

TITLE 4: ECONOMIC RESOURCES
DIVISION 1: REVENUE AND TAXATION

§ 1941. Appropriation Authority.

The funds in the accounts established by the Secretary of the Department of Finance pursuant to this Chapter shall be appropriated by the respective legislative delegation in accordance with the procedures set forth in 1 CMC §§ 1403 and 1405.

Source: PL 8-23, § 14; amended by PL 14-32, § 2(B); repealed and reenacted by PL 15-11, § 2.

Commission Comment: The reference to the “Director of Finance” should instead be to the “Secretary of Finance” pursuant to the reorganization of the executive branch by Executive Order 94-3, which is set forth in the comment to 1 CMC § 2001. PL 14-32 took effect on October 7, 2004 and contained the following findings and purpose, in addition to severability and savings clause provisions and a change to 4 CMC § 1939:

Section 1. Findings and Purpose. The Legislature finds that the CNMI is challenged with managing the work of government with projected reductions in revenue. A critical factor of concern is the maintenance of essential public services. The Legislature finds that funding is unavailable to repair and maintain heavy equipment or other resources necessary in maintaining public safety. The Legislature further finds that funds are available in the Developer Infrastructure Tax Act accounts. The legislature finds that although the developer tax was established exclusively for infrastructure improvements, each senatorial district should be given the latitude to utilize these funds as necessary.

PL 15-11 was enacted on June 5, 2006, and included the following purpose provision in addition to severability and savings clauses:

Section 1. Purpose. The purpose of this Act is to repeal the section and reinstate the original provision of 4 CMC § 1941 so that it is consistent with the CNMI Constitution.