



OFFICE OF THE SENATE PRESIDENT
TWENTY-SECOND NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

SENATOR JUDE U. HOFSCHEIDER
Senate President

MEMORANDUM

Date: July 26, 2021

To: All Members of the Senate

From: President of the Senate

A handwritten signature in black ink, appearing to read "Jude U. Hofschneider", is written over a horizontal line.

Sen. Jude U. Hofschneider

Subject: ***Rescheduled 1st Day, Second Regular Session- 2021***

By the powers vested in me pursuant to the Senate Rules and the Open Government Act, this is to inform all members that the 1st Day, Second Regular Session, 2021 previously scheduled for Thursday, August 5th 2021 at 10:00 a.m., Senate Chamber is re-scheduled to ***Thursday, August 12, 2021 at 2:30 p.m., Tinian Courthouse, San Jose Village, Tinian.***

Your understanding and attendance is greatly appreciated.

Cc: Speaker of the House
Director, LB
Senate Legal Counsels
Senate Clerk
Senate Sergeant-at-Arms
SAA
SAPLR
KSPN2 News
Saipan Tribune
Marianas Variety



The Senate

NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

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August 09, 2021

Pursuant to the Open Government Act (1 CMC §9901 et seq.), the Senate of the Twenty-Second Northern Marianas Commonwealth Legislature will convene the following open and public meeting:

MEETING: 1st Day, Second Regular Session - 2021
DATE AND TIME: Thursday, August 12, 2021 @ 2:30 p.m.
LOCATION: Tinian Courthouse, San Jose, Tinian

Copies of this notice and session agenda have been filed in the Office of the Senate Clerk, released to the media, and posted at the following locations:

Office of the Governor, Entrance Hall
House of Representatives, Entrance Hall
Senate, Entrance Hall
Tinian Courthouse
Tinian Mayor's Office
Commonwealth Legislature website (www.cnmileg.net)

Pursuant to 1 CMC §9904, written comments on agenda items may be submitted to the Office of the Senate President, Hon. Jesus P. Mafnas Memorial Building, Capitol Hill, Saipan, prior to the convening of the public hearing. Oral testimony may be presented during the public session. If you wish to present oral testimony, please inform the Senate Clerk not later than 24 hours prior to the session.



August 09, 2021

THE SENATE
TWENTY-SECOND NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
SECOND REGULAR SESSION - 2021

| SESSION DAY | CALENDAR DAY | TIME |
|---------------------|--|-----------|
| 1 st Day | Thursday, August 12, 2021 TINIAN COURTHOUSE, SAN JOSE, TINIAN | 2:30 p.m. |

ORDER OF BUSINESS

A MOMENT OF SILENT PRAYER

A. ROLL CALL

B. PUBLIC COMMENT:

C. READING AND APPROVAL OF THE JOURNAL:

1. **SJ No. 22-07** - 1ST Day, Second Special Session – 7/08/21
2. **SJ No. 22-08** - 1st Day, Third Special Session – 7/15/21

D. MESSAGES FROM THE GOVERNOR:

1. **Gov. Msg. No. 22-64:** June 30, 2021 – Certification for annual salary in excess of \$65,17500 to Ms. Lisa Ann Sztukowski, Endangered Species Program Manager for DLNR to receive \$70,000.00 per annum.
2. **Gov. Msg. No. 22-65:** July 02, 2021 – Signed into local law, H.L.B. No. 22-1, D1 – To appropriate sixty thousand dollars (\$60,000) from the Rota Municipal Scholarship Foundation Reserve Account (specifically under BU 2301); and for other purposes, becomes **ROTA LOCAL LAW 22-1**.
3. **Gov. Msg. No. 22-66:** July 02, 2021 – Signed into local law, H.L.B. No. 22-2, D1 – To appropriate sixty thousand dollars (\$60,000) from the Poker Licensing Fee Account (specifically under BU 3302); and for other purposes, becomes **ROTA LOCAL LAW 22-2**.
4. **Gov. Msg. No. 22-67:** July 02, 2021 – Signed into local law, H.L.B. No. 22-6 – To appropriate funds specifically allotted to the First Senatorial District under PL 18-30, as amended; and for other purposes, becomes **ROTA LOCAL LAW 22-3**.
5. **Gov. Msg. No. 22-68:** July 02, 2021 – Signed into local law, H.L.B. No. 22-3, D1 –To appropriate up to Six Hundred Ninety-Five Thousand One Hundred Seventy-Seven US Dollars and Eighty-Five Cents (\$695,177.85) of the Earned Bond Interest Income collected for the Third Senatorial District that has been

- identified by the Commonwealth Development Authority as available for appropriations; and for other purposes, becomes **SAIPAN LOCAL LAW 22-1**.
6. **Gov. Msg. No. 22-69:** July 02, 2021 – Signed into local law, H.L.B. No. 22-7 – To appropriate \$1,446,000.00 from revenues collected pursuant to Saipan Local Law 11-2 as amended; and for other purposes, becomes **SAIPAN LOCAL LAW 22-2**.
 7. **Gov. Msg. No. 22-70:** July 02, 2021 – Signed into local law, H.L.B. No. 22-10 – To re-appropriate lapse funds under Section 2(B)(5) of Saipan Local Law 21-5; and for other purposes, becomes **SAIPAN LOCAL LAW 22-3**.
- NOTE: GM 22-71 – was included in the 3rd Special Session 7/15/21.**
8. **Gov. Msg. No. 22-72:** July 13, 2021 – Signed into local law, H.L.B. No. 22-9 –To re-appropriate Two Thousand, One Hundred Forty-Five Dollars and Seventy-Three cents (\$2,145.73) allotted under Saipan Local Law 17-18, specifically under Business Unit 3398P and Three Thousand, Three Hundred Eighty-Seven Dollars (\$3,387.00) allotted under Saipan Local Law 19-05, specifically under Business Unit 3752U; and for other purposes, becomes **SAIPAN LOCAL LAW NO 22-04**.
 9. **Gov. Msg. No. 22-73:** July 13, 2021 – Signed into local law, H.L.B. No. 22-12, D1 – To appropriate \$560,000.00 from revenues collected for the Third Senatorial District pursuant to Public Law 20-59; and for other purposes, becomes **SAIPAN LOCAL LAW NO 22-05**.
 10. **Gov. Msg. No. 22-74:** July 12, 2021 – Submitting copy of Mr. Charles V. Cepeda’s resume, police clearance, statement of financial interest, drug test result, re-nominated to serve as a member of the NMC Board of Regents.
 11. **Gov. Msg. No. 22-75:** July 12, 2021 – Submitting copy of Ms. Zenie P. Mafnas’s resume, police clearance, statement of financial interest, drug test result, re-nominated to serve as a member of the NMC Board of Regents.
 12. **Gov. Msg. No. 22-76:** July 12, 2021 – Submitting copy of Ms. Polly DLG. Masga’s resume, police clearance, statement of financial interest, drug test result, re-nominated to serve as a member of the CHCC Board of Trustees.
 13. **Gov. Msg. No. 22-77:** *[Rec’d 7/22/21]* – Executive Order No. 2021-11 – Renewal -SOF to reprogram or transfer funds. (Covid-19) [Signed 5/19/21]
 14. **Gov. Msg. No. 22-78:** *[Rec’d 7/22/21]* – Executive Order No. 2021-12 – Renewal -Public Health Emergency. (Covid-19) [Signed 6/11/21]
 15. **Gov. Msg. No. 22-79:** *[Rec’d 7/22/21]* – Executive Order No. 2021-14 – Renewal -Public Health Emergency. (Covid-19) [Signed 7/12/21]
 16. **Gov. Msg. No. 22-80:** *[Rec’d 7/22/21]* – Executive Order No. 2021-15 – Renewal -SOF to reprogram or transfer funds. (Covid-19) [Signed 7/18/21]
 17. **Gov. Msg. No. 22-81:** *[Rec’d 7/22/21]* – Executive Order No. 2021-16 – Order creating the CNMI Strategic Energy Taskforce to promote coherence in the planning and implementation processes of all ongoing and future CNMI energy related projects. [Signed 7/16/21]
 18. **Gov. Msg. No. 22-82:** – July 21, 2021 – Re-nomination of Mr. Henry Emery L. Kaipat to serve as a member of the Commonwealth Election Commission representing the Third Senatorial District.
 19. **Gov. Msg. No. 22-83:** – Aug. 02, 2021 – Signing into local law, H.L.B. No. 22-8, S1 – To impose a local license fee on all electronic gaming devices as defined in Title 6 section 3154 (a) (4), inclusive of poker

amusement machines on the same e-gaming premises as defined in Title 6 section 3156 (b), located within the Third Senatorial District; and for other purposes., becomes **SAIPAN LOCAL LAW NO. 22-6**.

20. **Gov. Msg. No. 22-84:** – Aug. 02, 2021 – *Vetoed* S.L.B. No. 22-1, D1 – To establish the Medical Subsistence Allowance Program for the First Senatorial District; and for other purposes.
21. **Gov. Msg. No. 22-85:** – Aug. 02, 2021 – *Vetoed* S.L.B. No. 22-2, D1 – To amend the prohibitions of certain activities within the Sabana Heights, Talakhaya and I Chenchon Park established under Rota Local Law 9-01, codified under 10 CMC § 1801.

E. COMMUNICATIONS FROM THE JUDICIARY:

1. **Jud. Comm. No. 22-03:** July 20, 2021 – Amended FY 2022 Budget request.

F. COMMUNICATIONS FROM THE HEADS OF EXECUTIVE DEPT.:

1. **Dept. Msg. No. 22-18:** May 17, 2021 – DPW to Senator Deleon Guerrero regarding Amendment 3 to the 4-Year Territorial Transportation Improvement Plan (TTIP) for FY 2020 to 2023.
2. **Dept. Msg. No. 22-19:** July 29, 2021 – DPL’s Comprehensive Land Use Plan.

G. COMMUNICATIONS FROM THE HOUSE:

1. **Hse. Comm. No. 22-38:** July 02, 2021 – Certified copy of H.R. No. 22-9 – U.S. Coast Guardsmen that have served the CNMI. [*FOR INFO.*]
2. **Hse. Comm. No. 22-39:** July 08, 2021 – Returning *without* amendments **S.B. No. 22-26, SD1** – To amend 1 CMC § 2263 to require a special election to fill a Board of Education vacancy; to clarify when an elected member of the board must resign from his or her PSS employment; to amend 1 CMC § 6502(f); and for other purposes. [*INFO. TRANSMITTED TO GOVERNOR – 07/15/21*]
3. **Hse. Comm. No. 22-40:** July 08, 2021 – Returning *with* amendments **S.B. No. 22-50, HD1** – To clarify the NMTI Trustee Nominating Committee provisions by repealing and reenacting 3 CMC § 12114(a); and for other purposes. (**Referred to JGL&FR**) [*Senate action on HD1*]
4. **Hse. Comm. No. 22-41:** July 08, 2021 – Transmitting for Senate action **H.B. No. 22-27, HD1** – To amend 4 CMC §1407(b) to remove the 15-day grace period and to provide the Division of Customs with the authority to promulgate and establish application fees for low-risk importer applicants; and for other purposes. (**Referred to JGL&FR**)

NOTE: HC 22-42 - was included in the 3rd Special Session - 7/15/21.

5. **Hse. Comm. No. 22-43:** July 08, 2021 – Transmitting for Senate action **H.J.R.No. 22-8** – To honor and commend the Honorable Serafina Rosario King-Nabors for her dedicated service and remarkable contributions to the Commonwealth of the Northern Mariana Islands.
6. **Hse. Comm. No. 22-44:** Aug. 04, 2021 – Transmitting for Senate action **H.B. No. 22-74, HD3** – To make appropriations for the operations and activities of the Government of the Commonwealth of the Northern

- Mariana Islands, its agencies, instrumentalities, and independent programs, and to provide budget authority for government corporations for Fiscal Year 2022; and for other purposes.
7. **Hse. Comm. No. 22-45:** Aug. 05, 2021 – Transmitting for Senate action **H.B. No. 22-56, HS1** – To assess a fee on plastic checkout bags distributed in the Commonwealth; and for other purposes.
 8. **Hse. Comm. No. 22-46:** Aug. 05, 2021 – Transmitting for Senate action **H.B. No. 22-70** – To reform the Investment Incentive Act of 2000 to promote economic development in the Commonwealth and increase competitiveness of the Commonwealth for private sector investment.
 9. **Hse. Comm. No. 22-47:** Aug. 05, 2021 – Transmitting for Senate action **H.J.R. No. 22-9** – To recognize and acknowledge the Employer Support of the Guard and Reserve and the Guam-CNMI State Committee and their volunteer members for their exceptional service and commitment to our service men and women by recognizing the week of August 16th through August 20th, 2021, as “Employer Support of the Guard and Reserve Week.
 10. **Hse. Comm. No. 22-48:** Aug. 05, 2021 – Transmitting for Senate action **H.J.R. No. 22-10** – To authorize the Commonwealth of the Northern Mariana Islands, through its Governor, to submit to the U. S. Department of Housing and Urban Development, the Action Plan for the Community Development Block Grant Application No. B-21-ST69-0001; the HOME Investment Partnership Grant Application No. M-21-ST69-0203; and, the Emergency Solutions Grant Application No. E-21-DC69-0001; to receive the funds requested therein, and to assume all responsibilities that may be imposed by the U. S. Department of Housing and Urban Community Development Block Grant, HOME Investment Partnership Program, and the Emergency Solutions Grant Programs.

H. COMMUNICATIONS FROM THE SENATE:

1. **Sen. Comm. No. 22-44:** July 2, 2021 – Senators Deleon Guerrero and Manglona regarding requesting action on S.B. No. 22-23 and S.J.R. No. 22-01.
2. **Sen. Comm. No. 22-45:** July 13, 2021 – Official referral to EAGI Committee the re-appointment of Mr. Charles V. Cepeda to serve as a member of the NMC Board of Regents representing the 3rd Senatorial District.
3. **Sen. Comm. No. 22-46:** July 13, 2021 – Official referral to EAGI Committee the re-appointment of Ms. Zenie P. Mafnas to serve as a member of the NMC Board of Regents representing the 3rd Senatorial District.
4. **Sen. Comm. No. 22-47:** July 13, 2021 – Official referral to EAGI Committee the re-appointment of Ms. Polly DLG. Masga to serve as a member of the CHCC Board of Trustees representing the 3rd Senatorial District.
5. **Sen. Comm. No. 22-48:** July 22, 2021 – Official referral to EAGI Committee the re-nomination of Mr. Henry Emery L. Kaipat to serve as a member of the Commonwealth Election Committee representing the 3rd Senatorial District.

I. COMMUNICATIONS FROM THE WASHINGTON DELEGATE: (NONE)

J. UNFINISHED BUSINESS: (NONE)

**K. PRE-FILED BILLS, INITIATIVES, LOCAL BILLS AND RESOLUTIONS:
(NONE)**

L. INTRODUCTION OF BILLS, INITIATIVES, LOCAL BILLS AND RESOLUTIONS:

M. REPORTS OF STANDING COMMITTEES:

1. **Standing Committee Report No. 22-26 (Amended):** From the Committee on Judiciary, Government, Law and Federal Relations reporting on **S.L.I. No. 22-02** –To propose a constitutional amendment to Article V, section 4, of the NMI Constitution to require the Resident Representative to the United States to provide a report to the legislature in a joint session. [*Recommends passage in the form of SDI*]
2. **Standing Committee Report No. 22-31:** From the Committee on Executive Appointments and Government Investigations reporting on the Executive appointment of **Mr. Sixto K. Igisomar** to serve as the Secretary of the Department of Public Lands.
3. **Standing Committee Report No. 22-32:** From the Committee on Executive Appointments and Government Investigations reporting on the Executive re-appointment of **Mr. Charles V. Cepeda** to serve as a member of the Northern Marianas College Board of Regents, representing the Third Senatorial District.
4. **Standing Committee Report No. 22-33:** From the Committee on Executive Appointments and Government Investigations reporting on the Executive re-appointment of **Ms. Zenie P. Mafnas** to serve as a member of the Northern Marianas College Board of Regents, representing the Third Senatorial District.
5. **Standing Committee Report No. 22-34:** From the Committee on Executive Appointments and Government Investigations reporting on the Executive re-appointment of **Ms. Polly DLG. Masga** to serve as a member of the Commonwealth Healthcare Corporation Board of Trustees, representing the Third Senatorial District.
6. **Standing Committee Report No. 22-35:** From the Committee on Health, Education, and Welfare reporting on **S.B. No. 22-05** – To establish a Behavioral Health Professional Scholarship; and for other purposes. [*Recommends passage in the form of SSI*]
7. **Standing Committee Report No. 22-36:** From the Committee on Resources, Economic Development, and Programs reporting on **S.B. No. 22-47** – To amend 1 CMC § 2484(b) to authorize the Central Statistics Division to collect vital statistics data and fish, game, wildlife and endangered & threatened species; and for other purposes. [*Recommends passage in the form of SDI*]
8. **Standing Committee Report No. 22-37:** From the Committee on Judiciary, Government, Law and Federal Relations reporting on **S.B. No. 22-17** –To establish mandatory presentation of valid personal photo identification for any debit card or credit card transaction and any check cash exchange or purchase for all business establishments in the Commonwealth. [*Recommends passage in the form of SDI*]

9. **Standing Committee Report No. 22-38:** From the Committee on Judiciary, Government, Law and Federal Relations reporting on **S.R. No. 22-02** – Requesting the Honorable President Joseph Biden, President of the United States, to urge the U.S. Department of Labor to reconsider its interpretation of the Continued Assistance to Unemployed Workers Act of 2020. [*Recommends to be FILED*]
10. **Standing Committee Report No. 22-39:** From the Committee on Judiciary, Government, Law and Federal Relations reporting on **S.B. No. 22-46** – To repeal and reenact 1 CMC § 2502 to clarify the rank and file at the Department of Public Safety; and for other purposes. [*Recommends passage in its current form*]
11. **Standing Committee Report No. 22-40:** From the Committee on Judiciary, Government, Law and Federal Relations reporting on **S.B. No. 22-30** – To amend 4 CMC § 2173 to impose criminal penalties against tour guides that operate without an MVA approved certificate and tour operators that employ uncertified tour guides; and for other purposes. [*Recommends to be FILED*]
12. **Standing Committee Report No. 22-41:** From the Committee on Judiciary, Government, Law and Federal Relations reporting on **S.B. No. 22-49** – To harmonize the statutes on the authority of the Office of the Attorney General with the constitutional requirement for the election of the Attorney General and its independence as a constitutional office within the Executive Branch [*Recommends to be FILED*]
13. **Standing Committee Report No. 22-42:** From the Committee on Health, Education and Welfare reporting on **S.B. No. 22-08** – To enact the CNMI Higher Education Act of 2021; and for other purposes. [*Recommends passage in the form of SSI*]

N. REPORTS OF SPECIAL/CONFERENCE COMMITTEE: (NONE)

O. RESOLUTION CALENDAR:

1. **H.J.R. No. 22-9 – ESGR** (See HC 22-47)

P. BILL CALENDAR:

FINAL READING

| LEG. NO. | <u>TITLE</u> |
|----------------------------|---|
| S.B. No. 22-02, SD1 | To amend 1 CMC § 2893(d) to give the mayors of the First and Second Senatorial District authority to concur on all OGM-SC applications, programs and funding for the First and Second Senatorial Districts; and for other purposes. |

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| S.B. No. 22-05, SS1 (See SCRep. 22-35) | To establish a Behavioral Health Professional Scholarship; and for other purposes. |
| S.B. No. 22-08, SS1 (See SCRep. 22-42) | To enact the CNMI Higher Education Act of 2021; and for other purposes |
| S.B. No. 22-17, SD1 (See SCRep. 22-37) | To establish mandatory presentation of valid personal photo identification for any debit card or credit card transaction made in person and any check cash exchange or purchase for all business establishments in the Commonwealth. |
| S.B. No. 22-46 (See SCRep. 22-39) | To repeal and reenact 1 CMC § 2502 to clarify the rank and file at the Department of Public Safety; and for other purposes. |
| S.B. No. 22-47, SD1 (See SCRep. 22-36) | To amend 1 CMC § 2484(b) to authorize the Central Statistics Division to request vital statistics data and fish, game, wildlife and endangered and threatened species data. |
| S.L.I. No. 22-02, SD1 (See SCRep. 22-26) | To propose a constitutional amendment to Article V, section 4, of the NMI Constitution to require the Resident Representative to the United States to provide a report to the legislature in a joint session. |

Q. PETITIONS, MEMORIALS AND MISCELLANEOUS COMMUNICATIONS;

1. **Misc. Comm. No. 22-39:** June 25, 2021 – LB and CNMI Youth Congress Expenditure Report for the period ending March 31, 2021.
2. **Misc. Comm. No. 22-40:** May 11, 2021 – Docomo re Level Playing Field for Telecom in the CNMI.
3. **Misc. Comm. No. 22-41:** July 6, 2021 – Certified copy of RLD Resolution No. 22-2 – Amending Official Rules of Procedure.
4. **Misc. Comm. No. 22-42:** July 6, 2021 – Certified copy of RLD Resolution No. 22-3 – Late Simeon E. Taisacan.
5. **Misc. Comm. No. 22-43:** June 30, 2021 – Appreciation for support to the Drug Court Program.
6. **Misc. Comm. No. 22-44:** July 28, 2021 – MVA’s 3RD Quarter report for FY 2021.
7. **Misc. Comm. No. 22-45:** Aug. 04, 2021 – Ms. Tyra Lyn Sablan comment on H.B. No. 22-18 – Hate crime.

R. ANNOUNCEMENTS; and

s. **ADJOURNMENT.**

APPEARANCE OF SENATE LOCAL BILLS

| LEG. NO. | <u>TITLE</u> |
|-----------------------------|---|
| S.L.B. No. 22-09 | To amend the Saipan Official Zoning Map sheet 23 of 29 to rezone certain districts to “Mixed Commercial”; and for other purposes. <i>3rd Appearance</i> |

The Senate may consider, debate, and/or act upon any item contained in this Order of Business at the time and place described herein.