

FIFTH REGULAR SESSION, 1985

App.

A BILL FOR AN ACT

To set the fee for alien registration and to appropriate those revenues to the Immigration and Naturalization Office, and for other purposes.

BE IT ENACTED BY THE FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1 Section 101. Short Title. This Act may be cited as the "Alien Registration
2 Fee and Appropriations Act of 1985".

3 Section 102. Purpose. This Act sets the fee for alien registration and
4 appropriates those revenues to the Immigration and Naturalization Office to cover
5 costs involved in administering the alien registration program for 1985 and
6 future years.

7 Section 103. Fee. The fee charged to each alien for alien registration
8 pursuant to Section 24 of Public Law 3-105 shall hereinafter be fifteen dollars
9 (\$15.00) per annum.

10 Section 104. Appropriation. The revenues received for alien registration
11 shall be automatically appropriated to the Immigration and Naturalization Office,
12 to cover the costs of administering the alien registration program and the
13 deportation program which includes the costs of investigating, prosecuting and
14 returning illegal aliens to their country of origin.

15 Section 105. Retroactivity. The appropriation provided for in Section 104
16 shall apply retroactively to the revenues received from the 1985 alien registra-
17 tion, totalling Fifty Thousand One Hundred Eighty Dollars and No Cents
18 (\$50,180.00) plus the amount of any revenues received after March 14, 1985.
19 This money is hereby appropriated from the general fund for the uses specified
20 in Section 104.

1 Section 106, Severability. If any provision of this Act, or the application
2 of any such provision to any person or circumstance, is held invalid by a court
3 of competent jurisdiction, the remainder of this Act, or the application of such
4 provision to persons or circumstances other than those to which it is held
5 invalid, shall not be affected thereby.

6 Section 107. Effective Date. This Act shall take effect upon its approval
7 by the Governor, or upon its becoming law without such approval.

Date:

4/8/85

prefiled 4/2/85

Introduced by:

PRG 1151120
Rep. Pedro R. Guerrero



House of Representatives

FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 586
Saipan, Mariana Islands 96950

Phone: 6195/6284/6618

SPEAKER

Vicente M. Sablan

VICE SPEAKER

Juan B. Tudela

FLOOR LEADER

Pedro T. Nakatsukasa

SAIPAN & ISLANDS NORTH

Jose C. Cabrera
Benigno R. Fidal
Ignacio DLG. Demapan
Juan DLG. Demapan
Juan T. Guerrero
Pedro R. Guerrero
Jose R. Lifofoi
Pedro T. Nakatsukasa
Benigno M. Sablan
Gregorio C. Sablan
Vicente M. Sablan
Juan S. Torres
Juan B. Tudela

TINIAN & AGUIGUAN

Francisco T. Cabrera

ROTA

Victor B. Hocog

December 13, 1985

The Honorable Ponciano C. Rasa
President of the Senate
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear President Rasa:

I wish to inform you that the House of Representatives during its Second Day of its Eighth Regular Session on Thursday, December 12, 1985, by a majority vote of the members, a quorum being present, voted to have a House Conferees Committee on House Bill No. 228, Committee Substitute, S.D. 1, entitled, "A Bill for an Act to set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend P.L. 3-105, Sections 9 and 24 and for other purposes."

The House Conferees Committee members are Representative Pedro R. Guerrero, Chairman; Representative Juan T. Guerrero, Member; and Representative Victor Hocog, member.

Sincerely yours,


Frances Patricia Sablan
Acting House Clerk

Attachment



The Senate
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 129
Saipan, CM 96950

Phone: 6534/6539

November 19, 1985


SENATE JOURNAL NO. 210

Honorable Vicente M. Sablan
Speaker of the House of
Representatives
Fourth Northern Marianas
Commonwealth Legislature
Saipan, CM 96950

Dear Mr. Speaker:

I have the honor to return herewith House Bill No. 228, Committee Substitute, S.D.1, entitled, "A BILL FOR AN ACT TO SET THE FEE FOR ALIEN REGISTRATION AND TO APPROPRIATE THOSE REVENUES TO A FUND FOR THE IMMIGRATION AND NATURALIZATION OFFICE, TO AMEND PUBLIC LAW 3-105, SECTIONS 9 AND 24 AND FOR OTHER PURPOSES.", which the Senate this day passed on Second Reading by the majority vote of the members, a quorum being present, Fourth Northern Marianas Commonwealth Legislature, Fourth Regular Session, 1985, in an amended form attached hereto as H.B. No. 228, Committee Substitute, SD1.

Sincerely yours,


Nicolasa B. Borja
Senate Clerk

Attachment

Rec. 11-19-85
DD 2:45



The Senate
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 129
Saipan, CM 96950

Phone: 6534/6539

STANDING COMMITTEE REPORT NO. 24-160
RE: H.B. NO. 228 COMMITTEE SUBSTITUTE
Oct 17, 1985

Adopted 10/17/85

The Honorable Ponciano C. Rasa
President of the Senate
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear Mr. President:

Your Committee on Fiscal Affairs to which was referred House
Bill No. 228, entitled:

"A Bill for an Act to set the fee for alien registration
and to appropriate those revenues to a fund for the
Immigration and Naturalization Office, to amend Public
Law 3-105, Sections 9 and 24 and for other purposes.",

begs leave to report as follows:

Intent and Purpose

House Bill No. 228 supplements the increasing costs of immigration
control services by establishing an alien registration of \$25.00
per year, and by dedicating \$75,000 from proceeds of this fee
to immigration costs.

The bill amends Section 24 of the Entry and Deportation Act
(P.L. 3-105) by addition of a new subsection (g) setting the
\$25.00 fee for annual alien registration.

The bill further provides for entry permits and fees for business
visitors entering pursuant to Section 3(q)(2) of Public Law 3-105.

Amendments

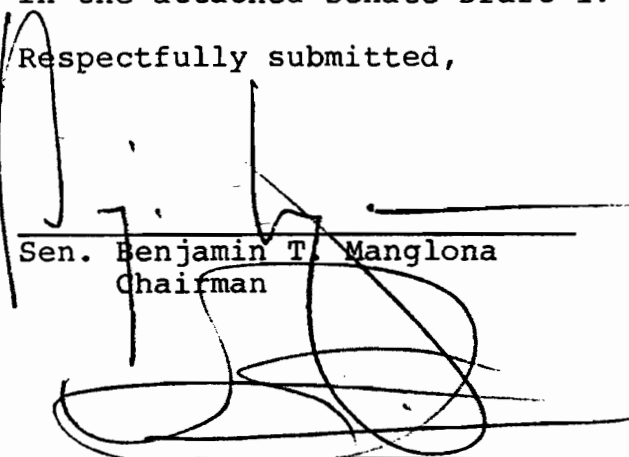
Your Committee proposes certain technical amendments to Section
6 of House Bill 228 on recommendation of legal counsel. These
amendments clarify that the new permit and fee for business
visitors not be applied to tourists. All amendments appear as
strike-outs or underlines in the attached Senate Draft 1.

STANDING COMMITTEE REPORT NO. 4160
RE: H.B. NO. 228, COMM. SUBSTITUTE
Act 17, 1985
PAGE TWO

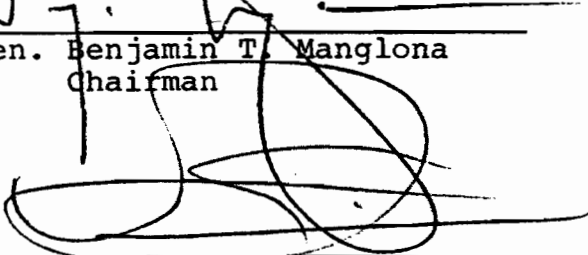
Recommendation

Your Committee recommends the passage of House Bill No. 228 on First, Second and Final reading as amended by the Senate in the attached Senate Draft 1.

Respectfully submitted,

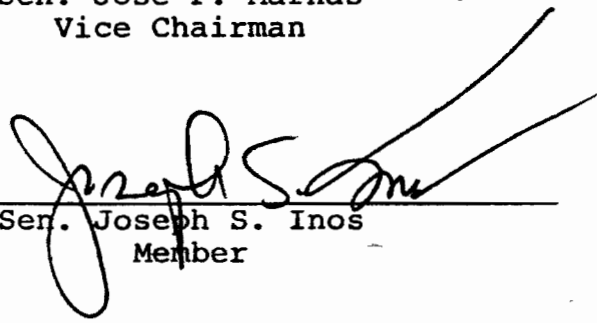


Sen. Benjamin T. Manglona
Chairman



Sen. Herman R. Guerrero
Member

Sen. Jose P. Mafnas
Vice Chairman



Sen. Joseph S. Inos
Member

Sen. Manuel P. Villagomez
Member

*Passed 1st Rdy 10/17/85
2nd Rdy 11/19/85*

A BILL FOR AN ACT

To set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend Public Law 3-105, Sections 9 and 24 and for other purposes.

BE IT ENACTED BY THE FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1 Section 1. Short Title. This Act may be cited as the "Alien
2 Registration Fee and Fund Act of 1985."

3 Section 2. Purpose. This Act sets the fee for alien registration
4 and provides a fund for those revenues to enable the Immigration and
5 Naturalization Office to cover costs involved in administering and
6 enforcing P.L. 3-105.

7 Section 3. Fee for Alien Registration. Public Law 3-105, Section
8 24 is amended to add a new Subsection (g) to read as follows:

9 "(g) A fee of \$25.00 shall be paid by each alien
10 to the Commonwealth government for the processing and
11 issuance of the card required by this Section. The
12 alien shall present proof of such payment to the
13 Chief at the time of registration.

14 Section 4. Alien Registration Fee Fund.

15 (a) There is established in the Commonwealth Treasury
16 an Alien Registration Fee Fund. An amount equal to all revenues
17 accruing each fiscal year (beginning with fiscal year 1985) from
18 any alien registration fee shall be covered into the Fund.

19 (b) The Director of Finance shall administer the Fund
20 and shall on the order of the Chief of Immigration permit his
21 expenditure of up to \$75,000 from the Fund without further

1 appropriation. The balance of the Fund shall revert to the
2 General Fund. Expenditures from the Fund shall be solely
3 for the administration and enforcement of P.L. 3-105, but
4 shall not include the purchase of equipment valued at more
5 than \$1,000 or the renovation of buildings.

6 (c) The Chief of Immigration shall annually report to the
7 presiding officers of the legislature on the expenditures he has
8 made from the Fund.

9 Section 5. Retroactivity. The fee established in Section 3
10 shall be \$15.00 for, and shall apply retroactively to, the 1985
11 alien registration.

12 Section 6. Temporary Entry Permits. Public Law 3-105, Section
13 9 is amended to add three new Subsections (j), (k), and (l) to read
14 as follows:

15 "(j) ~~Temporary~~ Entry permits may be issued by the Chief
16 or his representative at the Commonwealth airports to those
17 aliens who ~~will engage in commerce on a temporary basis and who~~
18 ~~will not receive any compensation while in the Commonwealth~~
19 enter the Commonwealth as business visitors pursuant to
20 Section 3 (q)(2) of P.L. 3-105.

21 The Chief shall admit these individuals into the Commonwealth
22 by placing an ~~temporary~~ entry stamp in their passports or other
23 travel document. A ~~temporary~~ business visitor entry permit
24 shall expire 60 days after the date of arrival in the
25 Commonwealth. ~~Temporary~~ Such entry permits ~~shall not~~ may be
26 renewable.

27 ~~(k)~~ Each applicant for an business visitor entry permit
28 or a renewal of such an entry permit shall pay a non-refundable
29 fee of \$25.00 to the Commonwealth government at the time of
30 application.

1 XX AN ENTRY PERMIT WITH A NONRESIDENT CLASSIFICATION
2 UNDER SECTION 314111 SHALL BE NONRENEWABLE AND SHALL EXPIRE
3 60 DAYS AFTER THE DATE OF ARRIVAL IN THE COMMONWEALTH

4 Section 7. Severability. If any provision of this Act, or the
5 approcation of any such provision to any person or circumstance, is
6 held invalid by a court of competent jurisdiction, the remainder of
7 this Act, or the application of such provision to persons or
8 circumstances other than those to which it is held invalid, shall
9 not be affected thereby.

10 Section 8. Effective Date. This Act shall take effect upon
11 its approval by the Governor, or upon its becoming law without
12 such approval.

Date: 4/8/85

Introduced by: /s/ Rep. Pedro R. Guerrero
REP. PEDRO R. GUERRERO



House of Representatives

FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 586
Saipan, Mariana Islands 96950

Phone: 6195/6284/6618

HSE. COMM.
NO. 4-313

SPEAKER

Vicente M. Sablan

VICE SPEAKER

Juan B. Tudela

FLOOR LEADER

Pedro T. Nakatsukasa

SAIPAN & ISLANDS NORTH

Jose C. Cabrera
Benigno R. Fitial
Ignacio DLG. Demapan
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Juan T. Guerrero
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Vicente M. Sablan
Juan S. Torres
Juan B. Tudela

TINIAN & AGUIGUAN

Francisco T. Cabrera

ROTA

Victor B. Hocog

December 13, 1985


The Honorable Ponciano C. Rasa
President of the Senate
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear President Rasa:

I wish to inform you that the House of Representatives during its Second Day of its Eighth Regular Session on Thursday, December 12, 1985, by a majority vote of the members, a quorum being present, voted to have a House Conferees Committee on House Bill No. 228, Committee Substitute, S.D. 1, entitled, "A Bill for an Act to set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend P.L. 3-105, Sections 9 and 24 and for other purposes."

The House Conferees Committee members are Representative Pedro R. Guerrero, Chairman; Representative Juan T. Guerrero, Member; and Representative Victor Hocog, member.

Sincerely yours,


Frances Patricia Sablan
Acting House Clerk

Attachment

RECEIVED
12/13/85
1:00 PM
62



House of Representatives

FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 586
Saipan, Mariana Islands 96950

HSE. COMM.
NO. 4-238
Referred to FA

SPEAKER

Vicente M. Sablan

VICE SPEAKER

Juan B. Tudela

FLOOR LEADER

Pedro T. Nakatsukasa

SAIPAN & ISLANDS NORTH

Jose C. Cabrera
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Juan T. Guerrero
Pedro R. Guerrero
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Pedro T. Nakatsukasa
Benigno M. Sablan
Gregorio C. Sablan
Vicente M. Sablan
Juan S. Torres
Juan B. Tudela

TINIAN & AGUIGUAN

Francisco T. Cabrera

ROTA

Victor B. Hocog

April 24, 1985

The Honorable Ponciano C. Rasa
President of the Senate
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear President Rasa:

I have the honor to transmit herewith House Bill No. 228, Committee Substitute, entitled, "A Bill for an Act to set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend P.L. 3-105, Sections 9 and 24 and for other purposes.", which the House of Representatives passed on First and Final Reading, April 23, 1985, by a majority vote of the members, a quorum being present, Fourth Northern Marianas Commonwealth Legislature, Sixth Regular Session, 1985.

Sincerely yours,

Daniel O. Quiroga
House Chief Clerk

Attachment

Filed by 4/24/85 9:18am



House of Representatives
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 586
Saipan, Mariana Islands 96950

Phone: 6195/6284/6618

SPEAKER

Vicente M. Sablan

VICE SPEAKER

Juan B. Tudela

FLOOR LEADER

Pedro T. Nakatsukasa

SAIPAN & ISLANDS NORTH

Jose C. Cabrera
Benigno R. Fitial
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Pedro T. Nakatsukasa
Benigno M. Sablan
Gregorio C. Sablan
Vicente M. Sablan
Juan S. Torres
Juan B. Tudela

TINIAN & AGUIGUAN

Francisco T. Cabrea

ROTA

Victor B. Hocog

Standing Committee Report No. 4-85

April 19, 1985

Re: House Bill No. 228

ADOPTED 4/23/85

The Honorable Vicente M. Sablan
Speaker
House of Representatives
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear Mr. Speaker:

Your Committee on Appropriations to which was referred House
Bill No. 228, entitled:

"To set the fee for alien registration and to
appropriate those revenues to a fund for the
Inspection and Immigration office, to amend
Public Law 3-105, Sections 9 and 24, and for
other purposes".

beg leaves to report as follows:

I. RECOMMENDATION:

Pursuant to considerable discussion, research and a
meeting with the Chief, Immigration and Naturalization
Services, your Committee recommends that House Bill No.
228, Committee Substitute be passed by the House.

II. ANALYSIS:

A. Purpose

The purpose of this legislation is to set the fee for
alien registration and to provide a fund for those
revenues to enable the Immigration and Naturalization
Office to cover the costs involved in administering
and enforcing Public Law 3-105.

B. Committee Findings

Your Committee finds that the cost of administering the Immigration function for the CNMI government is astronomically high, especially in the area of investigation and enforcement. The bulk of the cost of operation for the Immigration Services is the registration and enforcement required by statute. Deportation of aliens is a continuing problem for the CNMI and will continue to be the case if our enforcement is not upgraded.

It is noted that between the period August 6, 1984 to April 17, 1985, there were total of 70 cases of deportation file with the Commonwealth Court. The expense of deportation is borne by the government. Funds must be made available to shoulder this expense. There are total of 195 pending cases now under investigation by the office of Immigration and Naturalization Services. If these cases are filed and completed, the amount needed to deport these aliens would be about \$35,000.00.

The Governor's submitted the amount of \$12,000 for "all others" operations for FY'86 for the Office of Immigration. This amount is insufficient for the Immigration Office to function and execute their responsibility as required by Public Law 3-105.

The Committee feels that allocating the amount of \$75,000 annually collected from the alien registration fee should improved the operation. During the annual alien registration, the Office Immigration collected \$125,000.00 for calendar 1984. It is expected that the CNMI will experience a 14% increase in the alien population for calendar year 1985. This is attributed to the increase in airline traffic and the hiring of aliens to cope with the expected construction boom.

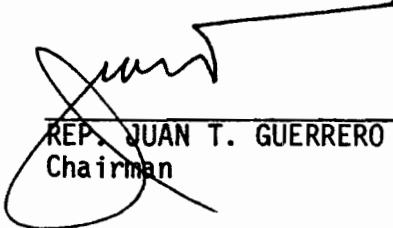
C. Public Hearing

A public hearing was not held for this measure. However, a meeting with the Chief of Immigration was conducted on April 17, 1985 on the subject measure, and he urged its passage.

III. CONCLUSION:

Your Committee is in accord with the intent and passage of House Bill No. 228, Committee Substitute, is recommended on first and second reading.

Respectfully submitted,

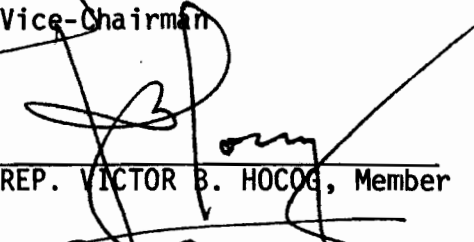


REP. JUAN T. GUERRERO
Chairman

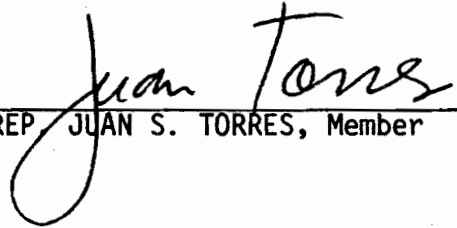


REP. GREGORIO C. SABLÁN
Vice-Chairman

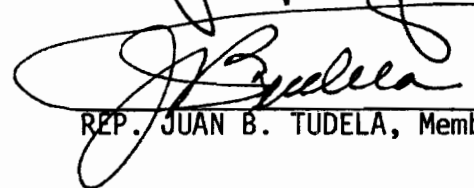
REP. PEDRO R. GUERRERO, Member



REP. VICTOR B. HOOAG, Member



REP. JUAN S. TORRES, Member



REP. JUAN B. TUDELA, Member

REP. FRANKLIN T. CABRERA
Member

FIFTH REGULAR SESSION, 1985

Passed First and Final Reading

A BILL FOR AN ACT

4/23/85

To set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend Public Law 3-105, Sections 9 and 24 and for other purposes.

BE IT ENACTED BY THE FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1 Section 1. Short Title. This Act may be cited as the "Alien
2 Registration Fee and Fund Act of 1985."

3 Section 2. Purpose. This Act sets the fee for alien registration
4 and provides a fund for those revenues to enable the Immigration and
5 Naturalization Office to cover costs involved in administering and
6 enforcing P.L. 3-105.

7 Section 3. Fee for Alien Registration. Public Law 3-105, Section 24
8 is amended to add a new Subsection (g) to read as follows:

9 "(g) A fee of \$25.00 shall be paid by each alien
10 to the Commonwealth government for the processing and
11 issuance of the card required by this Section. The
12 alien shall present proof of such payment to the
13 Chief at the time of registration.

14 Section 4. Alien Registration Fee Fund.

15 (a) There is established in the Commonwealth Treasury an
16 Alien Registration Fee Fund. An amount equal to all revenues
17 accruing each fiscal year (beginning with fiscal year 1985) from
18 any alien registration fee shall be covered into the Fund.

19 (b) The Director of Finance shall administer the Fund and
20 shall on the order of the Chief of Immigration permit his
21 expenditure of up to \$75,000 from the Fund without further

1 appropriation. The balance of the Fund shall revert to the
2 General Fund. Expenditures from the Fund shall be solely
3 for the administration and enforcement of P.L. 3-105, but
4 shall not include the purchase of equipment valued at more
5 than \$1,000 or the renovation of buildings.

6 (c) The Chief of Immigration shall annually report to the
7 presiding officers of the legislature on the expenditures he has
8 made from the Fund.

9 Section 5. Retroactivity. The fee established in Section 3 shall be
10 \$15.00 for, and shall apply retroactively to, the 1985 alien registration.

11 Section 6. Temporary Entry Permits. Public Law 3-105, Section 9 is
12 amended to add three new Subsections (j), (k), and (l) to read as follows:

13 "(j) Temporary entry permits may be issued by the Chief
14 or his representative at the Commonwealth airports to those
15 aliens who will engage in commerce on a temporary basis and who
16 will not receive any compensation while in the Commonwealth.
17 The Chief shall admit these individuals into the Commonwealth
18 by placing a temporary entry stamp in their passports or other
19 travel document. A temporary entry permit shall expire 60 days
20 after the date of arrival in the Commonwealth. Temporary entry
21 permits shall not be renewable.

22 (k) Each applicant for an entry permit shall
23 pay a non-refundable fee of \$25.00 to the Commonwealth
24 government at the time of application.

25 (l) An entry permit with a nonimmigrant classification under
26 Section 3(q)(2) shall be nonrenewable and shall expire 60 days
27 after the date of arrival in the Commonwealth."

1 Section 7. Severability. If any provision of this Act, or the
2 approcation of any such provision to any person or circumstance, is held
3 invalid by a court of competent jurisdiction, the remainder of this Act,
4 or the application of such provision to persons or circumstances other
5 than those to which it is held invalid, shall not be affected thereby.

6 Section 8. Effective Date. This Act shall take effect upon its
7 approval by the Governor, or upon its becoming law without such approval.

Date: 4/8/85

Introduced by: Rep. Pedro R. Guerrero



The Senate
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 129
Saipan, CM 96950

Phone: 6534/6539

December 18, 1985

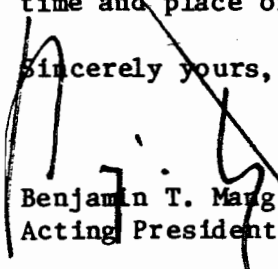
Honorable Vicente M. Sablan
Speaker of the House of
Representatives
Fourth Northern Marianas
Commonwealth Legislature
Saipan, CM 96950

Dear Mr. Speaker:

Pursuant to your letter dated December 13, 1985, in which you informed the Senate that the House of Representatives rejected the Senate amendments to House Bill No. 228, Committee Substitute, S.D.1, entitled, "A Bill for an Act to set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend Public Law 3-105, Sections 9 and 24 and for other purposes.", I have appointed the following Senate members to serve as conferees: Senators Jose P. Mafnas to serve as Chairman; and Herman R. Guerrero and Joseph S. Inos, members.

The Senate conferees await notification from House counterparts as to the time and place of meeting.

Sincerely yours,


Benjamin T. Mangiona
Acting President of the Senate

cc: Sen. Jose P. Mafnas
Sen. Herman R. Guerrero
Sen. Joseph S. Inos



The Senate
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 129
Saipan, CM 96950

Phone: 6534/6539

BUCK SLIP

RECEIVED FROM THE SENATE CLERK'S OFFICE THE FOLLOWING:

(Returning) HB No 228, Comm. Substitute,
SD/

House of Representatives
Received by: *DLW*
Date: *11-19-86*
Time: *2:41*



The Senate
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 129
Saipan, CM 96950

Phone: 6534/6539

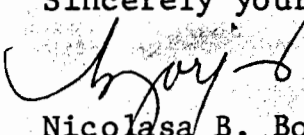
November 19, 1985

Honorable Vicente M. Sablan
Speaker of the House of
Representatives
Fourth Northern Marianas
Commonwealth Legislature
Saipan, CM 96950

Dear Mr. Speaker:

I have the honor to return herewith House Bill No. 228, Committee Substitute, S.D.1, entitled, "A BILL FOR AN ACT TO SET THE FEE FOR ALIEN REGISTRATION AND TO APPROPRIATE THOSE REVENUES TO A FUND FOR THE IMMIGRATION AND NATURALIZATION OFFICE, TO AMEND PUBLIC LAW 3-105, SECTIONS 9 AND 24 AND FOR OTHER PURPOSES.", which the Senate this day passed on Second Reading by the majority vote of the members, a quorum being present, Fourth Northern Marianas Commonwealth Legislature, Fourth Regular Session, 1985, in an amended form attached hereto as H.B. No. 228, Committee Substitute, SD1.

Sincerely yours,


Nicolasa B. Borja
Senate Clerk

Attachment



The Senate
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 129
Saipan, CM 96950

Phone: 6534/6539

STANDING COMMITTEE REPORT NO. 4-160
RE: H.B. NO. 228 COMMITTEE SUBSTITUTE
Oct 17, 1985

The Honorable Ponciano C. Rasa
President of the Senate
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear Mr. President:

Your Committee on Fiscal Affairs to which was referred House Bill No. 228, entitled:

"A Bill for an Act to set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend Public Law 3-105, Sections 9 and 24 and for other purposes.",

begs leave to report as follows:

Intent and Purpose

House Bill No. 228 supplements the increasing costs of immigration control services by establishing an alien registration of \$25.00 per year, and by dedicating \$75,000 from proceeds of this fee to immigration costs.

The bill amends Section 24 of the Entry and Deportation Act (P.L. 3-105) by addition of a new subsection (g) setting the \$25.00 fee for annual alien registration.

The bill further provides for entry permits and fees for businessess visitors entering pursuant to Section 3(q)(2) of Public Law 3-105.

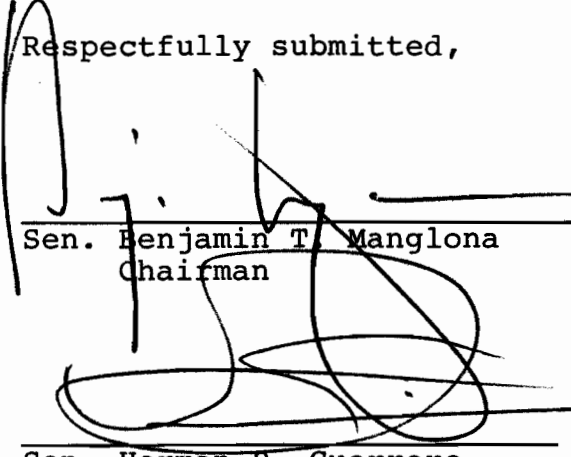
Amendments

Your Committee proposes certain technical amendments to Section 6 of House Bill 228 on recommendation of legal counsel. These amendments clarify that the new permit and fee for business visitors not be applied to tourists. All amendments appear as strike-outs or underlines in the attached Senate Draft 1.

Recommendation

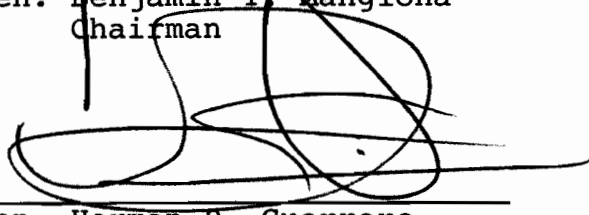
Your Committee recommends the passage of House Bill No. 228 on First, Second and Final reading as amended by the Senate in the attached Senate Draft 1.

Respectfully submitted,

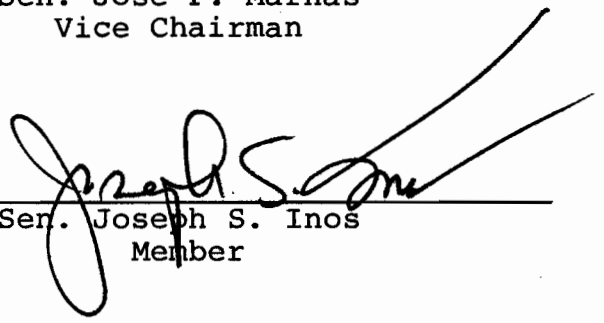


Sen. Benjamin T. Manglona
Chairman

Sen. Jose P. Mafnas
Vice Chairman



Sen. Herman R. Guerrero
Member



Sen. Joseph S. Inos
Member

Sen. Manuel P. Villagomez
Member

A BILL FOR AN ACT

To set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend Public Law 3-105, Sections 9 and 24 and for other purposes.

BE IT ENACTED BY THE FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1 Section 1. Short Title. This Act may be cited as the "Alien
2 Registration Fee and Fund Act of 1985."

3 Section 2. Purpose. This Act sets the fee for alien registration
4 and provides a fund for those revenues to enable the Immigration and
5 Naturalization Office to cover costs involved in administering and
6 enforcing P.L. 3-105.

7 Section 3. Fee for Alien Registration. Public Law 3-105, Section
8 24 is amended to add a new Subsection (g) to read as follows:

9 "(g) A fee of \$25.00 shall be paid by each alien
10 to the Commonwealth government for the processing and
11 issuance of the card required by this Section. The
12 alien shall present proof of such payment to the
13 Chief at the time of registration.

14 Section 4. Alien Registration Fee Fund.

15 (a) There is established in the Commonwealth Treasury
16 an Alien Registration Fee Fund. An amount equal to all revenues
17 accruing each fiscal year (beginning with fiscal year 1985) from
18 any alien registration fee shall be covered into the Fund.

19 (b) The Director of Finance shall administer the Fund
20 and shall on the order of the Chief of Immigration permit his
21 expenditure of up to \$75,000 from the Fund without further

1 appropriation. The balance of the Fund shall revert to the
2 General Fund. Expenditures from the Fund shall be solely
3 for the administration and enforcement of P.L. 3-105, but
4 shall not include the purchase of equipment valued at more
5 than \$1,000 or the renovation of buildings.

6 (c) The Chief of Immigration shall annually report to the
7 presiding officers of the legislature on the expenditures he has
8 made from the Fund.

9 Section 5. Retroactivity. The fee established in Section 3
10 shall be \$15.00 for, and shall apply retroactively to, the 1985
11 alien registration.

12 Section 6. Temporary Entry Permits. Public Law 3-105, Section
13 9 is amended to add three new Subsections (j), (k), and (l) to read
14 as follows:

15 "(j) ~~Temporary~~ Entry permits may be issued by the Chief
16 or his representative at the Commonwealth airports to those
17 aliens who ~~will engage in commerce on a temporary basis and who~~
18 ~~will not receive any compensation while in the Commonwealth~~
19 enter the Commonwealth as business visitors pursuant to
20 Section 3 (q)(2) of P.L. 3-105.

21 The Chief shall admit these individuals into the Commonwealth
22 by placing an ~~temporary~~ entry stamp in their passports or other
23 travel document. A ~~temporary~~ business visitor entry permit
24 shall expire 60 days after the date of arrival in the
25 Commonwealth. ~~Temporary~~ Such entry permits ~~shall not~~ may be
26 renewable.

27 ~~(k)~~ Each applicant for a business visitor entry permit
28 or a renewal of such an entry permit shall pay a non-refundable
29 fee of \$25.00 to the Commonwealth government at the time of
30 application.

1 *XX AN ENTRY PERMIT WITH A NONIMMIGRANT CLASSIFICATION*
 2 *UNDER SECTION 810111 SHALL BE NONRENEWABLE AND SHALL EXPIRE*
 3 *60 DAYS AFTER THE DATE OF ARRIVAL IN THE COMMONWEALTH*

4 Section 7. Severability. If any provision of this Act, or the
 5 approcation of any such provision to any person or circumstance, is
 6 held invalid by a court of competent jurisdiction, the remainder of
 7 this Act, or the application of such provision to persons or
 8 circumstances other than those to which it is held invalid, shall
 9 not be affected thereby.

10 Section 8. Effective Date. This Act shall take effect upon
 11 its approval by the Governor, or upon its becoming law without
 12 such approval.

Date: 4/8/85

Introduced by: /s/ Rep. Pedro R. Guerrero
 REP. PEDRO R. GUERRERO



House of Representatives

FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 586
Saipan, Mariana Islands 96950

HSE. COMM.
NO. 4-238 Phone: 6195/6284/6618

Referred to FA

SPEAKER

Vicente M. Sablan

VICE SPEAKER

Juan B. Tudela

FLOOR LEADER

Pedro T. Nakatsukasa

SAIPAN & ISLANDS NORTH

Jose C. Cabrera
Benigno R. Fitial
Ignacio DLG. Demapan
Juan DLG. Demapan
Juan T. Guerrero
Pedro R. Guerrero
Jose R. Lifoifoi
Pedro T. Nakatsukasa
Benigno M. Sablan
Gregorio C. Sablan
Vicente M. Sablan
Juan S. Torres
Juan B. Tudela

TINIAN & AGUIGUAN

Francisco T. Cabrera

ROTA

Victor B. Hocog

April 24, 1985

The Honorable Ponciano C. Rasa
President of the Senate
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear President Rasa:

I have the honor to transmit herewith House Bill No. 228, Committee Substitute, entitled, "A Bill for an Act to set the fee for alien registration and to appropriate those revenues to a fund for the Immigration and Naturalization Office, to amend P.L. 3-105, Sections 9 and 24 and for other purposes.", which the House of Representatives passed on First and Final Reading, April 23, 1985, by a majority vote of the members, a quorum being present, Fourth Northern Marianas Commonwealth Legislature, Sixth Regular Session, 1985.

Sincerely yours,

Daniel O. Quiugua
Daniel O. Quiugua
House Chief Clerk

Attachment

Filed by 4/24/85 9:15am



House of Representatives
FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

P.O. Box 586
Saipan, Mariana Islands 96950

Phone: 6195/6284/6618

SPEAKER

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TINIAN & AGUIGUAN

Francisco T. Cabrera

ROTA

Victor B. Hocog

Standing Committee Report No. 4-85

April 19, 1985

Re: House Bill No. 228

ADOPTED 4/23/85

The Honorable Vicente M. Sablan
Speaker
House of Representatives
Fourth Northern Marianas Commonwealth
Legislature
Saipan, CM 96950

Dear Mr. Speaker:

Your Committee on Appropriations to which was referred House Bill No. 228, entitled:

"To set the fee for alien registration and to appropriate those revenues to a fund for the Inspection and Immigration office, to amend Public Law 3-105, Sections 9 and 24, and for other purposes".

beg leaves to report as follows:

I. RECOMMENDATION:

Pursuant to considerable discussion, research and a meeting with the Chief, Immigration and Naturalization Services, your Committee recommends that House Bill No. 228, Committee Substitute be passed by the House.

II. ANALYSIS:

A. Purpose

The purpose of this legislation is to set the fee for alien registration and to provide a fund for those revenues to enable the Immigration and Naturalization Office to cover the costs involved in administering and enforcing Public Law 3-105.

B. Committee Findings

Your Committee finds that the cost of administering the Immigration function for the CNMI government is astronomically high, especially in the area of investigation and enforcement. The bulk of the cost of operation for the Immigration Services is the registration and enforcement required by statute. Deportation of aliens is a continuing problem for the CNMI and will continue to be the case if our enforcement is not upgraded.

It is noted that between the period August 6, 1984 to April 17, 1985, there were total of 70 cases of deportation file with the Commonwealth Court. The expense of deportation is borne by the government. Funds must be made available to shoulder this expense. There are total of 195 pending cases now under investigation by the office of Immigration and Naturalization Services. If these cases are filed and completed, the amount needed to deport these aliens would be about \$35,000.00.

The Governor's submitted the amount of \$12,000 for "all others" operations for FY'86 for the Office of Immigration. This amount is insufficient for the Immigration Office to function and execute their responsibility as required by Public Law 3-105.

The Committee feels that allocating the amount of \$75,000 annually collected from the alien registration fee should improved the operation. During the annual alien registration, the Office Immigration collected \$125,000.00 for calendar 1984. It is expected that the CNMI will experience a 14% increase in the alien population for calendar year 1985. This is attributed to the increase in airline traffic and the hiring of aliens to cope with the expected construction boom.

C. Public Hearing

A public hearing was not held for this measure. However, a meeting with the Chief of Immigration was conducted on April 17, 1985 on the subject measure, and he urged its passage.

April 19, 1985

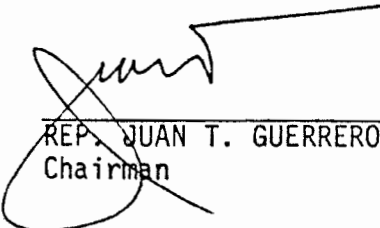
Re: House Bill No. 228

Page Three.

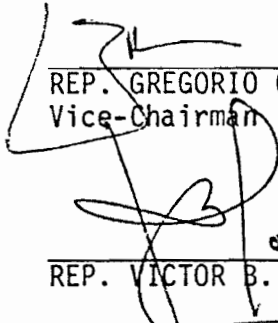
III. CONCLUSION:

Your Committee is in accord with the intent and passage of House Bill No. 228, Committee Substitute, is recommended on first and second reading.

Respectfully submitted,

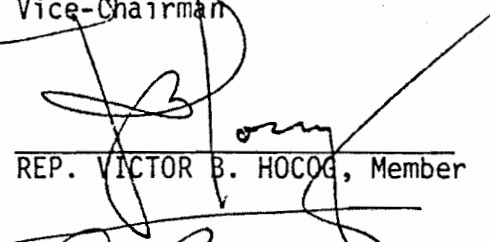


REP. JUAN T. GUERRERO
Chairman




REP. GREGORIO C. SABLÁN
Vice-Chairman

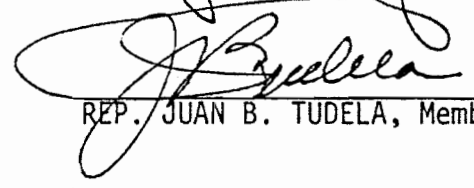
REP. PEDRO R. GUERRERO, Member



REP. VICTOR B. HOCOQ, Member



REP. JUAN S. TORRES, Member



REP. JUAN B. TUDELA, Member

REP. FRANKLIN T. CABRERA
Member

FIFTH REGULAR SESSION, 1985

Passed First and Final Reading

A BILL FOR AN ACT

4/23/85

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BE IT ENACTED BY THE FOURTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

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10 to the Commonwealth government for the processing and
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12 alien shall present proof of such payment to the
13 Chief at the time of registration.

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16 Alien Registration Fee Fund. An amount equal to all revenues
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20 shall on the order of the Chief of Immigration permit his
21 expenditure of up to \$75,000 from the Fund without further

1 appropriation. The balance of the Fund shall revert to the
2 General Fund. Expenditures from the Fund shall be solely
3 for the administration and enforcement of P.L. 3-105, but
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5 than \$1,000 or the renovation of buildings.

6 (c) The Chief of Immigration shall annually report to the
7 presiding officers of the legislature on the expenditures he has
8 made from the Fund.

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10 \$15.00 for, and shall apply retroactively to, the 1985 alien registration.

11 Section 6. Temporary Entry Permits. Public Law 3-105, Section 9 is
12 amended to add three new Subsections (j), (k), and (l) to read as follows:

13 "(j) Temporary entry permits may be issued by the Chief
14 or his representative at the Commonwealth airports to those
15 aliens who will engage in commerce on a temporary basis and who
16 will not receive any compensation while in the Commonwealth.
17 The Chief shall admit these individuals into the Commonwealth
18 by placing a temporary entry stamp in their passports or other
19 travel document. A temporary entry permit shall expire 60 days
20 after the date of arrival in the Commonwealth. Temporary entry
21 permits shall not be renewable.

22 (k) Each applicant for an entry permit shall
23 pay a non-refundable fee of \$25.00 to the Commonwealth
24 government at the time of application.

25 (l) An entry permit with a nonimmigrant classification under
26 Section 3(q)(2) shall be nonrenewable and shall expire 60 days
27 after the date of arrival in the Commonwealth."

1 Section 7. Severability. If any provision of this Act, or the
2 approcation of any such provision to any person or circumstance, is held
3 invalid by a court of competent jurisdiction, the remainder of this Act,
4 or the application of such provision to persons or circumstances other
5 than those to which it is held invalid, shall not be affected thereby.

6 Section 8. Effective Date. This Act shall take effect upon its
7 approval by the Governor, or upon its becoming law without such approval.

Date: 4/8/85

Introduced by: Rep. Pedro R. Guerrero