



STATE BOARD OF EDUCATION

Commonwealth of the Northern Mariana Islands ---- **Public School System**
PO Box 501370 Saipan, MP 96950 • Tel. 670 664-3711 • E-mail: boe.admin@cnmipss.org



MEMORANDUM TRANSMITTING OFFICIAL BOARD ACTION

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NO. 2024-18-001

August 29, 2024

TO: Members, CNMI State Board of Education
Commissioner of Education

FROM: Acting Chairperson, CNMI State Board of Education _____

SUBJECT: Transmittal of Official Board Action -Proposed Regulations for Public
Comments **[60-20 Part 100 Organization, Philosophy, & Goals]**

Attached herewith is the Public Notice of Proposed Regulations which are amendments to the Rules & Regulations of the CNMI Public School System and the relevant regulations, found on pages 051225-051233 of the Commonwealth Register, Volume 46, Number 8, August 15, 2024. Said Public Notice proposed amendments to Chapter 60-20:

1. 60-20 Part 100 Organization, Philosophy, & Goals

Pursuant to 1 CMC § 9105(b)(2), these proposed regulations have a thirty-day (30-day) comment period from August 15, 2024 to September 15, 2024. Please submit comments, if any, to Gregory P. Borja, Acting Chairperson, CNMI State Board of Education via email to boe.admin@cnmipss.org.

PLEASE BE GUIDED ACCORDINGLY AND REFER ANY QUESTIONS TO THE OFFICE OF THE LEGAL COUNSEL.

ATTACHMENTS:

- (1) COMMONWEALTH REGISTER, VOLUME 46, NUMBER 08, PAGES 051225-051233

**COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SAIPAN, TINIAN, ROTA and NORTHERN ISLANDS**



COMMONWEALTH REGISTER

**VOLUME 46
NUMBER 08
August 15, 2024**

COMMONWEALTH REGISTER
VOLUME 46
NUMBER 08
AUGUST 15, 2024

ADOPTION

Public Notice of Certification and Adoption of Amendments To the Public Purpose Land Exchange Rules & Regulations Department of Public Lands	051207
Public Notice of Certification and Adoption of Amendments To the Administrative Hearing Procedure Rules & Regulations Department of Public Lands	051209

PROPOSED

Public Notice of Proposed Amendments to the Temporary Occupancy Rules & Regulations Department of Public Lands	051211
Public Notice of Proposed Amendments to the Airport Rules & Regulations Commonwealth Ports Authority	051218
Public Notice of Proposed Rules and Regulations which are Amendments to Rules and Regulations Regarding Chapter 60-20 Part 100 Organization, Philosophy & Goals Public School System	051225
Public Notice of Proposed Rules and Regulations which are Amendments to Rules and Regulations Regarding Chapter 60-30.2 Part 200 Certification Public School System	051234
Public Notice of Proposed Rules and Regulations which are Amendments to Rules and Regulations Regarding Chapter 60-30.3 Part 700 Administrator's Certification and Compensation Public School System	051256



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PUBLIC NOTICE OF PROPOSED RULES AND REGULATIONS WHICH ARE AMENDMENTS TO RULES AND REGULATIONS REGARDING CHAPTER 60-20 PUBLIC SCHOOL SYSTEM RULES AND REGULATIONS

PROPOSED RULES AND REGULATIONS: The Commonwealth of the Northern Mariana Islands Public School System (PSS) finds that:

INTENDED ACTION TO ADOPT THESE PROPOSED RULES AND REGULATIONS: The Commonwealth of the Northern Mariana Islands Public School System intends to adopt as permanent regulations the attached Proposed Regulations, pursuant to the procedures of the Administrative Procedure Act, 1 CMC § 9104(a). The Regulations would become effective ten (10) days after adoption and publication in the Commonwealth Register. (1 CMC § 9105(b))

AUTHORITY: The proposed amendments to PSS regulations are promulgated pursuant to the Board's authority as provided by Article XV of the CNMI Constitution, Public Law 6-10, and the CNMI Administrative Procedures Act.

THE TERMS AND SUBSTANCE: The proposed amendment set forth to provide procedural guidelines for PSS §60-20 Part 100 Organization, Philosophy, and Goals.


THE SUBJECTS AND ISSUES INVOLVED: The Proposed Regulation sets forth the regulations and procedures required for §60-20-005 Retention of Board Discretion, §60-20-101(a) School Board Organizations; Board Officers, §60-20-110 Standing Committees, §60-20-120 Meetings of the Board, §60-20-125 Agenda, §60-20-150 Public Records, and §60-20-404 Searches By School Personnel.


DIRECTIONS FOR FILING AND PUBLICATION: These Proposed Regulations shall be published in the Commonwealth Register in the section on proposed and newly adopted regulations. (1 CMC § 9102(a) (1) and posted in convenient places in the civic center and local government offices in each senatorial district, both in English and the principal vernacular. (1 CMC § 9104 (a) (1))


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TO PROVIDE COMMENTS: All interested persons may examine the proposed amendments and submit written comments, positions, or statements for or against the proposed amendments to the Chairperson, State Board of Education, via mail at P.O. Box 501370 CK, Saipan, MP 96950, via phone at 670-664-3711 or via email to boe.admin@cnmipss.org within thirty (30) calendar days following the date of the publication in the Commonwealth Register of these amendments. (1 CMC § 9104(a) (2))

This regulation was approved at the State Board of Education Regular Meeting on January 19, 2024.


Submitted by:  3/4/24
Herman M. Atalig, SGM (Ret) Date
Chairman, State Board of Education

Received by:  7/24/24
Oscar M. Babauta Date
Special Assistant for Administration

Filed and Recorded by:  08.15.2024
Esther R.M. San Nicolas Date
Commonwealth Register per

Pursuant to 1 CMC § 2153(e) (AG approval of regulations to be promulgated as to form) and 1 CMC § 9104 (a) (3) (obtain AG approval) the proposed regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General and shall be published (1 CMC § 2153(f) (publication of rules and regulations)).

Dated this 13 day of March 2024.


Edward E. Manibusan
Attorney General

§ 60-20-005 Retention of Board Discretion. (a) The State Board of Education retains full discretion to act in the best interests of the Public School System. These Regulations, and all other Regulations promulgated by the Board are promulgated for the convenience of the System and the community it serves. Nothing herein creates any substantive rights of any kind, including but not limited to property rights, privacy rights or liberty interests. Nor are any procedural rights of any kind created by any regulation herein. Nothing in NMIAC 60-20 creates any substantive rights of any kind, including but not limited to property rights, privacy rights or liberty interests. Nor are any procedural rights of any kind created by any regulation promulgated by the Board.

(b) In these regulations, unless the context requires a different construction, the words "Commissioner" and "Superintendent" are used interchangeably.

§ 60-20-101(a) School Board Organization; Board Officers

...

(a) Officer Titles

There shall be three officers of the Board: a Chairperson, a Vice-chairperson and a Secretary/Treasurer. These officers shall be elected by a majority of the voting members of the Board during the regular January meeting of each year. Each officer shall serve for a term of one year except for death, resignation or removal. In the event that the regular January meeting is delayed, postponed, or cancelled, each officer shall retain office until the next emergency, special or regular meeting occurs at which an election must be held. The same members may be re-elected.

§ 60-20-110 Standing Committees

The following standing committees are hereby established: ~~Personnel, Fiscal Affairs, Program and Legislative~~ Committee on Fiscal, Personnel and Administration (FPA); Committee on Instructional Services and Assessment (ISA); Committee on Capital Improvement and PSS Property (CIP); Committee on Student Issues and Community and Parent Programs (SICPP); Committee on Legislative & Intergovernmental Affairs (LIA). Standing committees shall have such duties and responsibilities as are provided by the Board. Special committees may be established by the Board from time to time. The Chairperson of the Board shall appoint the Chairpersons and members of all committees provided, however, that in so doing the Chairperson shall give due recognition to the desire of each member to serve upon a particular committee or committees. No member of the Board may serve upon more than two standing committees. No member of the Board may be the chairperson of more than one standing committee. The Chairperson of the Board may not serve as the chairperson of a standing committee.

§ 60-20-120 Meetings of the Board

(a) The Board shall hold an annual organizational meeting ~~on the 2nd Tuesday of November during the regular January meeting of each year to elect its officers.~~ The Chairperson of the Board for the preceding year will preside at this meeting until the chairperson for the new fiscal year is elected. If the former Chairperson is not still a member or is absent, the Vice-chairperson of the preceding year will preside. If the former Vice-chairperson also is not still a member or is absent, the members present shall select a temporary chairperson to preside until a chairperson is elected. This meeting is a regular meeting.

...

(c) Special meetings may be called by the Chairperson of the Board, by requesting the ~~Superintendent~~ Commissioner to send a written notice to all members no less than ~~seven days~~ seventy two hours before the meeting. ~~At the discretion of the Chairperson, special meetings may be open or closed.~~

...

(f) (1) Electronic Meetings Authorized. In the event that a member is in the Commonwealth of the Northern Mariana Islands but is unable to attend a meeting in person, such member may appear via Internet or online video conferencing, teleconferencing, or other means of communication. Members appearing pursuant to this subsection are counted as physically present for purposes of quorum, voting, or otherwise.

(2) Forced disconnections. The chairperson may direct the muting of a member's connection if it is causing undue interference with the meeting.

(3) Technical requirements and malfunctions. Each member is responsible for his or her audio and Internet connections; no action shall be invalidated on the grounds that the loss of, or poor quality of, a member's individual connection prevented participation in the meeting.

§ 60-20-125 Agenda

The agenda for each regular meeting of the Board shall be submitted with the notice of the meeting. The agenda shall include ~~the following items~~ substantially as follows: call to order, determination of attendance and quorum, adoption of previous minutes, public comment, presentation of communications, committee reports, ~~Superintendent~~ Commissioner's report, discussion of unfinished business, discussion of new business, legal counsel's report, executive session if necessary, miscellaneous matters, and proposals for subsequent meetings, and adjournment. The agenda shall be prepared by the ~~Superintendent~~ Commissioner, subject to the direction of the Board.

§ 60-20-130 Conduct of Meetings The conduct of all meetings of the Board and its committees shall follow acceptable standards of parliamentary procedure. The Chairperson shall decide all questions of order, subject to appeal to the membership. Voting shall ordinarily be by voice vote; ~~provided, however, that any two members of the Board may request a secret ballot upon any question before the Board.~~

§.60-20-150 Public Records

(a) In order to promote confidence in and support of the Marianas Public School System, the Board of Education declares that citizens of the Commonwealth shall have access to information contained in its public records as required by the Open Government Act.

(b) Public records as defined in this section are open for inspection during office hours of the school system. Every citizen has a right to inspect any public school record except those records for which disclosure is exempted or prohibited by law or regulation.

~~(c) "Public records" include all official Board minutes except those of closed sessions, maps, drawings, curricular materials and other documents prepared, owned, used or retained by the Northern Marianas public school system regardless of physical form or characteristics except individual student and personnel records and any other records required by law to be kept confidential.~~ means any record which the Board or Public School System is required by law to keep or which it is necessary to keep in discharge of duties imposed by law. Such public records may include, but are not limited to, any written or printed report, book or paper, map or plan, but shall not include records which invade the right of privacy of an individual or business entity.

§ 60-20-404 Searches by School Personnel

(e) Surveillance

Surveillance shall only be conducted in hallways, cafeterias, school buses-vehicles, and other areas open to public view where the students are permitted, rooms storing PSS property, classrooms and areas where students with special needs can be found, and food preparation and service areas.



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NUTISIAN PUPBLIKU PUT I MANMAPRONI NA AREKLAMENTU YAN REGULASION NI MANMA'AMENDA PARA AREKLAMENTU YAN REGULASION SIHA PUT I PÁTTIN 60-20 GI AREKLAMENTU YAN REGULASION I SISTEMAN ISKUELAN PUPBLIKU

I MANMAPROPONI NA AREKLAMENTU YAN REGULASION SIHA: I Commonwealth gi Sangkattan na Islas Mariánas Sistemán Iskuelan Pupbliku (“PSS”) ha sodda’ na:

I AKSION NI MA’INTENSIONA PARA U MA’ADÁPTA ESTI I MANMAPROPONI NA AREKLAMENTU YAN REGULASION SIHA: I Commonwealth gi Sangkattan na Islas Mariánas Siha, i Sistemán Iskuelan Pupbliku ha intensiona para u adápta komu petmanienti i regulasion siha i mañechettun na Manmaproponi na Regulasion siha, sigun gi maneran i Ákton Administrative Procedures, 1 CMC § 9104(a). I Regulasion siha siempri umifektibu gi halum dies (10) dihas dispues di adáptasion yan publikasion gi halum i Rehistran Commonwealth. (1 CMC § 9105(b))

ÁTURIDÁT: I manmaproponi na amenda siha gi regulasion PSS manmacho’gui sigun gi áturidát i Kuetpu komu mapribeniya ginin i Attikulu XV gi Konstitusion CNMI, Lai Pupbliku 6-10 yan i Ákton Administrative Procedures giya CNMI.

I TEMA YAN SUSTÁNSIAN I PALÁBRA SIHA: I manmaproponi na amenda pumega mo’na para u pribeniya i maneran giniha para PSS § 60-20 Pátti 100 Otganisasion, “Philosophy,” yan “Goals.”

I SUHETU NI MASUMÁRIA YAN ASUNTU NI TINEKKA SIHA: I Maproponi na Regulasion pumega mo’na i regulasion yan i manera ni manisissita para § 60-20-005 “Retention of Board Discretion,” §60-20-101(a) Otganisasion Kuetpun Iskuela siha; Kuetpun Ufisiát siha, §60-20-110 Manmanohnohgi na Kumite, §60-20-120 Huntan Kuetpu, §60-20-125 “Agenda,” §60-20-150 Ninotan Pupbliku siha, yan §60-20-404 “Searches By School Personnel.”

DIREKSION PARA U MAPO’LU YAN PUPBLIKASION: Esti i Manmaproponi na Regulasion siha debi na u mapupblika gi halum i Rehistran Commonwealth gi seksiona ni manmaproponi yan nuebu na ma’adápta na regulasion siha. (1 CMC § 9102 (a)(1) yan mapega gi halum i kumbinienti na lugát siha gi halum i civic center yan hálum ufisinan gubietnamentu gi kada distritun senadot, parehu Inglis yan i dos na linguáhin natibu. (1 CMC § 9104(a)(1))

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PARA U MAPRIBENIYU UPINON SIHA: Todu i manintirisão na pitsona siha siña ma'eksamina i manmaproponi na amenda siha yan intrega hálum i tinigi' upiñon, pusisiòn, pat sinangan siha para pat kinentran i manmaproponi na amenda siha guatu gi Kabesiyu, i State Board of Education, ginen guatu gi mail gi P.O. Box 501370 CK, Saipan, MP 96950, pat ágang gi 670-664-3711 pat email para boe.admin@cnmipss.org gi halum i trenta (30) dihas gi fetchan kalendáriu ni tinattitiyi ni pupublikasion esti siha na amenda gi hálum i Rehistran Commonwealth. (1 CMC § 9104 (a)(2))

Esti na regulasion ginen maninaprueba gi Huntan i State Board of Education gi Ineru 19, 2024.


Nina'hálum as:  07.19.24
Maisie B. Tenorio
Kabesiyu, State Board of Education
Fetcha

Rinisibi as:  7/23/24
Oscar M. Babauta
Ispisiát Na Ayudántin I Atministrasion
Fetcha

Pine'lu yan
Ninota as:  08.15.2024
Esther R.M. San Nicolas
Rehistran Commonwealth
Fetcha

Sigun i 1 CMC § 2153(e) (Inaprueba i regulasion yan siha ni Abugádu Henerát ni para u macho'gui kumu fotma) yan 1 CMC § 9104(a)(3) (hentan inaprueba Abugádu Henerát) i man maproponi na regulasion siha ni mañechettun guini ni man maribisa yan man ma'aprueba kumu fotma yan sufisienti ligát ginin i CNMI Abugádu Henerát yan debi na u mapupblika, (1 CMC § 2153(f) pupublikasion i areklamentu yan regulasion siha).

Mafetcha guini gi diha 13 gi Huliu, 2024.


Edward E. Manibusan
Abugádu Hinirát

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ARONGORONGOL TOULAP REEL PPWOMMWOL ALLÉGH ME MWÓGHUTUGHUT IKKA RA LIWELI NGÁLI ALLÉGH ME MWÓGHUTUGHUT IKKA E SÚLLÚNGÁLI CHAPTER 60-20 PUBLIC SCHOOL SYSTEM ALLÉGH ME MWÓGHUTUGHUT

PPWOMMWOL ALLÉGH ME MWÓGHUTUGHUT: Commonwealth Téél Falúw kka Efāng llól Marianas Public School System re schuungi bwe:

MÁNGEMÁNGIL MWÓGHUT REEL REBWE ADÓPTÁALI PPWOMMWOL ALLÉGH ME MWÓGHUTUGHUT: Commonwealth Téél Falúw kka Efāng llól Marianas Public School System re mángemángil rebwe adóptáali mwóghutughut kkaal bwe ebwe lléghló ikka e appasch bwe Ppommwol Mwóghutughut, sáangi mwóghutughutúl Administrative Procedure Act, 1 CMC § 9104(a). Ebwe bwunguló Mwóghutughut kkaal seigh (10) ráal mwiril aar adóptáali me akkatéewowul me llól Commonwealth Register. (1 CMC § 9105(b))

BWÁNGIL: Ppwommwol liiwel ikka ngáli mwóghutughutúl PSS ebwe arongowow sáangi bwángil Board reel iye e tutto me reel Article XV reel CNMI Constitution, Alléghúl Toulap 6-10 me CNMI Administrative Act.

KKAPASAL ME AWEEWEEL: Ppwommwol liiwel e ayoora siiwel me afal reel mwóghutughut ngáli PSS §60-20 Part 100 Organization, Philosophy, me Goals.

KKAPASAL ME AUTOL: Ppwommwol Mwóghutughut iye re ayoora ebwe tééló mmwal reel mwóghutughut ikka e fil ngáli §60-20-005 Retention of Board Discretion, §60-20-101(a) School Board Organizations; Board officers, §60-20-125 Agenda, §60-20-150 Public Records, me § 60-20-404 Searches By School Personnel.

AFAL REEL AMMWELIL ME AKKATÉÉWOWUL: Ebwe akkatéewow Ppwommwol Mwóghutughut kkaal me llól Commonwealth Register llól táilil ppwommwol me ffél mwóghutughut ikka ra adóptáalil. (1 CMC § 9102(a) (1) me ebwe appaschetá me llól civic center me bwal llól bwulasiyol gobetnameento llól senatorial district, fengál reel English me mwáliyaasch.

REEL ISIISILONGOL KKAPAS: Schóó kka re tipáli rebwe amwuri ppwommwol liiwel me isiisilongischil kkapas, positions, ngáre kkapasal aweewe ngáli ngáre konturali ppwommwol liiwel kkaal rebwe isiis ngáli Chairperson, State Board of Education, via email me P.O. Box 501370 CK, Saipan, MP 96950, ngáre bwal reel tilifon me 670-664-3711 ngáre email me

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Student Representative

[boe.admin@cnmipss.org](mailto:boc.admin@cnmipss.org) llól eliigh (30) ráál mwiril aal akkatééwow liiwel kkaal me llól Commonwealth Register. (1 CMC § 9104(a)(2))

Aa átirow ppwommwol mwóghutughut kkaal ngáli ebwe akkatééwow me llól Register ngáliir toulap reel kkapas me State Board of Education Regular Meeting wóól Schoow 19,2024.


Isáliyalong:  07.19.24
Maisie B. Tenorio, Acting Chairperson
State Board of Education
Ráál

Bwughiyal:  7/23/24
Oscar Babauta
Special Assistant ngáli Administration
Ráál

Ammwelil:  08.15.2024
Esther R.M. San Nicolas
Commonwealth Registrar
Ráál

Sángi 1 CMC § 2153(e) (sángi átirowal mwóghutughut me reel AG bwe aa lléghló reel fféerúl) me 1 CMC § 9104(a) (3) (sángi átirowal AG) reel ppwommwol mwóghutughut ikka e appasch bwe ra takkal amwuri fischiiy me legal sufficiency sángi Soulemelemil Allégh Lapalapal CNMI me ebwe akkatééwow (1 CMC § 2153(f) (akkatééwowul allégh me mwóghutughut).

Ghikkill wóól 13 ráálil Wuun, 2024.


Edward E. Manibusan
Soulemelemil Allégh Lapalap

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