

AN ACT

To provide for the reorganization of the Koror State Public Lands Authority pursuant to Section 67 of RPPL 5-7, to amend 9 KSC 103; and for related purposes.

THE PEOPLE OF THE STATE OF KOROR REPRESENTED IN THE LEGISLATURE OF THE STATE OF KOROR DO ENACT AS FOLLOWS:

SECTION 1. Findings. The Sixth Koror State Legislature hereby finds that Section 67 of RPPL No 5-7 amends 35 PNCA 215 to allow the state legislatures to determine the composition and makeup of the state public lands authority Board of Trustees by law.

SECTION 2. Composition of Board of Trustees of the Koror State Public Lands Authority; Terms of Board Members; Filling of Vacancies, Amendment to 9 Koror State Code, Section 103.

A. The Koror State Public Lands Authority shall be governed by a Board of Trustees as established by this Act. The Board of Trustees shall consist of a total of seven (7) members, as follows:

- (1) Ibedul, who shall be the Chairman of the Board;
- (2) Three (3) members selected by Ibedul with the consent and approval of the House of Traditional Leaders of Koror State Government,
- (3) Three (3) members selected by the Governor with advise and consent of the Legislature, and
- (4) The Board may select a Vice Chairman and such other positions within the Board as the Board deems appropriate.

B. Ibedul shall serve on the Board in perpetuity. All other appointees shall serve for three (3) year terms, with the exception that the first three persons appointed by Ibedul shall serve for a term of two (2) years, and thereafter all appointees by Ibedul shall serve for a term of three (3) years. There is no limit to the number of terms that a Board member may serve.

C. In the event of a vacancy in the Board, the vacant position shall be filled in the same manner as the original appointment, and the person appointed to the vacant position shall serve for the remainder of the term of the previously vacant position for which he or she was appointed.

D. Section 103 of 9 Koror State Code is hereby amended as set forth in sections "A" "B.", and "C " herein above.

SECTION 3. Appointment of Members Expiration of Previous Terms.

(A) Within thirty (30) days after the effective date of this Act, the Ibedul and the Governor shall submit the names of appointees to the House of Traditional Leaders and the Legislature respectively. The Legislature and the House of Traditional Leaders shall accept or reject such appointment within ten (10) days. If an appointee is not accepted within such ten (10) days, then the appointee shall be deemed rejected. No appointee shall be reconsidered more than once.

(B) The term of any Board member as of the effective date of this Act shall terminate on the thirteenth day after the effective date of this Act, or upon approval by the Legislature or the House of Traditional Leaders as described in this Act, whichever occurs first. Board members shall be removed according to their method of appointment (by Ibedul or by the Governor), and in order of seniority with newest

members being replaced first; in the event that more than one new member is appointed and approved within thirty days of the effective date of this Act. Any previous law, rule, or regulation which set the term of any current Board member being replaced is hereby repealed to the extent of any inconsistency with this section.

SECTION 4. Submission of Quarterly Reports to the Governor, the House of Traditional Leaders, and the Legislature.

A. The Board of Directors of the Koror State Public Lands Authority shall submit quarterly reports to the Governor, the House of Traditional Leaders, and the Legislature containing the following information:

(1) A description of any and all leases granted or executed by the Board during the quarter, including the land leased, the size of the leased premises in square meters, the duration of the lease, and the annual lease rental;

(2) A statement of any lease which are in default, and the amounts due and owing from the Lessee.

B. The quarterly reports required by this section shall be provided by April 20th, July 21st, October 21st, and January 31st of each year. The first quarterly report shall be issued for the first quarter in which this Act becomes effective.

SECTION 5. Severability. In the event that a court of competent jurisdiction determines that any part or portion of this law is invalid, then the offending portion or portions may be stricken, and the remaining portions shall continue in full force and effect.

SECTION 6. Effective Date. This Act shall become effective upon its becoming

law by operation of the Koror State Constitution.

PASSED: June 10, 1998

CERTIFIED BY:

ATTESTED TO BY:

/s/ _____
Salvador Tellames, Speaker
6th Koror State Legislature

/s/ _____
Charlyne Uong, Clerk
6th Koror State Legislature

APPROVED THIS _____ DAY OF _____, 1998.

/s/
John C. Gibbons
Governor, State of Koror

APPROVED THIS 12 DAY OF June, 1998.

/s/
Ibedul Yutaka M. Gibbons
Paramount High Chief
House of Traditional Leaders