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GOVERNOR

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LIEUTENANT GOVERNOR

EXECUTIVE ORDER 004 - 20

AN ORDER TO TEMPORARILY SUSPEND PROCUREMENT REQUIREMENTS IN ACCORDANCE WITH THE STATE OF EMERGENCY POWERS SPECIFICALLY LIMITED TO CONTRACTS FOR THE REPAIR OF THE M/V MANU'ATELE

Section 1. Authority

This executive order is issued under the authority granted to the Governor in American Samoa Code Annotated §§ 26.0105(b) and 26.0105(g)(1).

Section 2. Preamble

WHEREAS, the M/V Manu'atele is an oceangoing vessel owned by the American Samoa Government; and

WHEREAS, the M/V Manu'atele is an important means of transportation of personnel and cargo in between the islands of American Samoa; and

WHEREAS, the M/V Manu'atele was damaged in a storm and requires repairs before it can be used for transportation of people and cargo; and

WHEREAS, the Department of Interior has allocated funds for the repair of the M/V Manu'atele; and

WHEREAS, the M/V Manu'atele is currently in Hawaii to undergo said repairs; and

WHEREAS, there is currently a worldwide Covid-19 pandemic, and I have declared a Public Health Emergency and State of Emergency for Covid-19 pursuant to the authority delegated to me by A.S.C.A. §§ 13.0307 and 26.0105; and

WHEREAS, limiting travel to and from American Samoa has been an effective means of preventing Covid-19 from reaching American Samoa; and

WHEREAS, the damage to the M/V Manu'atele makes the Territory of American Samoa dependent on foreign vessels and aircraft for the commercial transport of people to and from the Manu'a islands; and

WHEREAS, repairing the M/V Manu'atele is necessary to cope with the emergency by allowing for a means of inter-island transportation within American Samoa by an American-flagged vessel; and

WHEREAS, strict compliance with the provisions of statutes and rules related to procurement would prevent, hinder, or delay the repair of the M/V Manu'atele;

NOW THEREFORE, I, **LOLO MATALASI MOLIGA**, Governor of American Samoa, by virtue of the authority vested in me by the Revised Constitution of American Samoa and Territorial statutes passed pursuant thereto, hereby execute this order.

Section 3. Suspension of Procurement Rules

Pursuant to A.S.C.A. § 26.0105(g)(1), the procurement requirements of Title 12, Chapter 2 of the American Samoa Code Annotated and Title 10, Chapter 2 of the American Samoa Administrative Code with regard to contracts to repair the M/V Manu'atele are temporarily suspended to ensure that the transportation needs during the pandemic are provided for adequately.

Section 4. Effective Date

This Executive Order shall take effect immediately upon signing and shall remain in effect until further order of the Governor.

Dated: June 13, 2020



LOLO M. MOLIGA
Governor of American Samoa