

TITLE 1: GOVERNMENT
DIVISION 2: EXECUTIVE BRANCH

§ 2282. Technical Education Program Fund.

(a) A Technical Education Program Fund is hereby created as a dedicated fund within the CNMI Treasury and the Secretary of Finance shall make all disbursements from the Fund only to the Public School System upon the establishment of a technical education program by the Board of Education. All funds collected pursuant to this section shall be reserved for the technical education program of the Public School System and may not be reprogrammed for other uses. The expenditure authority of the technical education program fund shall be the Commissioner of Education.

The following shall be deposited into the Technical Education Program Fund:

(1) 10% of the revenues collected from the jackpot winnings tax under 4 CMC § 1505;

(2) The sum of \$25.00 from every initial application fee and from every renewal fee paid for a foreign national worker certificate under 3 CMC § 4424;*

(3) All appropriations made to the PSS Technical Education Program under the annual budgetary authority for the Commonwealth Government; and

(4) Unless otherwise provided under federal law, all federal funds received by PSS under the consolidated funds for the vocational education program.

(b) The Public Auditor shall conduct an annual audit of the Technical Education Program Fund. A copy of the audit shall be provided to the presiding officers of the Legislature and the Governor.

Source: PL 14-54, § 5(a); subsection (b) added by PL 14-54, § 7; (a) amended by PL 15-64, § 3(b)(1); (a)(2) amended by global amendment PL 15-108, § 5.

* 3 CMC § 4424 was repealed by PL 15-108.

Commission Comment: PL 14-54 was enacted on January 17, 2005, and contained, among other enactments, purpose, expenditure authority, severability, and savings clause provisions. The purpose provision stated:

Section 1. Purpose. The purpose of this Act is to authorize the Public School System to establish a technical education program to gradually fulfill the mandate of the Nonresident Workers Act and to identify sources to adequately fund the program. This Act is based on the findings of a PSS feasibility study submitted to the House of Representatives on May 7, 2004, pursuant to House Resolution No. 144.

See also 3 CMC § 1901 et seq., 3 CMC § 4424(c)(2), and 4 CMC § 1503(f) for related enactments included in PL 14-54.

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. The findings and purpose and expenditure authority provisions 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

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necessary language to the Commonwealth Code in order to more accurately reflect the intent and purpose of laws enacted by the Commonwealth Legislature.

...

Section 3. Amendments.

...

(b) Amendments to Public Law 14-54.

...

(3) Section 6 of P.L. 14-54 is amended as follows:
“Section 6. Expenditure Authority. The expenditure authority of the Technical Education Program provided under this Act shall be the Commissioner of Education. The fund shall *not* be reprogrammed for any other purpose except for the intended purposes in this Act.” [*Emphasis placed by the Commission.*]