

**TITLE 4: ECONOMIC RESOURCES**  
**DIVISION 5: BUSINESS REGULATION**

**§ 5119. Regulations.**

(a) The consumer counsel with the concurrence of the Attorney General may promulgate regulations to carry out the purposes of this article.

(b) In addition to any other regulation required under this article, the counsel may issue regulations to specify or clarify the terms of implied warranties, the conditions under which these terms are or are not applicable, and any conditions or methods pursuant to which these terms may be excluded, modified, or voided by the merchant or consumer. These regulations shall also provide for the resolution of disputes regarding warranties, either express or implied.

(c) Within six months from the date of his or her initial appointment, the counsel shall issue regulations consistent with this article, regarding matters such as open dating and grading of perishable merchandise (such as eggs), unit pricing, marking of quantity and unit price on pre-measured bulk items, increasing prices of previously marked goods, or any other matter which the counsel finds necessary to regulate in order to protect the interests of consumers or to clarify the relationship between merchants and consumers; provided, that no regulation issued under this article shall fix the price of any goods or services or establish a formula by which such price shall be fixed.

(d) The counsel, with respect to the implementation of this article, and the Director of Health and Environmental Services, with respect to his duties under any other law, shall cooperate with each other regarding the entry into commerce of food for human consumption, the sanitation of premises on which such food is prepared, stored, or sold, the sanitation of the premises of merchants generally, and hazardous substances, drugs, medicines, and remedies.

(e) The counsel, with respect to the implementation of this article, and the Director of Natural Resources, with respect to his powers and duties under any other law, shall cooperate with each other regarding the inspection and grading of animal parts and products, including fish, eggs, and the entry into commerce of plants, plant parts and products, and food for animal consumption.

(f) The regulations issued under this article shall be clear and understandable to consumers. When technical language is necessary, the regulations shall be accompanied by an explanation of their effect which is understandable to consumers.

**Source:** PL 6-46, § 11, modified.

**Commission Comment:** With respect to the references to the “Director of Health and Environmental Services” and the “Director of Natural Resources,” 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.