

TITLE 3: HUMAN RESOURCES
DIVISION 2: HEALTH

§ 2825. Board of Trustees Established.

The Board of Trustees is hereby established, which shall have five members appointed by the Governor with the advice and consent of the Senate. One trustee shall be from the First Senatorial District, one trustee shall be from the Second Senatorial, and three trustees shall be from the Third Senatorial District.

(a) A trustee shall be a citizen of the United States, a resident and a registered voter of the Senatorial District he/she represents, and one who has not been convicted of any crime in or outside the Commonwealth. A trustee shall have at least a bachelor's degree from an accredited United States post-secondary institution and five years of management and supervisory experience in the government, or private sector. At least three of the trustees shall have a minimum of five years experience in healthcare management and/or services.

(b) The trustees shall serve a six-year term. The initial members shall serve a staggered term. Three trustees shall serve a four-year term, and two trustees shall serve a six-year term, as determined by drawing of a lot.

(c) The Board of Trustees shall elect a chairman and any other officers from among its members every two years. The chairman and officers may be re-elected by the trustees to continue to hold such positions.

(d) The presence of three trustees at a meeting called shall constitute a quorum for the transaction of business.

(e) The Board of Trustees shall be compensated for meetings attended pursuant to [1 CMC § 8247](#). The trustees, pursuant to applicable Commonwealth laws, may be reimbursed for actual travel, subsistence, and out-of-pocket expenses incurred in the discharge of their responsibilities.

(f) The trustees shall hold their meetings in the Commonwealth and should comply with the Open Government Meetings and Records Act, [1 CMC § 9901](#) et seq., including the methods of calling meetings of the Board of Trustees.

(g) The trustees, staff management, employees, and others working for the Corporation shall restrict travel to essential needs only within the Commonwealth, including Guam, unless such travel is required and necessary and is for the interest of the Corporation, or paid for by federal or other special non-CNMI, public and nonprofit funding sources for training, conferences, and other business or educational events.

(h) No trustee shall be liable for any decision made in the good faith non-malicious fulfillment of his/her duties and responsibilities.

(i) The trustees shall practice and exercise due diligent and fiduciary care in the execution of their duties and responsibilities.

(j) The Governor may remove a trustee in accordance with Article III, Section 21 of the N.M.I. Constitution.

(k) The sitting advisory Board of Trustees shall cease to exist upon this Act becoming law. However, the Governor may re-appoint a sitting advisory Board of Trustees to serve as a trustee in accordance with this Chapter.*

*So in original.

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Source: [PL 16-51](#) § 3(2805) (Jan. 15, 2010); repealed and reenacted by [PL 19-78](#) § 2 (Jan. 14, 2017), modified.

Commission Comment: [Historical comments removed.]

In codifying [PL 19-78](#), the Commission struck “(5)” in (a) as a repetition of written words pursuant to [1 CMC § 3806\(e\)](#). The Commission changed capitalization in (f) for the purpose of conformity pursuant to [1 CMC § 3806\(f\)](#). The Commission struck a comma after “Corporation”, struck “10” before “CNMI”, and inserted a serial comma in (g); changed “N.M.I. Constitution, Art. III, Section 21” to “Article III, Section 21 of the N.M.I. Constitution” in (j); and changed “becomes” to “becoming” in (k) pursuant to [1 CMC § 3806\(g\)](#).