



Third Northern Mariana Islands Constitutional Convention

-492-

DELEGATE PROPOSAL NO. 392

DATE: June 9, 1995

It is proposed that a constitutional amendment be prepared that does the following:

Includes the fairness clauses of Public Law 8-32 as constitutional provisions --

1. Limits the amount of contingency fees which may be charged by a lawyer in any matter related to the representation of a client in a legal proceeding or transaction involving real estate in the Commonwealth.
2. Provides for the award of equitable adjustments equal to the value of the investment of an adversely affected party where a real property transaction is set aside as void pursuant to the restrictions of Article XII.
3. Provides a specified limitations period for alleged violations arising out of Article XII, so that transactions could not be challenged after the passage of that period of time.
4. Provides for severance of contractual provisions in transactions involving real property in the Commonwealth which would violate Article XII.

Submitted by:

Herman T. Guerrero
Delegate HERMAN T. GUERRERO

(Proposed by the the MAYOR OF THE NORTHERN ISLANDS, and submitted as a courtesy to put this proposal before the delegates.)

CONSTITUTIONAL ARTICLE THAT WOULD BE AMENDED: Art. XII, new section

CONSTITUTIONAL ARTICLES AFFECTED: None