



Third Northern Mariana Islands Constitutional Convention

-3275-

Delegate Amendment No. 34

Date: July 27, 1995

ARTICLE AND SECTION TO BE AMENDED: Article 12, Section 2

COMMITTEE ASSIGNED: Committee on Land and Personal Rights

It is proposed that the article passed on first reading be amended as follows:

Article 12

Section 2: Acquisition

The term acquisition used in Section 1 includes acquisition by sale, lease, gift, inheritance or other means except a transfer by inheritance to a child or grandchild or person adopted before age six, a transfer to a spouse who is not of Northern Marianas descent as provided by law, and a transfer to a mortgagee by means of foreclosure if the mortgagee is a full service bank, federal agency or governmental entity of the Commonwealth and does not hold the permanent or long-term interest in real property for more than ten years after foreclosure.

Submitted by:


Delegate HERMAN T. GUERRERO

Notes: This amendment would permit the legislature to set the rules for inheritance by spouses who are not persons of Northern Marianas descent. There are details about life estate interests and whether 55-year leases can be granted by the holder of a life estate that the legislature is best suited to handle. Abuses may come into the system over time, and the legislature could act to correct them.