

AN ACT

CREATING THE TRUK DISTRICT TOURIST COMMISSION, AND OTHER PURPOSES.

BE IT ENACTED BY THE TRUK DISTRICT LEGISLATURE THAT:

Section 1. Amendment. Title 5 of the Truk District Code is hereby amended by adding thereto Chapter 2, to read as follows:

Chapter 2

Tourist Commission

Sections

31. Creation
32. Membership
33. Term of Office
34. Compensation of Members
35. Powers and duties
36. Organization
37. Executive Director
38. Hearings; subpoena
39. Refusal of Witnesses to Make Oath
or Affirmation or to Testify:
Perjury
40. Authorization of Appropriations

Section 31. Creation. The Truk District Tourist Commission, hereinafter referred to as the Tourist Commission, is hereby created.

Section 32. Membership. The Tourist Commission shall consist of seven voting members, who shall be appointed by the Truk District Administrator with the advice and consent of the Speaker of the Truk District Legislature. All members shall be

22-20

ereby

Section 33. Term of Office. Each member of the Tourist Commission shall serve a term of office of two (2) years, commencing on the same date for all members. Vacancies on the Tourist Commission due to death, illness, resignation, or other causes shall be filled by appointments made by the Truk District Administrator with the advice and consent of the Speaker of the Truk District Legislature. All such appointments shall be for the remainder of the unexpired term of the member vacating his position. Any member may be removed from the Commission for good cause, as determined by the affirmative vote of four (4) members of the Tourist Commission or as determined by the Truk District Administrator with the concurrence of the Speaker of the Truk District Legislature.

Oath
:
ons
st
s
on
he

Section 34. Compensation of Members. All members of the Tourist Commission shall be entitled to such compensation or allowance in lieu of compensation as provided by law when actually performing functions of the Tourist Commission at the direction of the Chairman; provided, however, that those members who are government employees and who attend meetings of the Tourist Commission during their regular hours shall not be entitled to compensation or allowance other than their regular salary.

Section 35. Powers and Duties. The Tourist

Commission shall have the following powers and duties:

(1) to recommend to the Truk District Legislature the enactment of laws promoting and/or controlling the development of tourism in Truk District;

(2) to recommend to the Truk District Planning Commission zoning laws promoting and/or controlling the development of tourism in Truk District.

(3) to investigate, study, determine, and evaluate the advantages and disadvantages of tourism in Truk District, taking into account the effects of different members and types of tourists on local customs, on land tenure, on the environment, on sectors of the economy not directly related to the tourism industry, and such other effects as the Tourist Commission shall deem proper to study; and to publish the results of such investigations, studies, determinations, and evaluations. Such publication(s) shall be in the Trukese and English language, and shall be in an inexpensive form, such as mimeographing, so that the publication(s) may be widely distribute among the people of Truk District.

(4) to report annually to the Truk District Legislature on its activities for the previous year.

(5) to carry out such other activities as the Truk District Legislature may be law direct.

Section 36. Organization. Within thirty (30) days after the appointment of the members of the Tourist Commission, the Truk District Administrator shall call the first meeting of the Tourist Commission. At the meeting the Commission shall elect from among its members a Chairman, A Vice-Chairman, and a Secretary-Treasurer. The Tourist Commission shall meet at least once each quarter. The Chairman, subject to any limitations imposed by law, may call additional meetings as he sees fit and shall call a meeting upon the petition of four (4) members of the Tourist Commission. Four (4) members of the Tourist Commission shall be a quorum, and the affirmative vote of the majority of the members present at a meeting at which a quorum is present shall constitute an action of the Tourist Commission.

Section 37. Executive Director. The day-to-day activities of the Tourist Commission shall be supervised by an Executive Director, who shall be appointed by the Tourist Commission and who shall serve at the pleasure of the Tourist Commission. The Tourist Commission shall provide the Executive Director with such staff and clerical employees as the Tourist Commission deems necessary, subject to the limitations imposed by law and the availability of funds.

Section 38. Hearings; Subpoena. The Tourist Commission shall have the power to conduct public and closed hearings on any matter within the duties and responsibilities of the Tourist Commission, to issue subpoenas requiring the attendance

of witness or the production of documents, books, or other evidence, and to administer oaths to witnesses, all in accordance with any limitations imposed by law.

Section 39. Refusal of Witnesses to Make Oath or Affirmation or to Testify; Perjury. Every person who, having been duly summoned by the Tourist Commission to give testimony or to produce paper upon any matter under inquiry by the Tourist Commission, or who, having appeared, refuses to make oath or affirmation, or to answer any question pertinent to the matter under inquiry, is guilty of a misdemeanor and upon conviction shall be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than six (6) months, or both. False swearing upon any material fact by any witness before the Tourist Commission shall constitute perjury and be punishable as such.

Section 40. Authorization of Appropriations. There is hereby authorized an annual appropriation of such sum or so much thereof as may be necessary for the expenses of the Tourist Commission, such expenses to include direct expenses, the salaries of the Executive Director and other employees, operating expenses, other related costs, and such miscellaneous costs as determined by the Commission.

Section 2. Appropriation. There is hereby appropriated out of the General Fund of the Truk District Legislature, not otherwise appropriated, the sum of ten thousand dollars (\$10,000.00) or so much thereof as may be necessary, for carrying out the purposes of this Act. Any sums appropriated by this Act not expended or encumbered at the end of Fiscal Year 1973 shall revert to the General Fund of the Truk District Legislature.

Section 3. Effective Date. This Act shall take effect upon its approval by the District Administrator, or upon its becoming law without such approval.

Signed by: /s/ Hermes Katsura
Hermes Katsura, Speaker
Truk District Legislature

Attested to: /s/ Keichiro Gerhart
Keichiro Gerhart, Secretary
Truk District Legislature

Date 7-5-72

Approved by: /s/ Juan A. Sablan
Juan A. Sablan
District Administrator,
Truk

Date: 7/24/72