

TITLE 1: GOVERNMENT
DIVISION 2: EXECUTIVE BRANCH

§ 2804. Advisory Board to the Secretary.

(a) There shall be established a Public Lands Advisory Board comprised of five members appointed as follows:

(1) One resident of the First Senatorial District appointed by the Mayor of Rota with the advice and consent of the Rota Municipal Council. This member serves at the pleasure of the Mayor of Rota, shall be held to strict standards of fiduciary care, and may be removed by the Mayor for any reason;

(2) One resident of the Second Senatorial District appointed by the Mayor of Tinian with the advice and consent of the Tinian Municipal Council. This member serves at the pleasure of the Mayor of Tinian, shall be held to strict standards of fiduciary care, and may be removed by the Mayor for any reason;

(3) One resident of the Third Senatorial District appointed by the Mayor of Saipan with the advice and consent of the Saipan and Northern Islands Municipal Council. This member serves at the pleasure of the Mayor of Saipan, shall be held to strict standards of fiduciary care, and may be removed by the Mayor for any reason;

(4) One resident of the Third Senatorial District appointed by the Mayor of the Northern Islands with the advice and consent of the Saipan and Northern Islands Municipal Council. This member serves at the pleasure of the Mayor of the Northern Islands, shall be held to strict standards of fiduciary care, and may be removed by the Mayor for any reason;

(5) One resident of the Commonwealth at large to be selected by the Governor. This member serves at the pleasure of the Governor, shall be held to strict standards of fiduciary care, and may be removed by the Governor for any reason.

(b) Each Member shall be a citizen of the United States and a resident of the Commonwealth for at least five years immediately prior to taking office, shall have at least five years of government or management experience, shall not have been convicted of a crime, with the exception of misdemeanor traffic violations, shall have working knowledge and experience of land use practices, customs and traditions in the Commonwealth and be able to speak English and Chamorro or English and Carolinian, and shall be a person of Northern Marianas descent as defined by the Constitution. Each Member shall be appointed for a two-year term without limitation as to the number of terms served.

(c) The Secretary shall organize meetings of the Advisory Board as needed, but at least once a month, and shall prepare and submit by ten days advance notice, an agenda for the Board's consideration and/or vote, which shall include subjects proposed by the Members. Members of the Advisory Board shall not be compensated by honorarium or otherwise but shall be reimbursed for their travel expense at the prevailing per diem prescribed by the Department of Finance.

(d) Failure of an Advisory Board member to attend any three Board meetings shall result in dismissal from the Advisory Board.

(e) Any Advisory Board member convicted of a crime during their term(s) of service, barring misdemeanor traffic violations, shall be dismissed from the Advisory Board.

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Source: PL 12-33, § 3 (104); subsection (h) amended by PL 12-71, § 2 (c), modified; repealed and re-enacted by PL 15-2, § 3 (104), modified.

Commission Comment: The Board of Public Lands, which succeeded the Marianas Public Lands Corporation, was abolished by PL 12-71, § 2 (a) and replaced with the Marianas Public Lands Authority without conforming amendments to other sections of the act as enacted by PL 12-33. See comment to 1 CMC § 2801 regarding other technical deficiencies contained in PL 12-71.

The Commission deleted figures that were repetitions of written words in subsections (c) and (d) above pursuant to the authority granted by 1 CMC § 3806(e).