

TITLE 2: NATURAL RESOURCES
DIVISION 4: LAND RESOURCES

§ 4893. Regulations and Enforcement.

The Secretary of the Department of Lands and Natural Resources shall promulgate regulations necessary to preserve and maintain Lot No. 683 R 01 as the site for the future Rota Cultural Center including enforcement provisions consistent with this Act. Prior to promulgation, the proposed regulations shall be reviewed by the Rota Leadership (Mayor, Legislative Delegation and Municipal Council) for their comments and input.

Source: PL 13-31, § 4, modified; repealed and reenacted by PL 15-64, § 2(d).

Commission Comment: PL 13-31, § 4 is defective in that management and disposition of public lands is no longer under the purview of the Secretary of Lands and Natural Resources. Management and disposition of public lands was later delegated to the Marianas Public Lands Authority. In a nutshell, 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.

Furthermore, PL 15-2, which was enacted on February 22, 2006, abolished the Marianas Public Lands Authority and created a Department of Public Lands in its place. PL 15-2 contained short title, legislative findings and declaration of policy, repealer, global amendment, transition, severability, and savings clauses. See 1 CMC § 2801 for detailed information regarding PL 15-2.

PL 15-64 was enacted on May 30, 2007, and contained, among other enactments and repealers, findings and purpose, expenditure authority, global amendment, clarifications, severability, and savings clause provisions. Regarding subsection (e) above, the Commission assigned a different subsection number than what was designated in the original text and also inserted the bracketed text. The findings and purpose stated:

Section 1. Findings and Purpose. The Commonwealth Legislature finds that with the enactment of various bills into public law, certain minor errors and inconsistencies have prevented the efficient codification of a number of laws. It is the intent of this Act to repeal, amend, or add necessary language to the Commonwealth Code in order to more accurately reflect the intent and purpose of laws enacted by the Commonwealth Legislature.