwughiyal: Jose/I. Deleon Guerrero Special Assistant for Administration	Rál: 04/11/01
Isaliyal me: Recorded Mereel: Soledad B. Sasamoto Registrar of Corporations	Rál: 4/12/01

COMMONWEALTH REGISTER

VOLUME 23 NUMBER 04

April 23, 2001

CERTIFICATE OF ADOPTION OF THE AMENDMENTS TO PARTS 12.3 and 12.15 OF THE AIRPORT RULES AND REGULATIONS

I, CARLOS H. SALAS, Executive Director of the Commonwealth Ports Authority (CPA), the agency which is promulgating the amendments to Part 12.3 (Departure Facility Service Charge) and Part 12.15 (Public Parking Fee) of the Airport Rules and Regulations, which were published in the Commonwealth Register at Volume 23, Number 01, on January 15, 2001, at pages 17614 through and including 17619, by my signature below, do hereby certify that the final rules and regulations were adopted by the CPA Board of Directors at its regular board meeting on March 16, 2001, without any change. I hereby request and direct that the Public Notice and this Certificate of Adoption be immediately published in the Commonwealth Register.

I declare under penalty of perjury that the aforementioned rules and regulations are true and correct and that this declaration was executed on the _______ day of ________, 2001, at Saipan, Commonwealth of the Northern Marianas Islands.

FXCARLOS H. SALAS
Executive Director

Pursuant to 1 CMC §2153, as amended by P.L. 10-50, the rules and regulations as described in the foregoing Certificate of Adoption have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

Dated this 10 day of April 2001.	HERBERT D. SOLL Attorney General
	By: LIOTIA. SATTLER
. /	Assistant Attorney General
Received by:	04/1/01
JOSE I. PELEON GUERRERO	Date
Special Assistant, Administration	
Filed and Recorded by:	4/12/01
SOLEDAD B. SASAMOTO	Date
Registrar of Corporations	



0000

၀ (၃

Commonwealth of the Northern Mariana Islands Office of the Governor

Department of Lands and Natural Resources

Lower Base Caller Box 10007 Saipan, Mariana Islands 96950

Cable Address: Bov. RMI Saipan

Telephone: \$22-9830/9834/9854

Fax: \$22-26\$\$

POTICE OF EMERGENCY AND ADOPTION OF AMENDMENTS TO THE NON- COMMERCIAL FISH AND WILDLIFE REGULATIONS

EMERGENCY: The Commonwealth of the Northern Mariana Islands Secretary of Lands and Natural Resources finds that under 1 CMC Section 9104(b), the public safety and interest requires the adoption of emergency regulations amendments to Section 120, "Marine Reserves", of the Non-commercial Fishing and Wildlife regulations. The Secretary further finds that the public interest, welfare and safety mandate adoption of regulation amendments upon fewer than thirty (30) days notice, and that these amendments shall become effective immediately after filing with the Registrar of Corporations, subject to the approval of the Attorney General and the concurrence of the Governor and shall remain effective for 120 days.

REASON FOR EMERGENCY: An Agreement For Special Recreational Concession at Managaha Island between the Commonwealth and Tasi Tours and Transportation Inc., has been in effect since July 2, 1989, giving Tasi the exclusive right to operate all commercial concessions, including the right to sell or rent water sports equipment, the conduct of tours on the island and sale of goods, ets. New concessionaire proposals will soon be advertised for the island. However, since about August 3, 2000, P.L. 12-12, the Managah Conservation Act of 2000 (MMCA) has been in effect with management policies prohibiting swimming, diving, snorkeling, motorized or non-motorized water craft, other human activity and other uses, except as provided by regulation. The Department of Lands and Natural Resources is still preparing amended regulations for the MMCA to resolve the apparent conflict between the MMCA and Article XIV, Section 2 of the Commonwealth Constitution, which created the right to use Managaha for cultural and recreational purposes. Another 120 days will be required by the Department of Lands and Natural Resources to promulgate the permanent regulations under the Administrative Procedures Act. DFW Conservation Officers must be able to continue to effectively enforce marine reserve area regulations, without the MMCA prohibitions above. The emergency regulations attached hereto must be immediately adopted for the public safety and public interest and welfare reasons mentioned herein.

CONTENTS: The attached emergency regulations provide for the continuing cultural and recreational use of Managaha Island and marine resources within the conservation area.

INTENT TO ADOPT: These regulations are intended to be permanent, under Section 9104(a)(1), pending completion of the Managaha Conservation Area Management Plan, and therefore publication in the Commonwealth Registrar, notice and opportunity for comment and a hearing is mandated along with posting at Mayors offices. Any comments on the contents of these regulations may be sent to the Secretary of Lands and Natural Resources and the Director of Fish and Wildlife, P.O. Box 10007, Saipan, MP. 96950 or by fax (670)322-2633

AUTHORITY: Promulgation of these regulations is authorized by P.L. 6-13.

Joaquin A. Tenorio, Secretary Department of Lands and Natural Resources	Dated: March/ 32001
Pedro P. Tenorio, GOVERNOR	Dated: Max 16, 2001
Soledad B. Sasamoto Registrar of Corporation	April Dated: Marc h_/6,_2001
Pursuant to 1 CMC Section 2153, as amended by attached hereto have been reviewed and approved Herbert B. Soll, Attorney General	
RECEIVED BY: JOSE I DELEON GUERRERO	DATE: 04/17/0/
SPECIAL ASSISTANT FOR ADMINISTS	RATION



Commonwealth of the Northern Mariana Islands Office of the Governor

Department of Lands and Natural Resources

Lower Base

Caller Box 10007

Saipan, Mariana Islands 96950

Cable Address: Gov. KMI Saipan Telephone: 322-9830/9834/9854

NUTISIAN GOTPE NA NISISIDAT YAN INADAPTAN AMENDASION SIHA GI
REGULASION NON-COMMERCIAL FISH YAN WILDLIFE

Sumangkattan Siha Na Islan Marianas ha sodda' na sigun 1 CMC seksiona 9104(b), put interas yan safun pupbliku na nisisisariu ha' ma adapta este siha i amendasion gi regulasion gotpe na nisisidat Seksiona 120, "Marine Reserves", gi regulasion Non-commercial yan Fishing yan Wildlife. I Sekretariu ha' sodda' lokkue' na put interes minaolek yan safun pupbliku ha dimanda para u ma adapta i amendasion siha gi regulasion menos di trenta (30) dias na nutisia, ya este siha na amendasion u fanefektibu ensegidas di ma file guato gi Rhistran Kotporasion, yan sigun inapreban Abugadon Henerat yan inakonfotman i Gubetno u efektibu gi halom Sientu Benti (120) dias.

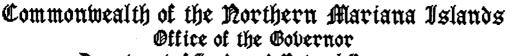
RASON PUT GOTPE NA NISISIDAT: Guaha inakomprende para espisiat siha na Sagan Bentaha giya Mañagaha entre i Commonwealth yan Bisinis Tasi Tours Inc., esta hagas efektibu desde Huliu 2, 1989, ni ma enkatgo, maneha yan gai direcho para u fanbende osino atkila ramentan huegon halom tasi, kondukta i man turista gi isla yan manbendin fektos siha, yan hafa kaosiha. I priniponen Bentaha siha tieniki manma abisa huyong gi isla. Lao, desde Agusto 3, 2000, i Mañagaha Conservative Act of 2000(MCCA) hagas efektibu ginen areklamento yan minaneha ni ha' pruhibi munangu, diving, snorkeling tantoo ayu siha i motorize pat non-motorize water craft, otro siha na aktebidat taotao yan otro uso, fuera di ayu siha na prubinsion ginen i regulasion. I dipattamenton Lands yan Natural Resources listo para u amenda i regulasion MMCA put para u satba i kinentra enta'lo MMCA yan pa Attikulu XIV, Seksiona 2 gi Constitution Commonwealth, komu gai direchu para u usa i islan Mañagaha gi maneran kuttura yan minagof. Guaha ta'lo 120 dias komu nisisariu na i Dipattamentton Lands yan Natural Resources u famatinas petmante siha na regulassion sigun fuetsan Administrative Procedures Act. I Ofisiales siha gi Ofisinan DFW Conservation debi di u makontinua ma enfuetsa i regulasion marine reserve, komu taya mapruhibi ginen MMCA. I gotpe na regulasion ni chechetton guine u fan ma adapta ensigidas sigun interes yan minaolek pupbliku yan hafa siha manma mensiona guine.

SUHETU: I chechetton siha na regulasion gotpe na nisisidat para u prubiniyi kontinuasion ma usan Islan Mañagaha gi bandan kuttura yan minagof yan i guinahan halom tasi gi halom i lugat conservation.

INTENSION INADAPTA: Este siha na regulasion manma intensiona para u petmanente, gi papa Seksiona 9104(a)(1), gigon makumple i Mañagaha Conservasiion Plan, yan mapupblika gi Rehistran Commonwealth, nutisia yan opputunidat para komentus yan inekungok pupbliku manmandatu ya u fan fanmapega' i nutisia siha gi ofisinan Mayot siha. Hafa siha na kuentos put i suhetun este siha na regulasion siña ha' ma attensiona i Secretariun Lands yan Natural Resources yan Direktot Fish yan Wildlife, P.O. Box 10007, Saipan, MP. 96950, osino guine na numirum fax (670) 322-2633.

ATURIDATI: Finatinas este siha na regulasion ma aturisa ginen Lai Pupblliku 6-13.

(4)	Fecha: March/3_2001
Joaquin/A. Tenorio	
Sekretariun Lands and Natural Resources	
	2 - 1
\bigcirc	Fecha: Week 2001
Dyn	Fecha: March2001
Pedro P. Tenorio, GUBETNO	
	Davi 1
My ,	Fechan ma file: Warch 16 2001
Soledad B. Sasamoto	
Rehistradoran Kotporasion	
Sigun 1 CMC Seksiona 22153, ni inamendani La	ai Pupbliku 10-50, i regulasion gotpe na nisisidat
ni chechetton guine esta manmaribisa yan apreba	a ginen Ofisinan Abugadun Henerat giya CNMI.
	April
/s/ ELLIOTT SATTLER	Fecha: March 4 2001
Herbert D. Soll, Abugadun Henerat	
-	•
NI RESIBI AS	
$(//\rho /)_{\alpha}$,
\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	DATE: 04/12/01
JOSE I. DELEON GUERRERO	
SPECIAL ASSISTANT FOR ADMINIST	RATION
0	



Department of Lands and Natural Resources

Lower Base Caller Box 10007 Saipan, Mariana Islands 96950

Cable Address: Gov. KAI Saipan Telephone: 322-9830/9834/9854

ARONGORONGOL REEL FFÉÉRÚL GHITIPOTCH IGHA EBWE ADOPT MILIKKA

EBWE LLIIWEL MELLÓL AUTOL ALLÉGHÚL NON-COMMERCIAL FISH BWAL

WILDLIFE

Wóól Faluwal Marianas nge e schuungi sángi faal bwángil ye l CMC Tali ye 9104(b), reel ghatchúúr toulap nge e auscheyá bwe rebwe alléghúló lliiwel kka autol Tálil ye 120 "Marine Reserves" Alléhúl Non-Commercial Fish bwal Wildlife. Samwool ebwe reepiyal bwe igha abwe ghatch malaweer toulap nge, eghi auscheeya ebwe alléghéló lliiwel kka llól autol allégh kkaal nge essóbw aluuwló eliigh (30) rál sángi igha e rongoló arong yeel me e isiisilong reel Commowealth Registrar of Corporations, igha e allégh ló sángi Attorney General me sóulemelem nge ebwe alléghéló llól ótol 120 ral.

BWÚLÚL GHITIPWOTCH: Eyoor alúghúlúgh reel Iimw kka e fisch bwe rebwe amemeeló meta wóól Ghalaghal lepeteer Commonwealth me Tasi Tours and Transportation Inc. reel igha a alléghéló llól maram ye Wuun 2, 1989, nge e lo ngáliir schóól Tasi bwe rebwe lemeli alongal mwóghútúl akkameeló sibwe ira, water sports equipments, afal reel ouruurul wóól falúw yeel bwal akkameeló meta efisch ngáliir tourist. Pomwol allégh reel leeliyel akkameeló ikka e ighlaal fféérétá nge ebwe arongolo mewóól Séipél. Sángi schagh maram we Eluwel 03, 2000, Alléghúl Toulap/Public Law 12-12, nge máli Managaha Marine Conservation Act of 2000 (MMCCA) a fasil alléghélo bwe ese mmwel túútú, diving, snorkling, motorize me ngare non-motorized water craft, akkááw fféér me yááyáál meta, nge ebwe ghol mereel aileewal allégh. Bwulasiyol Lands and Natural Resources nge eyeey ekka pomwoli ebwe fféér lliiwel mellól alléghúl MMCA reel ebwe affatal fitighoogho kka eyoor meleepat reel MMCA bwal Article XIV, Tálil 02 mellól Commonwealth Allégh Lapalap, reel igha e fféér bwe ebwe ayoora rights mewóól falúw ye Ghalaghal reel cultural me recreational purposes. Bwall akkááw 120 rál nge efil bwe Bwulasiyol Lands and Natural Resources ebwe fféér allégh ebwe permanent ive e lo faal Administrative Procedures Act. DFW Conservation Officers nge efil rebwe féérú meta aileewal allégh, igha esóór alúghúlúgh sángi allégh kka e lo weiláng. Fféérúl alléghúl ghitipotch kka e schuufengal me schee kkaal nge ebwe kkayil adopt ló bwe aghatchúúr aramasal falúw, sángi bwáng kka weiláng.

AUTOL: Scheel alléghúl ghitipotch kkaal nge e ayoora mille ebwe lóffósch mille <u>cultural</u> me <u>recreational</u> mewóól falúw ye ghalaghal me rebwe afalliiy bwe rete anngowa bwuley kka e lo bwe leliyel <u>conservation</u>.

MÁNGEMÁNGIL EBWE ADOPT: Allégh kkaal nge ebwe allégh ffósch, faal Tálil 9104(a)(1), pending completion reel Managaha Conservation Area Management Plan, me ebwe toolong arong llól Commonwealth Registrar, arong me meta kka efil reel isisilongol mángemáng bwelle reel auto allégh kkaal nge ebwe akkafang ngali Secretary of Lands and Natural Resources bwal Samwolul Fish and Wildlife, P.O. Box 1000, Seipel MP. Ngare fax (670)322-2633.

BWÁNGIL: Fféérúl allégh kkaal nge sángi bwángil P.L. 6-13

000

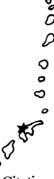
Joaquin A. Tenorio, Secretary Department of Lands and Natural Resources	Ral: 3/13/0/
Pedro P. Tenorio, Soulemelem	Ral: 4/14/01
Soledad B. Sasamoto, Registrar of Corporation	Ral:
Sángi bwángil 1 CMC Tálil 2153, igha e lliiwei allégh sángi <u>Bwulasiyol Attorney General.</u>	l mellól Autol Alléghúl Toulap ye 10-50 nge a
/s/ ELLIOTT SATTLER Herbert B. Soll, Attorney General	Dated: 4/4/2001
BWUGHIYAL:	04/12/01
JOSE I. DELEON GUERRERO SPECIAL ASSISTANT FOR ADMINISTR	DATE:

Commonwealth of the Northern Mariana Islands Office of the Governor

Department of Lands and Natural Resources

Lower Base Caller Box 10007 Saipan, Mariana Islands 96950

Cable Address: Bob. RMI Saipan Telephone: 322-9830/9834/9854 Fax: 322-2633



EMERGENCY AMENDMENTS TO THE NON-COMMERCIAL FISH AND WILDLIFE REGULATIONS AFFECTING MANAGAHA ISLAND CONSERVATION AREA USE

Citation of Statutory Authority:

1 CMC Section 2653 and the Administration Procedures Act

1 CMC Sections 9102, 9104 and 9105.

Short Statement of Goals and

Objectives:

The purpose for the emergency regulations is to amend Section 120, "Marine Reserves" of the Non-Commercial Fish and Wildlife regulations to permit Managaha Island Concessionaire use that is incompatible with P.L. 12-12, to continue until appropriate Managaha management plans

and rules can be prepared.

Brief Summary of the Emergency

regulations:

The emergency regulations provide for the continuing cultural and recreational use of Managaha Island and marine resources

within the Managaha Conservation Area.

Contact Person(s):

Katherine Miller, Environmental Planner or John Manglona,

Conservation Officer, Division of Fish and Wildlife.

Citation of Related and/or Affected Statutes, Regulations,

and Order:

Volume 22, Number 08 of the Commonwealth Register, page 17360; Volume 22, Number 04, pages 17165-17199.

P.L. 12-12, the Managaha Conservation Act.

Date: April 5, 2001

Richard C. Folta, Assistant Attorney General Department of Lands and Natural Resources

Amendment to the Department of Lands And Natural Resources' Non-Commercial Regulations

Amend Part 5: Section 120 as follows:

In subsection 120.2

- by inserting "s" after "Reserve"
- by striking "has" and inserting "have"
- by inserting "and Saipan" after "in Rota"
- by inserting a new section (b) "Managaha Conservation Area: consisting of the island of Managaha and its surrounding waters marked by boundaries at 15°15'5.30"N, 145°42'45.07"E and 15°14'19.34"N, 145°43'38.46"E and 15°13'40.63"N, 145°42'39.56"E and 15°14'4.99"N, 145°41'27.49"E"

In subsection 120.3 by replacing "subsection 120.4" and replacing with "subsections 120.5 and 120.6"

By renumbering subsection 120.4 as 120.5

By inserting a new section 120.4 as follows:

120.4 Recreational and Cultural Use of Marine Reserves

Recreational and cultural use of the marine reserves is allowed and encouraged to the extent that such activities are compatible with the marine conservation and management objectives of the conservation area. The Director may place limitations on recreational and cultural use of a marine reserve, or any portion thereof, if such use would have a detrimental impact on species, habitats, or environmental conditions within the marine reserve. Limitations shall be effective on the date on which notice of such limitation is published in the local newspaper and/or posted at the boundary of the marine reserve (in the case of Managaha Marine Reserve notice may be posted at the point of disembarkation on the island). Any limitation on any activity for which a permit has been issued by the Division, or which is conducted under contract or other agreement with any CNMI agency, shall be implemented in accordance with the requirements of the permit or contract.

By inserting a new subsection 120.6 as follows:

120.6 <u>Special Exemption on Conducting Commercial Activities in the Managaha</u>

<u>Conservation Area:</u>

The prohibition on conducting commercial activities in subsection 120.3(5) above shall not apply to those activities that are categorized as concessions under the Agreement for Special Recreational Concession between Marianas Public Lands Corporation and Tasi Tours Transportation, Inc. (as amended on 29 April 1992). Concessions operated under the Agreement must be conducted in accordance with these regulations. The Division may place limits on the type, location, and geographic extent of any concession activities in accordance with P.L. 12-12 if the Division determines that limitation of these activities is necessary to meet the management objectives for the Managaha Conservation Area.

ATTACHMENT TO 8/25/2000 NOTICE OF EMERGENCY AND ADOPTION OF AMENDMENTS TO NON-COMMERCIAL FISH AND WILDLIFE REGS. ATTACHMENT TO 3 /13 / 2001 NOTICE OF EMERGENCY