

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS  
SAIPAN, MARIANA ISLANDS

VOLUME 25 NUMBER 04



APRIL 30, 2003

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**COMMONWEALTH**

**REGISTER**

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# COMMONWEALTH REGISTER

VOLUME 25 NUMBER 04

APRIL 30, 2003

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**NOTICE OF EMERGENCY REGULATIONS AND NOTICE OF INTENT  
TO ADOPT AMENDMENTS TO THE RULES AND REGULATIONS  
GOVERNING THE GROUP HEALTH INSURANCE PROGRAM**

**EMERGENCY:** The Fund's Board of Trustees, tasked with administration of the Group Health Insurance Program, finds that, pursuant to 1 CMC § 9104(b), the public interest and imminent peril to the public welfare requires the adoption, on an emergency basis, of amendments to the Rules and Regulations Governing the Group Health Insurance Program; as published in the Commonwealth Register Volume 24, Number 10, on October 30, 2002, beginning at page 19633 to 19731.

The Board finds that the public interest and this imminent peril to the public welfare mandates adoption of these amendments to the Rules and Regulations Governing the Group Health Insurance Program 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 a period of 120 days, unless sooner adopted as permanent regulations.

**REASONS FOR EMERGENCY:** Pursuant to Public Law 10-19 and Article 16 of the Rules and Regulations governing the Group Health Insurance Program, the Board of Trustees of the Northern Mariana Islands Retirement Fund has a fiduciary duty to properly administer the health insurance program. This authority includes promulgating rules and regulations necessary for such proper administration of the Program.

- I. The Board of Trustees has determined that there are ***critical, significant and severe*** deficiencies in the Program's ability to pay providers because of:
  - ***A lack of legislative funding and appropriation for the Program to retire past due claims for medical services and supplies, requiring the diversion of premiums from more current claims;***
  - ***A decrease in membership, leading to a loss in premiums;***
  - ***Younger and healthier enrollees withdrawing from the Program and retaining private health insurance, thereby leaving a higher percentage of enrollees in the Program who require greater and more frequent medical care and who are less likely to qualify for private insurance;***
  - ***Premiums set at levels inadequate to pay claims. The Fund's comptroller has calculated that premiums must be increased by 25% to effectively pay current and reduce past due claims. The Board of Trustees considered the impact of such an increase and determined at its March 18, 2003 meeting that it would increase premiums by 15%, and adopted such increase at its April 3, 2003 meeting. The 15% increase would help meet the financial needs of the Program, but be less of a financial burden to Enrollees than a 25% increase in premiums.***
  
- II. Pursuant to authority granted in 1 CMC § 8314 and Article 16 of the Rules and Regulations governing the Program, the Board of Trustees contracted with Hawaii Pacific Medical Referrals, Inc., a Third Party Administrator (hereinafter "TPA") in August 2001 to review, adjudicate and pay valid medical claims. Premiums charged

under the Plan, however, were insufficient to pay the medical claims incurred by Program enrollees. In October and November 2002, the TPA notified the Board that the Program's inability to remit adequate funds had caused over \$2 million in arrearages in current and past-due claims. As a result, medical providers in Hawaii began imposing cash-only requirements for Program enrollees seeking medical services. The TPA informed the Program that at least \$1.2 million was required to reduce the arrearages to an acceptable level. The CNMI government, which by statute is responsible for all liabilities of the Program, provided the Program with \$600,000, which the TPA accepted with the proviso that future payments to reduce the arrearage would still be required. After receiving payments from the TPA to reduce older claims, the medical providers who had imposed cash-only and other restrictions lifted them. In January 2003, the Office of Public Auditor ("OPA") began auditing the claims processed by the TPA. In March 2003, OPA and the Fund requested that the TPA submit to inspection copies of contracts between the TPA and medical providers. The TPA refused to provide such copies, stating that the contracts were confidential and contained proprietary information. That same month, the TPA informed the Program that the arrearage had climbed above \$2 million, and that at least \$1 million was required to prevent restrictions again being imposed by providers. The TPA set an April 1, 2003 deadline for payment. The CNMI government, voicing concerns that the TPA contract did not satisfy procurement regulations and that the TPA was not cooperating with the OPA's request, indicated that it would not remit any more payments. On April 1, 2003, the TPA stopped processing claims incurred from that date forward, and stopped pre-certifying admissions and various out-patient services for Program enrollees. Without calculated and necessary changes to address the financial shortfalls of the Program, the Program will be unable to meet the medical needs of its enrollees. **Accordingly, the Board of Trustees declares that an emergency exists and the Board of Trustees must act immediately to address the situation by increasing premiums and reducing costs.**

Failure to immediately implement these interim Rules and Regulations will result in:

- medical providers denying enrollees treatment and necessary prescription drugs;
- medical providers requiring payments, in advance, from enrollees before administering treatment and releasing necessary prescription drugs;
- confusion to Enrollees and staff regarding premiums and allowable prescription drugs;
- confusion to accounting staff of government agencies and entities regarding the amounts to be deducted from enrollees' paychecks;
- confusion to medical providers on whether the Program or the TPA would be processing claims and pre-certifying admissions and outpatient services;
- duplication of efforts should the Rules and Regulations be implemented at a later date, resulting in additional costs and **further deterioration of the fragile financial condition of the Program;**
- many Enrollees' past due claims will be sent to collection agencies by the facility that provided the medical service, in turn:

➤ damaging the credit of Enrollees;

- » interest charges being assessed to Enrollees on balances owed;
  - » Enrollees being refused further treatment by the facility;
  - » the Program being subject to legal action by Enrollees for any and all resulting damage for its failure to pay valid claims.
- Enrollees will not be able to receive the proper and necessary medical treatment for which the Program was designed to provide assistance;
  - the Program and the Government will be sued for that failure.

III. These amendments to the Rules and Regulations Governing the Group Health Insurance Program will implement a revised prescription medication Formulary and Pharmacy Benefit Management Program, through which the Program anticipates significant savings as compared to prior claims data for medication costs. ***The Program intends to use the savings in costs to settle past due claims and secure the viability and stability of the Program, and it is crucial that these savings be realized immediately, as they provide the only source of revenue to resolve these outstanding obligations.***

**CONTENTS:** The adoption of these amendments to the Rules and Regulations Governing the Group Health Insurance Program will ***effectuate critical changes*** to the Group Health Insurance Program, ***crucial to the proper operation and survival of the Program*** and the public interest, and will serve the best interests of the members and public and assure proper and appropriate expenditure of public funds by reducing the Program's costs while increasing its revenues.

**NOTICE OF INTENT TO PERMANENTLY ADOPT:** It is the intention of the Board of Trustees to adopt these emergency amendments as permanent amendments to the Rules and Regulations Governing the Group Health Insurance Program with such adoption pursuant to 1 CMC §§ 9104(a)(1) and (2). Therefore, publication in the Commonwealth Register of these amendments, this Notice, and an opportunity for public comment pursuant to the requirements of the CNMI Administrative Procedures Act are hereby provided.

- Copies of the Rules and Regulations will be available at the Group Health and Life Insurance office, located on the second floor of the Retirement Fund Building, Capitol Hill, Saipan, MP 96950;
- Written comments on the Rules and Regulations should be addressed and submitted to the Administrator, Northern Mariana Islands Retirement Fund ("NMIRF"), P.O. Box 501247 CK, Saipan, MP 96950, or may be delivered to the Administrator at the Retirement Fund office on Capitol Hill;
- Written comments must be received by the Administrator of NMIRF not later than ~~thirty~~(30) days from the date of this publication.

Enrollees will be given the opportunity to:

- comment on and ask questions about the Rules and Regulations and changes in premiums and the drug formulary;

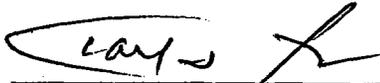
- attend five (5) separate public meetings - three (3) on Saipan and one (1) each on Rota and Tinian - properly noticed and scheduled during the ~~thirty(30)~~ day comment period; and
- review the new drug formulary and supplemental information relating to these amendments, which will be available for viewing at the Group Health and Life Insurance Office, Second Floor, Retirement Fund Building on Capitol Hill.

**AUTHORITY:** The Board of Trustees of the Northern Mariana Islands Retirement Fund ("Fund"), is authorized to promulgate, publish and adopt these regulations pursuant to Public Law 10-19.

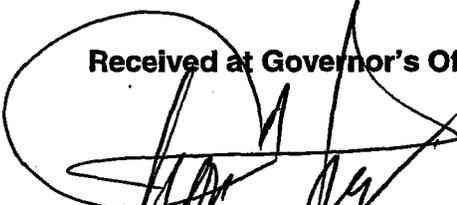
By signature below, we certify that the Rules and Regulations Governing the Group Health Insurance Program attached hereto are the true, correct, and complete Rules and Regulations Governing the Group Health Insurance Program hereby adopted as emergency regulations by the Board of Trustees, and further request and direct that this Notice of Adoption be published in the Commonwealth Register.

Dated this 15<sup>th</sup> day of April 2003.

  
 \_\_\_\_\_  
 JOSEPH C. REYES  
 Chairman, Board of Trustees  
 NMI Retirement Fund  
 Group Health & Life Insurance Trust Fund

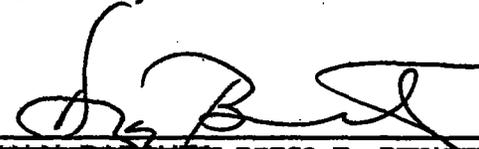
  
 \_\_\_\_\_  
 KARL T. REYES  
 Administrator  
 NMI Retirement Fund  
 Group Health & Life Insurance Trust Fund

Received at Governor's Office by:

  
 \_\_\_\_\_  
 THOMAS I. TEBUTEB  
 Special Assistant for Administration

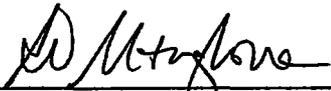
Date: 4/22/03

Concurred by:

  
 \_\_\_\_\_  
~~JOHANN BAGAÑA~~ DIEGO T. BENAVENTE  
 Governor (Acting)

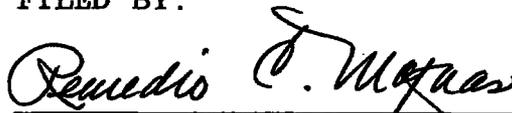
Date: 4/23/03

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

  
\_\_\_\_\_  
RAMONA V. MANGLOÑA  
Attorney General

Date: 4/21/03

FILED BY:

  
\_\_\_\_\_  
REMEDIO C. MAFNAS  
Registrar of Corporations

Date: 4.23.03

**PUBLIC NOTICE**

**EMERGENCY REGULATIONS GOVERNING  
THE GROUP HEALTH INSURANCE PROGRAM**

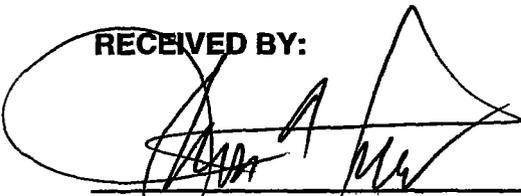
The Board of Trustees of the NMI Retirement Fund, as authorized by P.L. 10-19, hereby gives notice to the general public and particularly members of the CNMI Group Health Insurance Program of a proposed fifteen percent (15%) increase on current premium contribution rates for both active government employees and retirees. The proposed amendment would modify Article 10, Rule 10.15 of the Rules and Regulations as published in the Commonwealth Register, Volume 24, Number 06, dated June 17, 2002. Furthermore, as published in the Commonwealth Register Volume 24, Number 10, dated October 30, 2002, the Drug Formulary would be amended whereby several prescription drugs would be eliminated, and an emphasis placed on use of generic prescription drugs and participating providers.

The Board is soliciting comments and recommendations regarding these proposed amendments to the rules and regulations, which must be received by the Fund within 30 days of the first publication of this notice. Copies of these proposed amendments may be obtained at any of the NMI Retirement Fund offices on Saipan, Tinian and Rota.

Dated this 15<sup>th</sup> day of April, 2003.

  
\_\_\_\_\_  
JOSEPH C. REYES  
Chairman, Board of Trustees, NMIRF

  
\_\_\_\_\_  
KARL T. REYES  
Administrator, NMI Retirement Fund

RECEIVED BY:  
  
\_\_\_\_\_  
THOMAS A. TEBUTEB  
Special Assistant for Administration  
Date: 4/23/03

FILED BY:  
  
\_\_\_\_\_  
REMEDIO MAFNAS  
Acting Registrar of Corporations  
Date: 4.23.03

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

  
\_\_\_\_\_  
RAMONA V. MANGLONA  
Attorney General

Date: 4/21/03

  
\_\_\_\_\_  
DIEGO T. BENAVENTE  
Acting Governor  
COMMONWEALTH REGISTER

Date: 4/23/03

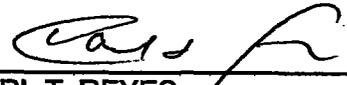
# NOTISIA PARA I PUPBLIKU PUT IMIDIAMENTE NA REGULASIÓ NI GINIBEBIETNA PUT I PRUGRÂMÁN GROUP HEALTH INSURANCE

I Board of Trustees i NMI Retirement Fund, ni manae aturidat nu i Lai Pupbliku 10-19, ginen este ha infotoma i pupbliku henerat yan patikulatmente ayu siha na membru gi prugramán Group Health Insurance pot i priniponen ma hatsa kinse pot sientu i premiun i ma kontribubuta guato gi prugramá ginen i man active siha na manma empleya gi gobietno yan kontodos i man retirao siha na membru. I mapropopone na amendasion para u modifika i Attikulu 10, Seksion 10.15 gi Areklamento yan Regulasion ni mapupblika huyong gi Rehistran Commonwealth Baluma 24, Numiru 06, ni ma fecha gi Junio 17, 2002. Mas na amendasion gi Areklamento yan Regulasion ni mapupblika huyong gi Rehistran Commonwealth Baluma 24, Numiru 10, ni ma fecha gi Oktobre 30, 2002, i Drug Formulary ma amenda para hu ma lagnos huyong several na klasen ammot ya para hu ma usa mas i generic na klasen ammot siha yan u ma apreta i inusan i setbision i Participating Providers.

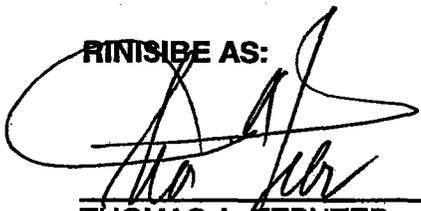
I Board has sosoyo hayi malago para u fana'halom komentu rekomendasion pot i mapropopone siha na amendasion gi Areklamento yan Regulasion, ya u marisibi ni taotao Fund gi halom trenta (30) dias desde i primet na publikasion este na nutisia. Kopian este siha i mapropopone siha na amendasion sina manmachule gi maseha amanu siha na ofisinan NMI Retirement Fund giya Saipan, Tinian yan Luta.

Mafecha guine na dia i mina' 15<sup>th</sup> gi Abril, 2003.

  
JOSEPH C. REYES  
Chairman, Board of Trustees, NMIRF

  
KARL T. REYES  
Administrator, NMI Retirement Fund

RINISIBE AS:

  
THOMAS A. TEBUTEB  
Espisiat Na Ayudante Para Atministrasion

Fecha: 4/28/03

RINEKOT AS:

  
REMEDIO MAFNAS  
Rehistran I Kopgrasion

Fecha: 4.28.03

Sigun i 1 CMC Sek. 2153, ni inimenda ginen i P.L. 10-50, I regulasi3n siha man ma ribisa yan apreba ni para u fotma yan ligat ginen i Ofisinan i Abugado Henerat.

  
RAMONA V. MANGLONA  
Abugado Henerat

Fecha: 4/21/03

  
DIEGO T. BENAVENTE  
Acting Governor  
COMMONWEALTH REGISTER

Fecha: 4/23/03

# **NORTHERN MARIANA ISLANDS RETIREMENT FUND**

## **Emergency Amendments to the Rules and Regulations Governing the Group Health Insurance Program**

### **AUTHORITY:**

The Group Health and Life Insurance Trust Fund proposes to make an amendment to its Plan Description rules and regulations, pursuant to its authority under Section 5 of Public Law 10-19.

### **STATEMENT OF GOALS AND OBJECTIVES:**

The Program is underwritten exclusively by the CNMI Government to provide an affordable health insurance plan for the benefit of CNMI government employees. The program is designed to be self sufficient, and therefore, must establish rates sufficient to pay for administration of the program and particularly claims incurred by enrollees in the plan.

### **BRIEF SUMMARY OF PROPOSED AMENDMENTS:**

The proposed amendments to the Plan Description would modify the Subscribers' premium contribution rates by increasing them by fifteen (15%) for both active government employees and retirees. Additionally, the proposed amendments would modify the Drug Formulary, emphasize generic drugs by eliminating several prescription drugs from the current formulary, and encourage use of participating providers.

### **FOR FURTHER INFORMATION:**

Members of the plan may contact Karl T. Reyes, Administrator, at telephone 664-3863 or Dolores Moore, GHLITF Director, at telephone 664-8026.

### **RULES & REGULATIONS AFFECTED:**

CNMI Government Employees Group Health Insurance Plan Document, the proposed amendment modifies the premium contribution rates for both active government employees and retirees as specified under Article 10, Rule 10.15 of the Rules and Regulations as published in the Commonwealth Register Volume 24, Number 06, dated June 17, 2002. Furthermore, the proposed amendments would modify the Drug Formulary and emphasizing generic drugs by eliminating several prescription drugs from the current formulary as published in the Commonwealth Register Volume 24, Number 10, dated October 30, 2002.

Article 10, Rule 10.15 is hereby amended to read as follows:

10.15 The Chart below details the bi-weekly Contributions required from Subscribers and the Government, and the total Premium, beginning on the effective date of this Plan Document, which effective date is ~~January 2, 2002~~ April 20, 2003.

Beginning with the partial Plan Year that commences ~~June 1, 2002~~ April 20, 2003, the Government Contribution and total Premium for each category and option of coverage shall be as follows:

Unless determined otherwise by actuarial study and recommendation, the Government Contribution to Premiums shall increase by five percent (5%) annually, each such increase to become effective at the beginning of the Plan Year, with the first such increase being effective in January 2003. Said automatic increases shall continue annually until such time the Government's Contribution is equal to the Subscriber's Contribution.

**Contribution Rates**  
**Rates Effective June 1, 2002**

Type of Enrollment	Enrollment Code Number		Bi-weekly Cost
Self Only High Option	201	Government Contribution	— \$ 11.14
		Subscriber Contribution	— \$ 32.79
		Total Premium	— \$ 43.93
Self Plus One High Option	202	Government Contribution	— \$ 20.16
		Subscriber Contribution	— \$ 59.34
		Total Premium	— \$ 79.50
Self Plus Four High Option	203	Government Contribution	— \$ 29.20
		Subscriber Contribution	— \$ 85.88
		Total Premium	— \$115.08
Self Plus Five Plus High Option	204	Government Contribution	— \$ 38.34
		Subscriber Contribution	— \$112.42
		Total Premium	— \$150.76
Self Only Low Option	205	Government Contribution	— \$ 7.00
		Subscriber Contribution	— \$ 20.63
		Total Premium	— \$ 27.63
Self Plus One Low Option	206	Government Contribution	— \$ 11.90
		Subscriber Contribution	— \$ 35.14
		Total Premium	— \$ 47.04
Self Plus Four Low Option	207	Government Contribution	— \$ 16.80
		Subscriber Contribution	— \$ 49.65
		Total Premium	— \$ 66.45
Self Plus Five Plus Low Option	208	Government Contribution	— \$ 21.70
		Subscriber Contribution	— \$ 64.16
		Total Premium	— \$ 85.86

**Contribution Rates**  
**Rates Effective April 20, 2003**

<u>Type of Enrollment</u>	<u>Enrollment Code Number</u>	<u>Contribution Distribution</u>	<u>Retiree Semi-monthly Cost</u>	<u>Active Bi-weekly Cost</u>
<u>Self Only High Option</u>	<u>201</u>	<u>Government Contribution</u>	<u>\$12.67</u>	<u>\$11.70</u>
		<u>Subscriber Contribution</u>	<u>\$40.85</u>	<u>\$37.71</u>
		<u>Total Premium</u>	<u>\$53.52</u>	<u>\$49.41</u>
<u>Self Plus One High Option</u>	<u>202</u>	<u>Government Contribution</u>	<u>\$22.93</u>	<u>\$21.17</u>
		<u>Subscriber Contribution</u>	<u>\$73.93</u>	<u>\$68.24</u>
		<u>Total Premium</u>	<u>\$96.86</u>	<u>\$89.41</u>
<u>Self Plus Four High Option</u>	<u>203</u>	<u>Government Contribution</u>	<u>\$ 33.21</u>	<u>\$ 30.66</u>
		<u>Subscriber Contribution</u>	<u>\$ 107.00</u>	<u>\$ 98.76</u>
		<u>Total Premium</u>	<u>\$140.21</u>	<u>\$129.42</u>
<u>Self Plus Five Plus High Option</u>	<u>204</u>	<u>Government Contribution</u>	<u>\$ 43.62</u>	<u>\$ 40.26</u>
		<u>Subscriber Contribution</u>	<u>\$140.06</u>	<u>\$129.28</u>
		<u>Total Premium</u>	<u>\$183.68</u>	<u>\$169.54</u>
<u>Self Only Low Option</u>	<u>205</u>	<u>Government Contribution</u>	<u>\$ 7.96</u>	<u>\$ 7.35</u>
		<u>Subscriber Contribution</u>	<u>\$25.70</u>	<u>\$23.72</u>
		<u>Total Premium</u>	<u>\$33.66</u>	<u>\$31.07</u>
<u>Self Plus One Low Option</u>	<u>206</u>	<u>Government Contribution</u>	<u>\$13.54</u>	<u>\$12.50</u>
		<u>Subscriber Contribution</u>	<u>\$43.78</u>	<u>\$40.41</u>
		<u>Total Premium</u>	<u>\$57.32</u>	<u>\$52.91</u>
<u>Self Plus Four Low Option</u>	<u>207</u>	<u>Government Contribution</u>	<u>\$19.11</u>	<u>\$17.64</u>
		<u>Subscriber Contribution</u>	<u>\$61.86</u>	<u>\$57.10</u>
		<u>Total Premium</u>	<u>\$80.97</u>	<u>\$74.74</u>
<u>Self Plus Five Plus Low Option</u>	<u>208</u>	<u>Government Contribution</u>	<u>\$ 24.69</u>	<u>\$22.79</u>
		<u>Subscriber Contribution</u>	<u>\$ 79.94</u>	<u>\$73.78</u>
		<u>Total Premium</u>	<u>\$104.63</u>	<u>\$96.57</u>



**Hawaii Pacific Medical Referral**

DRUG FORMULARY  
Revised - 6 / 2002

This formulary list identifies the Brand drug medications that are eligible for coverage under plan. This list is designed to serve as a reference guide and assist in the selection of cost effective pharmaceutical products. The formulary is not intended to be a substitute for your clinical knowledge and judgement. In all cases, the prescriber is expected to select appropriate drug therapy for the individual patient and provide high quality healthcare. Preferred Brand Medications are listed in black, non-preferred medications are listed in red. All generic medications are covered at the lower generic copay.

**ANTI-INFECTIVES**

penicillins	AUGMENTIN
cephalosporins	OMNICEF SUPRAX CEFZIL
erythromycins	ZITHROMAX BIAXIN, -XL
quinolones	CIPRO LEVAQUIN
antituberculosis	MYAMBUTOL RIFADIN
antifungal	FULVICIN UF, FULVICIN /G DIFLUCAN NIZORAL
antiviral	VALTREX
Essentially all drugs specifically indicated for the treatment of HIV and its opportunistic infections are in the formulary.	
antimalarial	DARAPRIM PRIMAQUINE FANSIDAR ARALEN LARIAM
antibacterials	YODOXIN
anthelmintics	MINTEZOL BILTRICIDE
miscellaneous Anti-infectives	TRIMPEX DAPSONE THALOMID RIFAMATE FLAGYL 750mg MEPRON INTRON A PEREPTON PEG-INTRON

**ANTINEOPLASTICS AND IMMUNOSUPPRESSANTS**

Antineoplastics	HEXALEN ARIMIDEX CASODEX MYLERAN XELODA LEUKERAN CYTOXAN EMCYT VEPESID EULEXIN FEMARA PURINETHOL LYSODREN ERGAMISOL CEENU ALKERAN VERCYTE MATULANE TESLAC THIOGUANINE FARESTON VESANOID URACIL MUSTARD
Immunosuppressants	IMURAN SANDIMMUNE NEORAL CELLCEPT RAPAMUNE

**ENDOCRINE MEDICATIONS**

Glucocorticosteroids	PEDIAPRED
Mineralocorticoids	FLORINEF
Androgens	TESTODERM PATCH ANDRODERM PATCH ANDROGEL
Estrogens	PREMARIN ESTRATAB ORTHO-EST OGEN VIVELLE ESTRADERM FEMHRT PREMARIN PREMPHASE PREMPRO ESTRATEST, -HS

**ORAL CONTRACEPTIVES**

Mono-Phase Oral Contraceptives	ORTHO-CYCLEN MIRCETTE ALESSE OVCON-35, OVCON-50 OVRAL ORTHO-CEPT, DESOGEN YASMIN
Tri-Phase Oral Contraceptives	ORTHOTRICYCLEN ESTROSTEP 21 ESTROSTEP Fe TRI-NORINYL ORTHO-NOVUM 7/7/7 TRI-NORINYL
Progestin Only Oral Contraceptives	MICRONOR, NOR-Q-D OVRETTE
Progestins	

Oral Hypoglycemics	GLUCOTROL XL GLUCOVANCE AMARYL PRANDIN PRECOSE
Thiazolidinediones	AVANDIA ACTOS
Insulins	HUMULIN NOVOLIN HUMALOG NOVOLOG LANTUS
<b>ALL INSULIN SYRINGES COVERED</b>	
Glucose Test Strips	ACCU-CHECK, ONE TOUCH

Glucagon	GLUCAGON KIT
Antithyroid Drugs	TAPAZOLE
Thyroid Hormones	ARMOUR THYROID SYNTHROID LEVOXYL LEVOTHYROID CYTOMEL
Ovulation Stimulants	FOLLISTIM HUMEGON
Beta-2 Adrenergic Stimulants	YUTOPAR
Endometriosis Therapy	SYNAREL DANOCRINE
Other Endocrine Drugs	PARLODEL DDAVP MIACALCIN NASAL SPRAY ACTONEL FOSAMAX EVISTA

\*\* Injectables are covered according to plan specifications

**CARDIOVASCULAR MEDICATIONS**

Cardiac Glycosides	LANOXIN
Nitrates	NITROSTAT NITROLINGUAL SPRAY IMDUR MONOKET ISMO SR DILATRATE SR
Beta-1 Specific	TOPROL XL
Non-Selective	ZEBETA LEVATOL COREG
Calcium Antagonists	DILACOR XR, TIAZAC CARDIZEM CD SR DYNACIRC CR NORVASC NIMOTOP PLENDIL
Antidysrhythmic Drugs	PROCANBID TONOCARD ETHMOZINE TAMBOCOR MEXITIL LOTENSIN

**NUTRITIONAL PRODUCTS**

## Prenatal Vitamins

NIFEREX PN  
PNFORTE  
PRECARE

## Vitamins

MEPHYTON  
ROCALTROL  
CHROMAGEN

## Minerals

LURIDE (tablets & drops)

## Misc. Nutritional

CARNITOR

**HEMATOLOGICAL AGENTS**

## Hematopoietic

AQUASOL A  
NIFEREX-150 FORTE  
WELLCOVORIN  
PROCRIT

## Anticoagulant Drugs

COUMADIN  
LOVENOX (7 day supply maximum for  
first Rx, PA required after first Rx)

## Antiplatelet Drugs

PLAVIX  
ASA/ER  
AGGRENOX

## Miscellaneous Antiplatelet Agents

PLETAL  
AGRYLIN

**OPHTHALMIC MEDICATIONS**

## Alpha-adrenoceptor Agonists

ALPHAGAN

## Non-steroidal Anti-inflammatory Drugs

ACULAR  
VOLTAREN

## Anti-allergic Agents

ZADITOR  
LIVOSTIN  
ALOMIDE  
PATANOL  
ACULAR

## Ophthalmic Mast Cell Stabilizers

ALOCRIL

## Antibiotics and Antibiotic Combinations

OCUFLOX

## Antibiotic-Corticosteroid Combinations

TOBRADEX

## Antivirals

VIROPTIC  
VIRA-A

## Artificial Tear Products/Lubricants

Note: Although OTC products are listed, they are not a  
verified benefit for all plan designs

REFRESH TEARS-OTC  
LACRI-LUBE S.O.P  
REFRESH P.M.

## Beta-adrenoreceptor Antagonists

BETOPTIC S SUSPENSION  
BETOPTIC SOLUTION

## Carbonic Anhydrase Inhibitors

AZOPT

## Prostaglandins

XALATAN

## Prostaglandin Synthetase Inhibitors

LUMIGAN

**EAR, NOSE AND THROAT MEDICATIONS**

## OTIC Antiinfectives

FLOXIN OTIC

## OTIC Steroid-Anti-infective Combinations

CERUMENEX  
VOSOL

## Corticosteroids, Inhaled Nasal

RHINOCORT  
VANCENASE, -AQ -DS  
BECONASE -AQ

FLONASE

NASONEX

## TRI-NASAL

## Miscellaneous Nasal

NASALCROM  
ATROVENT  
0.03% NASAL SPRAY

**DERMATOLOGICALS**

All topical dosage forms of listed items are  
formulary items

## Anti-Acne

BENZAMYCIN  
AZELEX  
RETIN-A  
METROCREAM, METROLOTION  
DIFFERIN  
ACUTANE

## Topical Anti-infectives

BACTROBAN

## Topical Antifungals

EXELDERM  
LOPROX  
SPECTAZOLE  
LOTRISONE  
OXISTAT  
NIZORAL

## Topical Antivirals

ZOVIRAX

## Topical Corticosteroids

## GROUP I (VERY HIGH POTENCY)

FLORONE, -E  
DIPROLENE, -AF  
PSORCON  
ULTRAVATE

## GROUP II (HIGH POTENCY)

HALOG, -E  
ARISTOCORT-HP

## GROUP III (MEDIUM POTENCY)

ACLOVATE  
DERMA-SMOOTH  
DERMATOP  
ELOCON

## GROUP IV (LOW POTENCY)

## Topical Corticosteroids in Combination

EPIFOAM

## Scabicides/Pediculocides

Treatment of choice is OTC Nix

EURAX  
ELIMITE

## Anorectal

ANUSOL HC SUPP  
PROCTO-CREAM HC  
PROCTO-CREAM HC 2.5%  
PROCTOFOAM HC  
CORTIFOAM  
CORTENEMA

## Anti-Psoriatics

DRITHO-CREME  
TAZORAC  
DOVONEX

## Miscellaneous Topicals

LAC-HYDRIN  
KERALYT  
DRYSOL  
EFUDEX  
CONDYLOX GEL  
ALDARA  
ACTINEX  
PROTOPIC (Prior Authorization required)  
REGNANEX GEL

ZESTRIL  
 ACCUPRIL  
 ALTACE  
 Angiotensin Converting Enzyme Inhibitors  
 Combination  
 LOTENSIN/HCT  
 CAPOZIDE  
 ZESTORETIC  
 Angiotensin II Antagonists (ARB)  
 DIOVAN  
 AVAPRO  
 Angiotensin II Antagonist Combination  
 DIOVAN HCT  
 AVALIDE  
 LOTREL  
 Antiadrenergic Agents-Centrally Acting  
 CATAPRES TTS  
 TENEX  
 Antiadrenergic Agents-Peripheral Acting  
 FLOMAX  
 Alpha Blockers  
 DIBENZYLINE  
 Loop Diuretics  
 DEMADEX  
 Thiazide & Related Diuretics  
 ENDURONYL & ENDURONYL FORTE  
 Cholesterol Lowering Agents  
 HMG CoA Reductase  
 LIPITOR  
 Other Cholesterol Lowering Agents  
 LORELCO  
 TRICOR  
 COLESTID  
 COLESTID FLAVORED (can only)  
 COLESTID TABLETS  
 WELCHOL  
 Miscellaneous Cardiovascular Drugs  
 ST. JOSEPHS, BAYER, etc. -OTC  
**RESPIRATORY MEDICATIONS**  
 Antihistamines  
 Consider OTC PRODUCTS as first line  
 Therapy  
 Single-Entity Products  
 ALLEGRA, -D  
 CLARITIN, -D  
 CLARITIN SYRUP  
 ZYRTEC  
 Combination Products  
 BREXIN LA  
 TRINALIN  
 Over-the-Counter Sedating Combination Antihistamines:  
 SEMPREX-D  
 ALLEGRA D  
 CLARITIN D  
 Oral Antihistamines  
 ASTELIN NASAL SPRAY  
 Cough Suppressants & Expectorants  
 HUMIBID DM  
 FENESIN  
 CODICLEAR DH  
 CODIMAL DH  
 HISTUSSIN HC  
 Cough Suppressants- Inhalers  
 ALUPENT INHALER  
 MAXAIR AUTOHALER  
 COMBIVENT  
 PROVENTIL HFA  
 FORADIL AEROLIZER  
 SEREVENT  
 Cough Suppressants-Oral Tabs  
 BRETHINE  
 VOLMAX  
 Theophylline Derivatives  
 UNIPHYL, SLO-PHYLLIN  
 Corticosteroids for Inhalation  
 VANCERL  
 VANCERL DS  
 BECLOVENT

PULMICORT  
 AZMACORT  
 FLOVENT  
 Leukotriene Inhibitor  
 ACCOLATE  
 SINGULAIR  
 Other Drugs for Asthma  
 ATROVENT INHALER  
 INTAL INHALER  
 ADVAIR  
 Respiratory Specialty Drugs  
 PULMOZYME (Prior Authorization  
 Required)  
 TRACLEER (Prior Authorization  
 Required)

**GASTROINTESTINAL MEDICATIONS**

Antidiarrheal Preparations  
 Consider OTC Imodium as first line therapy  
 Antiulcer Drugs  
 H2 Antagonists  
 PEPCID AC-OTC  
 Proton Pump Inhibitors  
 PREVACID  
 PROTONIX  
 H.pylori treatments  
 TRITEC  
 PREVPAC  
 Other GI products  
 CYTOTEC  
 Antiemetic  
 TORECAN  
 TRANS-DERM SCOP  
 ZOFRAN, ZOFRAN ODT  
 Digestants  
 COTAZYM  
 PANCREASE  
 VIOKASE  
 CREON  
 Sulfonamide / Mesalamine Products  
 ASACOL  
 PENTASA  
 DIPENTUM  
 ROWASA

**GENITOURINARY**

Vaginal Antiinfectives  
 OTC PRODUCTS MAY BE USED AS FIRST LINE  
 THERAPY  
 DIFLUCAN 150 TAB  
 TERAZOL  
 CLEOCIN VAG CREAM  
 METROGEL-VAGINAL  
 Anticholinergic-Antispasmodics  
 DETROL  
 Miscellaneous Genitourinary  
 CARDURA  
 FLOMAX  
 PROSCAR  
 VIAGRA (Covered according to plan  
 design.)

**CENTRAL NERVOUS SYSTEM**

Antidepressants  
 ANAFRANIL  
 CELEXA  
 PAXIL  
 EFFEXOR, -XR  
 WELLBUTRIN, -SR  
 ZOLOFT  
 REMERON, -SolTab  
 Monoamine Oxidase Inhibitors  
 PARNATE  
 Antipsychotics  
 LOXITANE  
 SERENTIL  
 ZYPREXA  
 SEROQUIL  
 GEODON

Sedatives & Hypnotics  
 PROSOM  
 SONATA  
 AMBIEN  
 CNS Stimulants  
 DEXEDRINE  
 ADDERALL  
 CYLERT  
 PROVIGIL  
 Other CNS Drugs  
 ARICEPT  
 EXELON  
 REMINYL  
 Smoking Deterrents: Coverage based on plan de:  
 Nicotine- Transdermal,  
 NICOTROL  
 HABITROL  
 Inhaler & Nasal Spray

**ANALGESICS**

Non-Narcotic Analgesics  
 ESGIC-PLUS  
 AXOCET  
 ULTRAM  
 Narcotic Analgesics  
 FIORICET/CODEINE  
 KADIAN  
 HCL CR OXYCONTIN  
 DURAGESIC  
 ACTIQ  
 Non-Steroidal Anti-Inflammatory Drugs  
 EC NAPROSYN  
 ARTHROTEC  
 VOLTAREN  
 RELAFEN  
 Non-Steroidal Anti-inflammatory Drugs Cox-2  
 Inhibiting  
 CELEBREX  
 VIOXX  
 Antirheumatics  
 CUPRIMINE  
 PLAQUENIL  
 RIDAURA  
 ENBREL  
 ARAVA  
 Migraine  
 AXERT  
 ERGOMAR  
 AMERGE  
 MIGRANAL SPRAY  
 ZOMIG, -ZMT  
 IMITREX

**NEUROMUSCULAR**

Anticonvulsants  
 MYSOLINE  
 ZONEGRAN  
 DEPAKOTE  
 ZARONTIN  
 TEGRETOL XR  
 NEURONTIN  
 TOPAMAX  
 LAMICTAL  
 DIASTAT  
 KEPPRA  
 TRILEPTAL  
 Antiparkinson Drugs  
 PERMAX  
 REQUIP  
 MIRAPEX  
 TASMAR  
 COMTAN  
 Skeletal Muscle Relaxants  
 DANTRIUM  
 Anticholinesterase Muscle Stimulants  
 MESTINON  
 Multiple Sclerosis Agents  
 COPAXONE  
 BETASERON  
 AVONEX



Dear Members and Providers:

**Re : CNMI Group Health Insurance Encourages the use of Generic Drugs**

Health care costs are soaring, in part because of the high price of prescription drugs. That's why government, employers and insurers are pushing hard to make generic drugs more widely available.

Substituting less-expensive generics for their brand-name equivalents has the potential to save thousands of dollars for the patient and insurer without compromising patient care.

Generics can help reduce health care costs, while providing the same therapeutic equivalence as brand name drugs.

Please review the attached Rx America drug formulary for the CNMI Group Health Insurance plan. The formulary is a condensed version to illustrate the drugs covered by the plan. All Generic Drugs are covered at \$3.00 co-payment for a 30-day supply, subject to plan benefits. The Prescription Drug names printed in black are the Preferred Brand name drugs with a \$7.00 co-payment for a 30-day supply. The Prescription Drug names in red are the Non-Preferred Brand name drugs with a co-payment of \$15.00 for a 30-day supply. Brand name Prescription Drugs not listed on the formulary are not a covered benefit under the CNMI Group Health Insurance Plan. That means that the patient pays the entire cost of the drug to the Pharmacy.

The RxAmerica Pharmacy and Therapeutics Committee will regularly review the formulary to ensure it meets the needs of both patients and providers. The formulary may be revised at any time without notice.

For most people, there is no good medical reason to avoid generic drugs, which must be approved by the FDA just like their brand-name counterparts. Taming the staggering growth in health care costs will require action on many fronts, not the least of which is to widen the use of generic drugs.

On your next visit to your Physician discuss the possibility of prescribing generic drugs for your use instead of the brand name medication you have received thus far.

Wishing you good health,

HPMR

# Group Health and Life Insurance Trust Fund

## DRUG FORMULARY

Effective April 20, 2003

This list is designed to serve as a reference guide and assist in the selection of cost effective pharmaceutical products. The formulary is not intended to be a substitute for your clinical knowledge and judgment. In all cases, the prescriber is expected to select appropriate drug therapy for the individual patient and provide high quality healthcare. Preferred Brand Medications are listed below. All covered generic medications are preferred and covered at 20% coinsurance for participating providers, 30% for non-participating providers. Brand medications that have a generic equivalent are covered at 20% coinsurance for participating providers, 30% for non-participating providers with the member also absorbing the cost difference between the brand and generic alternative. Non-formulary Brand medications require a 50% member coinsurance amount.

### ANTI-INFECTIVES

- Cephalosporins.....  
OMNICEF
- Erythromycins.....  
ZITHROMAX  
BIAXIN, -XL
- Quinolones.....  
CIPRO  
LEVAQUIN
- Antituberculosis.....  
MYAMBUTOL
- Antifungal.....  
FULVICIN UF, FULVICIN /G
- Antiviral.....  
VALTREX

Presently all drugs specifically indicated for the treatment of HIV and its opportunistic infections are on formulary.

- Antimalarial.....  
DARAPRIM  
PRIMAQUINE  
FANSIDAR  
ARALEN  
LARIAM
- Antiparasitics.....  
YODOXIN
- Anthelmintics.....  
MINTEZOL
- Miscellaneous Antinfectives.....  
TRIMPEX

DAPSONE  
THALOMID  
RIFAMATE  
FLAGYL 750mg

### ANTINEOPLASTICS AND IMMUNOSUPPRESSANTS

All oral FDA-approved antineoplastic and immunosuppressive agents are eligible for coverage under the prescription drug benefit.

### ENDOCRINE MEDICATIONS

- Glucocorticosteroids.....  
PEDIAPRED
- Mineralocorticoids.....  
FLORINEF
- Androgens.....  
TESTODERM PATCH  
ANDRODERM PATCH  
ANDROGEL
- Estrogens.....  
PREMARIN  
ESTRATAB  
VIVELLE, -Dot  
ESTRADERM  
FEMHRT  
PREMARIN  
PREMPHASE,  
PREMPRO  
ESTRATEST, -HS
- Antithyroid Drugs.....  
TAPAZOLE
- Thyroid Hormones.....  
ARMOUR THYROID  
SYNTHROID  
LEVOTHYROID  
CYTOMEL
- Other Endocrine Drugs.....  
PARLODEL  
ACTONEL  
EVISTA

### ORAL CONTRACEPTIVES

- Mono-Phase Oral Contraceptives.....  
MIRCETTE  
OVCON-35, OVCON-50  
OVRAL  
ORTHO-CEPT,  
YASMIN  
NUVARING  
ORTHO-EVRA
- Tri-Phase Oral Contraceptives.....  
ORTHOTRICYCLEN  
ESTROSTEP 21  
ESTROSTEP Fe  
TRI-NORINYL  
TRI-NORINYL
- Progestin Only Oral Contraceptives.....  
MICRONOR, NOR-Q-D  
OVRETTE
- Progestins.....  
PROMETRIUM

### DIABETIC MEDICATIONS

- Oral Hypoglycemics.....  
GLUCOTROL XL  
GLUCOVANCE  
AMARYL

- PRANDIN  
PRECOSE  
Thiazolidinediones.....
- AVANDIA  
ACTOS
- Insulins.....  
HUMULIN  
NOVOLIN  
HUMALOG  
NOVOLOG
- ALL INSULIN SYRINGES COVERED.....
- Glucose Test Strips.....  
ACCU-CHECK, ONE TOUCH
- Glucagon.....  
GLUCAGON KIT

### CARDIOVASCULAR MEDICATIONS

- Cardiac Glycosides.....  
LANOXIN
- Nitrates.....  
NITROSTAT  
NITROLINGUAL SPRAY  
IMDUR  
MONOKET  
ISMO SR  
DILATRATE SR
- Beta-1 Specific.....  
TOPROL XL
- Non-Selective.....  
ZEBETA  
LEVATOL  
COREG
- Calcium Antagonists.....  
DILACOR XR,  
TIAZAC  
CARDIZEM CD SR  
DYNACIRC CR  
NORVASC  
NIMOTOP  
PLENDIL
- Antidysrhythmic Drugs.....  
PROCANBID  
TONOCARD  
ETHMOZINE  
TAMBOCOR  
MEXITIL
- Angiotensin Converting Enzyme Inhibitor.....  
LOTENSIN  
ACOUPRIL  
ALTACE
- Angiotensin Converting Enzyme Inhibitors  
Combination.....  
LOTENSIN/HCT  
CAPOZIDE
- Angiotensin II Antagonists (ARB).....  
DIOVAN  
AVAPRO  
BENICAR
- Angiotensin II Antagonist Combination.....  
DIOVAN HCT  
AVALIDE  
LOTREL
- Antiadrenergic Agents-Peripheral Acting.....  
FLOMAX
- Loop Diuretics.....  
DEMADEX
- Thiazide & Related Diuretics.....  
ENDURONYL & ENDURONYL FORTE
- Cholesterol Lowering Agents.....  
HMG CoA Reductase.....

- LIPITOR
- Other Cholesterol Lowering Agents.....  
LORELCO  
TRICOR  
COLESTID  
COLESTID FLAVORED (can only)  
COLESTID TABLETS  
WELCHOL
- Miscellaneous Cardiovascular Drugs.....  
ST. JOSEPHS, BAYER, etc. -OTC

### RESPIRATORY MEDICATIONS

- Antihistamines.....
- Consider OTC PRODUCTS as first line therapy
- Single-Entity Products.....  
ALLEGRA  
ZYRTEC
- Combination Products.....  
BREXIN LA  
TRINALIN
- Lower Sedating Combination Antihistamines.....  
SEMPREX-D  
ALLEGRA D  
ZYRTEC D
- Nasal Antihistamines.....  
ASTELIN NASAL SPRAY
- Antitussives & Expectorants.....  
HUMIBID DM  
CODICLEAR DH  
CODIMAL DH  
HISTUSSIN HC
- Adrenergic Stimulants-Inhalers.....  
ALUPENT INHALER  
MAXAIR AUTOHALER  
COMBIVENT  
PROVENTIL HFA  
SEREVENT
- Adrenergic Stimulants-Oral Tabs.....  
BRETHINE  
VOLMAX
- Xanthine Derivatives.....  
UNIPHYL, SLO-PHYLLIN
- Corticosteroids for Inhalation.....  
PULMICORT  
AZMACORT  
FLOVENT
- Leukotriene Inhibitor.....  
ACCOLATE
- Other Drugs for Asthma.....  
ATROVENT INHALER  
ADVAIR
- Respiratory Specialty Drugs.....  
PULMOZYME (PA Required)  
TRACLEER (PA Required)

### GASTROINTESTINAL MEDICATIONS

- Antidiarrheal Preparations.....
- Consider OTC Imodium as first line therapy
- Antiulcer Drugs.....  
H2 Antagonists.....  
PEPCID AC-OTC
- Proton Pump Inhibitors.....  
PREVACID  
PROTONIX
- H.pylori treatments.....  
PREVPAC

Other GI products.....

CYTOTEC

Antiemetic.....

TORECAN  
TRANS-DERM SCOP  
ZOFTRAN,ZOFTRAN ODT

Diostants.....

COTAZYM  
PANCREASE  
VIKASE  
CREON

**GENITOURINARY**

Vaginal Antinfectives.....

Consider OTC PRODUCTS as first line therapy

DIFLUCAN 150 TAB  
TERAZOL  
CLEOCIN VAG CREAM  
METROGEL-VAGINAL

Anticholinergic-Antispasmodics.....

DETROL

Miscellaneous Genitourinary.....

CARDURA  
FLOMAX  
PROSCAR

**CENTRAL NERVOUS SYSTEM**

Antidepressants.....

ANAFRANIL  
CELEXA  
PAXIL  
EFFEXOR, -XR  
WELLBUTRIN SR  
ZOLOFT

Monoamine Oxidase Inhibitors.....

PARNATE

Sedatives & Hypnotics.....

PROSOM  
SONATA  
AMBIEN

CNS Stimulants.....

DEXEDRINE  
ADDERALL  
CYLERT  
METADATE CD  
PROVIGIL

Other CNS Drugs.....

ARICEPT  
XELOX

Smoking Deterrents: Coverage based on plan design.

Nicotine- Transdermal,  
NICOTROL  
HABITROL  
Inhaler & Nasal Spray

**ANALGESICS**

Non-Narcotic Analgesics.....

ESGIC-PLUS  
AXOCET

Narcotic Analgesics.....

FIORICET/CODEINE  
KADIAN  
OXYCONTIN  
DURAGESIC  
ACTIQ

Non-Steroidal Anti-Inflammatory Drugs.....

VOLTAREN

Cox-2 Inhibiting.....

CELEBREX

Antirheumatics.....

CUPRIMINE  
PLAQUENIL  
RIDAURA

Migraine Agents.....

AXERT  
ERGOMAR  
AMERGE  
IMITREX

**NEUROMUSCULAR**

Anticonvulsants.....

MYSOLINE  
ZONEGRAN

Antiparkinson Drugs.....

PERMAX  
REQUIP  
MIRAPEX  
TASMAR  
COMTAN

Skeletal Muscle Relaxants.....

DANTRIUM

Anticholinesterase Muscle Stimulants.....

MESTINON

**NUTRITIONAL PRODUCTS**

Prenatal Vitamins.....

NIFEREX PN  
PNFORTE  
PRECARE

Vitamins.....

MEPHYTON  
ROCALTRON  
CHROMAGEN

Minerals.....

LURIDE (tablets & drops)

Misc. Nutritional.....

CARNITOR

**HEMATOLOGICAL AGENTS**

Hematopoetic.....

AQUASOL A  
NIFEREX-150 FORTE

Anticoagulant Drugs.....

COUMADIN  
LOVENOX (7 day supply maximum for first Rx,  
PA required after first Rx)

Antiplatelet Drugs.....

PLAVIX  
ASA/ER

Miscellaneous Antiplatelet Agents.....

PLETAL

**OPHTHALMIC MEDICATIONS**

Alpha-adrenoceptor Agonists.....

ALPHAGAN

Non-steroidal Anti-inflammatory Drugs.....

ACULAR  
VOLTAREN

Anti-allergic Agents.....

ZADITOR  
LIVOSTIN  
ALOMIDE  
PATANOL

Ophthalmic Mast Cell Stabilizers.....

ALOCRIL

Antibiotics and Antibiotic Combinations.....

OCUFLOX

Antivirals.....

VIROPTIC  
VIRA-A

Artificial Tear Products/Lubricants.....  
Note: Although OTC products are listed, they are not a covered benefit for all plan designs

REFRESH TEARS -OTC  
LACRI-LUBE S.O.P  
REFRESH P.M.

Beta-adrenoreceptor Antagonists.....

BETOPTIC S SUSPENSION  
BETOPTIC SOLUTION

Carbonic Anhydrase Inhibitors.....

AZOPT

Prostaglandin's.....

XALATAN

Prostamides.....

LUMIGAN

**EAR, NOSE AND THROAT MEDICATIONS**

OTIC Anti-infectives.....

FLOXIN OTIC

OTIC Steroid-Anti-infective Combinations.....

CERUMENEX  
VOSOL

Corticosteroids, Inhaled Nasal.....

RHINOCORT AQ  
VANCENASE AQ -OS  
BECONASE -AQ  
FLONASE  
NASONEX  
TRI-NASAL

Miscellaneous Nasal.....

NASALCROM  
ATROVENT  
0.03% NASAL SPRAY

**DERMATOLOGICALS**

All topical dosage forms of listed items are formulary

Anti-Acne.....

ACUTANE PA REQ.  
BENZAMYCIN PA REQ. OVER 25  
DIFFERIN PA REQ. OVER 25  
METROCREAM PA REQ. OVER 25  
METROGEL PA REQ. OVER 25  
METROLOTION PA REQ. OVER 25

Topical Antifungals.....

LOPROX PA REQ.  
OXISTAT PA REQ.

Topical Antivirals.....

ZOVIRAX

Topical Corticosteroids.....

GROUP I (VERY HIGH POTENCY)

DIPROLENE, -AF PA REQ.  
ULTRAVATE

GROUP II (HIGH POTENCY)

ACLOVATE  
DIPROSONE  
LIDEX -E  
VALISONE

GROUP III (MEDIUM POTENCY)

DERMA-SMOOTHIE  
ELOCON  
SYNALAR HP

GROUP IV (LOW POTENCY)

Topical Corticosteroids in Combination.....

MYCOLOG II

Scabicides/Pediculocides.....

Treatment of choice is OTC Nix

Anorectal.....

ANUSOL HC SUPP  
CORTENEMA  
CORTIFOAM  
PROCTO-CREAM HC  
PROCTO-CREAM HC 2.5%  
PROCTOFOAM HC

Anti-Psoriatcs.....

DRITHO-CRÈME  
DOVONEX

Miscellaneous Topicals.....

TAZORAC  
ACTINEX  
ALDARA  
CONDYLOX GEL  
EFUDEX  
ELIDEL PA REQ.  
LAC-HYDRIN  
REGREANEX GEL

COMMON HEALTH REGISTER

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**Synopsis of Amendments to the Group Health Insurance Program Drug Formulary**

	Eliminated from Current Formulary	Added to Current Formulary
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**ANTI-INFECTIVES**

Penicillins  
**AUGMENTIN**

Cephalosporins  
**SUPRAX**  
**CEFZIL**

Antituberculosis  
**RIFADIN**

Antifungal  
**DIFLUCAN**  
**NIZORAL**

Anthelmintics  
**BILTRICIDE**

Miscellaneous Antiinfectives  
**MEPRON**  
**INTRON A**  
**REBETRON**  
**PEG-INTRON**

**ANTINEOPLASTICS AND IMMUNOSUPPRESSANTS**

Antineoplastics  
**HEXALEN**  
**ARIMIDEX**  
**CASODEX**  
**MYLERAN**  
**XELODA**  
**LEUKERAN**  
**CYTOXAN**  
**EMCYT**  
**VEPESID**  
**EULEXIN**  
**FEMARA**  
**PURINETHOL**  
**LYSODREN**  
**ERGAMISOL**  
**CEENU**  
**ALKERAN**  
**VERCYTE**  
**MATULANE**  
**TESLAC**  
**THIOGUANINE**  
**FARESTON**  
**VESANOID**  
**URACIL MUSTARD**

All oral FDA-approved antineoplastic and immunosuppressive agents are eligible for coverage under the prescription drug benefit.

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Immunosuppressants  
**IMURAN**  
**SANDIMMUNE**  
**NEORAL**  
**CELLCEPT**  
**RAPAMUNE**

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**ENDORINE MEDICATIONS**

Estrogen  
**ORTHO-EST**  
**OGEN**  
**VIVELLE**

Estrogen  
**VIVELLE, -Dot**

Other Endocrine Drugs  
**DDAVP**  
**MIACALCIN NASAL SPRAY**  
**FOSAMAX**

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**ORAL CONTRACEPTIVES**

Mono-Phasic Oral Contraceptives  
**ORTHO-CYCLEN**  
**ALESSE**  
**DESOGEN**

Mono-Phasic Oral Contraceptives  
**NUVARING**  
**ORTHO-EVRA**

Tri-Phasic Oral Contraceptives  
**ORTHO-NOVUM 7/7/7**

Ovulation Stimulants  
**FOLLISTIM**  
**HUMEGON**

Beta-2 Adrenergic Stimulants  
**YUTOPAR**

Endometriosis Therapy  
**SYNAREL**  
**DANOCRINE**

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\*\*Injectables are covered according to plan specifications.

Insulin  
**LANTUS**

**DIABETIC MEDICATIONS**

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**CARDIOVASCULAR  
MEDICATIONS**

Angiotensin Converting Enzyme  
Inhibitor  
**ZESTRIL**

Angiotensin II Antagonists (ARB)  
**BENICAR**

Angiotensin Converting Enzyme  
Inhibitors Combination  
**ZESTORETIC**

Antiadrenergic Agents-Centrally Acting  
**CATAPRES TTS**  
**TENEX**

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Alpha Blockers

**DIBENSYLINE**

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**RESPIRATORY MEDICATIONS**

Antihistamines...Consider OTC  
PRODUCTS as first line therapy:

Single-Entity Products

**ALLEGRA, -D**

**CLARITIN, -D**

**CLARITIN SYRUP**

Lower Sedating Combination  
Antihistamines

**CLARITIN D**

Antitussives & expectorants

**FENESIN**

Adrenergic Stimulants-Inhalers

**FORADIL AEROLIZER**

Corticosteroids for Inhalation

**VANCERIL**

**VANCERIL-DS**

**BECLOVENT**

Leukotriane Inhibitor

**SINGULAIR**

Other Drugs for Asthma

**INTAL INHALER**

Respiratory Specialty Drugs

**PULMOZYME** (Prior

Authorization Required)

**TRACLEER** (Prior

Authorization Required)

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Antihistamines...Consider OTC  
PRODUCTS as first line therapy:

Single-Entity Products

**ALLEGRA**

Lower Sedating Combination  
Antihistamines

**ZYRTEC D**

Respiratory Specialty Drugs

**PULMOZYME** (PA Required)

**TRACLEER** (PA Required)

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**GASTROINTESTINAL  
MEDICATIONS**

H.pylori treatments

**TRITEC**

Sulfonamide / Mesalamine Products

**ASACOL**

**PENTASA**

**DIPENTUM**

**ROWASA**

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**GENITOURINARY**

Vaginal Antiinfectives

**OTC PRODUCTS MAY BE**

**USED AS FIRST LINE**

**THERAPY**

Vaginal Antiinfectives

**Consider OTC PRODUCTS**

**as first line therapy**

Miscellaneous Genitourinary

**VIAGRA** (Covered according to  
plan design)

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**CENTRAL NERVOUS SYSTEM**

Antidepressant  
**REMOERON, SolTab**

CNS Stimulants  
**METADATE CD**

Antipsychotics  
**LOXITANE  
SERENTIL  
ZYPREXA  
SEROQUIL  
RISPERDAL  
GEODON**

Other CNS Drugs  
**REMINYL**

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**ANALGESICS**

Non-Narcotic Analgesics  
**ULTRAM**

Narcotic Analgesics  
**HCL CR OXYCONTIN**

Narcotic Analgesics  
**OXYCONTIN**

Non-Steroidal Anti-Inflammatory Drugs  
**EC NAPROSYN  
ARTHROTEC  
RELAFEN**

Non-Steroidal Anti-Inflammatory Drugs  
Cox-2 Inhibiting  
**VIOXX**

**"Cox-2 Inhibiting"** replaces Non-  
Steroidal Anti-Inflammatory  
Drugs Cox-2 Inhibiting

Antirheumatics  
**ENBREL  
ARAVA**

Migrane  
**MIGRANAL SPRAY  
ZOMIG, -ZMT**

Migrane  
Added the word **"Agents"**  
after the word  
Migrane

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**NEUROMUSCULAR**

Anticonvulsants  
**DEPAKOTE  
ZARONTIN  
TEGRETOL XR  
NEURONTIN  
TOPAMAX  
LAMICTAL  
DIASTAT  
KEPPRA  
TRILEPTAL**

**COMTAN**

Multiple Sclerosis Agents  
**COPAXONE  
BETASERONAVONEX**

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**EPIFOAM**

Scabicides/Pediculocides

**EURAX**  
**ELIMITE**

Miscellaneous Topicals

**KERALYT**  
**DRYSOL**  
**PROTOPIC** (Prior  
Authorization required)

**GROUP II (HIGH  
POTENCY)**

**ALCOVATE**  
**DIPROSONE**

**LIDEX -E**  
**VALISONE**

**GROUP III (MEDIUM  
POTENCY)**

**SYNALAR HP**

**GROUP IV (LOW POTENCY)**

Topical  
Corticosteroids in  
Combination  
**MYCOLOG II**

Miscellaneous Topicals  
**ELIDEL PA REQ.**  
**LAC-HYDRIN**

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**HEMATOLOGICAL AGENTS**

Hematopoetic  
**WELLCOVORIN**  
**PROCRIT**

Antiplatelet Drugs  
**AGGRENOX**

Miscellaneous Antiplatelet Agents  
**AGRYLIN**

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**OPHTHALMIC MEDICATIONS**

Anti-allergic Agents  
**ACULAR**

Antibiotic-Corticosteroid Combinations  
**TOBRADEX**

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**EAR, NOSE AND THROAT MEDICATIONS**

Corticosteroids, Inhaled Nasal  
**RHINOCORT**

Corticosteroids, Inhaled Nasal  
**RHINOCORT AQ**

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**DERMATOLOGICALS**

All topical dosage forms of listed items are formulary items

All topical dosage forms of listed items are formulary

Anti-Acne

**AZELEX**  
**RETIN-A**

Anti-Acne

**METROGEL PA REQ. OVER 25**

Added the words "PA REQ. OVER 25" after the following drugs currently covered: **BENZAMIN;** **METROCREAM;** **METROLOTION;** and **DIFFERIN.**

Topical Antiinfectives  
**BACTROBAN**

Topical Antifungals  
**EXELDERM**  
**SPECTAZOLE**  
**LOTRISONE**  
**NIZORAL**

Added the words "PA REQ." to the following drug currently covered: **ACUTANE**

Topical Corticosteroids  
GROUP I (VERY HIGH POTENCY)

**FLORONE, -E**  
**PSORCON**

Topical Antifungals

Added the words "PA REQ." after the following drugs currently covered: **LOPROX** and **OXISTAT**

GROUP II (HIGH POTENCY)  
**HALOG, -E**  
**ARTISTROCORT-HP**

GROUP III (MEDIUM POTENCY)  
**ACLOVATE**  
**DERMATOP**

Topical Corticosteroids  
GROUP I (VERY HIGH POTENCY)

Added the words "PA REQ." after the following drug currently covered: **ULTRAVATE**

GROUP IV (LOW POTENCY)  
Topical Corticosteroids  
in Combination

## FORMULARY 4 (adopted by the BOT on 4/15/03)

Effective April 1 20, 2003

This list is designed to serve as a reference guide and assist in the selection of cost effective pharmaceutical products. The formulary is not intended to be a substitute for your clinical knowledge and judgment. In all cases, the prescriber is expected to select appropriate drug therapy for the individual patient and provide high quality healthcare. Preferred Brand Medications are listed below. All covered generic medications are preferred and covered at 20% coinsurance for participating providers, 30% for non-participating providers. Brand medications that have a generic equivalent are covered at 20% coinsurance for participating providers, 30% for non-participating providers with the member also absorbing the cost difference between the brand and generic alternative. Non-formulary Brand medications require a 50% member coinsurance amount.

Part of Rule 5.02 - Chart:

<p>C. Prescription drugs</p>	<p>Enrollee pays the following for each medication prescribed: <del>\$3</del> <b>20% coinsurance</b> for generic, <del>\$7</del> <b>20% coinsurance</b> for name brand <b>plus the difference in cost between the generic and name brand</b> and <del>\$15 for non-preferred</del> <b>50% coinsurance</b> for non-formulary brand prescriptions dispensed by a participating provider OR <del>\$5</del> <b>30% coinsurance</b> for generic, <del>\$10</del> <b>30% coinsurance</b> for name brand <b>plus the difference in cost between the generic and name brand</b> and <del>\$20 for non-preferred</del> <b>50% coinsurance</b> for non-formulary brand prescriptions dispensed by a non-participating provider, for a 30-day supply from a pharmacy or a 90-day supply from the Plan's mail-order Rx service, or a pharmacy (pharmacy or Enrollee will be reimbursed at the mail order reimbursement rate). Certain medications may have a 30-day supply maximum and may not be eligible for the 90-day supply or available under the mail order program.</p>	<p>Enrollee pays the following for each medication prescribed: <del>\$3</del> <b>20% coinsurance</b> for generic, <del>\$7</del> <b>20% coinsurance</b> for name brand <b>plus the difference in cost between the generic and name brand</b> and <del>\$15 for non-preferred</del> <b>50% coinsurance</b> for non-formulary brand prescriptions dispensed by a participating provider OR <del>\$5</del> <b>30% coinsurance</b> for generic, <del>\$10</del> <b>30% coinsurance</b> for name brand <b>plus the difference in cost between the generic and name brand</b> and <del>\$20 for non-preferred</del> <b>50% coinsurance</b> for non-formulary brand prescriptions dispensed by a non-participating provider, for a 30-day supply from a pharmacy or a 90-day supply from the Plan's mail-order Rx service, or a pharmacy (pharmacy or Enrollee will be reimbursed at the mail order reimbursement rate). Certain medications may have a 30-day supply maximum and may not be eligible for the 90-day supply or available under the mail order program.</p>
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Office of the Secretary  
Department of Finance

P.O. Box 5234 CHRBSAIPAN, MP 96950

TEL. (670) 664-1100

FAX: (670) 664-1115

NOTICE OF ADOPTION OF AMENDMENTS TO THE  
CASH RECEIPTS AND  
COMPLIANCE REGULATIONS

I, Frank Villanueva, Secretary of Finance, Department of Finance, which is promulgating the Proposed Amendments to the Cash Receipts and Compliance Regulations published in the Commonwealth Register Vol. 25 Number 2 on February 29, 2003 at pages 20037 to 20038, by signature below hereby certify that as published, such rules are a true, complete and correct copy of the Notice of Proposed Amendments to the Cash Receipts and Compliance Regulations, 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 of Certification of Adoption and the adopted regulations 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 2003 at Saipan, Commonwealth of the Northern Mariana Islands.

Certified By:

Frank B. Villanueva  
Secretary  
Department of Finance

4-22-03

Date

Filed By:

Remedio C. Mafnas  
Registrar of Corporations

4-24-03

Date

Received By:

Thomas A. Tebuteb  
SAA, Office of the Governor

4/27/03

Date



Office of the Secretary  
Department of Finance

P.O. Box 5234 CHRB SAIPAN, MP 96950

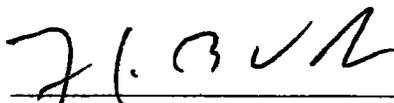
TEL. (670) 664-1100 FAX: (670) 664-1115

NOTICE AND CERTIFICATION OF THE  
ADOPTION OF THE PROPOSED  
REPEAL AND REENACTED RULES AND REGULATIONS  
FOR THE OPERATION OF POKER MACHINES

I, Frank Villanueva, Secretary of Finance, Department of Finance, which is promulgating the Proposed Repeal and Reenactment of the Rules and Regulations for the Operation of Poker Machines published in the Commonwealth Register Vol. 24 Number 11 on November 27, 2002 at pages 19746, and amended pursuant to Emergency Regulation published in the Commonwealth Register Vol. 24, No. 11 on November 27, 2002 at page 19834 and which was subsequently amended pursuant to Emergency Regulation published in the Commonwealth Register Vol. 25, No. 12, December 27, 2002 at page 19858, by signature below hereby certify that as published, such rules are a true, complete and correct copy of the Notice of Proposed Repeal and Reenactment to the Rules and Regulations for the Operation of Poker Machines, which after the expiration of appropriate time for public comment, have been adopted with modifications. These modifications are a result of both written comments and oral testimony presented at public hearings. Many of the comments related to the proposed amendment and subsequent amendments relating to the hours of operation and the security guard requirement. The Department has considered those comments, and finds that there are credible statistics presented by DPS to require a limitation in hours if a poker establishment chooses not to hire a security guard between the hours of 10 p.m. to 10 a.m. These statistics are further bolstered by the recent crimes that occurred at poker establishments in Tinian. The Department has also reviewed other comments provided and has incorporated some of those comments as well. I further request and direct that this Notice of 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 23 day of April 2003 at Saipan, Commonwealth of the Northern Mariana Islands.

Certified By:

  
\_\_\_\_\_  
Frank B. Villanueva  
Secretary  
Department of Finance

4-23-03  
Date

Filed By:

*Remedio C. Mafias*

Remedio C. Mafias  
Registrar of Corporations

*4/25/03*

Date

Received By:

*Thomas A. Tebuteb*  
Thomas A. Tebuteb  
SAA, Office of the Governor

*4/25/03*

Date

Part XV ~~SECTION 2300. RULES AND REGULATIONS FOR THE~~  
OPERATION OF POKER MACHINES

Section 2300.1 Definitions For purposes of this Part, the following definitions apply:

(a) "Beneficial Interest" in an owner or organization means an interest (other than solely as a creditor) held by a person directly or indirectly: (1) that entitles such person to control, directly or indirectly, such organization; or (2) which permits a person to share in any income or profit earned from a licensed poker machine; or (3) which constitutes more than five percent (5%) of the shares of voting stock or other voting securities which control or regulate the operation of the organization; or (4) that entitles such person to more than five percent (5%) of the earnings and profits or distributions of such organization; or (5) that entitles such person to five percent (5%) or more of the assets of such corporation upon the liquidation or dissolution of such organization; or (6) from which such person receives or is legally entitled to receive over a period of time, interest payments, dividends, or other payments totaling more than Five Thousand Dollars (\$5,000.00), other than payments with respect to bonds, certificates of deposits, notes or other evidences of indebtedness which are generally offered to members of the public and for which such person paid a fair market value.

(b) "Director" means the Director of Revenue and Taxation, Department of Finance.

(c) "Moral Turpitude" means a crime, whether a felony or misdemeanor, that involves illegal gambling, bookmaking, embezzlement, theft, bribery, use of controlled substance, corruption, abuse of a minor, contribution to the delinquency of a minor, or any other act or conduct that could or may impair a person's ability to perform his or her duties related to the supervision of the operation of a poker machine;

(d) "Organization" means a corporation, partnership, joint stock association, sole proprietorship, joint venture, business association, cooperative association, professional corporation, or other entity existing for any purpose.

(e) "Person" includes an individual, association, corporation, club, trust, estate, society, company, joint stock company, receiver, trustee, organization, or any other person acting in a fiduciary or representative capacity, or any combination of individuals. "Person" includes any department, commission, agency, or instrumentality of the Commonwealth, including any municipality or political subdivision and any agency or instrumentality thereof.

(f) "Secretary" or "Secretary of Finance" means the Secretary of the Department of Finance or his designee. The designee shall be the Director of Revenue and Taxation unless otherwise specified.

(g) "Skimming": the skimming of poker machine proceeds is the intentional exclusion, or the taking of any action in an attempt to exclude any money, proceeds or their value from the deposit, counting, collection, or computation of the gross revenue or net proceeds of the operation of a poker machine.

(h) "Software" means the programs or data used to control the machine.

(i) "Token" means a piece of metal or composite material approved by the Department of Finance for use in the operation of poker machines which represents a specific monetary value or a U.S. twenty-five cent piece, i.e., a quarter, as the context requires.

Section 2300.2. Poker machines -- Applications

(a) All applications for a poker machine license must be submitted by the owner of the machine on the form prescribed by the Department of Finance and must contain --

(1) the statutorily required license fee attached to the application. Such license fee will be fully refunded in the event the application is denied for any reason;

(2) the make, model, year, brand name, and serial number (or manufacturer identification number if serial number is not applicable) of each machine;

(3) the date each poker machine was imported into the CNMI and a copy of all required documents establishing that all excise taxes have been paid;

(4) the intended location (by building, village and island) of each machine;

(5) a color photograph of each type of machine while in operation with its screen illuminated;

(6) the name, address, telephone number, and signature of the owner of the machine and of any person or organization holding a beneficial interest in the owner of the machine. In lieu of providing the signature of each person or organization holding a beneficial interest in the owner of the machine, a primary officer, person in control of such person or organization, or designated representative may affix its signature for the person or organization holding a beneficial interest in the owner of the machine;

(7) a photocopy of the applicant's identification or passport, and a copy of the applicant's criminal history issued by the proper authorities. If the applicant is a corporation, all officers of the

corporation shall submit a copy of their passport and a copy of their criminal history as specified above;

- (8) a copy of the corporation's by-laws, if applicable;
- (9) the most recent financial statement;
- (10) a memorandum explaining the applicant's business experience, outlining the applicant's ability to operate a poker establishment;
- (11) social security number and tax identification number of the owner;
- (12) a declaration, made under penalty of perjury by the owner, that the owner has filed all tax returns and has paid all taxes, or has entered into an installment agreement with the Division of Revenue and Taxation;
- (13) proof of registration with the U.S. Attorney's Office pursuant to 15 USC §1173;
- (14) all other information required by the Department of Finance;
- (15) a statement under penalty of perjury that all information related to the application is true and correct.

(b) All applications must be submitted by the owner of the machine to the Director, Division of Revenue and Tax, Department of Finance.

(c) Upon written request by an applicant and written approval by the Director, the Director may authorize an applicant to omit certain information from an application if the information is not available to the applicant, or if the information was previously submitted, provided such information continues to be current, and provided such information is provided to the Director on or before the date prescribed by the Director.

#### Section 2300.3 Renewal of Licenses

(a) Poker machine licenses must be renewed annually on or before the expiration date of the existing license. Poker machines may continue in operation during the review period provided that the application is received before the expiration date and the statutorily required amount of the license fee is paid. If the license application is denied, the poker machines may not be operated.

(b) The application procedure for renewal of a poker machine license is pursuant to §2300.2 of these Rules and Regulations as specified therein. The Department of Finance may prescribe a different application form for renewal of a poker machine

license which may require the same, more, or less information than that required in an initial application.

(c) Except as indicated otherwise, the rules and procedures pertaining to the renewal of a poker machine license shall be the same as those pertaining to the original license issued.

Section 2300.4      Issuance of Poker Machine Licenses

(a) Issuance of License. A license may only be issued upon payment of the required license fee and submission of a completed application form and all supporting documents.

(b) Upon receipt of a completed application for a poker machine license, the Director will issue licenses pursuant to the following procedures:

(1) the Department of Finance may visit the premises designated in the application and certify that the information contained in the application is true and correct and that the machines and applicants are in full compliance with these Rules and Regulations;

(2) the Department of Finance will review all applications and supporting documents to ensure full compliance with these Rules and Regulations;

(3) if the application meets all requirements, a license will be issued within 21 days from the date the completed application is received. Said license shall be in writing and must be posted on the premises where the machine is located in such a manner as will be visible to the public;

(4) an application for initial license may be denied as specified under §2300.23 of these Rules and Regulations;

(5) Before a license is issued, all charges, taxes and fees relating to poker machines must be fully paid, including applicable penalty and interest charges;

(6) All poker machines imported into the Commonwealth for commercial use must be properly identified pursuant to §2300.11(a) of these Regulations. Poker machines not properly identified shall not be issued a license.

(7) A license shall be valid for a period of one (1) year from the date specified in the license.

Section 2300.5      Transfer of Tag.

(a) No poker machine license tag may be transferred from a defective or malfunctioning machine to an operative machine without the written approval of the Director.

(b) A retagging fee shall apply pursuant to §2300.6, and an amended license shall be issued indicating the new serial number and tag number.

(c) No additional license fee shall be required to be paid for the replacement machine, however, the replacement machine license shall expire on the expiration date of the defective or malfunctioning machine that was replaced.

Section 2300.6      Tags

(a) Licensed poker machines must bear a numbered tag on the top right-hand corner of the machine's cabinet affixed by the Department of Finance. This tag may be removed only by the Department of Finance. A second identical tag shall be placed inside the poker machine. No poker machine may be operated unless it has a valid tag affixed to its cabinet. No tag can be transferred from one machine to another except in accordance with §2300.5.

(b) The poker machine owner shall report to the Department of Finance whenever a tag is lost or defaced, and that lost or defaced tag will be promptly replaced by the Department of Finance after the Department verifies the tag number from the identifying tag inside the machine. A tag replacement fee of \$25 shall be paid to the Department of Finance to retag each machine.

Section 2300.7      Jackpot Payout Level.

(a) Each machine shall be set to stop and payout the jackpot upon reaching \$1,000 worth of credits from a single winning occurrence, or progressive occurrence when the player elects to terminate further progressive betting. Upon termination of further progressive betting, the machine must block coins-in or further play of the machine until the operator has reset the machine. The Jackpot Tax shall be collected at this time.

(b) Single Occurrence. The Gaming Machine Jackpot Tax is not applicable to jackpot winnings in an amount less than \$1,000 in a single occurrence.

Example: Mr. X wins \$500 at 10:00 a.m. and then another \$500 during another occurrence at 11:00 a.m. for a cumulative total of \$1,000. In this case, none of Mr. X's \$1,000 winnings are subject to the jackpot tax.

(c) Progressive Occurrence. The Jackpot Payout is applicable to jackpot winnings in the amount of \$1,000 or more from a progressive occurrence, such as winnings of \$1,000 or more resulting from the doubling of a wager.

Example: Mr. X earns \$300 from a machine but chooses to continue playing on the machine by doubling his wager and ultimately wins \$1,000. The machine shall payout this jackpot and shall not accept any additional coins until the operator has reset the machine. All applicable taxes will be collected at this time.

(d) The operator shall maintain a record of the jackpot wins, including the machine's serial number and the amount won on that particular machine, in accordance with the Accounting Requirements in §2300.13(e).

#### Section 2300.8 Electronic Security and Accounting System

Each poker machine licensed in the CNMI shall contain an electronic security and accounting system acceptable to the Director. Such system shall:

- (i) detect any defects or malfunctioning in such machine;
- (ii) ensure the integrity of the poker machine game being played;
- (iii) be able to accurately record the gross revenue earned by the machine; and
- (iv) monitor and calculate the play of each machine to secure full and complete payment of all applicable CNMI taxes.

#### Section 2300.9 Repair and Maintenance Record Keeping

No PC. Board or Motherboard may be worked on or removed from a poker machine without filling out the required Maintenance Action Form. This form shall be retained by the operator for a period of six years. A copy shall be provided to the Division of Revenue and Taxation Enforcement Branch on a monthly basis. The form shall contain the following information:

- (a) Date and Time of opening the machine;
- (b) Company name and location;
- (c) Machine ID, serial number and tag number;
- (d) Description of the problem;
- (e) Full set of meter reading before the board is worked on. If the problem is a machine reset due to board failure, list the meter readings stated on the most recent collection;
- (f) Action take and parts replaced;
- (g) If the maintenance action required is a board reset, indicate the starting readings to begin the next accounting period;
- (h) Signature of the technician and manager.

#### Section 2300.10 Reserved.

Section 2300.11      Identification of Machines.

All poker machines must bear a visible, engraved identification plate which contains the following information:

- (a) name of the manufacturer;
- (b) serial number;
- (c) model number;
- (d) manufacturer's commercial name.

Section 2300.12      Security Requirements.

Except as waived in writing by the Director for cause, all poker machines licensed after the effective date of these Regulations must comply with the following security requirements in order to be issued a poker machine license:

- (a) the door may not be opened without a key;
- (b) the power switch must be located inside the cabinet;
- (c) the processor board must be enclosed in a case as provided by the manufacturer;
- (d) any errors or malfunctions must be displayed by error codes on the machine. The errors must be cleared by an attendant;
- (e) the mechanism to accept coins must be capable of detecting a valid coin and rejecting all others. The mechanism must signal an error if any invalid condition is detected;
- (f) the machine must resist forced or illegal entry and must retain evidence of any entry until properly cleared or until a new play is initiated;
- (g) any malfunction of the machine must void all pays and plays for that game and must be clearly marked on the machine;
- (h) each machine must have a system of lights or sound to notify the operator of a machine door open, hopper empty, printer problems, and call button (customer service);

- (i) each machine must indicate that a coin has been accepted. Manual payouts must have a system to call the operator (lights or sound) and must be able to block coins-in until the operator has reset the machine;
- (j) electronic meters must be preserved for a minimum of 5 years in case of power off condition. A machine must be able to complete its cycle and complete all pays owed to the player in the event of a power interruption, once the power has been restored to its proper level;
- (k) each machine must have the motherboard compartment locked. Any entry or opening of the compartment shall be recorded on a Maintenance Action Form in accordance with §2300.9.

Section 2300.13      Accounting Requirements.

Except as waived in writing by the Director for cause, all poker machines licensed after the effective date of these Regulations must comply with the following accounting requirements:

- (a) All owners of poker machines must place a meter inside each poker machine for recording the number of coins inserted into the machine.
- (b) Such meter is to be read each time the machine is opened for fills and withdrawals. Each reading must be kept as a permanent accounting record of all poker machine businesses.
- (c) Each machine must have the following meters:
  - (1) electronically stored meters that can be read by the attendant without opening the machine door;
  - (2) electronically stored meters of at least 6 digits in length, that are stored in memory and register token/coin-in, token/coin-out or credits paid, and token/coin to drop.
- (d) An entry must be made each time the door to the machine in accordance with §2300.9. Such documentation must be kept inside the machine at all times.
- (e) The operator shall keep a record of the daily activity of each machine, including amount of all payouts and the machine tag number, on a form prescribed by the Director of Revenue and Taxation. Failure to maintain such record on a daily basis shall subject the operator to a civil penalty in the amount of \$100 per failure. This penalty will be imposed after a hearing in accordance with §2300.26. Additionally, the business license may be revoked in accordance with 4 CMC §1807.

Section 2300.14      Safety Requirements.

Except as waived in writing by the Director for cause, all poker machines licensed after the effective date of these Regulations must comply with the following safety requirements:

(a)      Electrical Immunity Requirements

(1)      Each machine must be totally immune to human electrostatic discharge (up to 20,000 volts DC).

(2)      Each machine must completely recover from 20,000-27,000 volt DC discharges, without any data or video corruption.

(b)      Other Safety Requirements

(1)      Each machine shall be manufactured in a way as not to present any electrical, mechanical or fire hazard.

(2)      Each machine must comply with all electrical standards, industrial codes, and safety standards set prescribed by law.

(3)      Each machine must be properly fused or protected by circuit breakers.

Section 2300.15      Unlicensed Machines.

(a)      Any poker machine which is not validly licensed and tagged shall be removed from within the game room and kept within a separate locked room. No customers shall be permitted to enter the separate locked room.

(b)      In addition to any other remedy provided for by law or these regulations, violation of this provision may subject the machine to seizure and in accordance with 1 CMC §2557 a civil penalty in the amount of two times the required annual license fee. This penalty shall be paid by the owner of the machine after a hearing as required by §2300.26 of these regulations.

Section 2300.16      Movement of Machines.

(a)      Before any poker machine can be relocated from one building or business location to another, the licensee of the machine shall first submit a written request to the Director on the form prescribed by the Department of Finance. The request must be signed by the person who is the licensee of the poker machine in question under penalty of perjury. The request must include the following information:

- (i) present location of the poker machine to be moved;
- (ii) the intended location of the poker machine to be moved;
- (iii) the serial number and the CNMI tag number of such machine;
- (iv) all other information requested by the Department of Finance.

(b) The Director must act on the relocation request within 5 working days after receipt of such request. If any poker machine is found to have been moved without prior written approval from the Director, the license for that machine may be suspended for no less than 30 days and not more than 180 days.

(c) The licensee shall post a photo-copy of the license of the transferred machine(s) at the new location. A copy of the form prescribed for the transfer shall be posted at both the old and new location in such a manner as will be visible to the public and available for inspection by Revenue and Taxation.

(d) Only machines listed in the license, as updated by the posted form prescribed by the Director for machines that have been relocated, shall operate in the particular named location.

**Section 2300.17      Notification of Machine Location.**

Upon application for a poker machine license pursuant to these Rules and Regulations, each applicant shall give written notice to the Department of Finance of the location and a sketch of the location, by building, village and island where the machine will be operated.

**Section 2300.18      Separate Room, Minors, and Prohibition of Alcohol.**

(a) Separate Room. Poker machines operated in an establishment at which any other business is carried on shall be segregated from the other business area(s) of the establishment by a wall or barrier from floor to ceiling, creating a completely separate room. Poker machines may be operated in a segregated room which contains poker machines to the extent allowed by law. Poker machines may be operated in hotel or motel lobbies without a wall or barrier.

(b) Minors. Only persons 18 years of age or older shall be allowed entry into the poker machine room. Every person who is a licensee is responsible for ensuring that only those authorized by law are permitted to enter the segregated room and are permitted to operate a poker machine. A sign must be visibly displayed on the outside door of the separate room or the entrance door of the establishment if no separate room is required which reads "No Person Under 18 Years Old Allowed".

(c) Prohibition of Alcohol. As provided by 4 CMC §1503(d), no alcoholic beverages or other intoxicants shall be allowed in the separate room specified in subsection (a).

Section 2300.19 Location.

Poker machines may be operated only in locations authorized by law.

Section 2300.20 Inspection of Machines.

The Secretary of Finance or his designee has an absolute right at all times to open, inspect, and test any poker machine to determine compliance with these Rules and Regulations and/or applicable law.

Section 2300.21 Hours of Operation.

The operation of poker machines in the Commonwealth shall be limited to the hours between 10:00 a.m. to 10:00 p.m. Provided, however, that this limitation shall not apply to poker machines which are operated by and on the premises of a licensed casino, nor will this limitation apply to establishments that have a uniformed security officer, equipped with a functioning two-way radio or a cellular telephone, on duty between the hours of 10:00 p.m. until 10:00 a.m. The uniformed security officer shall be an individual separate from the cashier. Within 90 day from the date of this amendment, all licensees shall develop and implement a written safety and security plan providing for the continual use of electronic surveillance recording equipment. Such plan shall be provided to the Department of Finance, Division of Revenue and Taxation and shall meet, at the minimum, standards as established by the Division of Revenue and Taxation. Provided, however, that this limitation shall not apply to poker machines which are operated by and on the premises of a licensed casino.

Section 2300.22 Other Reporting Requirements.

Persons who are the licensees of poker machines must strictly adhere to all reporting requirements under the tax laws of the Commonwealth of the Northern Mariana Islands, including the filing of information returns and payments of taxes. Failure to comply will be grounds for suspension or revocation of an existing poker machine license or for denying an application for renewal of a poker machine license.

Section 2300.23 Denial, Suspension or Revocation of a License.

The receipt of a CNMI Poker machine License is a privilege not a right. However, any such license once issued is revocable only for cause.

(a) Denial or Revocation of License – Grounds Pursuant to the procedures prescribed within this Part, the Director may deny an application for a license or revoke a license issued on any one or more of the factors herein listed:

(1) The financial responsibility and security of the applicant and the business or activity in which the applicant is engaged. Consideration of this factor may include the analysis of the applicant's credit record, compliance with CNMI tax laws, status of other permits and licenses, results of a criminal background investigation, adequacy of security procedures against theft, the type of construction of the applicant's facility and whether the location is fixed and permanent, whether the applicant can provide appropriate security, and any other factor that may assist the Director in such evaluation; or

(2) The location of, and public accessibility to, the applicant's place of business or activity. Consideration of this factor may include analysis of the applicant's hours of operation, proximity to major transit routes, proximity to large employers, public parking availability, and any other factor that may assist the Director in such evaluation; or

(3) the applicant has been convicted of a felony, or criminal fraud, or gambling or a gambling-related offense, or any felony or misdemeanor involving moral turpitude, if less than 10 years has elapsed since the termination of the sentence, parole, mandatory supervision, or probation served for the offense; or

(4) the applicant is or has been a professional gambler. A "professional gambler" is a person whose profession is, or whose major source of income derives from, playing games of chance for profit; or

(5) the applicant is delinquent in the payment of any Commonwealth tax, duty, fee or similar charge or any other debt due the Commonwealth at any time after the application is filed but before the Department of Finance acts to grant or deny the license; or

(6) the applicant has a spouse, child, parent, parent-in-law, or spouse's child who is a person described in paragraph (3), (4), or (5) of this subsection; or

(7) the applicant has violated the Poker machine Act or a Rule or Regulation adopted pursuant to the Poker Machine Act; or

(8) the applicant is not an individual, but an individual described in one or more of paragraphs (3) - (7) of this section holds a beneficial interest in the applicant; or

(9) the applicant provided false or misleading information on the application form, or failed to provide information required as part of the application or evaluation process; or

(10) the applicant failed to cooperate or to provide any additional or supplemental information which the Director deems necessary in order to determine whether the applicant is suitable to hold a license; or

(11) the applicant operates any poker machine without a license; or

(12) the applicant fails to comply with any other factor that is or may be helpful in determining whether the applicant's experience, character, and general fitness are such that the licensing of the person to operate a poker machine will not detract from the integrity, security, honesty, or fairness of the operation of the poker machine business. An example of the type of factor considered in this regard is the analysis of the type of product currently sold or form of service currently provided or other business activity currently conducted by the applicant.

(b) Suspension Poker machines operating in violation of law or these Rules and Regulations shall be dealt with in accordance with the applicable CNMI laws. If a poker machine is found not to be in compliance with the requirements of these Rules and Regulations, the person who is the licensee of such machine will have his license to operate poker machines suspended until compliance with the Rules and Regulations is met to the satisfaction of the Director.

(c) Revocation In addition to the basis of denying or revoking a poker machine license set forth in §2300.23(a)(1) - (12), a license once issued may also be revoked if the person holding such license:

(1) operates a machine without proper documentation or provides or maintains inaccurate or false information; or

(2) alters the software programs, pay back percentages, jackpots, meters, security and accounting system or related equipment or any other equipment that implies a modification of the conditions under which the machines were approved; or

(3) allows minors to play a poker machine;

(4) fails to cooperate with or provide all relevant information requested by the Department of Finance; or

(5) accepts or exchanges a food stamp coupon, an NAP coupon or similar item for coins or tokens used to play a poker machine; or

(6) violates any CNMI law.

(d) Seizure. A poker machine may be seized pursuant to §2300.29 for the grounds stated in §2300.28 of these Regulations. If a licensed or unlicensed machine is seized, the owner and/or the person licensed to operate such machine shall be liable for

the cost of transporting the machine, a reasonable storage charge of not less than \$25 per day per machine, and any labor charges incurred in the seizure and storage of such machine.

(e) The Department of Finance and the Commonwealth Government shall not be liable for damages arising from the seizure and/or confiscation of machines, including damages occurring during transfer and storage, provided that reasonable care is used in seizure and confiscation.

(f) Suspension or Revocation of License.

(1) Without any way limiting or restricting the ability of the Director to consider the factors listed in §2300.23 as grounds for suspension or revocation of a license issued by the Director, the Director may also suspend or revoke a license held by a licensee based upon a finding of one or more of the following:

(A) The determination by the Director of the existence of any one or any combination of factors previously listed as grounds for denial of issuance of a license under §2300.23 of these Rules and Regulations or the determination by the Director that the existence of any one or more factors listed in subsections (B) - (M) below directly apply to or relate to the holder of the poker machine license; or

(B) that the beneficial interest in the ownership of the business premises has changed or the business location of the applicant has changed without approval of the Director; or

(C) that the licensee has permitted a person under 18 years of age to play a poker machine; or

(D) that the licensee has not prominently displayed, at the licensed location, the license issued by the Director; or

(E) that the licensee has violated any directive or instruction issued by the Director; or

(F) that the licensee has violated any express term or condition of its license, the Poker machine Act, or these Rules and Regulations; or

(G) that the licensee and/or its employee(s) has exhibited discourteous treatment including but not limited to, abusive language toward customers or any government agents, employees or their designees; or

(H) that the licensee has assigned or transferred or attempted to assign or transfer its poker machine license to another party; or

(I) that the licensee engaged in fraud, deceit, misrepresentation or other conduct prejudicial to public confidence in the poker machine business; or

(J) that the licensee engaged in telecommunication or printed advertising that the Director determines to have been false, deceptive, or misleading; or

(K) that the licensee failed to establish or maintain reasonable security precautions with regard to the operation of the licensed poker machines; or

(L) that the licensee has engaged in skimming of poker machine funds; or

(M) that the licensee has failed to make payments when due by any poker machine to the CNMI.

(2) Notice of suspension or revocation of a license shall, if possible, be given to the licensee in writing setting forth the reasons therefore. A suspended or revoked license shall immediately be surrendered to the Director.

Section 2300.24 Continuous Disclosure of Information.

(a) Any information provided to the Director under these Rules and Regulations or on any application, filing or other instrument submitted to the Director that subsequently becomes incorrect or misleading, shall be immediately updated by the applicants or licensees providing an explanation thereof to the Director. Without limiting the foregoing, all applicants or licensees shall notify the Director immediately if any change in the ownership or beneficial interest or location of the applicant or licensee occurs.

(b) The Director may develop forms for poker machine license applications requesting all such information required by the Poker machine Act or by these Rules and Regulations or that is deemed necessary or appropriate to evaluate the applicant's suitability to hold a license. Such application shall be completed, executed, acknowledged and notarized by the applicant prior to submission to the Director.

Section 2300.25 License Proceedings.

(a) Denial of an Application of License. Whenever the Director has reason to believe that an applicant is not eligible to receive a license, he may issue a written notice of denial to the applicant. The notice shall set forth the matters of fact and law relied upon in determining that the application should be denied, and shall afford the applicant 15 days from the date of receipt of the notice to submit a written Request for

Reconsideration to the Director wherein the applicant may set forth the basis pursuant to which the applicant believes that the denial of a license was based on either an incorrect understanding of fact or an incorrect application of the law. The Director shall promptly review the Request for Reconsideration and, in writing, either affirm or modify the previous denial of a license. The denial of a poker machine license by the Director is subject to judicial review and may be reversed by the court only upon a finding that the Director acted in an arbitrary and capricious manner in denying such license.

Section 2300.26 Hearings.

All hearings related to these Rules and Regulations shall be conducted in accordance with the CNMI Administrative Procedure Act, 1 CMC §9101 et seq.

Section 2300.27 Confidentiality.

All information submitted to the Department of Finance regarding licensing of a poker machine shall be confidential and shall be disclosed only as follows:

- (a) to the license applicant; or
- (b) to the Business Licensing Section of the Department of Finance only to the extent necessary to permit that agency to carry into effect its statutory business licensing provisions; or
- (c) for the purpose of carrying into effect these Rules and Regulations, laws pertaining to poker machines, or any law imposing taxes or duties payable to the Commonwealth of the Northern Mariana Islands.

Section 2300.28. Grounds for Seizure of a Machine.

- (a) A licensed or unlicensed machine may be seized in accordance with §2300.29 of these Regulations for the following grounds:
  - (1) the applicant is delinquent in the payment of any Commonwealth tax, duty, fee or similar charge or any other debt due the Commonwealth at any time; or
  - (2) the applicant has violated the Poker Machine Act or a Rule or Regulation adopted pursuant to the Poker machine Act; or
  - (3) the applicant operates any poker machine without a license; or
  - (4) operates a machine without proper documentation or provides or maintains inaccurate or false information; or

- (5) alters the software programs, pay back percentages, jackpots, meters, security and accounting system or related equipment or any other equipment that implies a modification of the conditions under which the machines were approved; or
- (6) allows minors to play a poker machine;
- (7) accepts or exchanges a food stamp coupon, an NAP coupon or similar item for coins or tokens used to play a poker machine; or
- (8) violates any CNMI law.

Section 2300.29      Inspection, Warrants and Seizure.

(a) The division and its employees and agents, upon approval of the director, shall have the authority, without notice and without warrant:

(1) To inspect and examine all premises wherein poker machines are located, or wherein any records of such activities are prepared or maintained;

(2) To inspect all equipment and supplies in, about, upon or around such premises;

(3) To inspect, examine and audit all books, records, and documents pertaining to a licensee's operation; and

(4) To inspect the person, and personal effects present where poker machines are operated, of any holder of a license or registration issued pursuant to 4 CMC §1503 while that person is present in the poker establishment.

(b) The provisions of subsection (a) of this section shall in no way be deemed to limit warrantless inspections beyond the circumstances specified in subsection (a) (1) through (4) if carried out in accordance with constitutional requirements.

(c) To effectuate further the purposes of the regulations, the Division and its employees and agents may obtain administrative warrants for the inspection and seizure of any property possessed, controlled, bailed or otherwise held by any applicant, licensee, registrant, intermediary company, or holding company.

(d) Issuance and execution of warrants for administrative inspection and seizure shall be in accordance with the following:

(1) Any judge of a court having jurisdiction where the inspection or

seizure is to be conducted may, upon proper oath or affirmation showing probable cause, issue warrants for the purpose of conducting administrative inspections authorized by 4 CMC §1507 or regulations thereunder and seizures of property appropriate to such inspections. For the purposes of this section, "probable cause" means a valid public interest in the effective enforcement of the act or regulations sufficient to justify administrative inspection of the area, premises, building or conveyance in the circumstances specified in the application for the warrant.

(2) A warrant shall issue only upon an affidavit of a person duly designated and having knowledge of the facts alleged, sworn to before the judge and establishing the grounds for issuing the warrant. If the judge is satisfied that grounds for the application exist or that there is probable cause to believe they exist, he shall issue a warrant identifying:

- (i) the area, premises, building, or conveyance to be inspected;
- (ii) the purpose of such inspection; and,
- (iii) where appropriate, the type of property to be inspected, if any.
- (iv) The warrant shall identify the item or types of property to be seized, if any.
- (v) The warrant shall be directed to a person authorized to execute it.
- (vi) The warrant shall state the grounds for its issuance and the name of the person or persons whose affidavit has been taken in support thereof.
- (vii) It shall command the person to whom it is directed to inspect the area, premises, building, or conveyance identified for the purpose specified, and where appropriate, shall direct the seizure of the property specified.
- (viii) The warrant shall direct that it be served during normal business hours of the licensee.
- (ix) It shall designate the judge to whom it shall be returned.

(3) A warrant issued pursuant to this section must be executed and returned within 10 days of its date. If property is seized pursuant to a warrant, the person executing the warrant shall give to the person from whom or from whose premises the property was taken a copy of the warrant and a receipt for the property taken or shall leave the copy and receipt at the place from which the property was taken. The return of the warrant shall be made promptly and shall be accompanied by a written inventory of any property taken. The inventory shall be made in the presence of the person executing the warrant and of the person from whose possession or premises the property was taken, if they are present, or in the presence of at least one credible person other than the person executing the warrant. The clerk of the court, upon request, shall deliver a copy of the inventory to the person from whom or from whose premises the property was taken and to the applicant for the warrant.

(4) The judge who has issued a warrant under this section shall attach to the warrant a copy of the return and all papers filed in connection therewith and shall cause them to be filed with the court which issued such warrant.

(e) The division is authorized to make administrative inspections to check for compliance by any applicant, licensee, registrant, intermediary company or holding company, and to investigate any violations thereof.

(f) This section shall not be construed to prevent entries and administrative inspections, including seizures of property, without a warrant:

(1) With the consent of the owner, operator or agent in charge of the controlled premises;

(2) In situations presenting imminent danger to health or safety;

(3) In situations involving inspection of conveyances where there is reasonable cause to believe that the mobility of the conveyance makes it impractical to obtain a warrant or in any other exceptional or emergency circumstance where time or opportunity to apply for a warrant is lacking;

(4) In accordance with the provisions of this regulation; or

(5) In all other situations where a warrant is not constitutionally required.

**Section 2300.30      Presence Upon Opening of Machines**

(a) Pursuant to law, the Secretary of Finance is authorized to be present at all times when monies are withdrawn from poker machines. Accordingly, the Secretary of Finance will establish a schedule in coordination with all applicants receiving poker machines licenses, to ensure that the Secretary of Finance or his designee is present at all times when monies are withdrawn from poker machines. Except as otherwise authorized by the Secretary of Finance, no monies may be withdrawn from any poker machine unless the Secretary of Finance or his designee is present at such time. In the alternative, the Secretary of Finance may promulgate additional or supplemental Rules or Regulations to accomplish the objectives of this Section which are to assure that the integrity of the game is protected and that there is an accurate accounting of income generated from each machine and that any and all fees and taxes due and owing to the CNMI are promptly and fully paid.

(b) In lieu of subsection (a), the Secretary or his designee may require a written report relating to all monies withdrawn from a poker machine, meter readings, payout amount, jackpot winnings and other information to be provided on a form prescribed by the Director in accordance with §2300.13(e) of these regulations.

Section 2300.31 Violation of Law or Regulations.

Violation of any provision of 4 CMC Division 1, Chapter 5 or of these regulations by a licensee, his agent or employee shall be deemed contrary to the public health, safety, morals, good order and general welfare of the inhabitants of the CNMI and grounds for suspension or revocation of a license. Acceptance of a poker license or renewal thereof by a licensee constitutes an agreement on the part of the licensee to be bound by all of the regulations of the Division of Revenue and Taxation as the same now are or may hereafter be amended or promulgated. It is the responsibility of the licensee to keep himself informed of the content of all such regulations, and ignorance thereof will not excuse violations.