

TWELFTH KOSRAE STATE LEGISLATURE

FIRST REGULAR SESSION, FEBRUARY 2019

L.B. No. 12-09

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A BILL FOR AN ACT

To amend Title 8 of the Kosrae State Code, by adding a new Chapter 4 thereof, to codify required consultation with respective Municipal Government of any projects to be established, piloted, constructed, or conducted within the Municipality; and for other purposes.

*land
marine
space*
passed 1st reading

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this act is to amend Title 8 of the Kosrae State
2 Code, by adding a new Chapter 4, entitled "Municipal Projects", to require consultations
3 between State Government, contractors or parties of interests with the Municipal
4 Government that proposed, approved, or funded project will be established, piloted,
5 constructed or conducted at.

6 Section 2. Amendment. A new Chapter 4 is hereby added to Title 8 of the
7 Kosrae State Code to read as follows:

8 "Chapter 4. Municipal Projects

9 Section 8.401. Municipal Boundaries. Municipal boundaries are established and
10 recorded. The State Government may use marine or land space and other natural
11 resources or structures within the boundaries of a municipality for conservative or
12 developmental projects.

13 Section 8.402. Consultation Procedure. The State Government may use the waters,
14 land, natural resources or structures within the boundaries of a municipality, only
15 after consultation between the State Government and the municipality where

1 marine or land space, natural resources or structures are located. Consultation
2 shall require:

3 (1) A written notice by the State Governmetn to the Mayor of the Municipality
4 requesting a meeting to discuss the State's intention and use of certain
5 marin~~y~~ land, natural resources, or structures situated in^{the} the Municipality's
6 boundaries.

7 (2) The Mayor will respond to the State's notice within 10 calendar days,
8 scheduling a meeting with the State Government.

9 (3) The State Government and the Mayor of the Municipality or designated
10 municipal representatives, will meet in the municipality where the marine,
11 land, natural resources, or structure is loated, to discuss the proposed use
12 of such, examine the studies conducted, and exchange information and
13 advice."

14 Section 3. Effective Date. This act takes effect upon the approval of the Governor
15 or upon its becoming law without such approval.

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19 Date: 2/21/19

Introduced by: J. Charley
Jarinson M. Charley