



U.S. DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
Office for Coastal Management
Silver Spring Metro Center, Building 4
1305 East-West Highway
Silver Spring, Maryland 20910

May 16, 2023

Richard V. Salas, DCRM Director
Bureau of Environmental and Coastal Quality
P.O. Box 501304
Saipan, MP 96950

Dear Mr. Salas,

Thank you for the March 9, 2023, request for approval of changes to the Commonwealth of the Northern Mariana Islands (CNMI) Coastal Management Program pursuant to the National Oceanic and Atmospheric Administration (NOAA) Coastal Zone Management Act (CZMA) regulations at 15 CFR part 923, subpart H.¹

NOAA's Office for Coastal Management approves the request subject to the qualification below.

NOAA's regulations require that the state post this decision by the Office for Coastal Management for public notice.² The public notice should state that as of the date of this decision letter the enforceable policies identified in the attached Table of Approved Changes shall be applicable in reviewing federal actions pursuant to the federal consistency requirements of the CZMA and its implementing regulations found at 15 CFR part 930.³ Please send a copy of the public notice to the Office for Coastal Management for our records to close out this file.

PUBLIC AND FEDERAL AGENCY COMMENTS

The Office for Coastal Management did not receive any comments on this program change submission.

CHANGES APPROVED

See the attached Table of Approved Changes to the CNMI Coastal Management Program.

CLARIFICATION AND QUALIFICATION

At § 15-20-005, which describes the authority to issue the regulations for water sports (jet skis), it is stated that the regulations are issued pursuant to the federal Coastal Zone Management Act (16 c. § 1451 et seq.) and the Statement of Mutual Agreement and Memorandum of Understanding entered into by and between the Commonwealth and the

¹ This program change request was submitted under NOAA's revised CZMA program change regulations at 15 CFR part 923, subpart H. The Office for Coastal Management's decision due date was April 8, 2023 subject to extension. The Office for Coastal Management extended its review of this program change request to April 28, 2023.

² 15 CFR § 923.81(e)(5).

³ 15 CFR § 923.81(f).

NOAA “which delegated” to the Division of Coastal Resources Management all authority respecting water sports and recreational activities. As a point of clarification, please note that state coastal management programs are not delegated authorities. While states are required to have management authority over land and water uses in order to obtain program approval and be eligible for CZMA grants and the authority to review federal actions for consistency with state enforceable policies, the NOAA Coastal Zone Management Program regulations do not specify how coastal land and water uses are to be managed. NOAA has no authority to manage the coastal land and waters uses within a state, nor direct how uses should be managed.

Throughout the regulations submitted for approval as enforceable policies for CZMA review purposes, there are sections with a mix of procedural and substantive requirements. Enforceable policies, approved for the purposes of CZMA review, are substantive standards used to determine the consistency of federal actions. Procedural requirements are not substantive standards and are not to be used to determine the consistency of federal actions. The Federal Consistency regulations recognize that requirements to obtain state permits may be used to determine consistency for federal licenses and permits but federal agencies are not required to obtain state permits (nor pay fees) unless required to do so by federal law.

As a standard qualification applying to all program changes, states may not incorporate enforceable policies by reference. If an approved enforceable policy refers to another statute, regulation, policy, standard, guidance, or other such requirement or document, the referenced policy must be submitted to and approved by the Office for Coastal Management as an enforceable policy in order to be applied under the federal consistency review provisions of the CZMA. No referenced policy may be applied for CZMA federal consistency review purposes unless that policy has been separately reviewed and approved as an enforceable policy by the Office for Coastal Management.

Thank you for your cooperation in this review. Please contact Janice Castro at (670) 234-0003, if you have any questions. For future correspondence regarding these program changes, please refer to the file number assigned to this action, CNMI-2023-1.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joelle Gore', written in a cursive style.

Joelle Gore, Chief
Stewardship Division

Attachment: Table of Approved Changes CNMI-2023-1

CNMI-2023-1: Table of Approved Changes

See the May 16, 2023, decision letter issued by the NOAA Office for Coastal Management regarding any clarifications, qualifications or exceptions to this approval table.

Legal citation	Title of policy, section, or other descriptor	Is the change new, revised, or deleted	Date effective in state	Enforceable policy (Yes/Y) or (No/N)	Enforceable mechanism citation
<p>Northern Mariana Islands Administrative Code (NMIAC) Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20-405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 001 General Provisions:</p> <ul style="list-style-type: none"> • § 15-20-001 Short Title • § 15-20-005 Authority • § 15-20-010 Purpose and Scope 	New	08/07/2021	N	<p>Note: There is a misstatement regarding the delegation of authority by the former NOAA Office of Ocean and Coastal Resource Management in § 15-20-005(a), since CZMA programs are not delegated authorities. Corrections to these provisions will be addressed in future regulation updates</p>
<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20-405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 001 General Provisions:</p> <ul style="list-style-type: none"> • § 15-20-015 Definitions 	New	08/07/2021	Y	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 600 Enforcement • 2 Commonwealth Code (CMC) § 1543 Coastal Resources Management: Penalties

CNMI-2023-1: Table of Approved Changes

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<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 100 Permit Issuance:</p> <ul style="list-style-type: none"> • § 15-20-101 Requirement to Obtain a Water Sports Permit • § 15-20-105 Restrictions to Issuance of Water Sports Permits • § 15-20-110 Water Sports Permit Renewal • § 15-20-120 Duration and Terms of Permit • § 15-20-125 Fees • § 15-20-130 Registration of Commercial Vessels and Operators • § 15-20-135 Property Rights 	<p>New</p>	<p>08/07/2021</p>	<p>N</p>	

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<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 100 Permit Issuance:</p> <ul style="list-style-type: none"> • § 15-20-115 Maximum Number of Permits 	New	08/07/2021	Y	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 600 Enforcement • 2 CMC § 1543 Coastal Resources Management: Penalties
<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 200 Commercial Water Sports Operations [All Sections]</p>	New	08/07/2021	Y	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 600 Enforcement • 2 CMC § 1543 Coastal Resources Management: Penalties
<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 300 Change in Ownership or Information [All Sections]</p>	New	08/07/2021	N	

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<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 400 Designated Areas of Operation [All Sections]</p>	<p>New</p>	<p>08/07/2021</p>	<p>Y</p>	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 600 Enforcement • 2 CMC § 1543 Coastal Resources Management: Penalties
<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 500 Personal, Recreational and Non-Commercial Uses [All Sections]</p>	<p>New</p>	<p>08/07/2021</p>	<p>Y</p>	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 600 Enforcement • 2 CMC § 1543 Coastal Resources Management: Penalties
<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 600 Enforcement [All Sections]</p>	<p>New</p>	<p>08/07/2021</p>	<p>N</p>	<p>Note: Part 600 contains enforceable mechanisms for NMIAC Chapter 15-20 enforceable policies.</p>

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<p>NMIAC Chapter 15-20 Water Sports Regulations</p> <p>[Provisions to repeal all existing Jet Ski Rules and Regulations at NMIAC §§ 15-20-101 to 15-20- 405, and adopt new Water Sports Regulations at NMIAC §§ 15-20-001 to 15-20-705]</p>	<p>Part 700 Miscellaneous [All Sections]</p>	<p>New</p>	<p>08/07/2021</p>	<p>N</p>	
<p>Northern Mariana Islands Administrative Code (NMIAC) Chapter 15-10 Coastal Resources Management (CRM) Rules and Regulations</p> <p>[Provisions relating to incentives for building redevelopment and stormwater management]</p>	<p>Part 001 General Provisions:</p> <ul style="list-style-type: none"> • § 15-10-020 Definitions, (rr) LEED certifiable 	<p>Revised</p>	<p>4/7/2022</p>	<p>Y</p>	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 800 - Enforcement of CRM Permits • NMIAC Chapter 15-20 Part 900 - Enforcement of CRM Standards and Policies • 2 Commonwealth Code (CMC) § 1543 Coastal Resources Management: Penalties
<p>NMIAC Chapter 15-10 CRM Rules and Regulations</p> <p>[Provisions relating to incentives for building redevelopment and stormwater management]</p>	<p>Part 100 CRM Permit Requirement:</p> <ul style="list-style-type: none"> • § 15-10-101 Types of CRM Permits and When Permits are Required, (c) Early action for flood zone risk reduction 	<p>Revised</p>	<p>4/7/2022</p>	<p>Y</p>	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 800 - Enforcement of CRM Permits • NMIAC Chapter 15-20 Part 900 - Enforcement of CRM Standards and Policies • 2 Commonwealth Code (CMC) § 1543 Coastal Resources Management: Penalties

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NMIAC Chapter 15-10 CRM Rules and Regulations [Provisions relating to incentives for building redevelopment and stormwater management]	Part 500 Standards for Determination of a Major Siting: • § 15-10-505 Specific Criteria for Major Sitings, (g) Mitigation of Adverse Impacts	Revised	4/7/2022	Y	<ul style="list-style-type: none"> • NMIAC Chapter 15-20 Part 800 - Enforcement of CRM Permits • NMIAC Chapter 15-20 Part 900 - Enforcement of CRM Standards and Policies • 2 Commonwealth Code (CMC) § 1543 Coastal Resources Management: Penalties
NMIAC Chapter 15-10 CRM Rules and Regulations [Provisions relating to incentives for building redevelopment and stormwater management]	Part 200 CRM Permit Process: • § 15-10-205 Permit Application Procedures	Revised	4/7/2022	N	
NMIAC Chapter 15-10 CRM Rules and Regulations [Provisions relating to specifying the location of public hearings]	Part 200 CRM Permit Process: • § 15-10-220 CRM Permit Hearing, (d) Location • § 15-10-235 Appeal of CRM Permit Decision	Revised	4/7/2022	N	
NMIAC Chapter 15-10 CRM Rules and Regulations [Provisions relating to specifying the location of public hearings]	Part 400 Standards for APC Creation and Modification: • § 15-10-405 Procedure	Revised	4/7/2022	N	

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NMIAC Chapter 15-10 CRM Rules and Regulations [Provisions relating to specifying the location of public hearings]	Part 800 Enforcement of CRM Permits: • § 15-10-825 Permit Enforcement Hearing	Revised	4/7/2022	N	Note: Part 800 contains enforceable mechanisms for NMIAC Chapter 15-10 enforceable policies.
NMIAC Chapter 15-10 CRM Rules and Regulations [Provisions relating to specifying the location of public hearings]	Part 1000 Public Information and Education: • § 15-10-1001 Public Information and Education, (c) Public Hearings	Revised	4/7/2022	N	
Northern Mariana Islands Administrative Code (NMIAC) Chapter 15-10 Coastal Resources Management (CRM) Rules and Regulations [Provisions relating to allowing remote participation of CRM Agency Officials]	Part 1000 Public Information and Education: • § 15-10-1001 Public Information and Education, (c) Public Hearings	Revised	9/7/2022	N	

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Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-20 Division of Environmental Quality (DEQ) Drinking Water Regulations	Part 001 General Provisions: • § 65-20-010 Definitions	New	7/30/2005	Y	<ul style="list-style-type: none"> • NMIAC § 65-20-142 Emergency Powers of the Director • NMIAC § 65-20-144(a)(2) Prohibition against Tampering with Public Water Systems • NMIAC § 65-20-148 Enforcement of Regulations • NMIAC § 65-20-150 Penalties for Violation of Regulations • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties

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NMIAC Chapter 65-20 DEQ Drinking Water Regulations	Part 100 CNMI Public Water System Regulations: [All Sections excluding § 65-20-142 Emergency Powers of the Director; § 65-20-144(a)(2) Prohibition against Tampering with Public Water Systems; § 65-20-148 Enforcement of Regulations; § 65-20-150 Penalties for Violation of Regulations]	New	7/30/2005	Y	<ul style="list-style-type: none"> • NMIAC § 65-20-142 Emergency Powers of the Director • NMIAC § 65-20-144(a)(2) Prohibition against Tampering with Public Water Systems • NMIAC § 65-20-148 Enforcement of Regulations • NMIAC § 65-20-150 Penalties for Violation of Regulations • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties

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NMIAC Chapter 65-20 DEQ Drinking Water Regulations	Part 100 CNMI Public Water System Regulations: <ul style="list-style-type: none"> • § 65-20-142 Emergency Powers of the Director • 65-20-144(a) Prohibition against Tampering with Public Water Systems • § 65-20-148 Enforcement of Regulations • § 65-20-150 Penalties for Violation of Regulations 	New	7/30/2005	N	Note: Part 100 § 65-20-142, § 65-20-144(a)(2), § 65-20-148, and § 65-20-150 contains enforceable mechanisms for NMIAC Chapter 65-20 enforceable policies.

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NMIAC Chapter 65-20 DEQ Drinking Water Regulations	Part 200 CNMI National Primary Drinking Water Regulations [All Sections]	New	7/30/2005	Y	<ul style="list-style-type: none"> • NMIAC § 65-20-142 Emergency Powers of the Director • NMIAC § 65-20-144(a)(2) Prohibition against Tampering with Public Water Systems • NMIAC § 65-20-148 Enforcement of Regulations • NMIAC § 65-20-150 Penalties for Violation of Regulations • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-20 DEQ Drinking Water Regulations	Part 300 CNMI National Secondary Drinking Water Regulations [All Sections excluding the appendices]	New	7/30/2005	Y	<ul style="list-style-type: none"> • NMIAC § 65-20-142 Emergency Powers of the Director • NMIAC § 65-20-144(a)(2) Prohibition against Tampering with Public Water Systems • NMIAC § 65-20-148 Enforcement of Regulations • NMIAC § 65-20-150 Penalties for Violation of Regulations • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties

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Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-20 Division of Environmental Quality (DEQ) Drinking Water Regulations [Provisions relating to regulating certain per-and polyfluoroalkyl substances (PFAS)]	Part 200 CNMI National Primary Drinking Water Regulations: • § 65-20-202 Definitions • § 65-20-212 Maximum Contaminant Levels • § 65-20-218 Special Regulations, Including Monitoring Regulations and Prohibition on Lead Use	New	4/7/2022	Y	<ul style="list-style-type: none"> • NMIAC § 65-20-142 Emergency Powers of the Director • NMIAC § 65-20-144(a)(2) Prohibition against Tampering with Public Water Systems • NMIAC § 65-20-148 Enforcement of Regulations • NMIAC § 65-20-150 Penalties for Violation of Regulations • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties
Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-140 Division of Environmental Quality (DEQ) Well Drilling and Well Operations	Part 001 General Provisions: • § 65-140-010 Definitions	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 Commonwealth Code (CMC) § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 300 Well Siting Criteria [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 400 Well Construction Criteria [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties

CNMI-2023-1: Table of Approved Changes

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NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 500 Well Development and Disinfection [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 600 Pump Testing and Water Quality Sampling Requirements [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 700 Well Drilling Activity Reporting for Well Operations Permit Application [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 800 Water Supply Capacity Guidelines [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1000 Well Operations Permit Obligations [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1100 Exemptions for Seawater Wells [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties

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NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1200 Exemptions for Wells Predetermined to Undergo Reverse Osmosis Treatment [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders [All Sections]	New	12/27/2004	N	Note: Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders contains enforceable mechanisms for NMIAC Chapter 65-140 enforceable policies.
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1600 Test Wells [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1700 Monitoring Wells and Comprehensive Hydrogeologic Investigations [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1800 Discontinued Use of Wells [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties

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NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 1900 Requirements for Destruction of Abandoned Wells [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 2000 Groundwater Management Zones [All Sections]	Revised	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties <p>Note: NMIAC Chapter 65-140 Part 2000 Groundwater Management Zones was previously approved in April 2006, and it is included in this request for approval as an enforceable policy.</p>
NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations	Part 2200 Groundwater Protection [All Sections]	New	12/27/2004	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-140 Part 1400 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3331 Penalties
Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-90 Division of Environmental Quality (DEQ) Underground Injection Control Regulations	Part 001 General Provisions: <ul style="list-style-type: none"> • § 65-90-010 Definitions 	New	1/25/1985	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-90 Part 600 Enforcement • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties

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NMIAC Chapter 65-90 DEQ Underground Injection Control Regulations	Part 100 Classification of Injection Wells [All Sections]	New	1/25/1985	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-90 Part 600 Enforcement • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-90 DEQ Underground Injection Control Regulations	Part 200 Prohibited Activities [All Sections]	New	1/25/1985	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-90 Part 600 Enforcement • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-90 DEQ Underground Injection Control Regulations	Part 300 Permitted Activities [All Sections]	New	1/25/1985	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-90 Part 600 Enforcement • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-90 DEQ Underground Injection Control Regulations	Part 400 Access to Records [All Sections]	New	1/25/1985	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-90 Part 600 Enforcement • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-90 DEQ Underground Injection Control Regulations	Part 600 Enforcement [All Sections]	New	1/25/1985	N	Note: Part 600 Enforcement contains enforceable mechanisms for NMIAC Chapter 65-90 enforceable policies.

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Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-120 Division of Environmental Quality (DEQ) Wastewater Treatment and Disposal Rules and Regulations	Part 001 General Provisions: • § 65-120-010 Definitions	Revised	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties <p>Note: NMIAC § 65-120-010 Definitions was previously approved in April 2006, and it is included in this request for approval as an enforceable policy.</p>
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 100 Construction and Operation of an IWDS or OWTS [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 200 Applicability of Regulations to Existing and New IWDS, OWTS, and Confined Animal Facilities [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties

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NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 300 IWDS and OWTS Permit Application Requirements [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 400 IWDS General Design Parameters [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 500 Identify Average Daily Wastewater Flow Rate [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 600 Septic Tank Design and Construction [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 700 Percolation Testing Procedures [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties

CNMI-2023-1: Table of Approved Changes

Legal citation	Title of policy, section, or other descriptor	Is the change new, revised, or deleted	Date effective in state	Enforceable policy	Enforceable mechanism citation
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 800 Leaching Field Design and Construction [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 900 Seepage Pit Design and Construction [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1000 IWDS and OWTS Siting Criteria [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1100 Holding Tanks [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1200 Inspection of Work in Progress [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties

CNMI-2023-1: Table of Approved Changes

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NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1300 IWDS Certification for Use [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1400 IWDS Maintenance [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1500 Cleaning Wastewater Systems, Disposal of Wastewater Requirements and Procedures [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1600 OWTS Design and Construction, and Treated Wastewater Effluent Re-use [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties

CNMI-2023-1: Table of Approved Changes

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NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1700 Animal Waste Management [All Sections]	Revised	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties <p>Note: NMIAC Chapter 65-120 Part 1700 Animal Waste Management was previously approved in April 2006, and it is included in this request for approval as an enforceable policy.</p>
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 1800 Temporary Toilets Facilities (TTF) [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders [All Sections]	New	7/2/2009	N	Note: Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders contains enforceable mechanisms for NMIAC Chapter 65-120 enforceable policies.
NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations	Part 2100 Right of Entry [All Sections]	New	7/2/2009	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-120 Part 2000 Penalties, Fines, Suspension, Revocation, and Other Orders • 2 CMC § 3131 Enforcement, Remedies, and Penalties

CNMI-2023-1: Table of Approved Changes

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Northern Mariana Islands Administrative Code (NMIAC) Subchapter 155-10.2 Department of Public Works (DPW) Flood Damage Prevention Regulations	Part 001 General Provisions: <ul style="list-style-type: none"> • § 155-10.2-005 Definitions • § 155-10.2-010 Lands to Which These Regulations Apply • § 155-10.2-015 Basis for Establishing the Areas of Special Flood Hazards • § 155-10.2-025 Compliance • § 155-10.2-035 Interpretation 	New	10/25/1993	Y	<ul style="list-style-type: none"> • 2 Commonwealth Code (CMC) § 7126 Violations of the Code Note: § 155-10.2-025 Compliance contains enforceable mechanisms for NMIAC Subchapter 155-10.2 enforceable policies.
NMIAC Subchapter 155-10.2 DPW Flood Damage Prevention Regulations	Part 100 Administration: <ul style="list-style-type: none"> • § 155-10.2-105 Building Permit Required • § 155-10.2-115 Interpretation of Firm Boundaries • § 155-10.2-120 Alteration of Watercourse 	New	10/25/1993	Y	<ul style="list-style-type: none"> • 2 CMC § 7126 Violations of the Code

CNMI-2023-1: Table of Approved Changes

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NMIAC Subchapter 155-10.2 DPW Flood Damage Prevention Regulations	Part 200 Provision for Flood Hazard Reduction [All Sections]	New	10/25/1993	Y	<ul style="list-style-type: none"> • 2 CMC § 7126 Violations of the Code
NMIAC Subchapter 155-10.2 DPW Flood Damage Prevention Regulations	Part 300 Variance and Appeal Procedures [All Sections]	New	10/25/1993	Y	<ul style="list-style-type: none"> • 2 CMC § 7126 Violations of the Code
Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-80 Division of Environmental Quality (DEQ) Solid Waste Management (SWM) Regulations	Part 001 General Provisions: <ul style="list-style-type: none"> • § 65-80-010 Definitions 	New	6/29/2001	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties
NMIAC Chapter 65-80 DEQ SWM Regulations	Part 100 General Permit Requirements - Solid Waste Management Activities/Facilities: <ul style="list-style-type: none"> • § 65-80-102 Exemptions 	New	6/29/2001	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 CMC § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties
NMIAC Chapter 65-80 DEQ SWM Regulations	Part 700 Collection: Requirements for Commercial Waste Haulers: <ul style="list-style-type: none"> • § 65-80-725 Standard Conditions 	New	6/29/2001	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 CMC § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties

CNMI-2023-1: Table of Approved Changes

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NMIAC Chapter 65-80 DEQ SWM Regulations	Part 1000 Enforcement Authority and Procedures [All Sections]	New	6/29/2001	N	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 CMC § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties <p>Note: Part 1000 Enforcement Authority and Procedures contains enforceable mechanisms for NMIAC Chapter 65-80 enforceable policies.</p>
Northern Mariana Islands Administrative Code (NMIAC) Chapter 65-80 Division of Environmental Quality (DEQ) Solid Waste Management (SWM) Regulations [Provisions relating to recycling, composting, salvage, and construction and demolition waste]	Part 001 General Provisions: <ul style="list-style-type: none"> • § 65-80-010 Definitions 	New	11/7/2021	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 Commonwealth Code (CMC) § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties
NMIAC Chapter 65-80 DEQ SWM Regulations [Provisions relating to recycling, composting, salvage, and construction and demolition waste]	Part 100 General Permit Requirements - Solid Waste Management Activities/Facilities: <ul style="list-style-type: none"> • § 65-80-108 Permit by Rule 	New	11/7/2021	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 CMC § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties

CNMI-2023-1: Table of Approved Changes

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<p>NMIAC Chapter 65-80 DEQ SWM Regulations</p> <p>[Provisions relating to recycling, composting, salvage, and construction and demolition waste]</p>	<p>Part 600 Recycling and Materials Recovery Facilities:</p> <ul style="list-style-type: none"> • § 65-80-601 Applicability • § 65-80-610 Application for Permit • § 65-80-615 Operating Conditions • § 65-80-620 Recordkeeping and Reporting Requirement 	<p>New</p>	<p>11/7/2021</p>	<p>Y</p>	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 CMC § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties

CNMI-2023-1: Table of Approved Changes

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<p>NMIAC Chapter 65-80 DEQ SWM Regulations</p> <p>[Provisions relating to recycling, composting, salvage, and construction and demolition waste]</p>	<p>Part 800 Miscellaneous Facilities/Activities:</p> <ul style="list-style-type: none"> • § 65-80-801 Applicability • § 65-80-810 Application for Permit - General Requirements • § 65-80-820 Operating Conditions • § 65-80-830 Recordkeeping and Reporting Requirement 	New	11/7/2021	Y	<ul style="list-style-type: none"> • NMIAC Chapter 65-80 Part 1000 Enforcement Authority and Procedures • 2 CMC § 3131 Enforcement, Remedies, and Penalties • 2 CMC § 3519 Penalties
<p>2 Commonwealth Code (CMC) § 3513 Commonwealth Solid Waste Management Act of 1989; Public Law (PL) 6-30, § 3 as amended by PL 11-103, § 6</p>	<p>2 CMC § 3513 Definitions [All Sections]</p>	New	9/29/1999	Y	<ul style="list-style-type: none"> • 2 CMC § 3519 Penalties
<p>2 CMC § 3517 Commonwealth Solid Waste Management Act of 1989; PL 6-30, § 7</p>	<p>2 CMC § 3517 Recycling [All Sections]</p>	New	9/29/1999	Y	<ul style="list-style-type: none"> • 2 CMC § 3519 Penalties
<p>2 CMC § 3518 Commonwealth Solid Waste Management Act of 1989; PL 6-30, § 8 as amended by PL 11-103, § 8</p>	<p>2 CMC § 3518 Prohibited Activities [All Sections]</p>	New	9/29/1999	Y	<ul style="list-style-type: none"> • 2 CMC § 3519 Penalties

CNMI-2023-1: Table of Approved Changes

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2 CMC § 3519 Commonwealth Solid Waste Management Act of 1989; Public Law 6-30, § 9	2 CMC § 3519 Penalties [All Sections]	New	5/23/1989	N	Note: 2 CMC § 3519 contains enforceable mechanisms for NMIAC Chapter 65-80, 2 CMC § 3513, 2 CMC § 3517, and 2 CMC § 3518 enforceable policies.
2 Commonwealth Code (CMC) § 3111 Commonwealth Environmental Protection Act; Public Law (PL) 3-23, § 2	2 CMC § 3111 Policy and Purpose [All Sections]	New	10/8/1982	N	<ul style="list-style-type: none"> • 2 CMC § 3131 Enforcement, Remedies, and Penalties
2 CMC § 3112 Commonwealth Environmental Protection Act; PL 3-23, § 4	2 CMC § 3112 Definitions [All Sections]	New	10/8/1982	Y	<ul style="list-style-type: none"> • 2 CMC § 3131 Enforcement, Remedies, and Penalties
2 CMC § 3131 Commonwealth Environmental Protection Act; PL 3-23, § 9 as amended by PL 11-103, § 3	2 CMC § 3131 Enforcement, Remedies, and Penalties [All Sections]	New	10/8/1982	N	Note: 2 CMC § 3131 contains enforceable mechanisms for various Division of Environmental Quality (DEQ) enforceable policies; including NMIAC Chapter 65-20, NMIAC Chapter 65-90, NMIAC Chapter 65-120, NMIAC Chapter 65-80, and 2 CMC § 3513.
Commonwealth Environmental Amendments Act of 1999; Public Law (PL) 11-103, §6, §8	Public Law (PL) 11-103, §6, §8; which amended the following: <ul style="list-style-type: none"> • 2 CMC §3513(m) debris staging areas • 2 CMC §3518(b) 	New	9/29/1999	Y	Note: 2 CMC § 3519 Penalties is the enforceable mechanism, and this section is also amended by PL 11-103.

CNMI-2023-1: Table of Approved Changes

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Commonwealth Environmental Amendments Act of 1999; Public Law (PL) 11-103, § 3	Public Law (PL) 11-103, §3; which amended or added the following: <ul style="list-style-type: none"> • 2 CMC § 3131(c) • 2 CMC § 3131(h) • 2 CMC § 3131(i) 	New	9/29/1999	N	Note: Amendments and additions to 2 CMC § 3131 through PL 11-103 contain enforceable mechanisms for various Division of Environmental Quality (DEQ) enforceable policies; including NMIAC Chapter 65-20, NMIAC Chapter 65-90, NMIAC Chapter 65-120, NMIAC Chapter 65-80, and 2 CMC § 3513.
2 Commonwealth Code (CMC) § 3331 Commonwealth Groundwater Management and Protection Act of 1988; Public Law 6-12, § 14	2 CMC § 3331 Penalties [All Sections]	New	11/3/1988	N	Note: 2 CMC § 3331 contains enforceable mechanisms for NMIAC Chapter 65-140 enforceable policies.
2 Commonwealth Code (CMC) § 7126 Building Safety Code; Public Law 6-45, § 1 (§ 7126)	2 CMC § 7126 Violations of the Code [All Sections]	New	2/2/1990	N	Note: 2 CMC § 7126 Violations of the Code contains enforceable mechanisms for NMIAC Subchapter 155-10.2 enforceable policies.