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REPORT TO THE CONVENTION BY THE
COMMITTEE ON PERSONAL RIGHTS & NATURAL RESOURCES

Subject: Committee Recommendation No. 62

Your Committee on Personal Rights and Natural Resources recommends that the Convention adopt the attached purposed constitutional amendment.

In recommending the proposed amendment (CR No. 62) the Committee reviewed Delegate Proposal No. 298-85 which was the only proposal referred to the Committee which addressed the issued of permanent residency in the Commonwealth of the Northern Mariana Islands.

Your Committee noted that there is nothing that makes this proposal of permanent residency requirement unconstitutional. This assumes that permanent residence in the Northern Marianas can count toward the residency requirements provided in the federal law as a requirement for a person to become a United States citizen; but, it should be remembered that such permanent residence will count only for persons who are "immediate relatives" and who come under the provisions of subsection (c) of Section 506 of the Covenant.

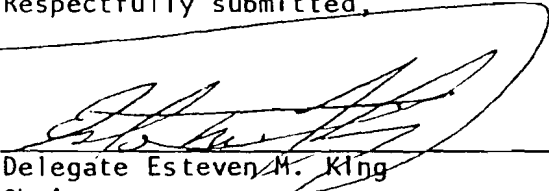
The prerequisites for granting permanent residency status could be used as one aspect with respect to an alien who enter under local law rather than applicable federal law. The legislature shall establish other criterias that would set requirements for aliens to become a citizen or national of the United States.

COMMITTEE RECOMMENDATION NO. 62


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Despite the increase number of aliens in the Northern Marianas, the Committee felt that this amendment with respect to Delegate Proposal No. 298-85 be adopted by the Convention.

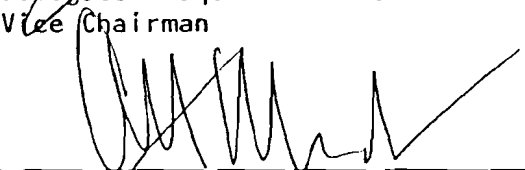
Respectfully submitted,



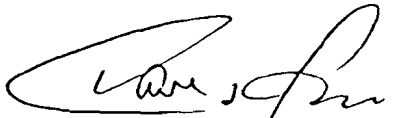
Delegate Esteven M. King
Chairman



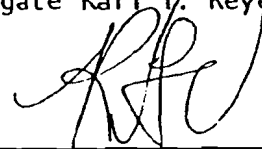
Delegate Joaquin A. Tenorio
Vice Chairman



Delegate Aniceto H. Mundo, Member



Delegate Karl T. Reyes



Delegate Ramon G. Villagomez

A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Section _____ (a), (b), and (c) to Article I of the Northern Marianas Constitution to safeguard against rampant alienation of the Commonwealth of the Northern Mariana Islands.

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, the Constitution of the Commonwealth of the Northern Mariana Islands is amended as follows:

1 I. Effective upon ratification, Article I is amended to add a new Section _____
2 (a), (b), and (c) to read:

3 "Section _____ : Permanent Residency in the Commonwealth
4 of the Northern Mariana Islands. The legislature shall prescribe,
5 within six (6) months of ratification in a regular election, a
6 system of quota and preference for the purpose of granting permanent
7 residence status to any person who is an alien.

8 "(a) The prerequisites for granting permanent residence
9 status to aliens shall include but not limited to the following
10 criteria:

11 "(1) good moral character certified by the Attorney
12 General;

13 "(2) adherence to the principles of the United States
14 and Commonwealth of the Northern Mariana Islands
15 Constitutions;

16 "(3) knowledge of the fundamentals of Commonwealth of
17 the Northern Marianas history; and

18 "(4) actual resident of the CNMI for at least seven (7)
19 years immediately prior to application for
20 permanent residence status.

21 "(b) Aliens shall mean any person not a citizen of the Trust

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Territory or not a citizen or national of the United States.

"(c) No employment contract, nonresident employment agreement, entry permit or the presence of an alien in the Commonwealth of the Northern Mariana Islands shall be grounds for granting permanent residence status except a person with an 'immediate relative' in the Commonwealth of the Northern Mariana Islands as defined in Section 506(c), Article V of the Covenant."

COMMITTEE ON PERSONAL RIGHTS
AND NATURAL RESOURCES

A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Section 5 (d) to Article I of the Northern Marianas Constitution to safeguard against rampant alienation of the Commonwealth of the Northern Mariana Islands.

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, the Constitution of the Commonwealth of the Northern Mariana Islands is amended as follows:

- 1 1. Effective upon ratification, Article I is amended to add a new Section
2 5 (d) to read:
3 "Section 5: Permanent Residency in the Commonwealth of the Northern
4 Mariana Islands.
5 "(d) The legislature shall enact no law which increases the class
6 of nonaliens except as to those persons defined in the Covenant Section
7 506 (c)."
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16 COMMITTEE ON PERSONAL RIGHTS
17 AND NATURAL RESOURCES
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A PROPOSED CONSTITUTIONAL AMENDMENT

To add a new Section 5(d) to Article 11 of the Northern Marianas Constitution to safeguard against rampant alienation of the Commonwealth of the Northern Mariana Islands.

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, the Constitution of the Commonwealth of the Northern Mariana Islands is amended as follows:

- 1 I. Effective upon ratification, Article 11 is amended to add a new Section
2 5(d) to read:
3 "Section 5: Permanent Residency in the Commonwealth of the Northern
4 Mariana Islands.
5 (d) The legislature shall enact no law which increases the
6 class of nonaliens except as to those persons defined in the
7 Covenant Section 506(c)."
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12 Adopted as amended by the Committee of the Whole and Convention on July 17, 1985
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