

TITLE 100: NORTHERN MARIANAS HOUSING CORPORATION

CHAPTER 100-60 NMHC PROCUREMENT REGULATIONS

Chapter Authority: 2 CMC § 4433; 4 CMC § 10203(a); Executive Order 94-3 § 407.

Chapter History: Proposed 20 Com. Reg. 15996 (July 15, 1998);* Proposed 9 Com. Reg. 4933 (May 15, 1987).*

*Notices of adoption for the May 1997 and July 1998 regulations were never published.

Commission Comment: 2 CMC § 4411 creates the Mariana Islands Housing Authority (MIHA) as a public corporation within the Commonwealth government, charged with meeting the need for decent, safe and sanitary housing for persons of low and moderate income in the Commonwealth. See 2 CMC §§ 4411-4457. 2 CMC § 4433 sets forth the powers of MIHA, including the general power to do any and all things necessary or convenient to effectuate the purposes of the act and to carry out any of the powers granted by the act. See 2 CMC § 4433(t).

Executive Order 94-3 (effective August 23, 1994) reorganized the Commonwealth government executive branch, changed agency names and official titles and effected numerous other revisions. According to Executive Order 94-3 § 407:

Section 407. Marianas Housing Authority.

(a) The Marianas Housing Authority is abolished and its functions transferred to a Division of Housing within the Commonwealth Development Authority, which shall have at its head a Director of Housing.

(b) Any bond or other indebtedness of the Mariana Island Housing Authority shall be assumed by the Commonwealth government, but only upon such terms and security as shall have been agreed to previously by the Authority. The full faith and credit of the Commonwealth shall to secure such bond or other indebtedness, except as may have been pledged prior to such assumption or as otherwise provided by law.

The full text of Executive Order 94-3 is set forth in the commission comment to 1 CMC § 2001.

The Northern Marianas Housing Corporation is a subsidiary corporation of the Commonwealth Development Authority and the successor to MIHA under Executive Order 94-3. See 2 CMC § 4482(d). 4 CMC § 10203(a) empowers the Commonwealth Development Authority to prescribe, adopt, amend and repeal regulations.

In 1987, MIHA published proposed Procurement Regulations. See 9 Com. Reg. 4933 (May 15, 1987). In 1998, NMHC again published proposed Procurement Regulations. See 20 Com. Reg. 15996 (July 15, 1998). Notices of adoption were never published.

[Reserved for future NMHC procurement regulations.]