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A PROPOSAL

To add a new Section \_\_\_\_ to Article III to guarantee the independence of boards and commissions.

BE IT ADOPTED BY THE SECOND CONSTITUTIONAL CONVENTION:

Upon ratification pursuant to Section 5 of Article XVIII of the Commonwealth of the Northern Mariana Islands Constitution and Public Law No. 4-30, a new Section \_\_\_\_\_ is added to Article III of the Constitution to read:

"Section \_\_\_\_\_. Boards and Commissions. In every case where the legislature establishes a board or commission to perform a regulatory or administrative function or direct the activities of an agency, authority, or public or quasi-public corporation in the performance of a regulatory or administrative function, the members of such board or commission shall be independent and may be removed only on grounds of gross neglect or dereliction of duty, breach of fiduciary duty, conviction of a felony, or mental or physical incapacity. Upon expiration of the term of a member of a board or commission, such person shall cease to be a member unless reappointed in the manner prescribed by law. This section shall not apply to boards and commissions that serve a purely advisory function or, except to the extent specifically required by federal law, to boards and commissions created to comply with federal law."

Introduced by: *Norman J. Guerrero*

Dated: *7/2/85*