

TITLE 3: HUMAN RESOURCES
DIVISION 2: HEALTH

§ 2833. Assumption of Rights, Obligations, and Duties of the Government or the Department of Public Health.

(a) To the extent feasible, and notwithstanding any liabilities or financial obligations that are due prior to the establishment of the Commonwealth Healthcare Corporation, the Corporation shall assume all rights, obligations, and duties of the government or the Department of Public Health under any agreements to which they are parties that relate to the financing, operation, or delivery of healthcare services in the Commonwealth.

(b) All lawful obligations of the government or the Department of Public Health existing during the effective date of this Act, and all fines, taxes, penalties, forfeitures, obligations, and rights, due, owing, or accruing to the government or the Department of Public Health, and all writs, prosecutions, actions, and proceedings by or against the government or the Department of Public Health shall remain unaffected by adoption of this Act and, shall remain the legal responsibility of the CNMI government and not the Corporation, unless, such cases or obligations occurred following the establishment of the Commonwealth Healthcare Corporation.

(c) This Act shall not be deemed to affect petitions, hearings, and other proceedings pending before the Department of Public Health and legal proceedings and investigations to which the Department of Public Health is a party. The Corporation shall assume and succeed the Department without further action, in all matters and orders relating to the functions and duties assumed by of the Corporation as of the effective date of this Act.

Source: [PL 16-51](#) § 3(2813) (Jan. 15, 2010); existing section redesignated as subsection (a)(1) through (a)(6) and subsection (b) added by [PL 18-67](#) § 3 (Sept. 16, 2014), modified; repealed and reenacted by [PL 19-78](#) § 2 (Jan. 14, 2017), modified.

Commission Comment: [Historical comments removed.]

In codifying [PL 19-78](#), the Commission inserted serial commas in the section title and (a)–(c), and changed semicolons to periods at the end of (a)–(c) pursuant to [1 CMC § 3806\(g\)](#). The Commission changed capitalization in (a) for the purpose of conformity pursuant to [1 CMC § 3806\(f\)](#).