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AN ACT

To enable the Department of Finance to participate in a State Plan for the acquisition of Federal Surplus Property.

BE IT ENACTED BY THE NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1           Section 1. Surplus Property Agency Designation. The Department  
2 of Finance is hereby designated as the "State Agency" for the purposes  
3 of subsection 203(j) of the Federal Property and Administrative  
4 Services Act of 1949, as amended, [40 U.S.C. 484(j)] hereinafter  
5 referred to as "The Federal Act".

6           Section 2. Functions. The Director of Finance is authorized and  
7 empowered:

8                   (a) To acquire from the United States of America such  
9 property as is allocated to the Department of Finance pursuant  
10 to the Federal Act;

11                   (b) To warehouse such property; and

12                   (c) To distribute such property to those entities and  
13 institutions which meet the qualifications for eligibility for  
14 such property under the Federal Act, or who may hereafter meet  
15 such qualifications.

16           Section 3. Assistance to Applicants. The Director of Finance is  
17 authorized to disseminate information and assist potential applicants  
18 concerning the availability of Federal surplus real property, to  
19 otherwise assist in the processing of such applications for acquisition  
20 of real and related personal property of the United States under  
21 subsection 203(k) of the Federal Act, [40 U.S.C. 484(k)], and to

1 subsequently assist in assuring utilization of the property.

2 Section 4. Rules and Regulations. Subject to applicable law, the  
3 Director of Finance may prescribe such rules and regulations as may be  
4 necessary for the efficient administration of this Act or as may be  
5 required by Federal laws and regulations.

6 Section 5. Certifications, Actions and Reports. The Director of  
7 Finance may make the necessary certifications, undertake such action,  
8 and make such reports as may be required by Federal laws or regulations  
9 or which may otherwise be necessary to provide for the efficient  
10 administration of this Act.

11 Section 6. Contract and Cooperative Agreements. The Director of  
12 Finance may enter into contracts, and other agreements for and on behalf  
13 of the Commonwealth of the Northern Mariana Islands, including the  
14 cooperative agreements within the purview of subsection 203(n) of the  
15 Federal Act [40 U.S.C. 484(n)] with Federal agencies, as well as  
16 agreements with other SASP or groups and associations thereof which will  
17 promote the administration of this Act.

18 Section 7. Authority to Acquire, Hold, and Improve Property. The  
19 Director of Finance may, subject to the availability of funds in the  
20 Special Surplus Property Fund provided for by Section 13 of this Act,  
21 acquire and hold title to real property, make capital improvements  
22 thereto, and make advance payments of rent for distribution centers,  
23 office space, or other facilities required to carry out the functions  
24 of the Department of Finance as herein provided.

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1           Section 8. Personnel. The Director of Finance is authorized and  
2 empowered to appoint advisory boards or committees, and to employ, under  
3 Public Law No. 1-9 (The Northern Marianas Civil Service Act of 1978),  
4 such other personnel as deemed necessary and suitable for the  
5 administration of this Act.

6           Section 9. Clearing House. The Director of Finance is authorized  
7 and empowered to act as a clearing house for information for the  
8 entities and institutions which may be eligible to acquire Federal  
9 surplus property, and to assist, as necessary, such entities and  
10 institutions in obtaining such property.

11          Section 10. Cooperation with Federal Government, The Director of  
12 Finance shall, consistent with the provisions of this Act, cooperate  
13 to the fullest extent with the departments or agencies of the United  
14 States of America, file a plan of operation approved by the Governor,  
15 operate in accordance therewith, and take such action as may be  
16 necessary to meet the standards prescribed by the Federal Act.

17          Section 11. Power to Delegate Authority. The Director of Finance  
18 may delegate to any employee of the Department of Finance such power  
19 and authority as he deems reasonable and proper for the effective  
20 administration of this Act.

21          Section 12. Transfer Charges. The Director of Finance may assess  
22 a service and handling charge or fee for the acquisition, warehousing,  
23 distribution, or transfer of any Federal surplus property, within  
24 limits established by Federal law, which charge or fee shall be limited  
25 to that reasonably related to the costs of care and handling in respect

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1 to its acquisition, receipt, warehousing, distribution or transfer by  
2 the Department of Finance and, in the case of real property, such  
3 charges and fees shall be limited to the reasonable administrative costs  
4 of the Department of Finance incurred in effecting transfer.

5 Section 13. Special Surplus Property Fund.

6 (a) There is hereby established a fund to be known as the  
7 "Special Surplus Property Fund" which shall be maintained separate  
8 and apart from any other funds from the Commonwealth of the  
9 Northern Mariana Islands and independent records and accounts  
10 thereof shall be maintained in connection therewith.

11 (b) All appropriations made for the purpose of implementing  
12 this Act shall be deposited within the Special Fund. All receipts  
13 from charges and fees assessed pursuant to Section 12 of this Act  
14 shall additionally be placed in the Special Fund. All debts,  
15 liabilities, obligations, and operating expenses incurred pursuant  
16 to this Act shall be paid to the Director of Finance from said  
17 funds.

18 (c) The Director of Finance shall render quarterly to the  
19 Governor and to the Legislature a statement reflecting the  
20 financial condition of the Special Fund and a financial statement  
21 of operations of the said Special Fund for the period covered.

22 Section 14. Authorization for Appropriation. There is hereby  
23 authorized to be appropriated to the Special Fund such sums as may be  
24 necessary to carry out the provisions of this Act.

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1           Section 15. Effective Date. This Act shall take effect upon its  
2 approval by the Governor, or upon its becoming law without such  
3 approval.

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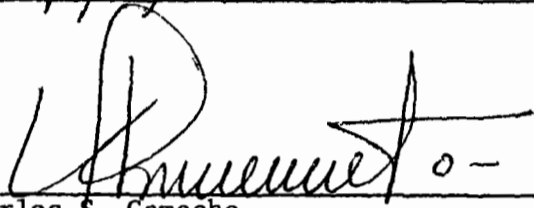
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August 25<sup>th</sup>, 1980  
  
Carlos S. Camacho  
Governor  
Commonwealth of the Northern Mariana  
Islands