COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS SAIPAN, TINIAN, ROTA, & NORTHERN ISLANDS



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NOVEMBER 17, 2003

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21472



COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Juan N. Babauta Governor

NOV 0 7 2003

Diego T. Benavente Lieutenant Governor

DECLARATION OF EMERGENCY

Volcanic Eruption on Anatahan

I, JUAN N. BABAUTA, by the authority vested in me as Governor pursuant to Article III. Section 10 of the Commonwealth Constitution and 3 CMC §5121, and in accordance with the recommendations of the Emergency Management Office, Commonwealth of the Northern Mariana Islands and US Geological Survey (attached hereto and incorporated herein by this reference) hereby declare another 30-day extension of the May 13, 2003 Declaration of Emergency for the island of Anatahan and the declaration that the island of Anatahan as unsafe for human habitation and further do hereby restrict all travel to said island with the exception of scientific expeditions. Therefore, the provisions of the May 13, 2003 Declaration of Emergency remain in effect maintaining the off-limits zone from 30 nautical miles to 10 nautical miles.

This Declaration shall become effective upon signature by the Governor and shall remain in effect for thirty (30) days unless the Governor shall, prior to the end of the 30day period, notify the Presiding Officers of the Legislature that the state of emergency has been extended for a like term. The Governor shall give reason for extending the

emerge

Goxernor

Lt. Governor

Senate President

House Speaker

Mayor of the Northern Islands

Director of Emergency Management

Commissioner of Public Safety

Attorney General

Secretary of Finance

Special Assistant of Management and Budget

Acting Special Assistant for Programs and Legislative Review



commonwealth of the northern mariana islands Emergency Management Office Office of the Director



Juan N. Behauts, Governor Diego T. Benavente, Lt. Governor Rudolfo M. Pun, Director Mark S. Pangelinan Dep., Director

MEMORANDUM

To:

Governor

NOV 07 2003

From:

Director

Subject:

Declaration of Emergency

The EMO seismic staff and USGS, once again with close consultation has informed me that Anatahan volcano occasionally steaming and releases sulfiric gaseous vapors. In addition, tremors and seismic energy release are at their lowest levels caused by the volcanic activity are frequently recorded by the seismograph at EMO office.

Therefore, we are once again respectfully soliciting your assistance in extending the Declaration of Emergency for the island of Anatahan for another thirty (30) days and to maintain the off limits zone from 30 nautical miles to 10 nautical miles around Anatahan until further notice. Under these conditions, restriction of entry to the said island should continue except for scientific expedition until a thorough scientific study is done and that the findings suggest otherwise. The current Declaration of Emergency will expire on November 08, 2003.

Should you have any question or concern, please call our office at 322-9528/29.

Sincerely.

Rodolfo Mil ua

Xc:

LT. Governor

SAA

Mayor, NI

Attachment:







Northern Mariana Islands Volcanic Activity

| Anatahan Home | Current Update | Archive of Updates | Photo Gallery |

Activity Update

The first historical eruption of Anatahan Volcano began suddenly on the evening of May 10. An eruption column as high as 10 km resulted in a far-reaching eruption cloud to the west. No one was directly threatened by the initial activity, because residents had long before evacuated the small volcanic island (9 km long and 3 km wide). Thus far, the eruption has consisted of a nearly continuous, small eruption column (less than 5 km) punctuated by stronger explosive activity. In early June, a small lave flow erupted in the volcano's east crater, but was mostly destroyed by subsequent explosive activity.

| Eruption Overview | Washington VAAC Volcano Ash Advisories |

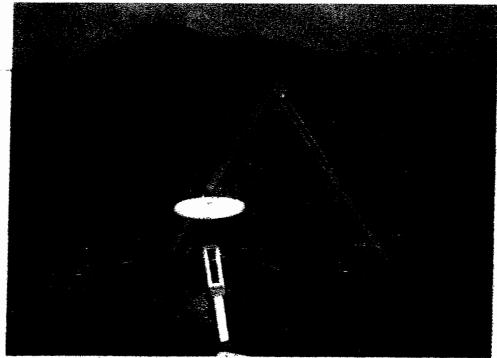
Anatahan Volcano Update

Anatahan Volcano Update for October 28-November 3 Submitted Tuesday, November 4 at 10:45 a.m. local Anatahan time

For the past week Anatahan volcanic seismicity has been low, at a level similar to that persisting since early July. There were no apparent eruption signals or precursory events. Tremor and seismic energy release are at low levels.

Contact persons:

Juan Takai Camacho, Geophysical Selsmic Technician, EMO Saipan; tel: (670) 322-9528, fax: (670) 322-7743, email: juantcamacho@hotmail.com Ramon Chong, Geophysical Instrument Specialist, EMO Saipan; tel: (670) 322-9528, fax: (670) 322-7743, email: rcchongemo@hotmail.com Frank Trusdell, Geologist, USGS: tel: (808) 967-8812, fax: (808) 967 8890,email: trusdell@usgs.gov



EDM and GPS measurement and observation at Anatahan on 10/06/03 with USGS and EMO staff.



The view of the vent from south looking north.



Office of the Secretary Department of Finance

P.O. Box 5234 CHRB SAIPAN, MP 96950

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

PUBLIC NOTICE OF EMERGENCY REGULATIONS AND NOTICE OF INTENT TO ADOPT AMENDMENTS TO THE DEPARTMENT OF FINANCE, REVENUE AND TAXATION REGULATIONS, NO. 2200 et. seg.

EMERGENCY: The Commonwealth of the Northern Mariana Islands, Department of Finance, finds that under 1 CMC § 9104(b), the public interest requires the emergency addition of the following regulations to the Revenue and Taxation Regulations No. 2200. et seq., effective June 25, 1995, with amendments. These additions impose excise tax reporting requirements upon cigarette wholesale agents, pursuant to Public Law 13-15, Section 2(J). The Department of Finance further finds that the public interest mandates adoption of these regulations upon fewer than thirty (30) days notice, and that these regulations shall become effective on **December 1, 2003**, subject to the approval of the Attorney General and the concurrence of the Governor, and shall remain effective for 120 days, unless or until adopted as permanent regulations.

REASON FOR EMERGENCY: As a result of a settlement reached in June 2003, among the CNMI, other States, and tobacco manufacturers participating in the Tobacco Master Settlement Agreement, and to aid enforcement of Public Law 13-15, it is necessary for cigarette wholesale agents within the CNMI to immediately begin reporting to the Department of Finance certain information relating to the purchase and sale of cigarettes within the CNMI for the years 2003, forward. These regulations must be adopted immediately to capture some information relating to 2003 cigarette excise tax payments, while increasing the likelihood that all such information for 2003 is preserved prior to the end of the 2003 tax year. Such information is required to protect the CNMI's annual payments under the Tobacco Master Settlement Agreement from legal challenge. Pursuant to Public Law 13-37, these funds, which annually exceed \$500,000.00, are segregated into a separate fund to finance vital public health programs. Thus, it is in the public interest to implement these regulations as emergency regulations effective December 1, 2003.

INTENT TO ADOPT: It is the intent to of the Department of Finance to adopt these emergency amendments to the Revenue and Taxation Regulations, Section 2200 et seq., as permanent, pursuant to 1 CMC § 9104(a)(1) and (2). Accordingly, interested persons may submit written comments on these emergency amendments to Cathryn Villagomez, Acting Secretary of the Department of Finance, Caller Box 10007, Capitol Hill, Saipan, MP 96950, or by fax to (670) 664-1115, during the thirty day period immediately following publication of these regulations in the Commonwealth Register.

Submitted by:	CATHRAN C. VILLAGOMEZ Acting Secretary of Finance	11/13/03 Date
Concurred by:	JUAN N. BABAUTA Governor	11/14/03 Date
Received by:	THOMAS A. TEBUTEB Special Assistant for Administration	11/14/03 Date
Filed and Recorded by:	BERNADITA B. DEUA CRUZ Commonwealth Register	//. 14. 63 Date

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

DAVID HUTTON

Acting Deputy Attorney General

PUBLIC NOTICE EMERGENCY AMENDMENTS TO THE DEPARTMENT OF FINANCE, REVENUE AND TAXATION REGULATIONS, SECTION NO. 2200 et. seg.

Citation of

Statutory Authority:

The Department of Finance is authorized to promulgate these regulations requiring cigarette wholesale agents to

report certain information relating to excise tax payments on cigarettes pursuant to: Public Law 13-15, Section 2(J); 4 CMC § 1408; and 4 CMC § 1410.

Short Statement of Goals and Objectives:

These emergency amendments to the Revenue and Taxation Regulations will facilitate enforcement of Public Law 13-15, the Model Escrow Statute, thus helping to secure future payments under the Tobacco

Master Settlement Agreement.

Brief Summary of the Proposed New Section:

These emergency amendments to the Revenue and Taxation Regulations are promulgated to capture information vital for enforcement of the Model Escrow Statute, P.L. 13-15, including:

- (1) the identity of the tobacco manufacturers selling cigarettes in the CNMI;
- (2) whether or not these manufacturers are parties to the Tobacco Master Settlement Agreement; and
- (3) how many cigarettes these manufacturers are selling in the CNMI.

For Further Information Contact:

Brian R. Caldwell, Assistant Attorney General, Office of the Attorney General, Civil Division, telephone (670)664-2338, or facsimile (670)664-2349.

Citation of Related And/or Affected Statutes, Rules and Regulations and Orders

Department of Revenue and Taxation Regulations 2200 et seq.; Public Law 13-15.

Dated this 13 day of November, 2003.

Submitted by:

EMERGENCY AMENDMENTS TO DEPARTMENT OF FINANCE. REVENUE AND TAXATION REGULATIONS

Revenue and Taxation Regulations, Section 2200 et seq., is hereby amended to include the following Part:

PART XIX - SECTION 2700, CIGARETTE WHOLESALER REPORTING REQUIREMENTS

Section 2700.1 Definitions

- (a) "Cigarette" has the meaning prescribed in Section 2(D) of Public Law 13-15.
- (b) "Department" means the Department of Finance, Revenue and Taxation.
- (c) "Excise tax" means taxes imposed on cigarettes under 4 CMC §1402(a)(16), and on "roll-your-own" tobacco under 4 CMC § 1402(a)(17), as amended.
- (d) "Master Settlement Agreement" has the meaning prescribed in Section 2(E) of Public Law 13-15.
- (e) "Non-participating manufacturer" (NPM) means any tobacco product manufacturer who is not a Participating Manufacturer (signatory) to the tobacco Master Settlement Agreement dated November 29, 1998, referred to in Part XIX, Section 2700.1(d) of the Department of Finance, Revenue and Taxation Regulations. Any manufacturer of a brand not maintained at the National Association of Attorneys General (NAAG) website: www.naag.org, is a non-participating manufacturer for purposes of that brand.
- (f) "Participating manufacturer" (PM) is a signatory to the tobacco Master Settlement Agreement dated November 29, 1998, referred to in Part XIX. Section 2700.1(d) of the Department of Finance, Revenue and Taxation Regulations. A list of participating manufacturers and their brands is maintained and updated at the National Association of Attorneys General (NAAG) website: www.naag.org.
- (g) "Roll-your-own" tobacco means any tobacco which, because of its appearance, type, packaging or labeling is suitable for use and likely to be offered to, or purchased by, consumers as tobacco for making cigarettes. Per subsection II(m) of the "Master Settlement Agreement", and Section 2(D) of Public Law 13-15, 0.09 ounces of roll-your-own tobacco constitutes one individual "cigarette" for reporting purposes. The term "cigarette" encompasses roll-your-own tobacco.
- (h) "Tobacco product manufacturer" has the meaning prescribed in Section 2(I) of Public Law 13-15.

(i) "Wholesale agent" means any person that is required to pay the excise tax on cigarettes imposed pursuant to 4 CMC § 1402(a)(16) or roll-your-own tobacco pursuant to 4 CMC § 1402(a)(17). This includes any business in possession of a Class 1 Wholesale Agent's License from the Department of Commerce, but also applies to anyone in the CNMI who is required to pay such tax.

Section 2700.2 Cigarette Wholesale Agent's Monthly Report

Every wholesale agent shall file with the Department, on a form to be provided by the Department, a "Monthly Report – Summary of Excise Tax Activity" showing the total monthly quantity of cigarette sticks and ounces of roll-your-own tobacco for which an excise tax was paid during the calendar month immediately preceding the month in which the report was filed. Such monthly report shall also state: the total excise tax paid; amount of excise tax refund claimed; and total excise tax due. Any wholesale agent possessing a Class 1 Wholesale Agent's License from the Department of Commerce shall file this report monthly regardless of whether any excise tax was paid or otherwise due for the month reported.

Section 2700.3 <u>List of Participating Manufacturers</u>

The Department shall maintain a current list of participating manufacturers and make it available to wholesale agents upon request. Such list may also be viewed at: http://www.naag.org/issues/tobacco

Section 2700.4 Monthly Report of Participating Manufacturers

Every wholesale agent shall report monthly to the Department on forms to be provided by the Department:

- (a) The brand names of each participating manufacturer's cigarettes received by the wholesale agent in the CNMI;
- (b) The name, and address if known, of the participating manufacturer;
- (c) The name and address of the person from whom the participating manufacturer's cigarettes were acquired;
- (d) The number of individual cigarettes of each brand of each participating manufacturer received by the wholesale agent during the preceding month, separately stating by brand:
 - (1) The number of individual cigarette sticks, including roll-your-own tobacco (for which .09 ounces equals one cigarette stick), received; and

- **(2)** The number of ounces of roll-your-own tobacco received.
- The amount of cigarette sticks for which the wholesale agent is (e) responsible for paying an excise tax separately stated by brand.
- Supporting documentation of the number of individual cigarettes or **(f)** ounces of roll-your-own tobacco of each participating manufacturer brand that the wholesale agent exported from the CNMI, or is otherwise entitled to a refund or exemption from excise tax, separately stating by brand:
 - (1)The number of cigarette sticks entitled to refund or exemption:
 - **(2)** The amount of roll-your-own tobacco, in ounces, entitled to exemption; and
 - (3) The basis for the refund or exemption from the excise tax.
- (g) An invoice number (and if subsequently requested by the Department, a copy of each invoice) relating to the wholesale agent's:
 - **(1)** Purchase or acquisition of any participating manufacturer's cigarettes received or sold by the wholesale agent in the CNMI: and
 - **(2)** Export, if any, of any participating manufacturer's cigarettes from the CNMI.
- If a wholesale agent possessing a Class 1 Wholesale Agent's License from (h) the Department of Commerce did not purchase, acquire or export any participating manufacturer cigarettes within the month, that wholesale agent shall so certify on a form to be provided by the Department.

Section 2700.5 Monthly Report of Non-Participating Manufacturers

Every wholesale agent shall report monthly to the Department on forms to be provided by the Department:

- The brand names of each non-participating manufacturer's cigarettes (a) received by the wholesale agent in the CNMI;
- (b) The name, and address if known, of the non-participating manufacturer of each brand of cigarette identified by the wholesale agent;
- (c) The name and address of the person from whom the non-participating manufacturer cigarettes were acquired;

- (d) The number of individual cigarettes of each brand of each nonparticipating manufacturer received by the wholesale agent during the preceding month, separately stating:
 - The number of individual cigarette sticks; and **(1)**
 - **(2)** The number of ounces of roll-your-own tobacco received.
- The amount of cigarette sticks for which the wholesale agent is (e) responsible for paying an excise tax separately stated by brand.
- **(f)** Supporting documentation of the number of individual cigarettes or ounces of roll-your-own tobacco of each non-participating manufacturer brand that the wholesale agent exported from the CNML or is otherwise entitled to a refund or exemption from excise tax, separately stating by brand:
 - (1) The number of cigarette sticks entitled to exemption or refund:
 - (2) The amount of roll-your-own tobacco, in ounces, entitled to exemption; and
 - (3) The basis for the refund or exemption from the excise tax.
- (g) A copy of each invoice relating to the wholesale agent's:
 - (1) Purchase or acquisition of any non-participating manufacturer's cigarettes received or sold by the tobacco distributor in the CNMI: and
 - **(3)** Export, if any, of any non-participating manufacturer cigarettes from the CNMI.
- (h) If a wholesale agent possessing a Class 1 Wholesale Agent's License from the Department of Commerce did not purchase, acquire or export any nonparticipating manufacturer cigarettes within the month, that wholesale agent shall so certify on a form to be provided by the Department.

Section 2700.6 When Reports Must Be Filed

A wholesale agent shall file the reports required under Sections 2700.2, 2700.4. and 2700.5 with the Department by the 30th day following the last day of the month for which the report is made. Reports for cigarettes sold in the CNMI after January 1, 2003, and before the effective date of these Regulations are due 60 days after the effective date of these Regulations.

Section 2700.7 Records To Be Maintained

A wholesale agent shall maintain all records relating to or reflecting its purchase and sale of participating and non-participating manufacturers' cigarettes after January 1, 2003, for a period of 4 years after the date of sale. The wholesale agent shall make records available to the Department upon request by the Department.

Section 2700.8 <u>Penalties For Non-Compliance</u>

Pursuant to 4 CMC § 5611(g), the Department may revoke the business license of any wholesale agent who fails to comply with these Regulations, based upon the severity of the violations.

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS



DEPARTMENT OF LABOR OFFICE OF THE SECRETARY

2nd Floor Afetña Square Building, San Antonio, Caller Box 10007, Saipan, MP 96950 Telephone no. (670) 236-0900/0901, Facsimile no. (670) 236-0992/0991

JOAQUIN A. TENORIO SECRETARY

PUBLIC NOTICE OF EMERGENCY REGULATIONS AND NOTICE OF INTENT TO ADOPT RULES AND REGULATIONS REGARDING LATE NONRESIDENT WORKER APPLICATIONS

EMERGENCY: The Commonwealth of the Northern Mariana Islands, Office of the Attorney General (AGO) and Department of Labor (DOL) find that under 1 CMC § 9104(b), the public interest requires the passage of regulations to assess a penalty fee for the filing of late renewal applications rather than require an administrative hearing for those applications. These regulations are promulgated pursuant to the authority given the Secretary of Labor 3 CMC § 4424(a)(6). AGO and DOL further find that the public interest mandates adoption of these regulations upon fewer than thirty (30) days notice, and that these regulations shall become effective immediately after filing with the Registrar of Corporations, subject to the concurrence of the Governor, and shall remain effective for 120 days.

REASONS FOR EMERGENCY: Under current practice in the Department of Labor, a renewal application for a nonresident worker is denied if it is filed late. The employer's remedy is to appeal the denial and request an administrative hearing to reverse the denial of the application. The Secretary of Labor and the Acting Attorney General find that the current procedure at the Department of Labor regarding late renewal applications for nonresident workers has created a backlog of cases in the Department of Labor's Office of Administrative Hearings. This backlog diverts the efforts of the hearing officers and staff away from more serious issues that must be decided by the hearing officers and greatly prolongs the resolution of other labor-related cases. The staff of the Processing Section also must take time away from reviewing nonresident worker applications to attend denial hearings, causing additional delays in the processing and approval of all applications. This burden on the Hearing Office and Processing Section detracts from the Department's ability to serve the public promptly and efficiently, and has a negative impact on the budget of the Department as well as employers and employees. At present staffing levels the Department does not have enough hearing officers to promptly mediate and adjudicate the cases in the Administrative Hearing Office. These regulations will greatly reduce the number of cases in the hearing office, allowing the hearing officers to act more promptly on substantive issues.

INTENT TO ADOPT: It is the intent of AGO and DOL to adopt these emergency regulations regarding late-filed applications pursuant to 1CMC § 9104(a)(1) and (2). Accordingly, interested persons may submit written comments on these emergency recommendations to Dr. Joaquin A. Tenorio, Secretary of Labor, Afetna Square Building, 2nd Floor, San Antonio, Saipan, MP 96950 or Clyde Lemons, Jr., Deputy Attorney General, Office of the Attorney General, Second Floor, Juan A. Sablan Memorial Bldg, Capitol Hill, Saipan MP 96950.

Submitted by:	CLYDE LEMONS, Jr. Acting Attorney General	10 29 03 Date
	DR JOAQUIN A. TENORIO. Secretary of Labor	10/29/03 Date
Concurred by:	BEGOTT. BENAVENTE Acting Governor	///06/07 Date
Received by:	THOMAS A. TEBUTEB Special Assistant for Administration	10.01-03 Date
Filed and Recorded by:	BERNADITA B. DE IA CRUZ Componwealth Registrar	10-7-03 Date

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

_ day of October, 2003.

Acting Attorney General

PUBLIC NOTICE

PROPOSED EMERGENCY REGULATIONS REGARDING LATE NONRESIDENT WORKER APPLICATIONS

This amendment is promulgated in accordance with the Administrative Procedure Act, 1 CMC § 9101, et seq. The Office of the Attorney General and Department of Labor are adopting rules and regulations establishing a penalty fee for late submission of applications for renewal of nonresident workers.

Citation of

Statutory Authority:

The Office of Attorney General is authorized to promulgate

regulations for entry and deportation of aliens in the

Commonwealth of the Northern Marianas pursuant to Executive Order 03-01 and 3 CMC § 4312(d). The Department of Labor is authorized to promulgate regulations under 3 CMC 4424(a)(6) to

establish procedures for the renewal of nonresident worker

certificates.

Short Statement of Goals and Objectives:

The emergency regulations establish a mechanism for the processing of late nonresident worker renewal applications.

Brief Summary of the **Proposed Regulations:**

These emergency regulations are promulgated to:

- (1) Provide for a penalty fee for the late submission of nonresident worker renewal applications rather than require that all late applications be denied and then proceed to an administrative hearing.
- (2) Provide that the penalty fee be \$5.00 per day up to a maximum of 30 days.
- (3) Provide that if a renewal application is more than 30 days late it will be denied.

For Further

Information Contact:

Kevin A. Lynch, Assistant Attorney General, Office of the Attorney General, telephone (670) 236-0910 or facsimile (670) 236-0992.

Citation of Related and/or Affected Statutes, Rules and Regulations, and Orders:

These emergency regulations modify section VII.A1 of the Alien Labor Rules and Regulations.

3 CMC 4424(a)(6) allows the Secretary of Labor to establish procedures for the renewal of nonresident worker certificates.

PROPOSED EMERGENCY REGULATIONS REGARDING LATE NONRESIDENT WORKER APPLICATIONS

The Secretary of Labor and the Acting Attorney General find that the current procedure at the Department of Labor regarding late renewal applications for nonresident workers has created a backlog of cases in the Department of Labor's Office of Administrative Hearings. This backlog diverts the efforts of the hearing officers and staff away from more serious issues that must be decided by the hearing officers and prolongs the resolution of labor-related cases. The staff of the Processing Section also must take time away from reviewing nonresident worker applications to attend hearings, causing additional delays in the processing and approval of all applications. This burden on the Hearing Office and Processing Section detracts from the Department's ability to serve the public promptly and efficiently, and has a negative impact on the budget of the Department as well as employers and employees. For these reasons, the Department of Labor and Office of the Attorney General enact the following regulations:

A. There is imposed a penalty fee for failure to timely submit a renewal application. The period begins the day following the expiration of the labor identification certificate or LIIDS card.

- 1. For the first 30 calendar days the application is late the fee shall be \$5.00 per day until a renewal application is filed.
- 2. Applications filed more than 30 calendar days following expiration of the contract or expiration of the transfer period shall be denied.
- 3. If the late period is 30 calendar days or less, at the request of the employer or the Director of Labor or his designee, applications currently pending in the Administrative Hearing Office due to denial as untimely may be assessed the penalty fee in lieu of proceeding with an administrative hearing.
- 4. Upon payment of the penalty fee the Director or his designee may proceed with the processing of the application without the need for a hearing.

_ day of October, 2003.

Submitted by:

Acting Attorney General

DE JOAQUIN A. TENORIO Secretary of Labor

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 501055 SAIPAN MP 96950-1055 Phone: (670) 664-3500/1 Fax: (670) 234-5962 E-Mail Address: cpa.admin@saipan.com Website: www.cpa.gov.com

PUBLIC NOTICE

NOTICE OF INTENT TO AMEND AIRPORT RULES AND REGULATIONS

<u>Proposed Regulation</u>: The Airport Rules and Regulations of the Commonwealth Ports Authority at Section 2.9(b) provides for a \$1,000.00 per month payment to be made by an off-premises vehicle rental permittee. The Commonwealth Ports Authority intends to change that monthly payment from \$1,000.00 to \$5,000.00 for Francisco C. Ada/Saipan International Airport and \$3,500.00 for Rota and Tinian International Airports.

Authority for Action: The Commonwealth Ports Authority may issue regulation pursuant to 2 CMC §2122(j).

<u>Public Comment</u>: All interested persons may submit written comments regarding the proposed amendments to the Airport Rules and Regulations to the Executive Director, Commonwealth Ports Authority, Post Office Box 501055, Saipan, MP 96950-1055, within 30 days after publication of this notice in the Commonwealth Register.

COMMONWEALTH PORTS ATHORITY

Carlos H. Salas Executive Director

Received by:

Thomas A. Tebuteb

Special Assistant for Administration

Date: 10/15/03

ate: 11/06/03

Pursuant to 1 CMC §2153(e), as amended, the amended rule and regulations attached hereto has been reviewed and approved as to form and legal sufficiency by the Attorney General, Commonwealth of the Northern Mariana Islands.

OFFICE OF THE ATTORNEY GENERAL

Clyde Lemons, Jr.

Acting Attorney General

Date: ///

Filed and Recorded by the Registrar of Corporations
Commonwealth Register

Bernadita B. Dela Cruz

11-07-03

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 501055 • SAIPAN • MP 96950-1055 Phone: (670) 664-3500 / 1 Fax: (670) 234-5962 E-Mail Address: cpa.admin@saipan.com Website: www.cpa.gov.com

NUTISIAN PUPBLIKU

NUTISIA POT INTENSION PARA UMAAMENDA I AREKLAMENTO YAN REGULASION AIRPORT

I Mapropoponi Na Regulasion: I Areklamento yan Regulasion Airport I Commonwealth Ports Authority, gi Seksiona 2.9(b) ha probeniyi na mit pesos (\$1,000.00) kada mes i apas para I off-premises na companian man-atkilan kareta. I Commonwealth Ports Authority ha intendet na para u tulaika eyu na apas kada mes ginen mit pesos (\$1,000.00) asta cinko mit pesos (\$5,000.00) para i Francisco C. Ada/Saipan International Airport yan tres mit kinientos pesos (\$3,500.00) para I Rota yan Tinian International Airports.

Aturidat para este na aksion: I Commonwealth Ports Authority sina munahuyong regulasion sigun gi aturidatna gi 2 CMC §2122(j).

Kumenton Pupbliku: Todo I man-interesao na taotao sina mannahalom tinigi na kumento pot I mapropoponi na amendasion siha gi Areklamento yan Regulasion i Airport guato gi Direktot Eksekatibu, Commonwealth Ports Authority, Post Office Box 501055, Saipan, MP 96950-1055, gi halom trenta (30) dias dispues ni mapupblika este na notisia gi Commonwealth Register.

COMMONWEALTH PORTS AUTHORITY

OS H. SALAS Direktot Eksekatiba

Rinisib

AS A. TEBUTEB

Special Assistant, Administrasion

Sigun gi 1 CMC §2153(e), ni ma-amenda, I ma-amenda na Areklamento yan Regulasion ni manachecheton guine esta ma-atan yan ma-apreba sigun gi fotmat yan legat sufisienti gias Attorney General i Commonwealth gi SanKatan na Marianas.

OFISINAN I ATTORNEY GENERAL

Acting Attorney General

November 17, 2003 PAGE 21467

COMMONWEALTH REGISTER

ROTA INTERNATIONAL AIRPORT / SEAPORT P.O. Box 561, Rota, MP 96951

VOLUME 25 NUMBER 10

Mafile yan Rinekot gi as Rehistradoran Kotporasion:	
Bodela Cruz	Fecha: /1.01.03
Bernadita B. Dela Cruz	

NOTICE AND CERTIFICATION OF ADOPTION OF AMENDMENTS TO THE IMMIGRATION REGULATIONS SECTION 703

I, Clyde Lemons, Jr., the Acting Attorney General of the Commonwealth of the Northern Mariana Islands, which is promulgating the Immigration Regulations regarding application, review and issuance of Visitor Entry Permits to enter the Commonwealth, published in the Commonwealth Register Vol. 25, No. 6 on July 15, 2003 at pages 20649 to 20676, by signature below hereby certify that as published such Regulations are a true, complete and correct copy of the Regulations regarding application, review and issuance of Visitor Entry Permits previously proposed by the Office of the Attorney General which, after the expiration of appropriate time for public comment, have been adopted without modification or amendment. I further request and direct that this Notice and Certification of Adoption 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 2000 day of October 2003, in Saipan, Commonwealth of the Northern Mariana Islands.

Clyde Lemons, Acting Attorney General

Commonwealth of the Northern Mariana Islands



Department of Commerce

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS Caller Box 10007 CK., Saipan, MP 96950 Tel. (670) 664-3000/1 • Fax: (670) 664-3067

NOTICE OF CERTIFICATION AND ADOPTION OF AMENDMENT TO THE BUREAU OF TAXICAB REGULATIONS PURSUANT TO 1 CMC SS 2454, 9104 BY THE DEPARTMENT OF COMMERCE

I, Fermin M. Atalig, Secretary of the Department of Commerce which promulgated as an Emergency Regulation and as Notice of Intent to Adopt an Amendment to the Bureau of Taxicab Regulations published in the Commonwealth Register, vol. 25, no. 6, at 20243-20247 (July 15, 2003), by signature below hereby certify that as published such Amendment is a true and correct copy of the Amendment to the Bureau of Taxicab Regulations previously proposed by the Department of Commerce which, after the expiration of appropriate time for public comment, have been adopted with no changes.

By signature below, I hereby certify that the proposed amendment to the Bureau of Taxicab Regulations is the true, correct and complete Amendment to the Bureau of Taxicab Regulations adopted by the Department of Commerce. I further request and direct that this Notice and Certification of Adoption be published in the CNMI Commonwealth Register.

I declare under penalty of perjury that the foregoing is true and correct and this declaration was executed on this day of October, 2003, at Saipan, Commonwealth of the Northern Mariana Islands.

ermin M. Ataliq

Secretary of Commerce

Filed by:

Bernadita B.

Commonwealth Redister

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Tebuteb Thomas A.

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Office of the Secretary Department of Finance

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NOTICE AND CERTIFICATION OF ADOPTION OF AMENDMENTS TO CUSTOMS SERVICE REGULATIONS NO. 4300 et. sea.

I, Cathryn C. Villagomez, the Acting Secretary of the Department of Finance which promulgated the proposed amendments to Customs Service Regulations No., 4300 et. seq., as published in the Commonwealth Register, Volume 25, Number 7, August 22, 2003, at pages 020833 through and including 020849, by signature below hereby certify that as published, such proposed amendments to Customs Service Regulations No., 4300 et seq. are a true, complete and correct copy of the amendments to Customs Service Regulations No., 4300 et seq., which after expiration of the appropriate time for public comment have been adopted to Customs Service Regulations No., 4300 et seq., as new Sections 4310.1 through and including Section 4317.1 without modification. These new Sections govern the importation of cut fabric panels into the CNMI.

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

Submitted by:	CATHRYNG VIDLAGOMER Acting Secretary of Finance	IIIIQO3 Date
Received by:	THOMAS A TEBUTEB	11-13-03 Date
Filed and Recorded by:	Special Assistant for Administration BERNADITA B. DE LA CRUZ Corporate Register	11-13-63 Date

Pursuant to 1 CMC § 2153, as amended, and 1 CMC § 9104(a)(3), these adopted rules and regulations have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

Dated this 1th day of November, 2003.

CLYDE LEMONS, JR. Acting Attorney General

DEPARTMENT OF PUBLIC HEALTH COMPREHENSIVE STATE-BASED TOBACCO PREVENTION AND CONTROL PROGRAM

NOTICE AND CERTIFICATION OF FINAL ADOPTION OF REGULATIONS GOVERNING PROTOCOL FOR MINOR-ASSISTED UNDERCOVER PURCHASES OF TOBACCO PRODUCTS

I, James Hofschneider, the Secretary of the Department of Public Health of the Commonwealth of the Northern Mariana Islands, which has promulgated Regulations Governing Protocol For Minor-Assisted Undercover Purchases of Tobacco Products, as originally published in the Commonwealth Register, Volume 25, Number 9, page 21421 through page 21443, by signature below hereby certify that as published such Regulations are a true, complete and correct copy of the Regulations regarding the protocol for minor-assisted undercover purchases of tobacco products previously proposed by the Department of Public Health which, after the expiration of appropriate time for public comment, have been adopted without modification, except for the following minor modification or amendment as set forth below:

- 1. Regulations Governing Protocol For Minor-Assisted Undercover Purchases of Tobacco Products, Section 3.4(i), at Commonwealth Register, Volume 25, Number 9, Page 21426, is adopted with the following modification:
 - (i) The person described in Section 3.3 above, who accompanied the minor to the licensee's store, shall promptly meet the minor as soon as the minor leaves the store to determine whether tobacco products were purchased and to obtain them and the receipt from the minor if they were. An enforcement exemption from Sections 2(e) of P.L. 11-75 is granted to all minors who participate in the undercover purchase program. Any minor who purchases tobacco products pursuant to these Regulations will be exempt from the application of Sections 2(c) and 2(d) of P.L. 11-75 in connection with such purchase.

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

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on

Submitted by:

| Commonwealth of the Northern Mariana Islands. | Commonwealth

Pursuant to 1 CMC § 2153, as amended, and 1 CMC § 9104(a)(3), these adopted rules and regulations have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

Dated this Tth day of November, 2003

CLYDE LEMONS, JR.

Acting Attorney General

Corporate Register