

Elements of Congress of Micronesia Enabling Legislation
Re Return of Public Lands to Districts

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1. Authorize TT to transfer public land to the district legislatures or to persons or entities designated by the district legislatures to receive such land in the respective districts.
2. Authorize the district legislature to decide:
 - a. Whether the people of the district want the TT to turn over the public land in the district
 - b. To whom
 - c. When
3. Authorize the district legislature generally to exercise exclusive legislative authority (except as otherwise provided herein) with respect to the administration, management, and disposition of public lands. Such authority shall include:
 - a. The authority to institute and conduct a home-steading program
 - b. The authority to establish procedures to settle disputes regarding title or boundaries to land, provided that the TT may conduct a cadastral survey program (if approved by the district legislature)
 - c. Authority to exercise the power of eminent domain, to be shared with the TT government consistent with the "limitations and safeguards" set forth below
 - d. The authority to establish the terms and conditions for the administration and disposition of public lands and to designate appropriate functions relating thereto to be carried out by the office of the district administrator or such other persons as the district legislature shall designate

4. The district legislature is authorized to create or authorize the creation of entities including corporate bodies to receive and administer public lands, subject to such conditions and general rules as the district legislature shall specify. Entities created directly or indirectly under a legislative act of the district legislature shall have those powers and shall be subject to such limitations and restrictions as are specified by the district legislature. Nothing in this section shall prevent the district legislature from designating as recipients of public land persons or entities otherwise created and legally qualified to receive real property.

5. [The enabling legislation should draw the "limitations and safeguards" specified in the U.S. policy statement on land.]