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EXECUTIVE ORDER No.: 003 -2010

**AN ORDER CALLING UPON ALL COUNTY COUNCILS OF THE TERRITORY TO
SUBMIT THEIR LIST OF DELEGATES TO THE AMERICAN SAMOA 2010
CONSTITUTIONAL CONVENTION**

Section 1. Preamble

Whereas, on December 20, 2009, the Governor signed Public Law 30-31 which provides for the budget of the American Samoa Constitutional Convention; and

Whereas, American Samoa has not reviewed our Constitution since 1986, and in light of ever-changing conditions, a Constitutional Convention is both timely and warranted; and

Whereas, the Territory's residents, through their selected and elected officials have voiced their desire to move forward with proposing changes to American Samoa's Constitution; and

Whereas, the Political Status Study Commission was convened in 2006 in order to make recommendations, among others, to the Governor, Fono and the Territory for the future political status of American Samoa, the report of which, has been made available to the Governor, the Fono and the public; and

Whereas, the Political Status Study Commission also made specific recommendations regarding Constitutional amendments that are worthy of consideration; and

Whereas, the Constitutional Review Committee was appointed on April 12, 2010 and convened on May 10, 2010, immediately undertaking suggested revisions and amendments to Constitutional provisions for consideration by the Convention; and

Whereas, on June 14, 2010 the Constitutional Review Committee will have completed its work on suggested revisions and amendments to the Constitution for official review by the Convention delegates; and

Whereas, the Territory should move forward with the consideration of these important matters as well as others that will be made clearer in the near future.

Now, Therefore, I, Governor Togiola T.A. Tulafono, by the powers vested in me by the Revised Constitution of American Samoa, herewith execute this Executive Order calling upon all county

councils of the Territory to begin meeting and discussing the appointment of official delegates to the Constitutional Convention on this 3rd day of June, in this Year of our Lord, 2009.

Section 2: Authority

This Executive Order is issued under the authority granted to the Governor in Article IV Sections 6 and 7, and Article V Section 4 of the American Samoa Revised Constitution, and the American Samoa Code Annotated Section 4.0302.

Section 3: Order

The County Councils of the Territory are encouraged to begin meeting to discuss and appoint their respective delegates to the Constitutional Convention.

The following considerations are non-binding on the Councils, but are highly recommended for use in selecting delegates in order that the delegations are representative of our society as a whole:

- A. Appointment of Women. On the whole, women make up a larger percentage of our population, but are not proportionately represented in such gatherings.
- B. Appointment of Youth. The Territory is a very young population, with high school and college-aged children making up a significant portion of our population.
- C. Appointment of "representative" individuals. County councils are most familiar with the makeup of their counties. This county makeup may provide a good rational basis for appointments to the convention. For example, if the County has a large number of post-graduate trained individuals, then one of these may be a good candidate for a delegate position. This may apply to other villages represented in your County, such as Manu'a people and/or Swains people. This may also apply to other groups in your county such as the elderly and the disabled.

As the Convention will be convened within a short time from the issuance of the final report of the Constitutional Review Committee, I herewith request that the County Councils make their delegates known to the Committee by June 15, 2010. The Committee shall work closely with the Secretary of Samoan Affairs to coordinate the receipt of delegate names by the date noted above.

Delegate numbers shall conform to the table attached to this Order and marked as "Attachment 1."

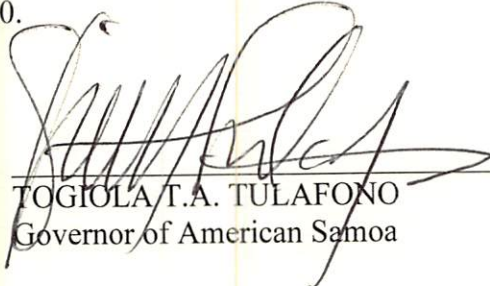
Section 4: Repealer

This Executive Order supersedes and effectively repeals all previous Executive Orders and General Memoranda regarding this specific subject matter.

Section 5: Effective Date

This order shall take effect immediately.

Dated: June 7, 2010.


TOGIOLA T.A. TULAFONO
Governor of American Samoa

cc: Per Standard List
Constitutional Review Committee Members