

PL 12-53



GOV. COMM.
(HOUSE)

12-159

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Pedro P. Tenorio
Governor

Jesus R. Sablan
Lt. Governor

30 MAY 2001

Caller Box 10007
Saipan, MP 96950
Telephone: (670) 664-2200
Fax: (670) 664-2211

The Honorable Paul A. Manglona
President of the Senate
Twelfth Northern Marianas
Commonwealth Legislature
Saipan, MP 96950

and

The Honorable Benigno R. Fitia
Speaker, House of Representatives
Twelfth Northern Marianas
Commonwealth Legislature
Saipan, MP 96950

Dear Mr. President and Mr. Speaker:

This is to inform you that pursuant to the override action by the Senate and the House of Representatives, on Senate Bill No. 12-100, cited as the "Rota Agricultural Homestead Amendment Act of 2001," the bill becomes Public Law No. 12-53.

Sincerely,

A handwritten signature of Pedro P. Tenorio in black ink, written over a horizontal line.

PEDRO P. TENORIO

CC: Board of Public Lands
Special Assistant for Programs & Legislative Review





The Senate
NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 500129
Saipan, MP 96950

PUBLIC LAW NO. 12-53

MAY 30 2001

Honorable Pedro P. Tenorio
Governor
Commonwealth of the Northern
Mariana Islands
Saipan, MP 96950

Dear Governor Tenorio:

I have the honor to inform you that the Twelfth Northern Marianas Commonwealth Legislature repassed Senate Bill No. 12-100, the "Rota Agricultural Homestead Amendment Act of 2001," by the affirmative vote of two-thirds (2/3) of the members of each house, in the Senate on April 5, 2001 and in the House of Representatives on May 29, 2001.

Senate Bill No. 12-100 is now law. Please inform us of the Public Law number assigned to this Act.

Sincerely yours,

Nicolasa B. Borja
Senate Clerk

Attachment

Rec'd 5/30/01

THE SENATE
TWELFTH NORTHERN MARIANAS COMMONWEALTH
LEGISLATURE

PUBLIC LAW NO. 12-53
SENATE BILL NO. 12-100

AN ACT

To amend 2 CMC, Div. 4, § 4382; and for other purposes.

Offered by Senator(s): Ricardo S. Atalig

Date: February 5, 2001

SENATE ACTION

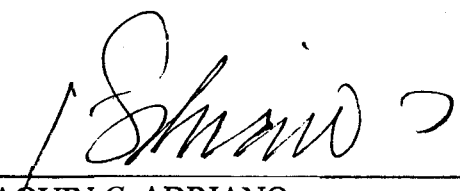
Standing Committee Report: None

Final Reading: February 5, 2001

HOUSE ACTION

Standing Committee Report: None

First and Final Reading: February 12, 2001



JOAQUIN G. ADRIANO
Senate Legislative Secretary

TWELFTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE

THIRD REGULAR SESSION, 2001

PUBLIC LAW NO. 12-53
SENATE BILL
NO. 12-100

AN ACT

To amend 2 CMC, Div. 4, § 4382; and for other purposes.

**BE IT ENACTED BY THE TWELFTH NORTHERN MARIANAS
COMMONWEALTH LEGISLATURE:**

1 Section 1. Short Title. This act may be cited as “Rota Agricultural Homestead
2 Amendment Act of 2001”.

3 Section 2. Amendment. 2 CMC § 4382 is amended to read:

4 “§ 4382. Designation of Homestead Areas. Such areas of public lands on
5 the island of Rota as may be suitable for agricultural purposes, and which are not
6 required for government use or reserved for other purposes by **any** other provision of
7 law, including those areas of public land being farmed or used for raising livestock
8 by qualified applicants shall be designated by the Board of Public Lands on behalf of
9 the Commonwealth Government for homesteading purposes. Such areas may, in
10 accordance with the provisions of this law, be allotted to qualified persons for the
11 purposes of farming with the right to acquire title upon fulfillment of the conditions
12 prescribed in this article.”

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

5 Section 4. Savings Clause. This Act and any repealer contained herein shall not be
6 construed as affecting any existing right acquired under contract or acquired under statutes
7 repealed or under any rule, regulation or order adopted under the statutes. Repealers
8 contained in this Act shall not affect any proceeding instituted under or pursuant to prior
9 law. The enactment of this Act shall not have the effect of terminating, or in any way
10 modifying, any liability, civil or criminal, which shall already be in existence at the date this
11 Act becomes effective.

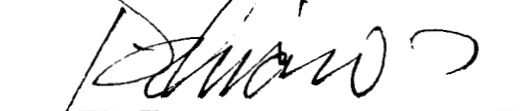
12 Section 5. Effective Date. This Act shall take effect upon its approval by the
13 Governor or upon its becoming law without such approval.

CERTIFIED BY:

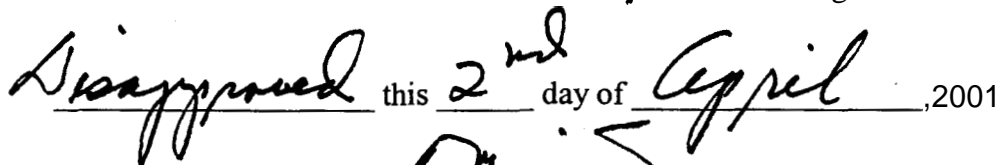


PAUL A. MANGLONA
President of the Senate

ATTESTED BY:



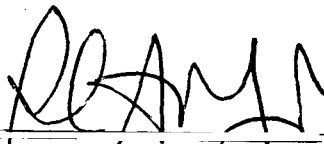
JOAQUIN G. ADRIANO
Senate Legislative Secretary


Disapproved this 2nd day of April, 2001

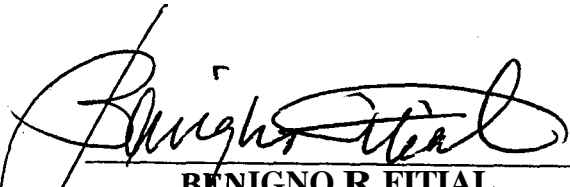
PEDRO P. TENORIO
Governor
Commonwealth of the Northern Mariana Islands

Overridden by the Senate on April 5, 2001 and the House of Representatives on May 29, 2001 with the affirmative vote of two-thirds of the members in each House.

CERTIFIED BY:


PAUL A. MANGLONA
President of the Senate

5-29-01


BENIGNO R. FITIAL
Speaker of the House

Senate Overrode on April 5, 2001.

House Overrode on May 29, 2001,

Became Public Law No. 12-53 on 5/29/01.



Cov. Msg. No. 12-604

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

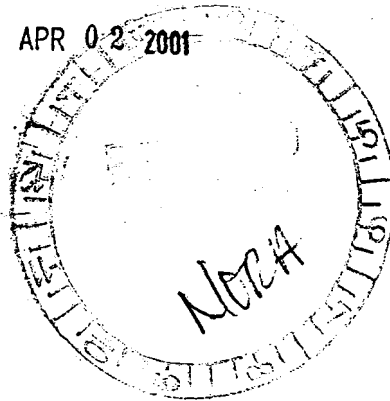
Pedro P. Tenorio
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Twelfth Northern Marianas
Commonwealth Legislature
Saipan, MP **96950**

The Honorable Benigno R. Fitial
Speaker, House of Representatives
Twelfth Northern Marianas
Commonwealth Legislature
Saipan, MP **96950**



Dear Mr. President and Mr. Speaker:

This is to inform you that I have disapproved Senate Bill No. **12-100**, cited as the "Rota Agricultural Homestead Amendment Act of **2001**," which was passed by the Twelfth Northern ~~Marianas~~ Commonwealth Legislature.

This bill mandates the Board of Public Lands to designate, for homesteading purposes, public lands in Rota which are not required for government use nor reserved for other purpose by any other law.

In my transmittal letter in a prior similar bill (SB **12-60**), I emphasized the authority of the Board of Public Lands under Public Law **12-33**, and urged the legislature to work with the Board to resolve the issues that the bill is attempting to address. This bill suffers from the same infirmities as its predecessor. The bill appears to mandate that the Board designate public lands, which are not now reserved, for homesteading purposes. The effect of the bill is to prevent the Board from exercising its authority to manage and dispose of public land.

In disapproving S.B. **12-100**, I again urge the legislature to bring the issues which the bill seeks to address to the Board's attention, and work with the Board to resolve them in accordance with the Board's plans and policies.

Sincerely,

A handwritten signature of Pedro P. Tenorio, consisting of a stylized "P" and "T" followed by a horizontal line.

PEDRO P. TENORIO

CC: Board of Public **Lands**
Special Assistant for Programs & Legislative Review



The Senate
NORTHERN MARIANAS COMMONWEALTH LEGISLATURE
P.O. Box 500129
Saipan, MP 96950

PUBLIC LAW NO.12-53

FEB 26 2001

Honorable Pedro P. Tenorio
Governor
Commonwealth of the Northern
Mariana Islands
Capitol Hill
Saipan, MP 96950

Dear Governor Tenorio:

I have the honor to transmit herewith for your action one (1) original copy of Senate Bill No. 12-100, entitled, "An Act to amend 2 CMC, Div. 4, § 4382; and for other purposes," which ~~was~~ passed by the Senate and the House of Representatives of the Twelfth Northern Marianas Commonwealth Legislature.

Sincerely yours, -

A handwritten signature in black ink, appearing to read "Nicolasa B. Borja".

Nicolasa B. Borja
Senate Clerk

Attachment

Recd 2/26/01