

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
EXECUTIVE ORDER OF THE GOVERNOR

EXECUTIVE ORDER NO. 11
OCTOBER 5, 1978

SUBJECT: Office of Civil Defense Director

WHEREAS, Section 10 of Article III of the Constitution of the Northern Mariana Islands empowers the Governor with emergency authority in the case of invasion, civil disturbance, natural disaster or other calamity to mobilize available resources to respond to that emergency; and

WHEREAS, it is in the best interests of the people of the Commonwealth, in this thermonuclear age, to provide a system of civil defense for the protection of life and property from attack, to establish procedures and plans to mobilize and utilize all available resources; and

WHEREAS, following a thorough review and consideration of the needs and available resources of the Commonwealth, it is hereby concluded that civil defense activities can be accomplished most promptly, effectively and efficiently through performance by the regular departments and agencies of the government of those civil defense functions relating to their established roles and capabilities by coordinating and delegating the authority to administer and provide those activities through a single office with a full-time director,

NOW THEREFORE,

Section 1. Office. There is established in the Executive Branch in the Office of the Governor in the Office of the Emergency Operations Coordinating Officer, the Office of Civil Defense Director.

Section 2. Director. The Office of Civil Defense Director shall be administered by a Director to be appointed by the Governor. The Director may employ such staff as is required to assist him in his duties.

Section 3. Functions and Duties. The Director is authorized in order to carry out the above-mentioned purposes, to:

A. Prepare an adopt an administrative plan for the civil defense and emergency needs of the

Commonwealth which will comply with the Federal Civil Defense Act of 1950, as amended, U.S. Public Law 920-81st U.S. Congress, 50 U.S.C.A. Sections 2251-2297, Code of Federal Regulations (35 CFR, Chapter XVIII), and all applicable federal laws, which shall include but not be limited to the following:

(1) That it will be in effect throughout the insular areas of the Commonwealth and administered and supervised by the single Office of Civil Defense Director.

(2) Provides for the development of civil defense operational plans pursuant to standards approved by the Director.

(3) The Director shall be a full-time employee of the Commonwealth.

(4) The establishment and maintenance of personnel standards in accordance with federally prescribed standards.

(5) Submission of an annual program paper and such other reports that may be required by the U.S. Defense Civil Preparedness Agency (U.S.D.C.P.A.) Regional Director.

(6) Retain and make available to the U.S.D.C.P.A. Director and the U.S. Comptroller General all books, records and papers pertinent to the program for audit purposes.

(7) Establish and maintain a financial management, monitoring and performance reporting system for federal grant supported activities.

(8) Establish and maintain property management systems and systems for the procurement of supplies, equipment, construction and other services in accordance with federally prescribed standards.

(9) Provide for the disbursement of federal funds of an appropriate share to subgrantees.

(10) Provide for the Commonwealth Government's supervision and review.

B. The Director shall adopt methods of administration which shall be followed in order to conduct the Civil Defense program in accordance with Title VI of the Civil Rights Act of 1964, U.S.D.C.P.A. regulations and U.S. Department of Defense regulations concerning equal employment.

C. The Director may delegate to the several departments and agencies of the Commonwealth Government appropriate civil defense responsibilities, and review and coordinate their activities with each other and with the territories, states and the Federal Government.

D. The Director shall make appropriate provision for necessary civil defense communications and for the dissemination of information, warnings of enemy attacks or emergencies to the people of the Commonwealth.

E. The Director shall study and develop civil defense measures and conduct, arrange or contract for training programs for the instruction of civil defense officials and other persons in the organization, operation and techniques of civil defense.

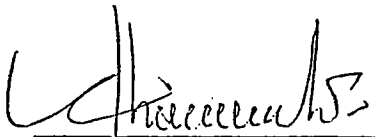
Section 4. Insignia. The Director may prescribe insignia, arm bands, and other distinctive articles which may be obtained by, manufactured for or possessed or worn by persons engaged in civil defense activities pursuant to rules and regulations established by the Director adopted by the Administrator of the Federal Civil Defense Administration. Section 204 of the Federal Civil Defense Act of 1950, as amended, provides for a fine of not more than \$1,000.00 or imprisonment of not more than one year or both, for the manufacture, possession or wearing of any such insignia, arm band, or other distinctive article otherwise than in accordance with such rules and regulations.

Section 5. Emergency Authority. During the existence of a state of emergency the Director is hereby delegated the same authority and ability to utilize federal and Commonwealth property, departments, facilities and agencies, immunity from

suit and waiver of federal and Commonwealth Administrative Procedure Acts as may be provided to or delegated by the Administrator of the Federal Civil Defense Administration by Title III, Sections 301-306 of the Federal Civil Defense Act of 1950, as amended. The provisions of this section shall terminate immediately upon the termination of the state of emergency.

Section 6. Loyalty Oath. In accordance with Section 403 of the Federal Civil Defense Act of 1950, as amended, before entering upon any civil defense duties the Director and any employee serving in this program shall take the written oath in a form similar to that provided in said Section 403.

Date: October 5, 1978



Carlos S. Camacho
Governor