



**OFFICE OF THE GOVERNOR**  
**American Samoa Government**  
**Pago Pago, American Samoa 96799**

A.P. Lutali, Governor  
Tauese P. Sunia, Lt. Governor

EXECUTIVE ORDER NO. 13 - 1995

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**RESTRICTION ON SMOKING IN GOVERNMENT BUILDINGS**

**WHEREAS**, the inhalation of passive tobacco smoke is a known public health hazard which contributes significantly to the total burden of disease, disability, and premature death in American Samoa; and,

**WHEREAS**, non-smoking government employees and members of the public who utilize public services in government buildings, have a right to breathe air that is free of tobacco smoke contaminants which adversely affect their health, and contribute to premature death; and,

**WHEREAS**, the American Samoa Government, as the sole provider of health care services in this Territory, has a constitutional obligation and duty to promote the general welfare of the people, and to protect the health and safety of the general public; and,

**WHEREAS**, the American Samoa Government, as the primary payor of health care services in this Territory, wishes to reduce the economic burden of caring for patients suffering from diseases caused by tobacco products.

**Section I - Authority.**

This order is issued under authority vested in the Governor pursuant to the Revised Constitution of American Samoa, Article 6 and 7.

**Section II - Restriction on smoking in government buildings.**

Smoking is prohibited in all enclosed indoor places of government owned buildings and offices.

**Section III - Public notification of smoking restriction.**

(1) Every government owned building shall prominently display immediately outside each entrance to such building a sign with letters of 3 inch minimum height stating "SMOKING PROHIBITED INSIDE THIS BUILDING".

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**Section IV. Enforcement action by ASG employees of departments or offices housed in government buildings.**

(1) Any ASG employee working in a place where smoking is prohibited by this executive order who observes a person in possession of a lighted tobacco product in apparent violation of this order shall request the person to extinguish the tobacco product.

(2) If the person fails to comply, the employee shall ask the person to leave the premises.

**Section V - Enforcement of executive order.**

(1) All department directors together with heads of offices or agencies of the American Samoa Government shall:

(a) enforce this executive order; and

(b) ensure that ASG employees and the general public are made aware of this government policy.

**Section VI - Government buildings.**

Government buildings includes all public buildings including; school buildings, airport terminal buildings, museums, libraries, hospitals and public health buildings, all buildings used for government administration or the delivery of government services, storage facilities, the governor's mansion, territorial correction facility, sports stadium, and all other buildings owned or under the control of the American Samoa Government.

**Section VII - Effective date.**

This Executive Order becomes effective on July 11, 1995.

  
A. P. LUTALI

Governor of American Samoa

**DISTRIBUTION:**

As per standard list