



AMERICAN SAMOA GOVERNMENT
PAGO PAGO, AMERICAN SAMOA 96799
LEGISLATURE OF AMERICAN SAMOA

In reply refer to:

C E R T I F I C A T I O N

Senate Chamber
September 7, 1989

I certify that Senate Bill No. 46 passed third reading on this date in the Senate during its Second Regular Session of the Twentyfirst Legislature of American Samoa.

Shupe Fialupe
MRS. FIALUPE FELILA FIAUI
Secretary of the Senate

House Chamber
September 28, 1989

I certify that Senate Bill No. 46 passed third reading on this date in the House of Representatives during its Second Regular Session of the Twentyfirst Legislature of American Samoa.

Wally F. Utu
WALLY F. UTU
Chief Clerk
House of Representatives

THE TWENTY-FIRST LEGISLATURE OF AMERICAN SAMOA

Second Regular Session

Begun and held at Fagatogo, Tutuila, American Samoa
on Monday, the tenth day of July
one thousand nine hundred and eighty nine

AN ACT TO INCLUDE EMPLOYEES OF THE DEVELOPMENT BANK OF
AMERICAN SAMOA AS MEMBERS OF THE AMERICAN SAMOA GOVERNMENT EM-
PLOYEES' RETIREMENT FUND; AMENDING SECTION 7.1420 ASCA.

PREAMBLE:

Because of the need for employees of the Development Bank of American Samoa to have a retirement fund available to them and the American Samoa Government Employees' Retirement Fund finds no difficulty in allowing them to become members of the fund, this legislation is hereby submitted.

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Section 1. 7.1420 is amended to read:

"7.1420 Members of fund.

The following employees shall be members of the fund and subject to the provisions of this chapter:

(a) All employees, regardless of age or length of service, in the service of the government on the operative date of the fund, shall become members of the fund by virtue of their employment.

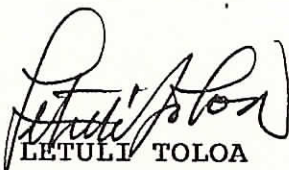
(b) Any person on an approved leave of absence on the operative date, on account of disability or military service, shall be subject to membership as of such date as though he were in active service. If such leave of absence is for any other cause, such person shall be subject to the membership as of the operative date only if the leave of absence is extended, in the aggregate, for less than one year after the operative date.

(c) All qualified persons becoming employees after the operative date shall become members as a condition of employment, provided they are under the age of 65 years on the date of entry into service.

(d) Elective officers, including but not limited to the Governor and Lieutenant Governor, and members of the Legislature; provided, however, any elective officer may decline membership in the fund by notifying the board in writing of his intent to do so.

(e) The assistant director and full-time staff working for the fund under the direction of the board, unless ineligible pursuant to 7.1421.

(f) The employees of the development bank of American Samoa, unless ineligible pursuant to 7.1421, provided that the bank makes payment to the fund for all prior service credit as determined jointly by the trustees of the fund and the directors of the bank."


LETULI TOLOA

President of the Senate


TUANA'ITAU F. TUIA
Speaker of the House

Hereby Approved this 8th day of November, 19 89


Governor of American Samoa

NOFOAIGA LUASEFULUTASI FONOFAITULAFONO O AMERIKA SAMOA

Fono Tele Lona Lua

Nofolia ma usuia i Fagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefulu o Iulai
tasi le afe iva selau valusefulu iya

O SE TULAFONO E TAULIA AI TAGATA FAIGALUEGA O LE FALETUPE
O ATIINA'E O AMERIKA SAMOA E FAI MA TOTINO O LE TEUGATUPE
O LE RITAEA TAGATA FAIGALUEGA O LE MALO; SUIA LE MAGA
7.1420 TFAS.

FA'ATOMUAGA:

Ona e mana'omia e tagata faigaluega o le Faletupe
Atiina'e o Amerika Samoa ia avanoa mo i latou i teugatupe
o le ritaea ma e leai se faigata i le teugatupe o le ritaea
tagata faigaluega o le malo e avea ai tagata faigaluega o le
Faletupe Atiina'e ma totino o lea teugatupe, o le agaga
moni lenei ua fa'auluina ai lenei tulafono.

IA FA'ATULAFONOINA E LE FONOFAITULAFONO O AMERIKA SAMOA:

Maga 1. 7.1420 ua suia e faitauina:

"7.1420 Totino o le teugatupe.

O tagata faigaluega ua fa'aalia i lalo ua avea ma
totino o le teugatupe ma e aofia i latou i aiaiga o lenei
mataupu:

(a) O tagata faigaluega uma, e tusa lava pe fia tau-
saga po'o le umi o le tautua, i le tautua i le malo i le
aso taualoa o lenei teugatupe ia avea ma totino ona o la
latou galuega.

(e) So'o se tagata o lo'o ave aso tafao fa'amaonia le
aso taualoa, ona o le ma'i po'o le tautua i se vaegaau a
le malo, e avea o ia e fai ma totino e pei lava o lo'o galue-
pea i le malo. Afai e le faigaluega ona o se isi lava tu-
laga, e taulia o ia e fai ma totino i le aso taualoa pe afai
e fa'aopoopoina ona aso livi e le faigaluega ai, i se tu'u-
fa'atasiga e le itiiti i le tasi le tausaga mai le aso
taualoa.

(i) O tagata agava'a uma e amata ona faigaluega ae ua te'a le aso taualoa e avea ma totino e tusa ai ma tulaga o a latou galuega, pe afai e le sili atu i le 65 tausaga i le aso e amata ai lana tautua.

(o) Ofisa palotaina, e aofia ai ae le gata i le Kovana ma le Lutena Kovana, ma sui o le Fonofaitulafono; pe afai, peita'i ane, so'o se ofisa palotaina e mafai ona fa'ailoa lona mana'o o le fia avea ma totino o lea teugatupe i se fa'aaliga i se tusi i le komiti e tusa ai ma lona mana'o.

(u) O le Fa'atonu lagolago ma tagata faigaluega tumau mo le teugatupe i lalo o va'ava'aiga a le komiti, vagana e le agava'a e tusa ai ma 7.1421.

(f) O tagata faigaluega o le Faletupe Atiina'e o Amerika Samoa, vagana e le agava'a e tusa ai ma 7.1421, pe afai e totogi atu e le faletupe i le teugatupe tausaga tau-lia uma ua mavae e pei ona fuafuaina fa'atasi e komiti tausi o le teugatupe ma fa'atonu o le faletupe."


LETULI TOLOA

Peresetene, Maota Maua'uga


TUANA'ITAU F. TUIĀ

Fofoga Fetalai, Maota o Sui

Hereby Approved this 8th day of November, 19 89


Governor of American Samoa