

R&D/T&GD

A BILL FOR AN ACT

To amend the Kosrae State Code by inserting new Sections 19.202A and 19.202b of Title 19, to grant the Governor oversight and waiver authority over development permit requirements and fees administered by the Kosrae Island Resource Management Authority, in cases of urgent or overriding public interest, and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this Act is to amend Title 19 of the Kosrae
2 State Code to authorize the Governor to exercise oversight and limited waiver powers over
3 development permit requirements and fees administered by the Kosrae Island Resource
4 Management Authority, in exceptional cases where public welfare or urgent state interests
5 require timely approval of development projects.

6 Section 2. Amendment. Title 19 of the Kosrae State Code is amended by inserting
7 new Sections 19.202A and Section 19.202B immediately following Section 19.202, to
8 read as follows:

9 “Section 19.202A. Governor’s Oversight and Waiver of Development Permit Requirement
10 Notwithstanding any other provision of this Title, where the strict application of
11 development-permit requirements or fees administered by the Kosrae Island Resource
12 Management Authority would unreasonably delay or prevent a development that serves an
13 urgent or overriding public interest—including but not limited to disaster recovery, public
14 infrastructure, housing, health, education, or environmental rehabilitation—the Governor

1 may, by a written directive, exercise oversight and waive, modify, or direct the issuance of
2 a permit or any associated fee.

3 A permit issued or action taken pursuant to a directive under this Section may proceed
4 immediately, and any required environmental impact assessment or studies under section
5 19.202 shall be completed concurrently or as soon as practicable thereafter. The permit
6 remains subject to modification, suspension or revocation if the subsequent environmental
7 review identifies substantial adverse impacts requiring mitigation.

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9 Each directive issued under this Section shall state the specific public interest served”.

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11 “Section 19.202B. Alignment of Regulations and Supremacy of Governors Authority

12 The Kosrae Island Resources Management Authority shall review all existing regulations
13 relating to all development permits procedures and fees and associated requirements to
14 ensure alignment with Section 19.102A and shall take necessary action to amend them.

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16 The authority granted to the Governor under Section. 19.201A shall supersede any
17 inconsistent provision of this Title, including but not limited to procedures or decision
18 making authority assigned to the KIRMA Board under Title 7 or Title 19, for the purpose
19 of issuing expedited or conditional development permits or conditional development
20 permits pursuant to a written directive.”

THIRTEENTH KOSRAE STATE LEGISLATURE

TWENTY FIRST SPECIAL SESSION, NOVEMBER 2025

L.B. No. 13-223

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Section 3. Effective Date. This act takes effect upon the approval of the Governor
or upon its becoming law without such approval.

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Date: 11/12/25

Introduced by: 