

MPSC 14B 07/5

Draft  
October 31, 1974

Section 502.

(a) Laws of the United States in existence on the effective date of this Section, and subsequent amendments to such laws, applicable to Guam, other than laws which are of singular [geographic] application to Guam,<sup>1/</sup> will apply in same manner and to the same extent to the Northern Mariana Islands, except as otherwise provided in this Agreement.<sup>2/</sup>

(b)(1) The Micronesian Claims Act and subsequent amendments thereto will continue to apply to the Northern Mariana Islands.

(2) The Public Health Services Act and subsequent amendments thereto will apply to the Northern Mariana Islands in the same manner and to the same extent as applicable to the Virgin Islands.<sup>3/</sup>

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<sup>1/</sup> This is intended to eliminate Guam Organic Act and laws providing, for example, specific public works projects on Guam.

<sup>2/</sup> As worded this might pick up 48 USCA § 1711-15 (Supp. 1974) granting Guam and the Virgin Islands non-voting delegates. If the U.S. version of Section 901 is accepted, it will have to be made clear that that Section overrides this. If the MPSC version is accepted then it would be clear that it overrides.

<sup>3/</sup> This is being checked further. It now appears that only a few minor provisions would not apply if we eliminated this provision.

(c) Those laws not described in Subsections (a) or (b) which, on the effective date of this Section, apply to the Trust Territory of the Pacific Islands, will apply in the same manner and to the same extent to the Northern Mariana Islands; but subsequent amendments to such laws will not apply to the Northern Mariana Islands unless such amendments specifically so provide. Unless expressly otherwise provided, the laws described in this Subsection will cease to apply to the Northern Mariana Islands upon termination of the Trusteeship Agreement.<sup>4/</sup>

(d) No law described in this Section will apply to intraterritorial matters within the Northern Mariana Islands except to the extent that such law applies to intrastate matters within the several States.<sup>5/</sup>

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4/ This wording would continue the applicability of 48 USCA §§ 1681-93 (Supp. 1974). But at most the following sections should be applicable after the new Government comes into effect: § 1682 (TT purchases through GSA); § 1685 (excess property of U.S.; applicable to "Territories" as well as TT); § 1687 (permitting appropriations for TT to be used for official and commercial vessels; not certain why needed though); § 1688-93 (TT Economic Development Loan Fund; at least as to loans previously made).

This wording would probably also continue the application of 26 USC § 872(b)(4)(1970) until termination (relates to savings bonds bought by non-resident aliens in the TT).

5/ This is intended to prevent the application of laws so as to reach intraterritorial commerce. It is also intended to prevent 48 USCA Chapters 10 (general provisions relating to territories) and 11 (preventing non-citizens from holding title to land in territories) from applying.