

SECOND CONSTITUTIONAL CONVENTION
of the
NORTHERN MARIANA ISLANDS
Convention Hall - House of Taga
Saipan, CM 96950

THIRD DAY

Thursday, June 20, 1985

The Second Constitutional Convention of the Northern Mariana Islands was called to order at 9:45 a.m., Thursday, June 20, 1985, in the Convention Center, House of Taga, San Vicente, Saipan, Commonwealth of the Northern Mariana Islands.

The Honorable Herman T. Guerrero, President, presided.

A moment of silent prayer was observed.

The Convention Secretary called the roll, and all the 24 delegates were present.

Secretary Nabors: Thank you, Mr. President, a quorum is present.

President H. Guerrero: Thank you, Secretary Nabors. Yes, Delegate Lizama?

ADOPTION OF JOURNALS

Floor Leader Lizama: Mr. President, I believe that the journal has not been distributed yet, so I would like to have the journal matter be deferred until the journal is available.

President H. Guerrero: We are having difficulty hearing you up here, so can you just sit down and pull the mike close to you?

Floor Leader Lizama: Mr. President, the journal is not available at this time, so if we could ask the patience of the delegates, we could have the adoption of the journal be made at a later time.

President H. Guerrero: Is there any objection from the delegates?

Delegate Nabors: No objection.

President H. Guerrero: So be it.

COMMUNICATIONS

Comm. No. 3, from the Executive Director of the Mariana Islands Housing Authority, re Suggested Amendment to Section 2, Article XII of the Constitution, regarding "Acquisition."

President H. Guerrero: In front of you, there is a communication from the Executive Director of the Mariana Islands Housing Authority, suggesting amendment to Section 2, Article XII of the Constitution re "Acquisition". Does anyone have any question? If there is no question....

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COMMITTEE REPORTS

President H. Guerrero: There is no committee report at this time.

Floor Leader Lizama: Mr. President, at this time, I would like to ask if we could suspend the rule on the Order of Business so we could move down to Item L. We would like to proceed with our routine business. And I believe that there is an important matter that has to be taken care of so that we could proceed with our work in this Convention. If the delegates.... My motion is to proceed down to Item L at this time and to suspend the rule.

Delegate Nabors seconded the motion.

President H. Guerrero: It has been moved and seconded to suspend the Rules of Procedure to go down to L.

Delegate Villagomez: Mr. President, can we have discussions on that motion?

President H. Guerrero: Yes. Discussions? Delegate Villagomez?

Delegate Villagomez: If the purpose of the motion is so that we can proceed with our work, part of our work is contained in letter G. Letter G, of course, we don't have any committees yet, so we don't have any committee reports. Letter G is the Introduction of Proposals and Referrals. Why are we jumping that? That's part of our work and we should get that out of our way and then proceed down as the President had set forth in the agenda.

Floor Leader Lizama: Mr. President, I tend to agree with Mr. Villagomez that the bulk of our work is to begin introducing proposals, however, we have been functioning for the last three days without committees and I think it's very urgent that the Convention should begin putting together the committees and the membership involved in each committee. This is a very crucial matter for the Convention. Without the committees, this Convention cannot proceed with its work. I ask the indulgence of the delegates if we could accept the motion so that the committees could be immediately formed and therefore the proposals could be submitted diligently and thereafter the proposals could be referred by the President to the appropriate individual committee. Thank you, Mr. President and delegates.

Delegate Mafnas: Thank you, Mr. President. I still do not see the significance for suspending G and moving down to letter L of the Order of Business. We are still going to be here all day if we have to be here all day and we still can accomplish L. Thank you.

Delegate Nabors: Excuse me. I yield to Delegate Kaipat.

Delegate Kaipat: Thank you, Mr. President. The General Orders of the Business compared to Introduction of Proposals, I think it will take only a matter of half an hour or so to introduce proposals and there are many, I'm sure, among the group who would like to introduce their proposals today so that the girls in the office could start working on those for the committees' work. I feel that I think we should take up in the order of

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Introduction of Proposals first because it would take a shorter time and it would be a lengthy debate in the General Orders of the Day which might take whole day. I feel that I think we should go ahead and follow down the pattern.

President H. Guerrero: Delegate Lizama, would you like to withdraw your motion, or do you want to put it to a vote?

Floor Leader Lizama: I take it that Delegate Kaipat is requesting for my motion to be withdrawn. Is that the insistent of Delegate Kaipat?

President H. Guerrero: Delegate Kaipat, Delegate Lizama is talking to you.

Delegate Kaipat: What was your question, Mr. Floor Leader?

Floor Leader Lizama: I will withdraw my motion, Mr. President.

Delegate Kaipat seconded the motion.

President H. Guerrero: Thank you. Delegate Guerrero?

Delegate L. Deleon Guerrero: Mr. President, I'm sorry but I'm kind of lost again. The motion was offered by the Parliamentarian, of course, Delegate Lizama....

Delegate Nabors: Point of order, Mr. President. The motion, as I understand it, has been withdrawn.

President H. Guerrero: He stand corrected.

Delegate Guerrero: Mr. President, at any time that a motion has been seconded, especially when there is a debate or discussion on the motion, it is the property of the Convention. I disagree with Mr. Nabors stating that I am out of order. We should vote on the motion whether we should suspend the Order of the Day, or not.

Floor Leader Lizama: Mr. President, I've already withdrawn my motion and it does not necessarily have to be seconded. It is my motion. I'm the mover of the motion and I have the prerogative to withdraw it. Now, if someone else wants to make the same motion, I believe it is a privilege of every delegate to do so.

President H. Guerrero: Delegate Nabors?

Delegate Nabors: I withdraw my second, Mr. President.

Delegate Mafnas: Mr. President, I think the Robert's Rules of Order prohibits the mover of the motion to withdraw his motion. I would like to ask the assistance of Delegate Villagomez to cite the proper provision of the Robert's Rules of Order.

Delegate Nabors: Objection.

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President H. Guerrero: Before I call on anyone, I just want to point out that you look on Rule 41, Withdrawal of Motions. There's a provision which says that it may be withdrawn by a maker at any time before being amended or put to a vote. Delegate Villanueva?

Delegate Villanueva: Mr. President, I hope that from now until the end of this Convention anyone who wants to make a motion to think of the motion thoroughly if it's significant because for the last two days, I've been hearing motions withdrawn. We discussed the motion and it's just withdrawn. I hope that, you know, whoever wants to make a motion, it's the prerogative....

Floor Leader Lizama: Point of order, Mr. President.

President H. Guerrero: There's a point of order on the floor. Please, state your point of order.

Floor Leader Lizama: The Rules of Order specifically says that I could request or lift to withdraw my motion. Now my motion has been withdrawn already. I do not want any delegate to accuse me that I did not give thoughts on my motion prior to making the motion. Now, it is my decision based on my reasoning, good judgment to withdraw my motion at this time. Now, if the delegates feel that I should again make my motion moved, or so move, I would gladly do so.

President H. Guerrero: The point is well taken. Let's move down to the next agenda--Introduction of Proposals. Delegate Ogumoro?

INTRODUCTION OF PROPOSALS

Delegate Ogumoro: Mr. President, I got one proposal here to introduce this morning, and my proposal is "To establish an independent system of education in the Northern Marianas." It's introduced by myself and five others.

President H. Guerrero: Thank you. Can you turn that over to the Secretary please? Delegate Inos?

Delegate Inos: Thank you, Mr. President. I have a similar proposal as proposed by Delegate Ogumoro, and it's "A Proposal to amend Section 13 of Article III to make the Department of Education Atonomous." This is offered by myself and all the delegates from Rota as well as Delegate Ogumoro. Thank you.

President H. Guerrero: Delegate Kaipat?

Delegate Kaipat: Thank you, Mr. President. I have two proposals to submit this morning. First, "Proposed amendments to Article III, Section 4 of the Constitution of the Commonwealth of the Northern Mariana Islands: Section 4. Joint Election of the Governor and Lieutenant Governor: (a) The Governor and Lieutenant Governor shall be elected at large within the Commonwealth for a term of office of four years. (b) The Governor and Lieutenant Governor shall be elected jointly with each voter casting a single vote applicable to both offices. No person may be elected Governor more than a total of two terms." No. 2, a "Proposed amendments to Article III, Section 11 of the Constitution of the Commonwealth of the Northern

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Mariana Islands: Section 11. Attorney General: The Governor shall appoint an Attorney General with the advice and consent of the Senate. The Attorney General shall be a citizen of the Commonwealth of the Northern Mariana Islands or of the United States of America and of the Northern Mariana Islands descent. The Attorney General shall be responsible for providing legal advice to the Governor and executive departments, representing the Commonwealth in all legal matters, and prosecuting violations of Commonwealth laws." Thank you, Mr. President.

President H. Guerrero: I would like to request the indulgence of the members that some proposals are lengthy that you just state the titles of your proposals. Delegate Torres?

Delegate Torres: Thank you, Mr. President. I have one proposal to introduce this morning, a "Proposal to add a new Section 11 to Article I of the Northern Marianas Constitution." The title of this section would be "Victim of Crime Compensation." This is introduced by myself and nine others. Thank you, Mr. President.

President H. Guerrero: Thank you. Delegate Cing?

Delegate Cing: Thank you, Mr. President. I have three proposals here, introduced by myself and my other colleagues from Tinian. No. 1, "To amend the Constitution of the Commonwealth of the Northern Mariana Islands to require that a clerk of courts office be established on Tinian and Rota." No. 2, "To amend Section 11 of Article II of the Constitution of the Northern Mariana Islands to Prohibit Political Appointees from serving on any Boards and Commissions." No. 3, "To amend Section 9 of Article I of the Constitution of the Northern Mariana Islands to Prohibit Sound Pollution." Thank you, Mr. President.

President H. Guerrero: Thank you, Delegate Cing. Delegate Mundo, you have your hand up?

Delegate Mundo: Thank you, Mr. President. I have one proposal to submit this morning and that is "To amend provisions of Article VI, relating to Local Government and to Establish Municipal Council for Tinian and Rota." And this proposal is offered by myself, the Rota Delegates and the Tinian Delegates. Thank you, Mr. President.

President H. Guerrero: Delegate King?

Delegate King: Thank you, Mr. President. I have two proposals here that I would like to introduce by myself on behalf of the Tinian Delegates and the other proposal is on behalf of the entire community from both islands because we are representing by the delegates from Rota and Tinian. The first one, Mr. President, is a "Proposal to amend the Constitution of the Commonwealth of the Northern Mariana Islands to require that all Federal Programs be extended to Rota and Tinian with fully staffed offices." The second proposal from Rota and Tinian is "To amend the Constitution of the Commonwealth of the Northern Mariana Islands to require that all CIP Funds for Rota and Tinian be controlled by the Mayors of those municipalities." Thank you, Mr. President.

President H. Guerrero: Delegate Mendiola?

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Delegate Mendiola: Thank you, Mr. President. I have a couple of proposals to introduce this morning, introduced by myself and my three other colleagues. The first proposal is the Northern Marianas Training Fund. The second proposal is to amend Article V, Section 3, of the Northern Marianas Constitution. Thank you, Mr. President.

President H. Guerrero: Delegate Villagomez?

Delegate Villagomez: Mr. President, I have 11 proposals offered by 10 delegates from Saipan: First, "To amend Section 2(a) of Article 2 of the CNMI Constitution relating to the composition of the Senate."; second, "To amend Section 3(a) of Article II of the CNMI Constitution relating to composition of the House of Representatives."; three, "To amend Section 3(b) of Article II of the Northern Marianas Constitution relating to the composition of the House of Representatives."; four, "To amend Section 7(a) of Article II of the CNMI Constitution relating to action on legislation by the Governor."; next, "To amend Section 7(c) of Article II of the CNMI Constitution relating to action on legislation by the Governor."; next, "To amend Section 4 of Article 3 of the CNMI Constitution relating to Public Auditor."; next, "To amend Section 15 of Article III of the Northern Marianas Constitution."; next, "To delete Section 16 from Article III in its entirety and to add a new Article to the Constitution relating to the same subject."; next, "To amend Section 10 of Article II of the CNMI Constitution relating to Compensation."; next, "To amend Section 13 of Article II of the CNMI Constitution."; and finally, "To amend Section 5 of Article III of the CNMI Constitution relating to Compensation." Thank you.

President H. Guerrero: Thank you, Delegate Villagomez. Delegate Lizama, you had your hand up?

Floor Leader Lizama: Yes, Mr. President, I have five proposals. The first one relates to Article III, Section 2 -- I'm sorry -- Article XIII, Section 2, respecting the eminent domain provision. The second proposal relates to Article II, Section 11. There's to be an expansion to that provision of Section 11 and I shall just read it. It is very short. In addition to the already existed provision, the proposal being that to be added: "No member of the Legislature, during the term for which he is elected, shall be appointed or elected to any public office in the Commonwealth, which shall have been created during the term for which he was elected." The next proposal relates to Article II, Section 15. It's a very short proposal: A member of the Legislature who has a financial -- I'm proposing to delete that "financial" and to provide for the word "private" -- interest in a bill before the Legislature shall....; "A member of the Legislature who has a private interest in a bill before the Legislature shall disclose that interest and shall not vote thereon." A proposal regarding Bribery or Corrupt Solicitation by the Legislature and public officers. And the other proposal is in regards to Article XI, Section 4. Section 4 concerns the basic structure of the Public Land Corporation.

President H. Guerrero: Thank you, Delegate Lizama. Delegate Mafnas?

Delegate Mafnas: Thank you, Mr. President. I have a proposal here introduced by the 10 Saipan Delegates to delete Article V in its entirety and to add a new Section 20 to Article III of the Northern Marianas Constitution.

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President H. Guerrero: Thank you, Delegate Mafnas. Delegate Mendiola?

Delegate Mendiola: I'm sorry, Mr. President, I got two other proposals to introduce this morning. One is "To amend Section 1 of Article V of the Northern Marianas Constitution relating to representation in the United States." Second, "To amend Section 2 of Article XI of the Northern Marianas Constitution relating to Submerged Lands." Thank you, Mr. President.

President H. Guerrero: Thank you, Delegate Mendiola. Delegate Tomokane?

Delegate Tomokane: Thank you, Mr. President. I have one proposal to introduce this morning on behalf of myself and nine delegates: "A Proposal to amend Article IV, Section 2, of the CNMI Constitution by adding the following sentences which consist of two after the fourth one therein."

President H. Guerrero: Thank you, Delegate Tomokane. Any more proposals? Delegate Reyes?

Delegate Reyes: Thank you, Mr. President. I have a proposal to add to Article X, Section 4, under Public Debt Limitation. The proposal is submitted by myself and nine other colleagues from Saipan. Thank you.

President H. Guerrero: Thank you, Delegate Reyes. Delegate Pangelinan?

Delegate Pangelinan: Just a point of information, Mr. President. All proposals have to be introduced and referred. What do we do with the proposal that was submitted by the Mariana Islands Housing Authority under Communication No. 3?

President H. Guerrero: I believe that was introduced by Delegate Villagomez yesterday. Is that correct?

Delegate Villagomez: That's correct.

President H. Guerrero: Delegate Nabors?

Delegate Nabors: Thank you, Mr. President. I have one proposal to introduce, "To amend Section 6(d) of Article XI of the Constitution of the Northern Mariana Islands to divide the interest from the Tinian Military Lease monies equally between the Municipalities of Rota, Saipan and Tinian for Community Projects." Thank you.

President H. Guerrero: Thank you, Delegate Nabors. Any more proposals? Delegate Mafnas?

Delegate Mafnas: Thank you, Mr. President. I ask the indulgence of the delegates, I just received my other proposal from the Typing Pool.

Delegate Nabors: No objection.

Delegate Mafnas: Thank you, Delegate Nabors. A "Proposal to add a new Section 14 to Article II of the Northern Marianas Constitution relating to budget of the Legislature." It's introduced by myself and nine other colleagues.

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President H. Guerrero: Thank you, Delegate Mafnas. Any more proposals to be introduced? If none, then we will move to Item H. Since there's nothing, we will move to Item I. Delegate King?

INTRODUCTION OF RESOLUTIONS

Delegate King: Thank you, Mr. President. I have here a resolution that I would like to offer to the Convention forum and it is introduced by my colleagues from Tinian and Rota: "Extending the appreciation to the Pre-Convention Chairman and his Committee members." I would like to ask the President if we should have the Secretary read the contents of this resolution.

President H. Guerrero: Okay. Granted. You can take that and give it to the Secretary. Delegate Nabors?

Delegate Nabors: Yes, Mr. President?

President H. Guerrero: Can you read the resolution introduced by Delegate King?

Delegate Nabors: Thank you.

At this point, Secretary Nabors read the resolution, as follows:

"RESOLUTION NO. 1-1985

A RESOLUTION

RELATIVE TO EXPRESSING APPRECIATION AND GRATITUDE TO THE
PRE-CONVENTION CHAIRMAN AND COMMITTEE MEMBERS.

WHEREAS, Delegate James M. Mendiola, Chairman of the Pre-Convention and his Committee members, Delegate Aniceto H. Mundo, Rota Delegation Chairman, and Delegate Jesus P. Mafnas, Saipan Delegation Chairman, served the Pre-Convention Committee and did an excellent job of coordinating the services in the preparation for the 1985 Second Constitutional Convention; and

WHEREAS, Delegate Mendiola and his Committee members have demonstrated great value of leadership and sensitivity in exercising their authority and responsibilities pursuant to Section 10 of Public Law 4-30; and

WHEREAS, Delegate Mendiola and his Committee members have devoted substantial energy and capacity to furthering the important task of the Pre-Convention Committee in drafting the Rules of Procedure of the Convention; and

WHEREAS, Delegate Mendiola and his Committee members assiduously cooperated in providing assistance to facilitate and set up for the opening ceremonies of the Second Constitutional Convention; and

WHEREAS, without the assistance of the above three delegation chairmen the ceremonies of the Second Constitutional Convention would not have been a success; and

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NOW, THEREFORE, BE IT RESOLVED, by the Second Constitutional Convention of the Northern Mariana Islands that its delegates do and hereby express and extend their warm and deep appreciation and thanks to the above three delegation chairmen; and

BE IT FURTHER RESOLVED that the President of the Convention shall certify to and the Convention Secretary attest the adoption hereof and transmit certified copies thereof to the three delegation chairmen, the Governor of the Commonwealth of the Northern Mariana Islands, the President of the Senate and Speaker of the House of the Northern Mariana Islands.

Dated: June 20, 1985"

President H. Guerrero: Thank you, Delegate Nabors. Delegate Mafnas?

Delegate Mafnas: Thank you, Mr. President. I'm honored by the resolution, however, I do not wish to take credit when I do not deserve. I think the resolution fails to address or extend the Convention's appreciation to those people from Saipan who were here on Saturday and Sunday without compensation preparing for the delegates' arrival and arranging the place prior to the convening of the Convention on the 18th of June. I think the resolution should also extend the Convention's appreciation to the Governor, the Speaker and the President of the Senate for the assistance they have provided us to prepare for the Convention. There were about 30 people who came last Saturday and Sunday and I know because I was here. My two colleagues here from Tinian and Rota were at their beloved islands. I support the resolution provided that my concerns are addressed and that appreciation should also be extended to these distinguished citizens of the Northern Mariana Islands. Thank you, Mr. President.

President H. Guerrero: Thank you, Delegate Mafnas, the Convention will take notice of it. I call on Delegate Cing?

Delegate Cing: Thank you, Mr. President. If Delegate Jesus Mafnas is sincere at this moment, I would recommend that he will draft a resolution similar to that extending appreciation to those people who worked too without compensation.

Delegate Mafnas: Mr. President, the distinguished Co-Chairman or Chairmen from Rota and Tinian were aware of this. They are totally aware of this. I didn't offer the resolution, and I apologize to the citizens of the Northern Marianas who assisted us. They were aware of this and I think Delegate Cing should have addressed that to their Chairman from Tinian.

President H. Guerrero: Delegate Lizama?

Delegate Lizama: Mr. President, the concern of Delegate Mafnas for inclusion in the resolution, I think is out of order....

President H. Guerrero: It will be referred to the committee. Delegate King?

Delegate King: Thank you, Mr. President. I sympathize the feelings of Delegate Mafnas, however, the resolution....

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Delegate Nabors: Point of order. Mr. President, I do not see in the Order of the Day that allows the delegates to engage in such discussions. If their concerns pertain to miscellaneous nature, I think they should wait until we reach that part in the Order of Business.

Delegate King: Mr. President, can the Chair allow me please since I am the author of that resolution?

Delegate Nabors: Mr. President, our Rules provides that the President shall refer the resolution to the committee to study ... only available for discussions. And I would like to ask my colleagues that it's better to raise any miscellaneous matters that they might have in the appropriate order of the day please.

President H. Guerrero: The point is well taken. Let's move to the next agenda. Any more resolutions? If none, Unfinished Business. There's no unfinished business, then Special Orders of the Day. There's none, so we will move to the General Orders of the Day. Delegate Nabors?

GENERAL ORDERS OF THE DAY

Delegate Nabors: Thank you, Mr. President. Colleagues, as you may recall, I gave notice, as required under the Rules, yesterday that it will be my proposal to make a motion to suspend Rule 68(a), under Rule 66(a), for the purpose of amending Rule 24 to facilitate the committees assignments. I now, therefore, move to suspend Rule 68(a), under Section 66(a), for the purpose of facilitating an amendment to Rule 24.

Delegate Ogumoro seconded the motion.

President H. Guerrero: It has been moved and seconded to suspend Rule 68(a), under Rule 66(a), for the purpose of amending Rule 24. Discussions? Delegate Villagomez?

Delegate Villagomez: Will you repeat the motion again?

President H. Guerrero: The motion is -- can I just ask Delegate Nabors to restate his motion please?

Delegate Nabors: Thank you, Mr. President. My motion is to suspend Rule 68(a), under Rule 66(a), for the purpose of facilitating an amendment to Rule 24. Thank you.

Delegate Villagomez: Is the suspension of Rule 68(a) be temporarily or permanently?

Delegate Nabors: Temporarily.

President H. Guerrero: Delegate Kaipat

Delegate Kaipat: Thank you, Mr. President. This is just a point of information for me. I would like to refer this to Mr. Nabors. Yesterday, he used the word "rescind". Today, he said, suspend. I am not too familiar with that word that he used yesterday.

President H. Guerrero: Delegate Nabors?

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Delegate Nabors: Thank you, Mr. President. I apologize for the terminology I used yesterday. I should have said as I said it today, to suspend, not rescind. Thank you.

President H. Guerrero: Any further discussion?

Delegate Nabors: I move to end the debate.

Delegate Limes seconded the motion.

President H. Guerrero: It has been moved and seconded to end debate.

The motion to end the debate was carried by voice vote.

President H. Guerrero: Now, we will vote on Delegate Nabors' motion.

Delegate Nabors: Mr. President, I would like to yield to the delegate from Rota, Delegate Manglona.

Delegate Manglona: Mr. President?

President H. Guerrero: Just a minute. The debate just ended, so we need to vote on your amendment motion.

Delegate Nabors: Yes, I'm sorry, Mr. President.

The motion offered by Delegate Nabors for suspension of Rule 68(a), under Rule 66(a), for the purpose of facilitating an amendment to Rule 24 was carried by a raising of hand vote of only one against and the rest for the motion.

Delegate Manglona: I believe the passage of that motion allows me now to move for an amendment of Rule 24. I have here a copy of how I would like Rule 24 to be amended, if I may be allowed to pass it out. Mr. President, I move that the committees' classification be as stated in this copy.

Delegate Cing seconded the motion.

The amendment to Rule 24, as submitted by Delegate Manglona, read as follows:

"Motion to amend Rule 24 to read as follows:

24. Substantive Committees. Four (4) substantive Committees shall be created with the following subject area responsibilities.

Names of Committee

General Subject Area

Governmental Institutions

executive branch, legislative branch, judicial branch, and Washington Representative

Personal Rights and Natural Resources

bill of rights, eligibility to vote, land alienation, election procedures and natural resources

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Finance and Other Matters

taxation and finance

Local Government

local government and corporations"

President H. Guerrero: It has been moved and seconded to amend Rule 24 as followed.

Delegate Villanueva: Mr. President, we do not have copies of whatever amendment is that.

Delegate Cinq: I am happy to provide a copy to Delegate Villanueva.

President H. Guerrero: Do all members have copies? Discussions?
Delegate Mafnas?

Delegate Villagomez: Mr. President?

Delegate Mafnas: I'll yield, Mr. President, to Delegate Villagomez.

Delegate Villagomez: I would like to point out to the President Rule 40, page 20, of our Rules of Procedure and request the President to state to the Convention each and every motion that is presented to the Convention. The language of the Rule is: "When a motion is made, it shall be stated to the Convention by the President." That's my first point. The second point I'd like to raise is a point of order. We have in our Rules a provision for a Committee of the Whole. There is a purpose and a function of that committee. Apparently the Floor Leader has not taken any action to utilize the Committee of the Whole that is provided to us in our Rules. And unless he is going to do so, I would, on behalf of the Floor Leader, move that we resolve the Convention into a Committee of the Whole so that we can take up the question of whether to amend Rule 24 of our Rules and then rise and report back to the Convention the decision of the Committee of the Whole.

Delegate Mafnas seconded the motion.

President H. Guerrero: It has been moved and seconded that the Convention be resolved into a Committee of the Whole. Discussions? Delegate Nabors?

Delegate Nabors: Thank you. Can I ask the moving delegate the purpose for which he makes a motion?

Delegate Villagomez: Yes, you can. The purpose, of course, of the Committee of the Whole as provided in the Robert's Rules of Order and the Rules of the Convention which each of us should have read and understood is to allow free and extended discussions on the question presented to the committee. I would like to point out to the President that under the Rules of the Convention, each of our delegates are entitled to speak one time. We are limited as to the time, the number of time you can speak and the length of time that you may speak. Unless we resolve ourselves into a Committee of the Whole, the President is not to allow each people to speak three or four times on the same issue. If we resolve into a Committee of the Whole, you can speak all day, 10 times a day, if you want. The purpose, of course, is not to use the formal Convention sitting to discuss issues which would require extensive discussions among the delegates.

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President H. Guerrero: Delegate Nabors?

Delegate Nabors: Thank you, Mr. President. I appreciate the explanation, and the explanation clearly points out why we should not resolve into a Committee of the Whole. There is no reason to prolong this matter. Everyone knows what is going to happen. And to delay and allow unlimited debate, I think it will unnecessarily waste our precious time. Currently, Mr. President, we have 73 measures that have been introduced most of which are very substantive, the lawyers must get measures that need research that can only be assigned to them by the committees. And I would like to ask my fellow delegates that we should not resolve ourselves into a Committee of the Whole. Each of us has an opportunity to speak once, and I think we ought to organize our thoughts so that we can put on record whatever we have in our minds in the one opportunity that we've been given under our Rules. Thank you.

Delegate Ogumoro: I move to end the debate.

Delegate Nabors seconded the motion.

President H. Guerrero: It has been moved and seconded to end the debate. I will call on a vote.

Delegate Mafnas: Mr. President, you called upon me and I yielded to Delegate Villagomez. Am I still next on line to speak?

President H. Guerrero: Yes, Delegate Mafnas, please.

Delegate Mafnas: Thank you, Mr. President. Yesterday, we spent nearly two hours discussing the proposed amendments or the suspension of our Rules. The Journal Clerk was busy taking down every statement or words that each delegate made. By resolving into a Committee of the Whole, she does not have to do that, and it saves time. We will be able to adopt perhaps today's journal tomorrow again. Mr. President, I support the amendment, but don't deny us to resolve into Committee of the Whole. I ask the indulgence of the members.

Delegate Nabors: I move for previous question.

President H. Guerrero: It has already been moved.

The motion offered by Delegate Ogumoro to end the debate was carried by voice vote.

President H. Guerrero: There's a motion by Delegate Ray Villagomez to resolve into Committee of the Whole.

As a result of the voice vote, the President requested for a show of hand vote on the motion offered by Delegate Villagomez. The motion was defeated by 10 for and 12 against the motion. The rest abstained.

President H. Guerrero: The motion is defeated. Continue the debate on the motion to amend Rule 24.

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Delegate L. DL. Guerrero: Mr. President, this is a point of clarification. I thought we already passed the motion to suspend the Rules. Our colleague from Rota, of course, has to introduce his amendment.

President H. Guerrero: It has already been introduced and seconded.

Delegate L. DL. Guerrero: Has it been seconded?

President H. Guerrero: That's correct. Delegate Villagomez?

Delegate Villagomez: Mr. President, I oppose the motion to amend Rule 24 which in effect would create a committee. One entire committee of the Convention is solely for the purpose of considering the issue of local government. This committee does not have any other responsibility but local government. The other committees, under Rule 24, would have several responsibilities in addition to government organization and in general for the CNMI, the judiciary, financing....

Delegate Mendiola: Point of information.

President H. Guerrero: Delegate Mendiola, please state your point.

Delegate Mendiola: The Local Government and Corporations -- it is not only local government. It has two functions.

Delegate Villagomez: Thank you for the correction. Local Government and Corporation -- let me take up first the point on corporation. The title in the present Constitution relating to corporation has two sentences. What it does is, it tells us that we are not to create any corporation or extend any existing corporation except by general laws. That being the entire article under corporation. I can assure you that they are not going to spend three or four days talking about how to amend that article in the Constitution. You can even eliminate that in five minutes. You can throw that out from the Constitution and it is not going to make any difference for the Commonwealth. Putting corporations there so as to make it look like they have more obligations or responsibilities than one doesn't make any sense. It is very obvious that the purpose of this committee that is being created is solely to consider local governments. And I'd like to proceed to say that under the responsibilities of the other committees, under Rule 24, all of the other sections of the Constitution need to be undertaken by those other committees. It doesn't make sense to me that one whole committee would be limited to handling only local government which is even less complex than the entire Government of the CNMI. The entire Government of the CNMI under Government Institutions includes executive branch, legislative branch, judicial branch and Washington Representative. Under the Local Government -- you don't even have judicial branch under Local Government. You don't have -- you may create a municipal council, but are you going to take the entire Convention period just to handle local government in one committee? That doesn't make sense at all. I venture to say, and I should be permitted to speak until I'm finished since this is not the Committee of the Whole and I have only one chance. Each of you will have your chance to speak, so please keep your hands down until I'm finished. The purpose, of course, in the committee -- I mean, the delegations from Rota and Tinian insisting on having a sole committee to handle local governments is that, that is their main concern and that they want to make sure that as much power as

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can be delegated to a local government be done so. And of course, it's their duty to do that. But I think they are defeating the purpose of a committee by limiting the responsibility of one committee and giving broad and great responsibilities to other committees. I think it is unfair to the other committees. It will be fair if we distributed the work equally, we all work together for the whole Convention rather than giving the three committees all the difficult tasks and giving one committee just one issue to discuss and present to the Convention. For that reason, I urge the entire membership of the Convention, the delegates, to carefully consider what is the purpose of this amendment. What would it accomplish and how would it affect the other committees and the delegates in those other committees. I ask you to vote against creating one committee to handle solely the question of local government. Thank you, Mr. President.

President H. Guerrero: Thank you, Delegate Villagomez. Delegate Manglona?

Delegate Manglona: Mr. President, I have only one sentence to say. You can never judge or determine the amount of money that is in a piggy bank by the size of the piggy bank. Thank you.

President H. Guerrero: Thank you, Delegate Manglona. Delegate Calvo?

Delegate Calvo: Thank you, Mr. President. It is the third day now, Mr. President. As we all sat here together to address ourselves with the amendments and to deal with things that are important and detrimental in the future endeavors. Mr. President, there seem to be concerns about committees. I am not here to address the situation that a committee would be ... certain sections of the Constitution by the mere fact, Mr. President and delegates, out of the total proposals that were submitted, I have heard approximately 30% of that were addressed to local function of governmental and therefore I cannot agree in all honesty that local government is a small island and it should not be addressed as a crucial fact remain before us. I would dare ask the Rota Delegates' concern should not take personalities, should not take island and segregate it with other entities. I think the committee's responsibility is to address matters before us when it comes to voting. So I should then ask that we vote on the amendment that is now before us so we could sit and focus ourselves to the situation now before us. I cannot, Mr. President and members, continue to hear speeches and forget about the entities that we have. We only have 27 days more to go. And without due respect of all the others to abide with friendship and unified our position to address the situation, then there will never born the productive of this Constitution and the amendments. Mr. President, I thank you for the opportunity.

President H. Guerrero: Thank you, Delegate Calvo. I'll call now on Delegate Inos.

Delegate Inos: Thank you, Mr. President. I emphathize with what Delegate Villagomez has stated. In its efficiency, I do feel that creating this Local Government in its entirety is not to give us the power by all means. It is not a power struggle that we are after. We have been servants of the local government on Rota and I know you do exercise this on Saipan some form of local government as stated in the Constitution. We are concerned of the efficiency of the delivery of the services under

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local government. I appeal to my colleagues here, each of you, not just from Rota, not just from Tinian, but all of you from the island of Saipan to please give us this opportunity because as you see, this is an urgent matter with us and it is not the power that we want. It is the efficiency in carrying out our government into operations. Thank you.

President H. Guerrero: Go on, Delegate Mafnas.

Delegate Mafnas: Thank you, Mr. President. I stated earlier that I have no objection to the amendment, however, it was noted during the discussions by one of the delegates that 30% of the proposals relate to local government. I can say by listening to the proposals that maybe 50% of the proposals are legislative matters and not constitutional matters. ~~We did not separate this Convention.~~ We were accused on the first day that the existing provisions in our Rules, Rule 24, will benefit a particular island, or limited group of individuals; however, the amendment, Mr. President, is completely in support of the statement that was made during the first day of our session. It is intended to address or benefit groups of island, or group of islands such as Rota and Tinian. We did not bring this matter up. It was them who brought it up. And I am afraid that many talents, efforts by the members of this Convention will be wasted. However, if this is the only way to get your good office to proceed with your committees assignment, I will support the amendment.

Delegate Nabors: Motion to end debate.

There was a second, and the motion was carried by voice vote.

President H. Guerrero: We will vote on the amendment to Rule 24.

Delegate Mafnas: Point of information first, please? Where is the Education going to be? There is no Education here in the proposed amendment, and other matters.

President H. Guerrero: Delegate Mendiola?

Delegate Mendiola: Yes. I would like to answer that question asked by Delegate Mafnas. I think the President has the prerogative to assign any introduction of proposed amendments to any committee he thinks that is proper. Thank you.

President H. Guerrero: Thank you. Delegate Manglona?

Delegate Manglona: I believe that if Mr. Mafnas means the Department of Education, that of course should be under the Executive Branch. If it means the educational rights that each student is allowed, that I believe would be under Personal Rights.

Delegate Mafnas: Is it proper -- would it be proper and perhaps clear rather than to have the President to exercise his prerogative to reflect such assignments in the appropriate committee?

Delegate Villagomez: Point of information, Mr. President.

President H. Guerrero: Yes, Delegate Villagomez?

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Delegate Villagomez: Thank you. Under the proposed amendment on the Local Government, it says: "Local Government and cooperations". I would like to know, cooperations among who or by who.

President H. Guerrero: Delegate Manglona?

Delegate Nabors: Mr. President, I would like to respond to the inquiry. That's a typo. It should be corporation, c-o-r. Thank you.

The motion offered by Delegate Manglona to amend Rule 24 was carried by a raising of hand vote of 14 for and 8 against the motion. One abstained.

Delegate Nabors: Mr. President, I move for a short recess.

Delegate Mendiola seconded, and the motion was carried by voice vote.

The Convention recessed at 10:50 a.m.

RECESS

The Convention reconvened at 11:11 a.m.

President H. Guerrero: The session now reconvenes. The next item in the Order of Business is Miscellaneous Business. I call on Delegate King.

MISCELLANEOUS BUSINESS

Delegate King: Thank you, Mr. President. I just like to make a brief remark, Mr. President, concerning my earlier point of order by my colleague. I believe that according to Robert's Rules whoever makes a motion, he should have the opportunity first to speak on the motion. Whoever makes the second on the motion should be the second person to speak on the motion. However, Mr. President, I sympathize the feelings of Delegate Mafnas and I'd like to express to this Convention that I am reluctant to include those people that work during the preparation of this Convention ceremony because I don't know who are those people. But he should appreciate me for recognizing the three delegation chairmen that continue to work in a way that they can cooperate and we realize that they did a very good job. So that's why I took my opportunity to give them the appreciation. Now if Delegate Mafnas wants to extend the same appreciation to those people, it's their prerogative to come up with another resolution. But my resolution is entirely, as I said, is entirely for the three delegation chairmen because I've elected the Chairman from Tinian, and also Rota and Saipan, they elected their chairmen, to do the Pre-Convention task in order for us to start the first day of the Convention. And, therefore, Mr. President, although maybe Jess Mafnas doesn't like me or neither me doesn't like him, it doesn't matter but I appreciate their job. And I feel the feeling that if this is going to be a very personal matter, then I don't think we can work properly in this Convention. But let's accept each other. If they did a good job, we should appreciate it. If they did a bad job, then we should try to consider or reconsider. So that's all, Mr. President.

President H. Guerrero: Any other miscellaneous business? Delegate Mafnas?

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Delegate Mafnas: I yield first to Delegate Villagomez.

Delegate Villagomez: I was just going to ask the President whether he can advise us as to when we will have the committees set up and when the committees are going to start functioning.

President H. Guerrero: I was planning of making the chairmen, I mean, the committees assignment this afternoon as well as referrals on the proposals introduced so far. Does that answer your question, Delegate Villagomez? Delegate Mafnas?

Delegate Mafnas: Thank you, Mr. President. I have a prepared text to deliver. Before I do that, I wish to request the Chair that proposals upon numbering to be distributed to the Governor, the two Presiding Officers of the Legislature, the Mayors, and to the media. I want to assure Delegate King that I like him.

(Applause)

Delegate Mafnas: However, I am sadden by his statement and I respect his position not to recognize the assistance of the unselfish citizens of Saipan, at least, who assisted us in the preparation of this Convention on Saturday, Sunday and Monday. Again, I wish to note that I do not take credit when I don't deserve it.

Mr. President, yesterday, I spoke about the spirits of cooperation and the importance of compromise. Today, I want to assure you that our position has not changed. Moreover, it is more solidified than yesterday.

For two and a half days, we have spent our time trying to figure out how to amend Rule No. 24. We became very excited and accused each other that the adopted committee assignments under Rule 24 would benefit only an individual, a limited group of individuals and/or a segregated group of islands. This accusation was unfounded and uncalled for in an august body such as a Constitutional Convention. Isn't it obvious that the reason for amending Rule 24 is to satisfy a particular senatorial delegation or delegations? Who are we trying to kid? I stated during the opening session of this Convention that I have no objection to the amendment and that the journal will show that I supported the amendment today. However, let us not make fools of ourselves. You forced me to be suspicious.

Cooperation and compromise are two essential elements that will determine the accomplishment of this Convention. I listened yesterday to the statements made by several distinguished delegates with great concern and interest. I have to admit that I was dismayed. The delegates who spoke against cooperation and compromise totally missed the messages, concerns and interests.

In any democratic organization, these two essential elements are inseparable. Otherwise, to try to function in an organization without the concept of cooperation is to welcome authoritarianism and tyranny.

The cost of non-cooperation is too great. The majority group in this Convention can only afford to ignore minority plea for fellowship if it carries the number of votes mandated by the Convention Rules and can force through any issue brought to the floor. If we permit ourselves to put

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self and limited geographical and political interests over the interests of our people as a whole, then I am forewarning each delegate that our names in history will be cremated by our future generations because we shall have behaved here in shame.

If we do not accept that compromise, giving and taking, is imperative to this Convention, then we have a lot of learning to do. Many great nations were founded under the element of negotiation. We cannot have everything that we want. I have to weigh what is important to our people in order to take from your proposal or to give up interests from mine. The same with you.

In closing, I pledge my fullest support to this Convention under the concept of the big two "C's" -- Compromise and Cooperation.

Thank you.

President H. Guerrero: Thank you, Delegate Mafnas. Any other matters? Delegate Lizama?

Floor Leader Lizama: Mr. President, I really appreciate the comments of Delegate Mafnas. And I, for one, hope that this Convention would operate more smoothly as we go along, and I, for one, also would hope that each and every one of the delegates would operate in the manner that when dealing with issues that are presented to the Convention that the participation of each delegate would come out of the individual conscience of the delegate rather than coming out of the factional conscience of the delegates which means that, I hope, the delegates here realize the importance of deriving by-products of this Convention for the good of the Commonwealth people rather than for the good of the factional divisions that we have started to realize operating, or we have started to realize it's at work now. And I think that if we could only try to make our conscience more sincere that as we deal with the issues that the priority would be for the Commonwealth people rather than the political factions or whatnot. Thank you very much, Mr. President.

President H. Guerrero: Thank you, Delegate Lizama. Delegate Tomokane?

Delegate Tomokane: Thank you, Mr. President. I just would like to -- I think this is miscellaneous item. It really makes a big difference if we correct our actions or deliberations today. We've just voted to suspend 66(a) of the Rules and the other provisions pertaining thereto which concerns a group or an individual's motion. Technically, we did not suspend 66(a). We suspended 67(a) and I can prove it to you. Rule 15 has been numbered twice in our Rules of Procedure. We have two Rule 15. If we renumber it, we'll end up with 75 rules. That would make 66(a) 67(a) instead.

President H. Guerrero: Delegate Mendiola?

Delegate Mendiola: Yeah, I think that's a typo error, Mr. President. If we could look at it carefully, we might end up with typo errors. So it's a minor correct that has to be done.

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President H. Guerrero: I believe there're two Rule 15's until such time that somebody makes an amendment to change those typo errors. There are some typo errors in here and those technical amendments need to be made. I call on Delegate King.

Delegate Manglona: Mr. President, I move that we just keep the numbering as is and if you want to refer to Rule 15, refer to the page number where it appears. So if you are referring to Rule 15(a), just specify the page number so we don't have to go into much problem. I wish the delegates will understand that and just make a note there and so that if you want to refer to a rule number, just refer to the page number.

Floor Leader Lizama: Mr. President, I move that the matter that was brought up by Delegate Tomokane would be deferred until some time later this afternoon and I so move to have a recess right now until two o'clock this afternoon.

Delegate Mendiola seconded the motion.

President H. Guerrero: It has been moved and seconded to defer the point that was made by Delegate Tomokane until this afternoon and also to recess until two o'clock this afternoon. It has been moved and seconded. Discussions?

Delegate Villagomez: There are two motions and I ask for a division.

Floor Leader Lizama: He asked for division of the motions. The first motion being for deferral on the matter brought up by Delegate Tomokane. We'll take up on that motion first, Mr. President.

President H. Guerrero: Each order is divided.

The motion to defer Delegate Tomokane's point until later in the afternoon was carried by voice vote.

Floor Leader Lizama: My next motion being that we'll recess now until two o'clock this afternoon.

The motion offered by Floor Leader Lizama for a recess until two o'clock in the afternoon was carried by voice vote.

President H. Guerrero: We will adjourn until this afternoon at two o'clock.

The Convention recessed at 12:28 p.m.

RECESS

The Convention reconvened at 2:30 p.m.

President H. Guerrero: The afternoon session is now reconvened. We are still on Miscellaneous Business. Yes, Delegate Lizama?

Floor Leader Lizama: If there is no further miscellaneous business at this time, I would like to make a motion. However, before I make my motion, I like to emphasize that Delegate Tomokane this morning was quite

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correct when he stated that he had observed that there are two Rule No. 15 in the Rules we adopted on the first day of this Convention. And also during the recess this afternoon, several typographical errors were also observed by other delegates. I think that it is proper that we make amendments to these incorrect or typographical errors, and I, therefore, would like to make a motion pursuant to Rule 67 in the hope that unanimously we could suspend Rule 68(a) so that we could make corrections to the typographical errors as well as the error that was observed by Delegate Tomokane. My motion being that we would suspend Rule 68(a) pursuant to Rule 67. We need unanimous consent under this motion.

Delegate Nabors seconded the motion.

President H. Guerrero: It has been moved and seconded to suspend Rule 67 by unanimous consent.

Delegate Manglona: Mr. President, I just like to point out that since he is moving to suspend the Rule to amend that particular typographical error, why don't we also include the error under Rule 25, wherein stated that "the three committees as seems appropriate". That should actually be four. Why don't we just include that and we will just do it in one shot.

President H. Guerrero: Delegate Lizama?

Floor Leader Lizama: Mr. President, I have a written thing here with me that I would pass out, indicating what parts or portions of the Rules are to be corrected. And I tend to agree with Delegate Manglona that the incorrect thing under Rule 24 could also be taken up if we would suspend Rule 68 pursuant to Rule 67.

Delegate Manglona: Rule 25. That's under Rule 25.

Floor Leader Lizama: Thank you, Delegate Manglona. If we would suspend the Rule, we could take up or make further amendments if the other delegates also see other incorrectness or erroneous type.

President H. Guerrero: Delegate Lizama, do you want to pass out your different changes?

Floor leader Lizama: Yes, I would do now.

The following are the amendments to the Rules of Procedure submitted by Floor Leader Lizama:

"Pursuant to Rule 67 regarding temporary alteration, suspension or rescission of Rules, I move for unanimous consent to suspend Rule 68(a) requiring 5 days notice to amend the Rules, and to make the following technical amendments to the Rules:

1. Rule 15, Duties of Administrative Officer, on page 8, be renumbered Rule 15(A) and the lettered paragraphs (a) through (h) thereunder on pages 8 through 10 be redesignated (1) through (8).
2. Rule 15, Duties of Other Employees, on page 10, be renumbered Rule 15(B) and the lettered paragraphs (a) through (c) thereunder on pages 10 and 11 be redesignated (1) through (3).

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3. The reference to Rule 14 in Rle 15(B)(1) on page 10 of the Rules (as amended by this motion) is amended to read: Rule 15(A).

4. The reference to Rule 14 in Rule 15(B)(3) on page 11 of the Rules (as amended by this motion) is amended to read: Rule 15(A).

5. The reference to three committees in Rule 25 is changed to read four committees.

6. Rule 40, Starting Motions, is changed to read: Rule 40. Stating Motions."

President H. Guerrero: Is there any objection on the floor to suspend Rule 67?

Floor Leader Lizama: Mr. President, it's Rule 68(a).

President H. Guerrero: Delegate Lizama? I mean, excuse me, to suspend Rule 68(a).

Floor leader Lizama: That's right, Mr. President.

President H. Guerrero: If there's no objection.... Delegate Villanueva?

Delegate Villanueva: Mr. President, is this suspension only, specifically to what Delegate Lizama has given us a copy for? In case we find other typographical errors in the other sections, are we free to point that out?

Delegate DL. Guerrero: Point of information.

President H. Guerrero: State your point, Delegate Guerrero.

Delegate DL. Guerrero: Thank you, Mr. President. I believe Delegate Manglona is asking for a consent, of course, of Floor Leader Lizama to incorporate his motion also to include Rule 25.

President H. Guerrero: Delegate Manglona?

Delegate Manglona: I understand that's already incorporated under No. 5 in the paper that he handed out.

President H. Guerrero: Delegate Lizama?

Floor Leader Lizama: Mr. President, I think that if we are going to unanimously suspend Rule 68 so that we would allow ourselves to make the corrections that have already been observed as well as the point that Delegate Manglona has just stated or has just mentioned, perhaps also this should be an opportunity for the other delegates if they see anything else that are incorrect in the Rules that have been adopted on the first day maybe this is the appropriate time to mention out those incorrectness and we may well incorporate those errors in this process that we are attempting to do now.

President H. Guerrero: Thank you, Delegate Lizama. Delegate Villanueva?

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Delegate Villanueva: Mr. President, Rule No. 8 and Rule No. 12, I think there's a little conflict there. Rule No. 8 says: The President shall appoint from among its membership three vice-presidents, and Rule No. 12 says: Majority of the elected delegates shall elect a new vice-president, and so forth and so on.

President H. Guerrero: Delegate Mafnas?

Delegate Mafnas: Mr. President, I think we are looking at two sets of Rules. The one that was passed out prior to the convening of the Convention, that they were passed out rather to the delegates and also there was one that was passed out on the very first day of the Convention. For example, the concern raised by Delegate Manglona on the three substantive committees on the Rules of Procedure that was passed out on the day of the Convention reflects four and not three. So I wonder what or which one of the Rules are we now discussing.

President H. Guerrero: Delegate Lizama?

Floor Leader Lizama: Mr. President, the concern that was brought up by Delegate Manglona, I believe, refers to the amended substantive committees rule that we adopted this morning, and I believe Delegate Mafnas made an observation regarding the absence of the education subject area that was not included in the adopted rule this morning. Is that correct, Delegate Mafnas?

Delegate Mafnas: May I respond to that? No, it's incorrect. I think Delegate Manglona indicated that there are three committees on his copy. That's my recollection of his statement. If that is so, then it is incorrect. If not, then I yield to Delegate Manglona.

President H. Guerrero: Delegate Manglona?

Delegate Manglona: Mr. President, my copy, the copy that I have here in front is the copy that was adopted on the first day of the Convention. And I believe also the others will have the same word "three" on their copies if they look under Rule 25. Under Rule 25, I quote the last sentence, "notwithstanding the above allocation of ... Organization and Procedures may reassign matters among the three committees...." That should state "four".

President H. Guerrero: Delegate Mafnas?

Delegate Mafnas: Thank you. I understand now what he's talking about.

President H. Guerrero: Delegate Guerrero?

Delegate DL. Guerrero: Thank you, Mr. President. I believe that the Rules of Procedure has been thoroughly reviewed before and we all agreed at that time that any inconsistencies, during the last discussion and conclusion of the delegates, would have to be included which I think that's supposed to be done prior to the Convention. However, we can see that there are still numerous number of probably typographical errors and I don't think there are much substantive changes in the Rules of Procedure other than renumbering it. So I, for one, have no objection to it and I think we should renumber them appropriately according to the Rules.

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President H. Guerrero: If there is no objection, I'm going to call for a vote on the amendments to the Rules. Delegate Mafnas?

Delegate Mafnas: I would like to amend the motion to reletter or renumber all the provisions of the Rules if they are incorrect.

Delegate Guerrero seconded the motion.

Floor Leader Lizama: No objection, Mr. President.

President H. Guerrero: Any discussions?

Delegate L. DL. Guerrero: I move for the previous question.

There was a second, and the motion was carried by voice vote.

President H. Guerrero: Any other miscellaneous business? We need to vote on the amendments to the Rules as amended by Delegate Guerrero -- excuse me, by Delegate Mafnas.

There being no further discussion, the motion was carried by voice vote.

President H. Guerrero: Any other miscellaneous business? If none, then we'll move on to the next item, the announcements. Delegate Villagomez?

ANNOUNCEMENTS

Delegate Villagomez: Mr. President, the next item of our agenda is the order of adjournment. This morning I asked if you can take up the appointments of committees so that they can start working ... and you indicated that you will be making the appointments this afternoon. If there's nothing else under miscellaneous business....

Floor Leader Lizama: Point of order, Mr. President.

President H. Guerrero: Delegate Lizama?

Floor Leader Lizama: I believe that you are going to be making the appointments for the membership of each individual substantive committee and I believe that we could proceed in forming the committees now before we even think of adjourning at this time.

President H. Guerrero: Thank you, Delegate Lizama. As I indicated this morning that I was going to make the committees assignment, I can say that I'm very pleased that the delegates approved a committee structure this morning to do the substantive work of the Convention. Pursuant to Rules 29 and 27, I will now appoint the chairmen and vice chairmen and members of the substantive committees. For Committee on Governmental Institutions, I appoint Delegate Juan T. Lizama, Chairman; Delegate Jesus P. Mafnas, Vice Chairman; Delegate Felicidad T. Ogumoro, Member; Delegate Benusto I. Kaipat, Member; Delegate Vicente M. Calvo, Member; Delegate David M. Cing, Member; Delegate Alonzo Igisomar, Member. Appointments for Committee on Personal Rights and Natural Resources, I appoint Delegate Esteven H. King, Chairman; Delegate Joaquin A. Tenorio, Vice Chairman;

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Delegate Aniceto H. Mundo, Member; Delegate Ramon G. Villagomez, Member; Delegate Karl T. Reyes, Member. For Committee on Finance and Other Matters, I appoint Delegate Lorenzo I. DL. Guerrero, Chairman; Delegate Rita H. Inos, Vice Chairperson; Delegate James M. Mendiola, Member; Delegate David L. Igitol, Member; Delegate Maria T. Pangelinan, Member; Delegate Ignacio Villanueva, Member. For Committee on Local Government, I appoint the following delegates: Delegate Paul A. Manglona, Chairman; Delegate William S. Torres, Vice Chairman; Delegate William B. Nabors, Member; Delegate Luis M. Limes, Member; Delegate Francisco Tomokane, Member.

Fellow delegates, making appointments to the committees is a difficult task. I spent many hours considering the recommendations and concerns of delegates along with the skills and experience of each delegate. Unfortunately, it is not possible to accommodate everyone, but I believe that we now have a committee structure that will allow us to work together and thoughtfully deliberate on the proposed amendments. We are charged with a careful review of the Commonwealth Constitution. This is a significant, for the meaning of the Commonwealth is working together for the common welfare of our people.

I look forward now to all joining together in a spirit of open-mindedness and cooperation to accomplish our task for the benefit of all the people of the Commonwealth of the Northern Mariana Islands regardless of political party, island, ethnic group or any of the many other things which divide us. Thank you.

I would like to call on the Sergeant-at-Arms to at least pass out the committees assignment.

The other assignment, I mean, announcement is, apparently the KCMN Radio 1053 on your dial is adding an additional broadcast to their Con-Con coverage starting tonight. A daily wrapped-up report would be aired following the 18 network news at 8:00 p.m., nightly, Monday through Friday, throughout the Convention. So all delegates are aware, we are currently broadcasting live at 11:00 a.m. and 3:00 p.m. from the Tinian Delegation's Office here at the House of Taga, daily, Monday through Friday, to keep the public informed of the Con-Con proceedings. This is from the News Director of KCMN Radio, Sybil Spencer.

Mrs. Alice Guerrero who is handling the Steno Office, I mean, the Steno Pool has informed me that any delegates that would like to have any proposals or anything typed, please give it to her anytime.

I would like for the Sergeant-at-Arms to distribute out the committee referrals on the proposals. The Chair has referred the following proposals to the appropriate committees: Proposal No. 1-85 is referred to Personal Rights and Natural Resources, Proposal No. 2-85 - Local Government and Corporations, Proposal No. 3-85 - Governmental Institutions, Proposal No. 4-85 - Finance and Other Matters, Proposal No. 5-85 - Finance and Other Matters, Proposal No. 6-85 - Finance and Other Matters, Proposal 7-85 - Governmental Institutions, Proposal 8-85 - Governmental Institutions, Proposal 9-85 - Governmental Institutions, Proposal 10-85 - Governmental Institutions, Proposal 11-85 - Governmental Institutions, Proposal 12-85 - Governmental Institutions, Proposal 13-85 - Personal Rights and Natural Resources, Proposal 14-85 - Personal Rights and Natural

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Resources, Proposal 15-85 - Governmental Institutions, Proposal 16-85 - Personal Rights and Natural Resources, Proposal 17-85 - Personal Rights and Natural Resources, Proposal 18-85 - Personal Rights and Natural Resources, Proposal 19-85 - Personal Rights and Natural Resources, Proposal 20-85 - Governmental Institutions, Proposal 21-85 - Governmental Institutions, Proposal 22-85 - Personal Rights and Natural Resources, Proposal 23-85 - Governmental Institutions, Proposal 24-85 - Governmental Institutions, Proposal 25-85 - Personal Rights and Natural Resources, Proposal 26-85 - Personal Rights and Natural Resources, Proposal 27-85 - Personal Rights and Natural Resources, Proposal 28-85 - Governmental Institutions, Proposal 29-85 - Governmental Institutions, Proposal 30-85 - Personal Rights and Natural Resources, Proposal 31-85 - Finance and Other Matters.

Starting with Proposal No. 32 on, copies will be made available tomorrow.

Proposal No. 32-85 - Governmental Institutions, 33-85 - Governmental Institutions, 34-85 - Governmental Institutions, 35-85 - Governmental Institutions, 36-85 - Personal Rights and Natural Resources, 37-85 - Personal Rights and Natural Resources, 38-85 - Governmental Institutions, 39-85 - Governmental Institutions, 40-85 - Local Government, 41-85 - Finance and Other Matters, 42-85 - Governmental Institutions, 43-85 - Governmental Institutions, 44-85 - Finance and Other Matters, 45-85 - Governmental Institutions, 46-85 - Governmental Institutions, 47-85 - Governmental Institutions, 48-85 - Governmental Institutions, 49-85 - Governmental Institutions, 50-85 - Finance and Other Matters, 51-85 - Governmental Institutions, 52-85 - Governmental Institutions, 53-85 - Governmental Institutions, 54-85 - Governmental Institutions, 55-85 - Governmental Institutions, 56-85 - Personal Rights and Natural Resources, 57-85 - Governmental Institutions, 58-85 - Governmental Institutions, 59-60 - Personal Rights and Natural Resources, 60-85 - Governmental Institutions, 61-85 - Governmental Institutions, 62-85 - Finance and Other Matters, 63-85 - Governmental Institutions, 64-85 - Finance and Other Matters, 65-85 - Finance and Other Matters, 66-85 - Personal Rights and Natural Resources, 67-85 - Governmental Institutions.

Delegate Villagomez: Mr. President?

President H. Guerrero: Yes, Delegate Villagomez?

Delegate Villagomez: Out of the 67 proposals, there are only two referred to Local Government Committee. I can see that they are going to be very busy in the next few days.

President H. Guerrero: Delegate Manglona?

Delegate Manglona: Mr. President, I'm glad that Delegate Guerrero is not in my committee because I do not want anybody bored in my committee. Mr. President, Local Government, although it might seem to be a small committee, really is a serious committee. As we have seen in the past eight years with the two Administration, it is obvious that to have a harmonious relationship among the islands this should be looked at because this is the basic -- this is the basic of our Constitution, the understanding between the islands. So I hope Delegate Villagomez will understand this, and I ask the other delegates to please understand this. Thank you, Mr. President.

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President H. Guerrero: Delegate Guerrero?

Delegate L. DL. Guerrero: I believe Delegate Manglona mentioned in the early stage of his statement that he is glad Delegate Guerrero is not in his committee.

President H. Guerrero: Delegate Manglona?

Delegate Manglona: I take that back. Delegate Ramon Villagomez.

President H. Guerrero: Delegate Lizama?

Floor Leader Lizama: Mr. President, if we have already finished with the miscellaneous business -- oh, I'm sorry. If there's no announcement to be made at this time, I would like to make -- if the other delegates don't have any announcements to make, I'd like to make an announcement at this time.

Delegate L. DL. Guerrero: Privilege, Mr. President.

President H. Guerrero: Delegate Guerrero?

Delegate L. DL. Guerrero: I would like to take the privilege of the floor, Mr. President, to speak in Chamorro.... (In Chamorro language)

Delegate Nabors: Point of order, Mr. President.

President H. Guerrero: Delegate Nabors, state your point.

Delegate Nabors: Is Delegate Guerrero making an announcement?

Delegate L. DL. Guerrero: No, Mr. President.

Delegate Nabors: Then I think Delegate Guerrero is out of order, Mr. President.

Delegate L. DL. Guerrero: Delegate Guerrero has asked for privilege of the floor and was recognized by the Presiding Officer.

Delegate Nabors: Then, Mr. President, I suggest that we put his request for privilege to vote.

Delegate L. DL. Guerrero: Mr. President, I object because the President has recognized my privilege on the floor. The reason why I asked is, for the benefit of all the delegates, Mr. President, you have just passed out the assignments of the committees. Now, if Delegate Nabors doesn't want me to express my sincere appreciation for your accomplishment, then let it be.

President H. Guerrero: Can I interject, Delegate Guerrero, for a minute? Does Delegate Nabors object to Delegate Guerrero's...?

Delegate Nabors: I do, your honor, Mr. President.

President H. Guerrero: Can I ask for a vote?

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The request of Delegate L. DL. Guerrero for privilege of the floor to speak in Chamorro language was carried by voice vote. Delegate Nabors voted nay.

President H. Guerrero: Please continue, Delegate Guerrero.

Delegate L. DL. Guerrero: Thank you, Mr. President and delegates of this Convention.... (In Chamorro language)

(Applause)

President H. Guerrero: Thank you, Delegate Guerrero. Delegate Mafnas?

Delegate Mafnas: Point of information. Do we have to vote whenever a delegate ask for the privilege of the floor, Mr. President? May I ask our Floor Leader to clarify that? Isn't that everyone of us has a privilege?

President H. Guerrero: Delegate Lizama, can you please clarify the Rules please?

Floor Leader Lizama: Mr. President, I believe that when Delegate Guerrero started to make a speech that he asked the President if he could make a speech at that particular time and the President advised the delegate, the Honorable Delegate, that he could so do so. Delegate Nabors suggested that he was out of order. I believe that when another delegate makes that suggestion that it becomes subject to the decision of the floor whether he could proceed with his speech. And I believe that he was granted that. So for this reason, I think that the concern that Delegate Mafnas has raised is altogether an issue, Mr. President.

Delegate Mafnas: Mr. President?

President H. Guerrero: Delegate Mafnas?

Delegate Mafnas: Mr. President, it's not a question whether my question is moot. I want clarification because Delegate Guerrero asked for the privilege, the Chair recognized him.

Floor Leader Lizama: Point of order, Mr. President. I believe that the....

Delegate Mafnas: I asked him a question, simple, yes or no. Do we have to vote when we ask for the privilege and we are accepted by the Chair?

Floor Leader Lizama: Mr. President?

President H. Guerrero: Delegate Lizama?

Floor Leader Lizama: When a delegate is out of order, he is subject to the floor's decision. When he's out of order, whether he should proceed, I think it was proper for the vote to have taken place. So the answer is yes. At that particular time, yes, the answer was that it was proper for a vote to have been taken.

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Delegate Mafnas: Mr. President, my question has not been answered yet.

President H. Guerrero: Can I answer your question, Delegate Mafnas?

Delegate Mafnas: Will you answer it please?

President H. Guerrero: It is the privilege of the Chair to recognize any member. And at that time I did ask for the delegates to vote on it. So it's up to the Chair to decide. Is it clear, Delegate Mafnas? It doesn't have to be put to a vote. It just happen at that time I did ask for a vote.

Delegate Mafnas: Thank you.

Delegate Villagomez: Mr. President?

President H. Guerrero: I don't have any announcement, but I just want to find out from my chairman when we are going to start meeting with the committee.

President H. Guerrero: Delegate King?

Chairman King: Thank you, Mr. President. I raised my hand earlier and I was kind of disappointed because I was not recognized. And the reason why I raised my hand is that I'd like to make an announcement to my committee. However, I just want to make a short clarification that we are out of order already since the beginning because I think we are on line Item N, Announcements. It seems to me that we are confused. So I'd like to thank Delegate Guerrero who put us back to order. So I would like to announce to my committee, if possible today and if there's no objection, to meet right after the Convention. I would like to ask the President which room here that is available for the committee to work on its assignment. Thank you, Mr. President.

President H. Guerrero: Can I ask the chairmen of the committees, or solicit the chairmen of the committees to get with your committee members and discuss this issue after the session is finished? Delegate Lizama?

Floor Leader Lizama: Mr. President, I would like to meet with the members of my committee as soon as the session is adjourned.

President H. Guerrero: Delegate Manglona

Chairman Manglona: Mr. President, I would like to ask the members of my committee, likewise, to meet right after the session this afternoon. Thank you.

President H. Guerrero: Delegate Guerrero?

Chairman L. DL. Guerrero: Thank you, Mr. President. Your Committee on Finance and Other Matters wishes to announce that all members in this committee will have to meet first thing tomorrow morning at eight o'clock right here in the gallery.

President H. Guerrero: Delegate Lizama?

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Floor Leader Lizama: Mr. President, at this time, I would like to move to adjourn this session and we meet again tomorrow morning at 9:30.

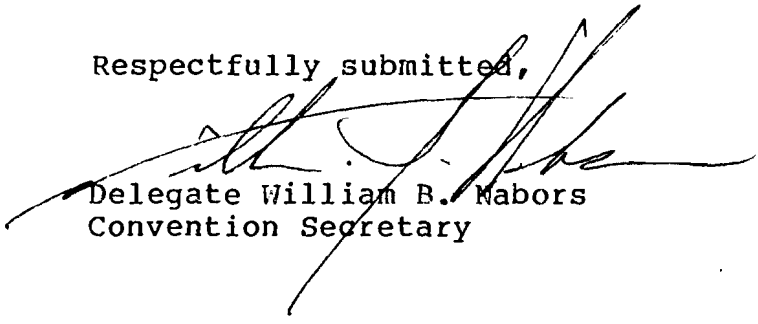
Delegate Mendiola seconded the motion.

President H. Guerrero: It has been moved and seconded to adjourn the session until tomorrow morning at 10:30 -- no, 9:30; excuse me. Any discussions?

There being no discussion, the motion to adjourn and to meet the next day at 9:30 a.m. was carried by voice vote.

The Convention recessed at 3:15 p.m. and to reconvened at 9:30 a.m., Friday, June 21, 1985.

Respectfully submitted,



Delegate William B. Mabors
Convention Secretary