



FINAL
07/25/07

THE SENATE
FIFTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

SESSION DAY	CALENDAR DAY	TIME
1 st Day - Fifth Special	Thursday, July 26, 2007	10:45 A.M.
SENATE CHAMBER		

ORDER OF BUSINESS

A MOMENT OF SILENT PRAYER

- A. ROLL CALL - **Eight Present (1) absent excused Sen. Jude Hofschneider**
- B. READING AND APPROVAL OF THE JOURNAL:
1. SJ 15-022 (11-30-06 Regular Session) ADOPTED
- C. MESSAGES FROM THE GOVERNOR:
1. **Gov. Msg. No. 15-425:** July 02, 2007 – Withdrawing the appointment of Mr. Juan SN. Lizama to serve as a member of the Northern Mariana Islands Retirement Fund Board of Trustees.
 2. **Gov. Msg. No. 15-426:** July 03, 2007 – Withdrawing the appointment of Mr. Vitu A. Ulloa to serve as a member of the Commonwealth Development Authority representing Rota.
 3. **Gov. Msg. No. 15-427:** June 14, 2007 – Responding on the request for copies of reports relating to the pozzolan deposits on Pagan.
 4. **Gov. Msg. No. 15-428:** July 06, 2007 – Signed into law H.B. No. 15-20, HS1, SD1, entitled, “ To account for fixed assets and capital goods purchased by the Legislative Branch,” becomes **PUBLIC LAW NO. 15-72.**
 5. **Gov. Msg. No. 15-429:** July 06, 2007 – Signed into law H.L.B. No. 15-55, SNILD 1, entitled, “ To name an existing unnamed road and to rename other roadways,” becomes **SAIPAN LOCAL LAW NO. 15-20.**
 6. **Gov. Msg. No. 15-430:** July 06, 2007 – Signed into law H.L.B. No. 15-52, entitled, “ To rename the “ Chamolinian Drive” located in the village of Tanapag to the

- “ LCpl. Adam Emul Road,” in honor of the late Lance Corporal Adam Emul of the US Marine Corps, for making the courageous and ultimate sacrifice while unselfishly serving in our mother country’ s fight to liberate the people of Iraq and defend freedom in Operation Iraqi Freedom,” becomes **SAIPAN LOCAL LAW NO. 15-21.**
7. **Gov. Msg. No. 15-431:** July 06, 2007 – **Vetoed** H.B. No. 15-22, HD1, entitled, “ To require the Scholarship Office and any other governmental agency issuing scholarship recipient lists to governmental entities; and for other purposes.”
 8. **Gov. Msg. No. 15-432:** July 09, 2007 – Certification for vacant positions of (2) two Immigration Inspector Trainee within the Office of the Attorney General, Div. of Immigration.
 9. **Gov. Msg. No. 15-433:** July 12, 2007 – Supplemental list of exempted employees from government austerity holidays for the Dept. of Finance.
 10. **Gov. Msg. No. 15-434:** July 16, 2007 – **Vetoed** H.B. No. 15-259, HD1, entitled, “ To appropriate \$54,000.00 from the Second Senatorial District Solid Waste Management Fund; and for other purposes.”
 11. **Gov. Msg. No. 15-435:** July 17, 2007 – Signed into law H.L.B. No. 15-57, D1, entitled, “ To establish a Municipal Park Rangers Division within the Office of the Mayor of Tinian and Aguiguan,” becomes **TINIAN LOCAL LAW NO. 15-8.**
 12. **Gov. Msg. No. 15-436:** July 16, 2007 – Signed into law H.B. No. 15-262, entitled, “ To appropriate \$50,000.00 from SLL 15-12, Section 2 (f),” becomes **PUBLIC LAW NO. 15-73.**
 13. **Gov. Msg. No. 15-437:** July 19, 2007 – Copies of resume, statement of financial interests, and drug test receipt and result of Mr. Efrain F. Camacho to serve as a member of the PUC.
 14. **Gov. Msg. No. 15-438:** July 19, 2007 – Re-appointment of Ms. Lina Villagomez to serve as a member of the PUC representing Accounting/Saipan.
 15. **Gov. Msg. No. 15-439:** July 19, 2007 – Re-appointment of Mr. Allen Perez to serve as a member of the PUC representing Engineering/Saipan.
 16. **Gov. Msg. No. 15-440:** July 19, 2007 – Re-appointment of Mr. Manuel Rabauliman to serve as a member of the PUC representing Telecommunications/Saipan.
 17. **Gov. Msg. No. 15-441:** July 20, 2007 – Signed into law H.B. No. 15-69, HS1, entitled, “ To criminalize theft of utility services by adding a new Section 1609 to Chapter 1, Part 2, Division 1, Title 6 of the Commonwealth Code; and for other purposes,” becomes **PUBLIC LAW NO. 15-74.**
 18. **Gov. Msg. No. 15-442:** July 24, 2007 – List of vacant positions within departments in the Executive Branch and autonomous agencies. (See attachment)

D. COMMUNICATIONS FROM THE JUDICIARY:

1. **Jud. Comm. 15-12:** July 03, 2007 – Amendment to the Commonwealth Rules of Civil Procedure – Venue.
2. **Jud. Comm. 15-13:** July 23, 2007 – Vacant position of Law Clerk.

E. COMMUNICATIONS FROM HEADS OF EXECUTIVE DEPARTMENTS:

1. **Dept. Msg. No. 15-33:** July 03, 2007 – SAPLR acknowledge receipt of certified copy of S.J.R. No. 15-18, entitled, “Requesting the Governor to enter into discussions with the Dept. of Interior regarding the possibility of expending federal monies to prepay the loan made to construct the Capital Improvement in Susupe known as the Guma Hustisia.”
2. **Dept. Msg. No. 15-34:** July 06, 2007 – Director of Personnel regarding PL 15-69 (Sick Leave Hours)
3. **Dept. Msg. No. 15-35:** May 21, 2007 – From the Attorney General re: Discontinuation of Services.

RECESS: 11:35 A.M.

RETURNED: 11:40 A.M.

F. COMMUNICATIONS FROM THE SENATE:

1. **Sen. Comm. No. 15-12:** July 26, 2007 from Senator Crisostimo regarding CUC Oversight hearing.

G. COMMUNICATIONS FROM THE HOUSE:

2. **Hse. Comm. No. 15-288:** July 02, 2007 – Transmitting **certified** H.R. No. 15-134, entitled, “ Requesting the DLNR to look into the concerns raised by the farmers of the Kagman commercial farm plots.”
3. **Hse. Comm. No. 15-289:** July 11, 2007 – **Returning with amendments** S.B. No. 15-87, SD1, HS1, entitled, “ To amend 4 CMC § 3214; and for other purposes.” (Temporary License)
4. **Hse. Comm. No. 15-290:** July 11, 2007 – **Accepted** the Senate amendements to H.L.I. No. 15-16, SD1, entitled, “ To amend Article III, Section 4 of the Constitution of the NMI to require a runoff election for governor and lieutenant

governor if no candidates receive a majority of the votes cast and counted for that office in a general election.”

5. **Hse. Comm. No. 15-291:** July 11, 2007 – **Accepted** the Conference Committee amendments to H.B. No. 15-53, HS1, HD2,SD1,CCS1, entitled, “ To promote businesses owned by US citizens by amending 1 CMC § 7404 of the Planning and Budgeting Act of 1983.”
6. **Hse. Comm. No. 15-292:** July 11, 2007 – Transmitting for *Senate action* H.B. No. 15-271, HD1, “ To amend the Alcoholic Beverage Control Act, and for other purposes.”
7. **Hse. Comm. No. 15-293:** July 11, 2007 – Transmitting for *Senate action* H.B. No. 15-282, HD3, “ To establish a revolving fund within the Board of Professional Licensing; and for other purposes.”
8. **Hse. Comm. No. 15-294:** July 11, 2007 – Transmitting for *Senate action* H.L.I. No. 15-14, “ To amend Article IV, Section 5 of the Constitution of the CNMI to authorize the election of the chief justice and presiding judge by a majority of the justices and judges, respectively.”
9. **Hse. Comm. No. 15-295:** July 11, 2007 – Transmitting for *Senate action* H.L.I. No. 15-15, HD1, “ To amend Article VI of the Constitution of the CNMI to abolish the municipal councils of Rota, Tinian and Aguiguan, and Saipan and the Northern Islands.”
10. **Hse. Comm. No. 15-296:** July 11, 2007 – Transmitting a *certified* copy of H.J.R. No. 15-21, entitled, “ Requesting the Secretary of DLNR to explore potential military and civilian markets in Guam and clear bureaucratic impediments for the export sale of local agricultural and fisheries products.”
11. **Hse. Comm. No. 15-297:** July 11, 2007 – Transmitting for *senate action* H.J.R. No. 15-25. entitled, “ To approve the request for the recruitment of nineteen very critical positions for the NMC.”
12. **Hse. Comm. No. 15-298:** July 25, 2007 – Transmitting for *senate action* H.J.R. No. 15-26. entitled, “ To approve the request of the Executive Branch to hire employees certified as very critical to the delivery of essential services under PL 15-28 as amended by PL 15-71, Section 2(d)(1)(c).”
13. **Hse. Comm. No. 15-299:** July 25, 2007 – Transmitting for *senate action* H.J.R. No. 15-27, HD1. entitled, “ To approve the hiring of any employee by a member of the Legislature for a position certified by either presiding officer of the Legislature as very critical to the delivery of essential services until September 30, 2007.”

14. Hse. Comm. No. 15-300: July 25, 2007 – Transmitting for *senate action*
 H.B. No. 15-286. entitled, “ To amend 4 CMC § 1103; to repeal and re-enact 4 CMC § 1503; to repeal and re-enact 4 CMC § 1505.”

15. Hse. Comm. No. 15-301: July 25, 2007 – Transmitting for *senate action*
 H.B. No. 15-285. entitled, “ To amend 3 CMC § 4434; and for other purposes.”

H. COMMUNICATIONS FROM THE WASHINGTON REPRESENTATIVE:

(NONE)

I. UNFINISHED BUSINESS:

(NONE)

J. INTRODUCTION OF BILLS, INITIATIVES, LOCAL BILL& RESOLUTIONS:

BILLS:

1. **S.B. No. 15-98:** To amend the Commonwealth Code to reform the administration of the sick leave bank and place prudent fiscal controls thereon.
 (SEN. JOSEPH M. MENDIOLA – 07/25/07)

INITIATIVES:

LOCAL BILLS:

RESOLUTIONS:

K. REPORTS OF STANDING COMMITTEES:

1. **Standing Committee Report No. 15-107:** July 25, 2007 – Committee on REDP reporting on S.B. No.15-90, entitled, “To create a Marine Reserve Area on Tinian from Southwest Carolinas Point and to Puntan Diablo; and for other purposes.”
 (Recommended for passage on final) **ADOPTED**
2. **Standing Committee Report No. 15-108:** July 25, 2007 – Committee on REDP reporting on S.L.I. No.15-10, entitled, “To amend Sections 5 and 6 of Article XI of

the Constitution of the Commonwealth of the Northern Mariana Islands to authorize the use of Marianas Public Land Trust funds in the amount of \$14,000,000.00 in revolving funds for home loans to first-time borrowers of Northern Marianas Descent and \$14,000,000.00 in revolving funds for business loans to borrowers of Northern Marianas Descent; and for other purposes." *ADOPTED*

RECESS: 12 Noon

RETURNED: 12:10 P.M.

3. SCR 15-109: Confirmation for Ignacio Quichocho – CPA – *ADOPTED & CONFIRMED*
4. SCR 15-110: July 26, 2007 – JGL reporting on SB 15-14 – *ADOPTED*

L. SPECIAL/CONFERENCE COMMITTEE REPORTS:

1. **CONFERENCE COMMITTEE REPORT NO. 15-04:** July 2, 2007 – Reporting on **H.B. No. 15-53, HS1, HD2, SD1, CCS1**, entitled, “To promote businesses owned by the US citizens by amending 1 CMC § 7404 of the Planning and Budgeting Act of 1983.

ADOPTED

M. RESOLUTION CALENDAR:

1. H.J. R. No. 15-25: To approve the request for the recruitment of Nineteen Very Critical Positions for the Northern Marianas College.
(See Hse. Comm. No. 15-297) *ADOPTED WITH AMENDMENTS*

COMMITTEE OF THE WHOLE: 12:43 P.M. RET. TO SESSION 1:40 P.M.

2. H.J.R. No. 15-26. entitled, “ To approve the request of the Executive Branch to hire employees certified as very critical to the delivery of essential services under PL 15-28 as amended by PL 15-71, Section 2(d)(1)(c).” (See Hse. Comm. No. 15-298)
REFERRED TO COMMITTEE

RECESS: 1:45 P.M. RETURNED: 1:55 P.M.

3. H.J.R. No. 15-27, HD1. entitled, “ To approve the hiring of any employee by a member of the Legislature for a position certified by either presiding officer of the Legislature as very critical to the delivery of essential services until September 30, 2007.” (See Hse. Comm. No. 15-299)
REFERRED TO COMMITTEE

N. BILL CALENDAR:

FIRST READING

LEG. NO.	TITLE

FINAL READING

LEG. NO.	TITLE
S.B. No. 15-14 (See SCR 15-110) PASSED	To amend 1 CMC § 8117(i) of the Commonwealth Civil Service Act to provide that the Civil Service Commission shall amend the Civil Service Rules and Regulations to remove any and all provisions requiring that persons seeking to be certified as eligible for a civil service position have prior work experience if such persons possess a Bachelor's, Masters, or Doctoral degree, in a field of expertise related to the civil service position for which the person has applied
H.B. No. 15-249, HD1 (Hse. Comm 15-236) PASSED	To reappropriate Section 3(c) of PL 14-80; and for other purposes (Tanapag Youth Learning Center and PSS)
S.B. No. 15-87, SD1, HS1 PASSED	To amend 4 CMC § 3214; and for other purposes (Temporary License)
H.B. No. 15-286 (Hse. Comm 15-300) REFER TO COMM	To amend 4 CMC § 1103; to repeal and re-enact 4 CMC § 1503; to repeal and re-enact 4 CMC § 1505

<p>H.L.I. No. 15-2, HD2 (See Hse. Comm 15-220) next session</p>	<p>To permit the Legislature to provide by law that government retirees may be reemployed without losing retirement benefits for an unrestricted period of time by amending Article III, section 20(b) of the Constitution of the NMI</p>
<p>S.B. No. 15-98 PASSED</p>	<p>To amend the Commonwealth Code to reform the administration of the sick leave bank and place prudent fiscal controls thereon</p>
<p>H.B. No. 15-22, HD1 (Gov. Msg. No. 15-431) OVERRODE 8-0</p>	<p>To require the Scholarship Office and any other governmental agency issuing scholarship recipient lists to governmental entities; and for other purposes</p>
<p>H.B. No. 15-259, HD1 (Gov. Msg. No. 15-434) OVERRODE 8-0</p>	<p>To appropriate \$54,000.00 from the Second Senatorial District Solid Waste Management Fund; and for other purposes</p>
<p>S.B. No. 15-90, SD1 (SCR 15-107) PASSED</p>	<p>To create a Marine Reserve Area on Tinian from Southwest Carolinas Point and to Puntan Diablo; and for other purposes</p>
<p>H.B. No. 15-285 (See Hse. Comm 15-301) REFERRED TO COMM</p>	<p>To amend 3 CMC § 4434; and for other purposes (CUC essential positions)</p>
<p>S.B. No. 15-96, SS1 REFER TO JGL</p>	<p>Open Government Act COMM OF THE WHOLE: 2:10 P.M. RET. TO SESS. 3:40P.M. RECESS: 3:40 P.M. RETURNED: 4:41 P.M.</p>
<p>H.B. No. 15-269, HD1 REFER TO JGL</p>	<p>Open Government Act</p>

O. PETITIONS, MEMORIALS AND MISCELLANEOUS COMMUNICATIONS:

(NONE)

P. ANNOUNCEMENT:

Q. ADJOURNMENT: 5:20 P.M.

APPEARANCE OF SENATE LOCAL BILLS

LEG. NO.	<u>TITLE</u>
	NONE