



LOLO M. MOLIGA
GOVERNOR

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LEMANU P. MAUGA
LIEUTENANT GOVERNOR

EXECUTIVE ORDER NO. 006 - 20

AN ORDER TO AMEND EXECUTIVE ORDER NO. 05-20 TO EXEMPT CERTAIN FERTILIZERS FROM THE TEMPORARY IMPORTATION BAN

Section 1. Authority

This executive order is issued under the authority granted to the Governor in Article IV, Sections 6 and 7 of the Revised Constitution of American Samoa, and Section 4.0111 of the American Samoa Code Annotated.

Section 2. Preamble

WHEREAS, Executive Order No. 05-20 was executed on June 13, 2020, which restricted the importation of agricultural fertilizers from July 1, 2020 to December 1, 2020; and

WHEREAS, this action was taken to allow for research to be undertaken on the impact to the environment and proper regulations to be put in place to address any adverse affects from these fertilizers; and

WHEREAS, the Nutrient Management Committee (NMC) was also established in Executive Order No. 05-20 whose duties also include developing policies for importation and use of fertilizers in the Territory; and

WHEREAS, the NMC has already met and evaluated the effects of fertilizers used in hydroponic operations and others not used for commercial farming; and

WHEREAS, given the recommendation of the NMC, an adjustment to the restrictions on importation is warranted; and

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. Section 3 of Executive Order No. 05-20 is Amended to include a second paragraph as follows:

The importation ban in the preceding paragraph shall exclude the following products:

- Gardening and potting mix fertilizers such as Miracle-Gro, Scotts, Osmocote, or their equivalent;
- Hydroponic fertilizers such as:
 - Chem-Gro Lettuce Formula Hydroponic Fertilizer
 - Hydro Gardens Calcium Nitrate Hydroponic Fertilizer
 - Hydro Gardens Magnesium Sulfate (Epsom Salt)
 - Stocker Hydroponics Lettuce Nutrient Hydroponic Fertilizer
 - Verti-Gro Hydroponic Plant Nutrient Complete Combo Set
 - Verti-Gro 6-12-28 plant nutrient
 - Amhydro Lettuce Nutrients;
- Slow release fertilizers such as:
 - Osmocote flower and vegetable smart release plant food
 - Osmocote Granules Plant Food.

In the event there is any question as to the exempt status of a particular brand or type of fertilizer, Customs shall consult with the NMC Chairman for a final determination as to its status.


Section 4. Effect:

With the exception of the amendment set forth herein, all other provisions contained in Executive Order No. 05-20 shall remain in full force and effect.

Section 5. Effective Date

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

Dated: SEPTEMBER 2, 2020



LOLO M. MOLIGA
Governor of American Samoa