

TITLE 1: GOVERNMENT
DIVISION 9: MISCELLANEOUS PROVISIONS

§ 9105. Filing and Effective Date of Rules and Regulations.

(a) Each agency shall file in the offices of the Registrar of Corporations and the Governor a certified copy of each rule adopted by it, including all rules existing on the effective date of this chapter. The Registrar of Corporations and the Governor shall keep a permanent register of the rules open to public inspection.

(b) Each regulation hereafter adopted is effective 10 days after compliance with 1 CMC §§ 9102 and 9104(a) or (b), and each rule other than a regulation hereafter adopted is effective 10 days after compliance with 1 CMC § 9102, except that:

(1) If a later date is required by a statute or specified in the rule, the later date is the effective date;

(2) Subject to applicable statutory provisions, an emergency regulation becomes effective immediately upon filing with the Registrar of Corporations, and the mailing under registered cover of copies thereof to the Governor, or at a stated date less than 20 days thereafter, if the agency finds that this effective date is required by the public interest or is necessary because of imminent peril to the public health, safety, or welfare. The agency's finding and a brief statement of the reasons for it shall be filed with the regulation. The agency shall take appropriate measures to make emergency regulations known to the persons who may be affected by them.

Source: 17 TTC § 5, modified.

Commission Comment: Executive Order 97-03, which was signed on November 13, 1997, transferred the subject duty of the Attorney General set forth in 1 CMC § 2153(b) and related duties and responsibilities of the Registrar of Corporations (set forth in 4 CMC §§ 4201-4204) to the Department of Commerce. As of March 31, 2003, no transfers had taken place. EO 97-03 also called for the substitution of "Registrar of Corporations" or "Registrar" with "Attorney General" in 1 CMC §§ 9101-9115.