

**TITLE 3: HUMAN RESOURCES**  
**DIVISION 5: PUBLIC SAFETY**

**§ 5202. Civil Defense: Functions and Duties of Civil Defense Coordinator.**

To carry out the above-mentioned purpose, the Civil Defense Coordinator is authorized to:

(a) Prepare and adopt an administrative plan for the civil defense and emergency needs of the Commonwealth which will comply with the Federal Civil Defense Act of 1950, as amended (50 U.S.C. §§ 2251-2297), 35 C.F.R. Ch. XVIII, and all applicable federal laws, and shall include but not be limited to the following:

(1) That it will be in effect throughout the insular areas of the Commonwealth and administered and supervised by the single office of Civil Defense Coordinator.

(2) Provides for the development of civil defense operational plans pursuant to standards approved by the coordinator.

(3) The coordinator shall be a full-time classified employee of the Commonwealth.

(4) The establishment and maintenance of personnel standards in accordance with the federally prescribed standards.

(5) Submission of an annual program paper and such other reports that may be required by the U.S. Civil Defense Preparedness Agency (U.S.C.D.P.A.) regional director.

(6) Retain and make available to the U.S.C.D.P.A. director, the U.S. Comptroller General and the Commonwealth Public Auditor all books, records and papers pertinent to the program for audit purposes.

(7) Establish and maintain a financial management, monitoring and performance reporting system for federal grant supported activities.

(8) Establish and maintain property management systems and systems for the procurement of supplies, equipment, construction and other services in accordance with federally prescribed standards.

(9) Provide for the disbursement of federal funds of an appropriate share to subgrantees.

(b) The coordinator shall adopt methods of administration which shall be followed in order to conduct the Civil Defense Program in accordance with Title VI [42 U.S.C. § 2000d et seq.] of the Civil Rights Act of 1964, U.S.C.D.P.A. regulations and U.S. Department of Defense regulations concerning equal employment.

(c) The coordinator shall delegate to the mayors and various departments and agencies of the Commonwealth government appropriate civil defense responsibilities, and review and coordinate their activities with each other and with the territories, states and the federal government. In the event the Governor declares a state of emergency pursuant to N.M.I. Const. art. III, § 10, the several mayors shall act as the principal local officials responsible for the mobilization of resources, and meeting emergency conditions in their respective constituencies.

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(d) The coordinator shall make appropriate provision for necessary civil defense communications and for the dissemination of information, warnings of enemy attacks or emergencies to the people of the Commonwealth.

(e) The coordinator shall study and develop civil defense measures and conduct, arrange or contract for training programs for the instructions of civil defense officials and other persons in the organization, operation and techniques of civil defense. If any consultants or consulting firms are required to be employed, preference shall be given to those registered or doing business in the Commonwealth.

(f) The Civil Defense Coordinator shall directly report to the Director of Public Safety.

**Source:** PL 1-44, § 5.

**Commission Comment:** With respect to the references to the “Civil Defense Coordinator” and the “Director of Public Safety,” see Executive Order 94-3 (effective August 23, 1994), reorganizing the executive branch, changing agency names and official titles, and effecting other changes, set forth in the Commission comment to 1 CMC § 2001; see also 1 CMC § 2531 et seq.