

TITLE 75: OFFICE OF THE GOVERNOR

**CHAPTER 75-40
SPECIAL INDUSTRY COMMITTEES RULES AND
REGULATIONS**

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Chapter Authority: 4 CMC §§ 9601-9603.

Chapter History: Adopted 21 Com. Reg. 16853 (July 23, 1999); Proposed 21 Com. Reg. 16765 (May 19, 1999).

Commission Comment: PL 11-22 (effective July 10, 1998), codified as amended at 4 CMC §§ 9601-9603, directs the Governor to appoint special industry committees to recommend minimum wages to be paid to employees in the Commonwealth or in particular industries in the Commonwealth. See 4 CMC § 9602(a).

Part 001 - General Provisions

[Reserved.]

Part 100 - Procedures for Special Industry Committees

§ 75-40-101 Biennial Economic Report

Every two years, the Governor shall direct the preparation of an economic report containing such data as can be assembled pertinent to the committee(s) determination of an appropriate minimum wage rate consistent with the purposes of PL 11-22 [4 CMC §§ 9601-9603]. The Governor shall, and the Administrator of the Wage and Hour Division, U.S. Department of Labor may, submit to the committee(s) from time to time economic and statistical data pertinent to the matters to be considered by the committee(s). Copies of the economic report will be promptly provided to the committee(s). The committee may conduct further investigation, gather additional pertinent data, and hold any hearings it may deem necessary or helpful to gather further information and public comment. The Governor shall furnish the committee with necessary staff to complete the required economic report and to advise the committee(s) on issues of law.

Modified, 1 CMC § 3806(f).

History: Adopted 21 Com. Reg. 16853 (July 23, 1999); Proposed 21 Com. Reg. 16765 (May 19, 1999).

§ 75-40-105 Public Hearings

(a) The committee(s) may hold public hearings and take testimony, oral and written, to gather additional information and public comment to assist in making its recommendation to the Legislature.

(b) The public notice for such a hearing shall give reasonable notice of:

- (1) The time and place of the commencement of the hearing of such witnesses and receiving of such evidence as may be necessary or appropriate to enable the committee to perform its duties under PL 11-22 [4 CMC §§ 9601-9603];
- (2) The general nature of the proceedings and the subjects and issues involved; and
- (3) That all members of the public will have an opportunity at the hearing to present oral and written testimony, as well as any data or information for the committee's consideration.

Modified, 1 CMC § 3806(f), (g).

History: Adopted 21 Com. Reg. 16853 (July 23, 1999); Proposed 21 Com. Reg. 16765 (May 19, 1999).

Commission Comment: The Commission inserted the period at the end of subsection (b)(3).

§ 75-40-110 Committee Report to the Legislature

Following receipt of economic report required in § 75-40-101 of the regulations in this chapter, and the conduct of any public hearings the committee(s) holds, the committee shall prepare a written report to the Legislature including its recommendation for minimum wage rates, as provided by statute. If the committee is unable to reach agreement on its recommendation as provided by the statute, the committee shall report to the Legislature on its findings, activities, the different recommendations considered by the committee, and the number of votes for the different recommendations.

Modified, 1 CMC § 3806(c), (d), (f).

History: Adopted 21 Com. Reg. 16853 (July 23, 1999); Proposed 21 Com. Reg. 16765 (May 19, 1999).

§ 75-40-115 Compensation of Committee Members

The members of the committee(s) shall serve without salary, but shall be entitled to compensation pursuant to 1 CMC § 8247.

History: Adopted 21 Com. Reg. 16853 (July 23, 1999); Proposed 21 Com. Reg. 16765 (May 19, 1999).

§ 75-40-120 Quorum

The quorum of the committee shall be as provided by statute, provided that members may participate by telephone or teleconference rather than in person.

History: Adopted 21 Com. Reg. 16853 (July 23, 1999); Proposed 21 Com. Reg. 16765 (May 19, 1999).

Commission Comment: The July 1999 notice of adoption added this section.