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AN ACT

to amend the Kwajalein Atoll Development Authority (KADA) Act of 2008, Chapter 7, Title 10 of the Marshall Islands Revised Code (MIRC).

BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS:

**Section 1. Short title.**

This Act may be cited as the Kwajalein Atoll Development Authority (Amendment) Act, 2012.

**Section 2. Amendment.**

(1) Section 707 of the Kwajalein Atoll Development Authority Act, Chapter 7, Title 10 of the MIRC is hereby amended.

**§707. Organization and Management.**

(1) The power and duties of the Authority are hereby vested in and shall be exercised by the Board. The Board shall consist of nine (9) members appointed by the President from the offices and nominations as follows:

(a) The RMI Representative as defined herein above, who shall be the official representative of the Government;

(b) One (1) Senator elected to represent the Kwajalein Atoll in the Nitijela, nominated by a consensus of the Kwajalein Atoll Delegation to the Nitijela;

(c) The Mayor of the Kwajalein Atoll Local government or a duly authorized representative nominated by him;

(d) The President of the Chamber of Commerce for Ebeye Island, Kwajalein Atoll or a duly authorized representative nominated by him;

1 (e) Three (3) landowner representatives, nominated by the Landowners of those  
2 lands within the Kwajalein Atoll that are the subject of the Land Use Agreement between RMI  
3 Government and the Kwajalein landowners;

4 (f) One (1) member to be nominated by a majority of the Board appointed under  
5 Subsection (1)(a), (b),(c), (d) and (e) above. In the event the Board is unable to nominate  
6 the members provided for herein, the President shall appoint said Board members from among  
7 those persons considered for nomination by the Board; and

8 (g) Chief Secretary, as an ex officio.

9 (2) Meetings of the Board shall be held at such times and at such places as may be  
10 designated by the Board.

11 (3) Every member of the Board shall, subject to Section 709, hold office for a term of  
12 four (4) years and shall, unless removed from office, be eligible for re-appointment.

13  
14 (2) Section 724 of the Kwajalein Atoll Development Authority Act Chapter 7, Title 10 of the  
15 MIRC is hereby amended.

16  
17 **§724. Limitation on the Use of Funds.**

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19 No money shall be withdrawn from the Fund to pay for fuel or other expenses of the  
20 generation of electricity for public sale or use, unless the Board approves otherwise.

21  
22 **Section 3. Effective Date.**

23 This Act shall take effect on the date of certification in accordance with the Constitution  
24 of the Republic of the Marshall Islands and Rules of Procedures of the Nitijela.

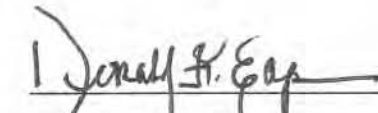
CERTIFICATE

I hereby certify:

1. That Nitijela Bill No. 4 was passed by the Nitijela of the Republic of the Marshall Islands on the 12<sup>m</sup> day of April, 2012; and
2. That I am satisfied that Nitijela Bill No. 4 was passed in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this 25<sup>th</sup> day of April 2012.

Attest:

  
Hon. Donald F. Capelle

Speaker  
Nitijela of the Marshall Island



Tadashi Lometo  
Clerk  
Nitijela of the Marshall Islands