

WORKING DRAFT:

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Formula for the Application of Existing Laws of the United States

Sec. \_\_\_\_ (a) Except as otherwise provided in this [Agreement], laws of the United States in existence on the effective date of this Section and subsequent amendments thereto shall be applicable or inapplicable within the Northern Mariana Islands as provided in this Section, and shall continue to be so applicable or inapplicable until such time as their applicability or inapplicability is altered in accordance with this [Agreement]:

[(1) Those laws which have provisions making them applicable within the Northern Mariana Islands on the effective date of this Section shall be applicable in the same manner and to the same extent as they are applicable on the effective date of this Section;]

(2) Those laws [not described in Subsection (a)(1) of this Section] which have provisions making them applicable within the Territory of Guam, and which are of general application within the several States, on the effective date of this Section, shall be applicable in the same manner and to the same extent as they are of general application within the several States;

(3) Notwithstanding Subsection[s] (a) [(1) and] (2) of this Section, those laws which provide financial assistance, or which are part of the federal banking laws, or which are part of Title I, X, or XIV of the Social Security Act, on the effective date

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of this Section, shall be applicable in the same manner and to the same extent as they are applicable within the Territory of Guam, and those laws which are part of the minimum wage provisions of the Fair Labor Standards Act on the effective date of this Section, shall not be applicable. Those laws which are part of the Public Health Services Act and which are not described in Subsection[s] (a) [(1) or] (2), as well as those laws which are part of Title III of the Consolidated Farmers Home Administration Act, or the Federal Crop Insurance Act, on the effective date of this Section, shall be applicable in the same manner and to the same extent as they are of general application within the several States.

(b) Any law of the United States which would otherwise be applicable within the Northern Mariana Islands shall be inapplicable if the application of such law would be inconsistent with this [Agreement]. Any law of the United States which would be applicable within the Northern Mariana Islands shall be inapplicable until termination of the Trusteeship if the application of such law prior to termination of the Trusteeship would be inconsistent with the Trusteeship Agreement. Any law of the United States which would be applicable within the Northern Mariana Islands shall be inapplicable until termination of the Trusteeship if the President finds and declares that the application of such law prior to termination of the Trusteeship would be inconsistent with the Trusteeship Agreement.