

HOUSE OF REPRESENTATIVES  
TWELFTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE  
SECOND REGULAR SESSION, 2000

SECOND DAY

August 09, 2000

The House of Representatives of the Twelfth Northern Marianas Commonwealth Legislature convened in its Second Day, Second Regular Session, on Wednesday, August 09, 2000, at 10:38 a.m., in the House Chamber, Capitol Hill, Saipan, Commonwealth of the Northern Mariana Islands.

The Honorable Benigno R. Fitial, Speaker of the House presided.

A moment of silence was observed.

In accordance with Rule XIII, § 2(a), sixteen members were present. Representatives Antonio M. Camacho and Norman S. Palacios are excused.

Speaker Fitial: A quorum is duly constituted for the Second Day of our Second Regular Session. All members absent are excused. There will be some members coming in later this morning from Tinian so when they do come let the record reflect accordingly.

**ADOPTION OF JOURNALS**

None

**INTRODUCTION OF BILLS**

H. B. NO. 12-238: A Bill for an Act to amend Public Law 12-11; and for other purposes.

Offered by: Rep. Benigno R. Fitial

H. B. NO. 12-239: A Bill for an Act to amend Public Law 11-70; and for other purposes.

Offered by: Rep. David M. Apatang

Referred to: Committee on Judicial and Governmental Operations

Speaker Fitial: I have a bill by request, “To amend Public Law 12-11” and I would like to ask the indulgence of the members to allow such Bill to be place on today’s Calendar for consideration.

There was no objection raised.

Speaker Fitial: Thank you.

### **INTRODUCTION OF RESOLUTIONS**

H. R. NO. 12-72: A House Resolution requesting the Division of Public Lands, Division of Environmental Quality, and the Department of Public Works to conduct a feasibility study for the clean-up of Lake Susupe.

Offered by: Rep. Diego T. Benavente and three others

H. J. R. NO. 12-15: A House Joint Resolution to urgently request the Governor, the Secretary of Lands and Natural Resources, the Division of Public Lands and the Office of the Attorney General to reconsider the eviction notice dated August 2, 2000, to cattle ranches in the Marpi forest area; and for other purposes.

Offered by: Rep. Oscar M. Babauta and two others

Floor Leader Babauta: If there is no objection, Mr. Speaker, from the members any resolutions that would like to be enacted, I --

There was no objection raised.

Speaker Fitial: So ordered. Anymore resolutions for introduction? If none, Standing Committee Report.

### **REPORTS OF STANDING COMMITTEES**

The Chair recognized the Floor Leader.

Floor Leader Babauta: Mr. Speaker, just for the members’ information, Standing Committee Report No. 12-137 does not appear on Calendar, however, I believe copies have been made available to the members. With that, Mr. Speaker, I move for the adoption of Standing Committee Report Nos. 12-136 reference to House Bill No. 12-157 and 12-137 reference to Senate Bill No. 12-56.

The motion was seconded.

S. C. R. NO. 12-136: Reporting on House Bill No. 12-57, entitled, “To repeal and reenact 3 CMC Div. 1, Chapter 1, Article 2; to amend Chapter 6 of 3 CMC Division 2 by adding a new section regarding the issuance of sanitary permits and enforcement; and for other purposes.” *Your Committee on Health and Welfare recommends passage in the form of HB 12-57, CSI.*

S. C. R. NO. 12-137: Reporting on Senate Bill No. 12-56, entitled, “To amend the Medical Practice Act (3 CMC §2201 et seq.) to provide for the licensing of foreign doctors; to promote the establishment of retirement communities in the Commonwealth; and for other purposes.” *Your Committee on Health and Welfare recommends that the House file the bill.*

Speaker Fitial: Discussion? This is the adoption of Standing Committee Report Nos. 12-136 and 12-137. Standing Committee Report 12-137 is in reference to Senate Bill what, Floor Leader?

Floor Leader Babauta: Senate Bill No. 12-56.

Rep. Hofschneider: On Standing Committee Report No. 12-137.

Speaker Fitial: Recognized.

Rep. Hofschneider: Mr. Speaker, the intention of the Bill is to cater towards a specific group like the – I believe they call it a silver club, the elderly community, that they are trying to bring – is the intention of the foreign doctors specifically to provide for practice in that location and restricted only to that location?

Speaker Fitial: Chairwoman Peter?

Rep. Peter: Yes, it is, Mr. Speaker.

Rep. Hofschneider: Specifically, they would not be allowed to render visitors that are not living in the compound?

Rep. Peter: No. The intent of the bill is for our retirees. A group of people, like if we have a group of Japanese who decides to come and retired in the CNMI they would bring their own doctors. So, those doctors will be attending to this group of people but none other than them.

Speaker Fitial: Let me further explain. There is a group of Japanese retirees who are looking at Botanical Garden, they want to convert that into a vacation home and they will invest in this vocational, but they would only come here provided that they have a clinic and also their own physicians because of the language barrier. So this bill would accomplish that.

Rep. Hofschneider: So long as it is very clear since we have several incidences in the past where a licensed physician from a foreign country that is not licensed to practice here in the Commonwealth – in fact there I think want case went to court – has been rendering services quietly to tourist and foreigners on island. The purpose of regulating medical profession is, one, assurance of quality and the other to ensure that the person who practices can be accountable for that services. What I fear on this particular bill is that if the intention of the bill is just to provide that community of retirees then I think we need to support that. The problem is, it is understood that the law is very clear that they can only practice within that location.

Rep. Peter: Read the recommendation.

Rep. Hofschneider: Yes. But you are trying to entice these people to come in and as he said, if we don't provide that then they will not come, right? So what was the position of the committee?

Rep. Peter: It's in the report.

Rep. Hofschneider: So, we are not inclining to support that idea and to file the Bill?

Rep. Peter: That is the recommendation of the Committee, to file the Bill.

Rep. Hofschneider: So, how would we accomplish the investment?

Speaker Fitial: The investment will not be because a lot of people feel that we should not allow this kind of doctors to come in and practice. But I am just explaining to you the intent of this Bill that it was to provide for that investment. That investment was actually on its way. I believe – let us just take a short recess.

The House recessed 10:51 a.m.

### **RECESS**

The House reconvened at 11:01 a.m.

Speaker Fitial: The House shall reconvene. We are still under discussion on the motion to adopt Standing Committee Report No. 12-136.

Rep. Benavente: Just a clarification, Mr. Speaker.

Speaker Fitial: State your point of clarification.

Rep. Benavente: Upon adoption of Standing Committee Report No. 12-137, because the Committee is recommending that the Bill be filed, it would automatically kill the Senate Bill?

Speaker Fitial: True.

Rep. Benavente: Thank you.

Speaker Fitial: Any question?

Rep. Peter: With that, Mr. Speaker, I would like to let the colleagues know that the Committee will work on a bill that is in a way to allow the proposed intent, which is not clarified in the bill. Thank you.

Speaker Fitial: Okay.

The motion to adopt Standing Committee Report Nos. 12-136 and 12-137 was carried by voice vote.

Speaker Fitial: The motion carries. Resolution Calendar.

## **RESOLUTIONS CALENDAR**

Floor Leader Babauta: Mr. Speaker?

Speaker Fitial: Floor Leader?

Floor Leader Babauta: Before I make any motion, with the indulgence of the members, there are some committee reports being copied and I would like to request the indulgence to go back to Item No. 12 again should the copies be available.

Speaker Fitial: Okay.

Floor Leader Babauta: Mr. Speaker, with that I move for the suspension of Rule VII, Section 9 so that we place and adopt House Resolution No. 12-72 and House Joint Resolution No. 12-15, so move.

The motion was seconded and carried by voice vote.

Speaker Fitial: The motion carries. Now, for the adoption motion, Floor Leader.

Floor Leader Babauta: Mr. Speaker, I now move for the adoption of House Resolution No. 12-72.

The motion was seconded.

**H. R. NO. 12-72:** A HOUSE RESOLUTION REQUESTING THE DIVISION OF PUBLIC LANDS, DIVISION OF ENVIRONMENTAL QUALITY, AND THE DEPARTMENT OF PUBLIC WORKS TO CONDUCT A FEASIBILITY STUDY FOR THE CLEAN-UP OF LAKE SUSUPE.

Speaker Fitial: Discussion? Representative Rosiky Camacho?

Rep. Rosiky Camacho: Mr. Speaker, on House Resolution No. 12-72, there is a study being done in the particular area of Lake Susupe. And in the study they discovered and they also actually found that the water is not per say, as contained in the resolution, fresh water. It is not fresh water. I think, Mr. Speaker, if we do adopt this it is stipulating that that particular report is inconsistent with the House version of adopting this particular resolution. I will prefer that this be referred to the committee to make some amendments, Mr. Speaker, to be consistent with the findings. That is all.

Speaker Fitial: Excuse me, who prepared the report?

Rep. Rosiky Camacho: From CUC. It is a booklet done by – I don't really get who studied but I picked up that particular study from CUC and it stipulates all the things about Susupe Lake. And for us adopting some of the WHEREAS in this particular resolution is in consistent with report.

Rep. Benavente: Clarification, Mr. Speaker.

Speaker Fitial: State your point of clarification.

Rep. Benavente: That particular report came about from a Resolution that we had passed in the previous Legislature. A resolution requesting that CUC look at Susupe Lake is a possible source for potable water. Knowing that of course Susupe Lake is not clean it would require some kind of a reverse osmosis system to tap water from Susupe Lake. This resolution is actually asking that Public Works and DEQ get involve in looking at ways to clean Susupe Lake and if we can clean it then it maybe a source for water. And a recommendation that I would like to see is a some kind of a construction of a drainage system that would allow just the natural eco system of the lake to be clean by runoff by having fresh water coming in and old water going out and eventually then we will see a clean lake just like any other lake in the natural eco-system.

Speaker Fitial: So, you are saying that the report is to study the feasibility of having that water become potable?

Rep. Benavente: Right as a source for water. The intent of that resolution is different from the intent of this resolution.

Speaker Fitial: So, Chairman Rosiky what WHEREAS you are referring to that is contrary to the report?

Rep. Rosiky Camacho: The first WHEREAS, where it says, “WHEREAS Lake Susupe is the only year-round, sizeable body of fresh water on the island of Saipan” that specifically is not consistent with the report. I am sorry but if we tend to adopt this, we are saying to the people that Susupe Lake is fresh water body, which is definitely the report is not saying.

Speaker Fitial: Fresh water is the term that they use for any water that is not from the ocean.

Rep. Rosiky Camacho: The word that they use in that report is not salty, they use what they call brackish water, meaning it is a mixture of salt water, which is definitely the water that is wash from ground definitely becomes salty in itself. That is why we have the ocean.

Rep. Benavente: Point of information, once again, Mr. Speaker.

Speaker Fitial: So, what if we qualify the phrase and put in (brackish)?

Rep. Benavente: Point of information.

Rep. Rosiky Camacho: Mr. Speaker, it is best if this one goes to the committee for review because there are more than just that. We don't want to sound like we are going to use the whole Susupe Lake for our whole water.

Rep. Hofschneider: May I?

Speaker Fitial: Representative Hofschneider?

Rep. Hofschneider: Mr. Speaker, there is nothing wrong with the first WHEREAS. As we all know the specific gravity of fresh water is lighter than salt water, and that means the fresh water floats. Now, it all depends on how you read the report. If the first foot of the surface is tested it will not be brackish because that is where the fresh water lens is, it floats. Then the next column would be brackish then the last column would be pure salt water. It all depends on how you read the report. Now, there is nothing wrong with Lake Susupe being coined as only year-round sizeable water, it is in fact true. The fresh water and the size of the Susupe Lake, now the only reason why it is not potable and feasible at the moment is that we have not contain Susupe Lake. The tributaries branch out from San Jose, our Precinct all the way to Chalan Kanoa. So the fresh water floats. And in the Japanese days, they use to have that – remember that Mount Carmel drainage system – the purpose of that is, all the water flow, the runoffs settles in Susupe and the nutrient settles then the fresh water which is not detrimental in anyway to the lagoon exist through the docks, that is what this resolution is trying to accomplish. If we provide for a way to docketing or settling of nutrients or segregation of the fresh water runoff would be feasible and very possible. But there is

nothing wrong with the first WHEREAS. It is in fact, if you read the report carefully by CUC, the first few inches of Susupe Lake contains fresh water, the next column would be brackish water, and the last column would be salt water, because of the specific density of these three specific waters. I think we are in line. We want to use it, clean it, and possibly tap it.

Speaker Fitial: Representative Benavente?

Rep. Benavente: I am in support of Representative Hofschneider's statement, Mr. Speaker, in fact in the report, I do believe that it mentioned that there is a possibility of using, I am not sure per day, per month or per year, but they did something about three inches of the Lake that we can use. Of course with it right now, with the present situation, it is polluted, it is dirty and it would require a very expensive reverse osmosis or clean up system for CUC to use that water, it is not feasible. And that is why this resolution now attempts to find out a way whether it requires that we dig coverts or drainage system that would exit into the lagoon or with the present technology, there might be a possibility of some kind of a chemical treatment that we can use to clean the lake. All I am asking is that the study be done in a way to clean the lake because once that lake is clean, Mr. Speaker, then we are not just talking about potable water. We are talking about a possible economic development in that area. We are talking about a possible parks and recreation for our own people. So, there is a lot of use for that lake once we get it clean. The resolution is merely attempting for the agencies to come up with a way whether it is the old system of the echo system by providing a drainage to the lake so that clean water may come in or some kind of new technology, system whatever the way to clean the lake. That is the intent of this resolution. Thank you.

Speaker Fitial: Representative Rosiky?

Rep. Rosiky Camacho: Mr. Speaker, if the intent of the resolution is to clean, so therefore, there will be no description of the Susupe Lake condition. This is the study if anybody would like to read it, I think it is only fair for the public not to be misled to the WHEREAS, but this is the report. I will ask the fellow members will proceed that there is nothing wrong with referring this to the committee and have a lot more clear information in the resolution so that it will be consistent with the report, that is all I am asking. I am not saying that I am against this resolution.

Speaker Fitial: Does that report address the cleaning of the lake?

Rep. Rosiky Camacho: No, it doesn't. But it tells the condition of the lake and the resolution is talking about the condition also with the lake. If it is the intent to clean just make a clean resolution, but it also talks about the description of what is in the lake and that is inconsistent, Mr. Speaker, with the report.

Rep. Hofschneider: Point of clarification, Mr. Speaker.

Speaker Fitial: State your point of clarification.

Rep. Hofschneider: Mr. Speaker, if we didn't know the state of the Susupe Lake, this resolution would not have been generated. But the fact that we know the content and the state of the Susupe Lake is in fact consistent with the resolution to try and clean it up. For God sake, every time there is a fire dust agnation and just the dreadful foal smell, even without a fire in the reach or in the wetland. We are trying to do something that is environmentally sound. Whether the argument is fresh water or not, Mr. Speaker, there is fresh water in Susupe. The argument is, how much? And even CUC cannot pin point specifically how much fresh water? It varies from day to day and during the year.

Speaker Fitial: Okay. What if we just remove the word “fresh”? Vice Speaker, recognized.

Vice Speaker Mendiola: I think, Mr. Speaker, this resolution is just merely asking the Public Lands and Environmental Quality to do a feasibility study and a clean up, which is good. I think we have to have these people also look into this matter because I hate to see that the various departments, the people that are in charge especially in the environmental areas... I think we should approve this resolution and I hope my dear colleague should agree because I believe also that we need to have a certain vision here. Bear in mind, that especially in the environmental areas, we need quality and also we need to have our environment clean. So, the resolution is just merely requesting for a clean up as far as I see in this resolution.

Speaker Fitial: And that is still in consistent with the leadership's agenda of environment.

Rep. Hofschneider: So, remove the “fresh”, Mr. Speaker.

Rep. Benavente: Mr. Speaker?

Speaker Fitial: Can we allow for the others --?

Rep. Benavente: Just for a typo.

Speaker Fitial: Okay, continue.

Rep. Benavente: There is a typo error, Mr. Speaker, on line 1, the word “fresh” should not be there. So, it should read, “sizeable body of water on the island of Saipan. Thank you, Mr. Speaker.

Floor Leader Babauta: No objection.

Speaker Fitial: Ready? My real concern in this type of resolutions and on other related or similar resolution is that the Department of Public Works will come back to us and ask where is the money to clean the lake?

Rep. Hofschneider: They receive annual grants from Army Corps, EPA and Wetland Protection Act, federal law.

Speaker Fitial: Chairwoman Brigid?

Rep. Ichihara: I just hope that this type of resolution will be something for these departments to come up with their own long-term plan as to what actually going to be doing. I think we've been doing a lot of resolutions for them it is like we are the ones doing their jobs telling them what to do. But if they have a plan and it is in consistent in carrying out the plan, we don't have to be interfering. This is a major problem. It has been polluted for years and why does it take for the legislature for them to act on something. I hope that we will continue to do what we have to do and at the same time, like I said, educate our leaders out there too to do their job.

Speaker Fitial: Maybe we should include one WHEREAS to require them to go swim in that lake.

Floor Leader Babauta: Ready.

Speaker Fitial: Bobbie?

Rep. Deleon Guerrero: Mr. Speaker, thank you. My main concern here is if there is a study and it is designated to drain to the ocean, would it be a very big impact on the tourism? Unless it is filtered going out, it is okay. But I foresee that, if it is just to flow out then something is wrong.

Speaker Fitial: I don't know whether... you know because you are younger, when we were at Mount Carmel during the old days, we use to – *botin sin* –

Vice Speaker Mendiola: I used to swim there, Mr. Speaker, myself. During those days, early 70's, I swim there. Now, I know it is dirty, I don't think you can swim.

Rep. Benavente: One more comment.

Speaker Fitial: You may have your comment.

Rep. Benavente: Representative Deleon Guerrero raised a good concern and I am very concern about the possibility of in fact the study show that we have to dig a drainage system that exists in the Susupe Dock, which is the Sugar Dock area where it used to be, which is probably only the feasible area if we were to dig under the roads in the areas since most of the adjacent are all private property. So, one of the possibilities would be to dig a trench beneath the road that exists out towards Sugar Dock. I am concern with the present quality of water in the lake to be drained into the lagoon because it is certainly polluted. I hope that the study would also show that it would require us to filter and clean that water before it

exists out into the lagoon. But once the lake is clean in eco-system then it is really not necessary in the future of the water that exists every time it rains and new water comes into the lake. The water that goes out of the lake into the lagoon would not be something that is necessarily has to be treated the whole time. But, it is a good concern and I know for a fact that we will not allow the polluted water from Susupe Lake right now to be drained out into the lagoon at this time. Thank you.

Speaker Fitial: Okay. No further deliberation on House Resolution No. 12-72? Ready for the question?

The motion to adopt House Resolution No. 12-72 was carried by voice vote.

Speaker Fitial: The motion carries. Floor Leader?

Floor Leader Babauta: Mr. Speaker, I now move for the adoption of House Joint Resolution No. 12-15.

**H. J. R. NO. 12-15:** A HOUSE JOINT RESOLUTION TO URGENTLY REQUEST THE GOVERNOR, THE SECRETARY OF LANDS AND NATURAL RESOURCES, THE DIVISION OF PUBLIC LANDS AND THE OFFICE OF THE ATTORNEY GENERAL TO RECONSIDER THE EVICTION NOTICE DATED AUGUST 2, 2000, TO CATTLE RANCHES IN THE MARPI FOREST AREA; AND FOR OTHER PURPOSE.

The motion to adopt House Joint Resolution No. 12-15 was seconded and carried by voice vote.

Speaker Fitial: The motion carries.

Floor Leader Babauta: Mr. Speaker?

Speaker Fitial: Floor Leader?

Floor Leader Babauta: Mr. Speaker, if there is no objection from the members, can we move back to Item No. 12, so we may incorporate Standing Committee Report Nos. 12-138, 12-139 and 12-140.

There was no objection raised.

Speaker Fitial: So ordered.

## REPORTS OF STANDING COMMITTEES

Speaker Fitial: We have three Standing Committee Reports on Item 12.

Floor Leader Babauta: With that, Mr. Speaker, I move for the adoption of Standing Committee Report No. 12-138 reference to House Bill No. 153, Standing Committee Report No. 12-139 reference to House Bill No. 12-218, and Standing Committee Report No. 12-140 reference to House Bill No. 12-22.

The motion was seconded.

S. C. R. NO. 12-138: Reporting on House Bill No. 12-153, entitled, “To re-appropriate Seven Hundred Twenty Thousand Seven Hundred Forty Three Dollars (\$720,743.00) from the fund balances from Public Law Nos. 9-24 and 10-38 for various construction projects; and for other purposes.” *Your Committee on Ways and Means recommends passage in the form of HB 12-153, CSI.*

S. C. R. NO. 12-139: Reporting on House Bill No. 12-218, entitled, “To appropriate Fourteen Thousand Three Hundred Ninety-One Dollars and Forty-Eight Cents (\$14,391.48) for covered walkway project at San Vicente Elementary School; and for other purposes.” *Your Committee on Health and Welfare recommends that the House pass the bill.*

S. C. R. NO. 12-140: Reporting on House Bill No. 12-22, entitled, “To appropriate Three Hundred Thousand Dollars (\$300,000) for the construction of covered sidewalks in full compliance with federal accessibility standards for Garapan and Oleai Elementary School; and for other purposes.” *Your Committee on Ways and Means recommends passage in the form of HB 12-22, CSI.*

Speaker Fitial: Discussion on the Standing Committee Reports?

Rep. Benavente: Yes. Mr. Speaker, are we going into session everyday? Or is there going to be a session tomorrow?

Speaker Fitial: The leadership met and decided that we will grant the request made by Representative Hofschneider.

Rep. Benavente: So, there is no session tomorrow?

Speaker Fitial: No.

Rep. Benavente: I brought that question up because if we were to go into session tomorrow, then I hope that we allow members to review the three Standing Committee Reports and there is no reason why we are going to act on it today, but if we are not going into session

until Friday then I guess we can go ahead and take the time to review the reports and act on it today. Thank you.

Speaker Fitial: Okay. Any further deliberation on the adoption motion?

The motion to adopt Standing Committee Report Nos. 12-138, 12-139 and 12-140 was carried by voice vote.

Speaker Fitial: The motion carries. Bill Calendar.

### **BILL CALENDAR**

The Chair recognized the Floor Leader.

Floor Leader Babauta: Mr. Speaker, if there is no objection, I move for the suspension of Rule VII, Section 9 and Rule IX, Sections 9 and 10 for the placement and passage on First and Final Reading House Bill No. 12-238.

The motion was seconded and carried by voice vote.

Speaker Fitial: The motion carries. Passage motion.

Floor Leader Babauta: So move, Mr. Speaker, for the passage on First and Final Reading House Bill No. 12-238.

**H. B. NO. 12-238**: A BILL FOR AN ACT TO AMEND PUBLIC LAW 12-11; AND FOR OTHER PURPOSES.

There was no discussion raised.

The Clerk called the roll on the motion to pass House Bill No. 12-238 on First and Final Reading as follows:

Rep. Martin B. Ada	yes
Rep. David M. Apatang	yes
Rep. Jesus T. Attao	yes
Rep. Oscar M. Babauta	yes
Rep. Diego T. Benavente	yes
Rep. Antonio M. Camacho	excused
Rep. Rosiky F. Camacho	yes
Rep. Florencio T. Deleon Guerrero	yes
Rep. Heinz S. Hofschneider	yes
Rep. Brigida DLG. Ichihara	yes

Rep. Dino M. Jones	yes
Rep. Alejo M. Mendiola, Jr.	yes
Rep. Norman S. Palacios	excused
Rep. Thomas B. Pangelinan	yes
Rep. Maria “Malua” T. Peter	yes
Rep. Stanley T. Torres	yes
Rep. William S. Torres	yes
Speaker Benigno R. Fitial	yes

Speaker Fitial: House Bill No. 12-238 passes the House on First and Final Reading. Floor Leader next passage motion.

Floor Leader Babauta: Mr. Speaker, before I do that, I would like to move for suspension of Rule IX, Sections 9 and 10 for the placement and passage on First and Final Reading the following House Bills: 12-218 under Standing Committee Report No. 12-139 and 12-22 under Standing Committee Report No. 12-140.

The motion was seconded and carried by voice vote.

Speaker Fitial: The motion carries. Passage motion.

Rep. Hofschneider: Mr. Speaker, before he acts on that motion, may I just point out maybe just a typo here?

Speaker Fitial: Proceed.

Rep. Hofschneider: If you refer to 12-138 and 12-139, the first sentence begins with the same bill so maybe –

Floor Leader Babauta: It is a typo, Mr. Speaker.

Rep. Hofschneider: It is 218, right?

Floor Leader Babauta: My apology for not informing the members, it is 218.

Speaker Fitial: Floor Leader?

Floor Leader Babauta: Mr. Speaker, I now move for the passage on First and Final Reading House Bill No. 12-57, Committee Substitute 1 under Standing Committee Report No. 12-136.

The motion was seconded

**H. B. NO. 12-57, CS1:** A BILL FOR AN ACT TO REPEAL AND REENACT 3 CMC DIV. 1, CHAPTER 1, ARTICLE 2; TO AMEND CHAPTER 6 OF 3 CMC DIVISION 2 BY ADDING A NEW SECTION REGARDING THE ISSUANCE OF SANITARY PERMITS AND ENFORCEMENT; AND FOR OTHER PURPOSES.

There was no discussion raised.

The Clerk called the roll on the motion to pass House Bill No. 12-57, Committee Substitute 1, on First and Final Reading as follows:

Rep. Martin B. Ada	yes
Rep. David M. Apatang	yes
Rep. Jesus T. Attao	yes
Rep. Oscar M. Babauta	yes
Rep. Diego T. Benavente	yes
Rep. Antonio M. Camacho	excused
Rep. Rosiky F. Camacho	yes
Rep. Florencio T. Deleon Guerrero	yes
Rep. Heinz S. Hofschneider	yes
Rep. Brigida DLG. Ichihara	yes
Rep. Dino M. Jones	yes
Rep. Alejo M. Mendiola, Jr.	yes
Rep. Norman S. Palacios	excused
Rep. Thomas B. Pangelinan	yes
Rep. Maria “Malua” T. Peter	yes
Rep. Stanley T. Torres	yes
Rep. William S. Torres	yes
Speaker Benigno R. Fitial	yes

Speaker Fitial: House Bill No. 12-57, Committee Substitute 1, passes the House on First and Final Reading. Floor Leader?

Floor Leader Babauta: Thank you, Mr. Speaker. Mr. Speaker, I now move for the passage of House Bill No. 12-153, Committee Substitute 1, under Standing Committee Report No. 12-138.

The motion was seconded.

**H. B. NO. 12-153, CS1:** TO RE-APPROPRIATE THREE HUNDRED TEN THOUSAND DOLLARS (\$310,000.00) FROM PUBLIC LAW NO. 11-43 FOR VARIOUS CONSTRUCTION PROJECTS; AND FOR OTHER PURPOSES.

There was no discussion raised.

The Clerk called the roll on the motion to pass House Bill No. 12-153, Committee Substitute 1, on First and Final Reading as follows:

Rep. Martin B. Ada	yes
Rep. David M. Apatang	yes
Rep. Jesus T. Attao	yes
Rep. Oscar M. Babauta	yes
Rep. Diego T. Benavente	yes
Rep. Antonio M. Camacho	excused
Rep. Rosiky F. Camacho	yes
Rep. Florencio T. Deleon Guerrero	yes
Rep. Heinz S. Hofschneider	yes
Rep. Brigida DLG. Ichihara	yes
Rep. Dino M. Jones	yes
Rep. Alejo M. Mendiola, Jr.	yes
Rep. Norman S. Palacios	excused
Rep. Thomas B. Pangelinan	yes
Rep. Maria “Malua” T. Peter	yes
Rep. Stanley T. Torres	yes
Rep. William S. Torres	yes
Speaker Benigno R. Fitial	yes

Speaker Fitial: House Bill No. 12-153, Committee Substitute 1, passes the House on First and Final Reading. Floor Leader?

Floor Leader Babauta: Mr. Speaker, I now move for the passage on First and Final Reading House Bill No. 12-218 under Standing Committee Report No. 12-139.

The motion was seconded.

**H. B. NO. 12-218:** TO APPROPRIATE FOURTEEN THOUSAND THREE HUNDRED NINETY-ONE DOLLARS AND FORTY-EIGHT CENTS (\$14,391.48) FOR COVERED WALKWAY PROJECT AT SAN VICENTE ELEMENTARY SCHOOL; AND FOR OTHER PURPOSES.

The Clerk called the roll on the motion to pass House Bill No. 12-218 on First and Final Reading as follows:

Rep. Martin B. Ada	yes
Rep. David M. Apatang	yes
Rep. Jesus T. Attao	yes
Rep. Oscar M. Babauta	yes
Rep. Diego T. Benavente	yes
Rep. Antonio M. Camacho	excused
Rep. Rosiky F. Camacho	yes

Rep. Florencio T. Deleon Guerrero	yes
Rep. Heinz S. Hofschneider	yes
Rep. Brigida DLG. Ichihara	yes
Rep. Dino M. Jones	yes
Rep. Alejo M. Mendiola, Jr.	yes
Rep. Norman S. Palacios	excused
Rep. Thomas B. Pangelinan	yes
Rep. Maria “Malua” T. Peter	yes
Rep. Stanley T. Torres	yes
Rep. William S. Torres	yes
Speaker Benigno R. Fitial	yes

Speaker Fitial: House Bill No. 12-218 passes the House on First and Final Reading. Floor Leader?

Floor Leader Babauta: Mr. Speaker, I now move for the passage of House Bill No. 12-22 under Standing Committee Report No. 12-140.

The motion was seconded.

**H. B. NO. 12-22, CS1:** TO APPROPRIATE THREE HUNDRED THOUSAND DOLLARS (\$300,000) FOR THE CONSTRUCTION OF COVERED SIDEWALKS IN FULL COMPLIANCE WITH FEDERAL ACCESSIBILITY STANDARDS FOR GARAPAN AND OLEAI ELEMENTARY SCHOOL; AND FOR OTHER PURPOSES.

There was no discussion raised.

The Clerk called the roll on the motion to pass House Bill No. 12-22, Committee Substitute 1, on First and Final Reading as follows:

Rep. Martin B. Ada	yes
Rep. David M. Apatang	yes
Rep. Jesus T. Attao	yes
Rep. Oscar M. Babauta	yes
Rep. Diego T. Benavente	yes
Rep. Antonio M. Camacho	excused
Rep. Rosiky F. Camacho	yes
Rep. Florencio T. Deleon Guerrero	yes
Rep. Heinz S. Hofschneider	yes
Rep. Brigida DLG. Ichihara	yes
Rep. Dino M. Jones	yes
Rep. Alejo M. Mendiola, Jr.	yes
Rep. Norman S. Palacios	excused
Rep. Thomas B. Pangelinan	yes

Rep. Maria “Malua” T. Peter	yes
Rep. Stanley T. Torres	yes
Rep. William S. Torres	yes
Speaker Benigno R. Fitial	yes

Speaker Fitial: House Bill No. 12-22, Committee Substitute 1, passes the House on First and Final Reading. Anymore? None?

### MISCELLANEOUS BUSINESS

The Chair recognized Rep. Hofschneider.

Rep. Hofschneider: Mr. Speaker and members, I want to thank you from the bottom of my heart. The Governor yesterday signed the Managaha Bill. That is an achievement by all of us here in the Twelfth Legislature. That is the first of its kind in the Commonwealth in trying to establish the marine conservation for the future generations. They will all look back and think about the Twelfth Legislature and this Governor. Thank you.

Speaker Fitial: Further Miscellaneous? Announcements.

### ANNOUNCEMENTS

Speaker Fitial: I would like to announce that the leadership met this morning and decided to consider favorably the request from Representative Hofschneider to postpone the session for tomorrow and also for Friday, but the budget hearings will continue. It will proceed as scheduled for Rota tomorrow and Friday.

Rep. Hofschneider: Thank you.

Speaker Fitial: With that, any further announcements from the Committee Chairman? Floor Leader?

Floor Leader Babauta: Mr. Speaker, under announcement, Commerce and Tourism Committee will reconvene at 1:30 this afternoon.

Speaker Fitial: How about PUTC, is that still scheduled for Monday?

Chairman Rosiky Camacho: Yes. It is still scheduled for Monday as usual.

Speaker Fitial: That is for Monday?

Chairman Rosiky Camacho: Yes, that is on Monday. Again, on Monday, at 8:30 a.m. the Committee will be meeting with DPW, DPS, Mayors Office and a guest speaker, Mr. Efrain F. Camacho, to discuss the efficiency and safety of our traffic on the island. And at 1:30 p.m. the Committee will meet with the CUC Board to discuss the 80-megawatt and the right of way of issue of the things that is happening on the island of Saipan. For that, everybody is welcome.

Floor Leader Babauta: Mr. Speaker?

Speaker Fitial: Floor Leader?

Floor Leader Babauta: Can I request the Chair on PUTC, Chairman Rosiky Camacho, to include also the discussion on Monday morning the intersection of the former Farmers Market and the U. S. Post Office dilemma and also if we can get information on the intersection of Mount Carmel and Sugar Dock update information, whether the road will be expanded or remain as it is? Thank you.

Chairman Rosiky Camacho: For the sake of the body, Mr. Speaker, this particular issue comes about whether some of the roads are unnecessary so it be discussion those entrance and exist of the road that are existing and with the inconsistency of traffic lights being put in place be inconsistency of other things. It will be discuss and it is not going to be recommended for closure or so. But it is open for discussion from the engineering stand point of view and then from the political stand points of view that will be another issues.

Speaker Fitial: Chairman Rosiky, is that traffic light really going to be installed at that intersection?

Chairman Rosiky Camacho: No. One class example, Mr. Speaker, if you are coming from the beach road going into that quarter master, there will be twenty four cars stopping and letting one car go out to go left turn, that is ridiculous. So, it is just something that we need to foresee that. But it is not going to be foreclose it is just an example that it serves a purpose but probably the timing is wrong. That is really what it is but there are other accidents to happen.

Speaker Fitial: That is why I like my Chairman here.

Rep. Hofschneider: I don't want to debate, Mr. Speaker, but I have something to say.

Rep. Attao: Mr. Speaker?

Speaker Fitial: Representative Attao?

Rep. Attao: May I ask the Chair to also include in that discussion the installation of stop signs at the intersections? Because in Garapan, Mr. Speaker, there is a lot of intersections but there is no stop signs, and it is very dangerous.

Chairman Rosiky Camacho: That will be taken, Mr. Speaker, and fellow colleagues.

Rep. Hofschneider: I have two concerns, Mr. Speaker. One concern, Mr. Speaker, is that, I am glad that Precinct III is becoming the base line and we welcome the Chairman to tour our Precinct and maybe make some recommendations for other precincts traffic lights. We have done a tremendous service to the people by avoiding accidents. Second of all, Mr. Speaker, we continue to get some complaints from residents in Tanapag and further in San Roque and As Matus, about the island. There are too many islands in Tanapag once you cross the ice plant. Can that be up for discussion too? Because people are really mad about that design.

Chairman Rosiky Camacho: Well taken, Mr. Speaker.

Speaker Fitial: We are under Announcements, but we are deliberating miscellaneous so – Floor Leader?

Floor Leader Babauta: Mr. Speaker, I move to recess until Monday morning at ten o'clock.

The motion was seconded and carried by voice vote.

Speaker Fitial: The House stands recess until 10:00 a.m., Monday.

The House recessed at 11:55 a.m.

Respectfully submitted,

Joan P. Kaipat, Journal Clerk  
House of Representatives

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### APPEARANCE OF LOCAL BILLS

H. L. B. NO. 12-12: A Local Bill for an Act to establish a Wildlife Conservation area on the Island of Tinian from the Suicide Cliff region of Tinian to the Rion Point area; and for other purposes. (REP. NORMAN S. PALACIOS 8/8/00) **2<sup>nd</sup> appearance**

H. L. B. NO. 12-13: A Local Bill for an Act for the Second Senatorial District to prohibit hunting, crapping, harassing, and disturbing and interfering with the Micronesian Starling; a punish for Aploris/Opaca “Sali” within the Second Senatorial District; and for other purposes. (REP. NORMAN S. PALACIOS 8/8/00) **2<sup>nd</sup> appearance**

H. L. B. NO. 12-14: A Local Bill for an Act for the Second Senatorial District to create a Marine Reserve on Tinian which shall extend from the north point of the municipal break water to the Puntan Diablo; and for other purposes. (REP. NORMAN S. PALACIOS 8/8/00) **2<sup>nd</sup> appearance**

H. L. B. NO. 12-15: A Local Bill for an Act for the Third Senatorial District to place within the Mayor’s discretion whom shall be designated to act in his absence; and for other purposes. (REP. JESUS T. ATTAO and five others 8/8/00) **2<sup>nd</sup> appearance**