

TITLE 2: NATURAL RESOURCES
DIVISION 4: LAND RESOURCES

§ 4749. Judicial Review.

Judicial review of a final action of the Board of Public Lands is authorized after exhaustion of administrative remedies, and must be initiated within 15 days of the final action. Judicial review shall be pursuant to 1 CMC § 9112. Provided, however, notice of all actions and proceedings pursuant to this section shall be served on the Attorney General. Notwithstanding any provision of law to the contrary, judicial review shall be confined to the administrative record.

Source: PL 13-25, § 1(3)(12).

Commission Comment: 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. Thereafter, 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. The Board of Public Lands was not included in the global amendment therein. See 1 CMC § 2801 for detailed information regarding PL 15-2.