

TITLE 4: ECONOMIC RESOURCES
DIVISION 8: UTILITIES

§ 8407. Operation of Commission: Additional.

(a) Notwithstanding any other provision of law, the Commission may meet for purposes of gathering information on entities and requesting, demanding, and accepting reports and documents from regulated entities, and for other purposes. The Commission may continue in limited operation, as funds are available or on a volunteer basis, for purposes of monitoring the regulated entities and making such orders, rules, and regulations, as may be appropriate to monitor such agencies and ensure compliance with orders of the Commission. Financial documents and reports submitted to the Commission are hereby declared to be public documents.

(b) Three Commissioners shall constitute a quorum. An affirmative vote of a simple majority of the Commissioners present at a meeting where a quorum is present shall be required for the Commission to act or issue a decision.

(c) Notwithstanding any other provision of law or any provision of any executive order, once three Commissioners have been appointed and confirmed, the PUC is deemed organized and no further action shall be required for the Commission to begin its duties; the Commission shall commence operations immediately.

(d) Notwithstanding any other provision of law or any provision of any executive order, any pending business of the Public Utilities Commission prior to the enactment of this chapter shall remain valid until such time that the Commission is able to meet quorum and takes action upon such business. If, for any reason, the Commission fails to meet quorum, all pending business shall remain valid until such time that the Commission is able to meet quorum and takes action upon such business.

Source: PL 15-35, § 2(8407), modified; (c) and (d) added by PL 16-2 § 12; (d) amended by PL 17-34 § 3 (March 10, 2011); (d) repealed and reenacted by PL 17-81 § 3 (August 31, 2012).

Commission Comment: The Commission deleted figures that repeated words in subsection (b) above pursuant to 1 CMC § 3806. The Commission replaced the word “Act” and the word “chapter” pursuant to 1 CMC § 8306(d). See comment to 4 CMC § 8143 for more information regarding PL 16-2.