

A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Section 5 and 6 of Article XII of the Northern Marianas Constitution to prevent corporation from fraudulently qualifying as persons of Northern Marianas descent.

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 Northern Mariana Islands is amended to read as follows:

1 I. Effective upon ratification, Section 5 and 6, of Article XII are amended
2 to read:

3 "Section 5: Corporation.

4 A corporation shall be considered to be a person of Northern Marianas
5 descent so long as it is incorporated in the Commonwealth, has its principal
6 place of business in the Commonwealth, has directors one-hundred ^{percent} ~~precent~~ of
7 whom are persons of Northern Marianas decent and has voting shares (i.e.
8 ~~Common or Preferred~~ preferred and Common) one-hundred ^{percent} ~~precent~~ of which are actually owned by
9 persons of Northern Marianas descent as defined in Section 4.

10 Section 4: Minors, as defined by applicable laws of the Commonwealth, shall
11 not be eligible to become directors of a corporation. No trusts or voting
12 by proxy ^{by Northern Marianas descent} shall be permitted. Beneficial title shall not be severed from
13 legal title.

14 Section 6: Enforcement.

15 Any transaction made in violation of Section 1 shall be void ab initio.
16 Whenever a corporation ceases to be qualified under Section 5, a permanent
17 or long-term interest in land in the Commonwealth acquired by the Corporation
18 after the effective date of this ^{amendment} ~~Constitution~~ shall be immediately forfeited
19 without right of ^{redemption} cure to the government of the Commonwealth of the Northern
20 Mariana Islands. The Registrar of Corporation shall issue regulations to
21 ensure compliance and the legislature may enact enforcement laws and
22 procedures.

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Y-20 } 21
Absent -