



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
March 16, 1987

I certify that Senate Bill No. 29 passed third reading on this date in the Senate during its First Regular Session of the Twentieth Legislature of American Samoa.


MRS. SALILO K. LEVI
Secretary of the Senate

House Chamber
March 25, 1987

I certify that Senate Bill No. 29 passed third reading on this date in the House of Representatives during its First Regular Session of the Twentieth Legislature of American Samoa.


WALLY F. UTU
Chief Clerk
House of Representatives

THE TWENTIETH LEGISLATURE OF AMERICAN SAMOA

First Regular Session

Begun and held at Fagatogo, Tutuila, American Samoa
on Monday, the twelfth day of January
one thousand nine hundred and eighty seven

AN ACT PROVIDING A COST-OF-LIVING INCREASE FOR RETIREMENT FUND
ANNUITANTS; AMENDING SECTION 7.1442 ASCA.

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Section 1. 7.1442 is amended to read:

"7.1442 Retirement payments.

(a) Each member shall receive an annual service retirement annuity on retirement equal to 2 percent of the average annual salary of the member multiplied by his total years of service up to maximum of 30 years. Beginning October 1, 1983, the annual service retirement annuity is increased to retirees by percentage according to the calendar year of retirement as follows:

1982.....	2%
1981.....	4%
1980.....	6%
1979.....	8%
1971-1978.....	10%

Beginning October 1, 1986, the annual service retirement annuity is increased to retirees by percentage according to the calendar year of retirement as follows:

1986.....	2%
1985.....	3%
1984.....	4%
Before 1984.....	5%

(b) Service retirement annuities shall be payable in equal monthly installments, rounded to the nearest dollar, as life annuities, and shall not be increased, decreased, revoked, or repealed except for error, or except where specifically otherwise provided.

(c) The first payment of a life annuity shall be made pro rata for the fraction of a month elapsing between the date of retirement and the end of that month. The last payment shall be made as of the date of death.

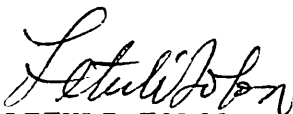
(d) Instead of an annuity payable for the life of a retired member the member may elect to receive a lesser retirement annuity during his lifetime but with all or a portion of that annuity continued to a contingent annuitant designated by the member at the time of retirement. The amount of the lesser annuity elected is determined by the board so that the value of that annuity at the time of retirement will be the same as the value of the life annuity otherwise payable without an election. The election may not be permitted by the board unless the value at retirement of expected monthly annuity payments during the life of the retired member is no less than one-half the value of the life annuity otherwise payable without such an election.

(e) Should a member who is eligible for early retirement as provided by 7.1441 retire, the amount of his retirement annuity is determined in the same manner as described, but then reduced by one-fourth of one percent multiplied by the number of completed months in the period which begins at the date of early retirement and ends at the date when the member first would be eligible to retire with an unreduced retirement annuity.

(f) Should a member who is eligible for vested retirement as provided by section 7.1441 retire, the amount of his retirement annuity is determined in the same manner as described, but then reduced by one-half of one percent multiplied by the number of completed months in the period which begins at the date of retirement, and ends at the date of the member's sixty-fifth birthday. The annuity so determined, that is normal retirement annuity less early retirement deduction as calculated above, will be paid to retiree or beneficiary.

(g) Should a member retire after attaining age 65, the amount of his retirement annuity is determined as described, but is additionally increased by one-fourth of one percent multiplied by the number of completed months in the period which begins on the date of the member's sixty-fifth birthday and ends on the member's retirement date.

(h) Not less often than once every 2 years the board recommends to the Governor, for proposal to the Legislature, that service and medical retirement annuities currently payable to retired members and other annuitants be increased or not. These recommendations by the board are made after due consideration by the board of current conditions, and are accompanied by a statement of the cost of any proposed increase as certified by the actuary."


LETULI TOLOA
President of the Senate


TUANA'ITAU F. TUIĀ
Speaker of the House

NOFOAIGA LUASEFULU FONOFAITULAFONO O AMERIKA SAMOA

Fono Tele Muamua

Nofoia ma usuia i Fagatogo, Tutuila, Amerika Samoa
 Aso Gafua, aso sefululua o Ianuari
 tasi le afe iva selau valusefulu fitu

O SE TULAFONO E SAUNIA LE SI'I O TUPE TAGATA O LO'O MAUA
 TUPE TA'ITASI MO LE TEUGATUPE O LE RITAEA; SUIA LE MAGA
 7.1442 TFAS.

IA FAATULAFONOINA E LE FONOFAITULAFONO O AMERIKA SAMOA:

Maga 1. 7.1442 ua suia e faitauina:

"7.1442 Tupe maua o le ritaea.

(a) O totino ta'itasi ia maua se tupe ritaea o le ritaea i tausaga ta'itasi e tusa o le 2 pasene o le tu'u fa'atasi o le totogi i le tausaga a le totino fa'atele i ona tausaga atoa galue e o'o atu i le 30 tausaga. E amata ia Oketopa 1, 1983 o le tupe maua i le tausaga mo le tautua ua fa'aaopoopo i tagata ritaea i pasene e tusa i tausaga kalena o le ritaea e pei ona fa'aalia i lalo:

1982	2%
1981	4%
1980	6%
1979	8%
1977-1978	10%

E amata ia Oketopa 1, 1986, o le tupe maua i tausaga ta'itasi o le tautua ua faaopoopo i tagata ritaea i le pasene e tusa ai le tausaga kalena o le ritaea e pei ona fa'aailoa i lalo:

1986	2%
1985	3%
1984	4%
Tua o le 1984	5%

(e) Tupe maua o le ritaea i tausaga ta'itasi ia totogia i aofa'i tutusa i masina ta'itasi, ia latou i se tala, e avea ma tupe maua i le olaga atoa, ma ia le fa'aopoopoina, fa'aitiitia, aveesea, pe soloia vagana se mea ua sese, pe vagana ua i ai se isi mea ua saunia fa'apitoa.

NOTOALIGA LUASERU TONOPATUTAFONO O AMERIKA SAMOA

Fono Tele Mammia

Notoia ma usua i Tagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefina i Januari
tasi le afe i va selu valusefua liti

O SE TUTAFONO E SAUNIA LE SI'I O TUPE TAGATA O LO'O MANA
TUPE TA'ITASI MO LE TEUCATUPE O LE RITAE; SUIA LE MAGA
7.1442 TEAS.

IA PASUTAFONOA E LE TONOPATUTAFONO O AMERIKA SAMOA:

Maga I. 7.1442 ua aua e faifanina:

"7.1442 Tupe maua o le ritae.

(a) O totino fa'itasi ia maua se tupe ritae o le
ritae i tansaga fa'itasi e tusa o le 2 pasene o le tu'u
fa'itasi o le totogi i le tansaga a le totino fa'itase
i ona tansaga atoa galue e o'o atu i le 30 tansaga. E
amata ia Oketopa 1, 1983 o le tupe maua i le tansaga mo le
tansaga na fa'asopopo i tagata ritae i pasene e tusa i
tansaga kalena o le ritae e pei ona fa'ailoa i lalo:

1982		28
1981		48
1980		68
1979		88
1977-1978		108

E amata ia Oketopa 1, 1986, o le tupe maua i tansaga
fa'itasi o le tansaga na fa'asopopo i tagata ritae i le
pasene e tusa ai le tansaga kalena o le ritae e pei ona
fa'ailoa i lalo:

1986		28
1985		38
1984		48
Tua o le 1984		58

(e) Tupe maua o le ritae i tansaga fa'itasi ia
totogi i sola'i tansaga i masina fa'itasi, ia latou i se
tala, e avea ma tupe maua i le oloa atoa, ma ia le fa'a-
opopo, fa'atititia, aveesea, pe aoloia vavasa se mea
ua ese, pe vavasa ua i ai se isi mea ua saunia fa'apitoa.

(i) O le ulua'i tupe totogi atu o le tupe maua tausaga ta'itasi mo le olaga atoa o se totino ritaea ia faia i le fa'atulagaga muamua mo le vaegamea o le masina e va a'i le aso o le ritaea ma le iuga o le masina. O le tupe mulimuli e maua ia faia i le aso e oti ai.

(o) Afai e le totogi atu i se totino ritaea tupe maua i tausaga ta'itasi i lona olaga atoa, o le totino e mafai ona filifili e maua se aofa'i itiiti i lona olaga atoa a'o se vaega o lona tupe e maua pea e se tagata fa'asinoia e le totino i le taimi e ritaea ai. O le aofa'i itiiti o le tupe ua filifilia e fuafua e le komiti ona o le aofa'i o lona tupe maua i le taimi o le ritaea e tutusa ma le aofa'i o le tupe maua i le olaga atoa afai e leai e totogi atu lava e aunoa ma se filifiliga. O le filifiliga e le mafai ona fa'atagaina e le komiti vagana o le aofa'i o le ritaea o masina fuafuaina i le olaga atoa o le totino ritaea e le itiiti i le tasi le afa o le aofa'i o le tupe maua tausaga ta'itasi afai e leai e totogi atu lava e aunoa ma se filifiliga.

(u) Afai o se totino ua agava'a mo le ritaea vave e pei ona saunia i le 7.1441 ua ritaea, o le aofa'i o lona ritaea tausaga ta'itasi ua fuafua i le tulaga lava e pei ona fa'amatalaina, ae fa'aitiitia i le tasi-o-vaega o le tasi pasene fa'atele i le numera o masina ua mae'a i le taimi e amata i le aso o le ritaea vave ma e uma i le aso sa ulua'i agava'a ai e ritaea ae le fa'aitiitia le tupe ritaea tausaga ta'itasi.

(f) Afai o se totino ua agava'a mo le ritaea manuia fa'ae'e e pei ona saunia i le 7.1441 ua ritaea, o le aofa'i o le tupe maua o le ritaea tausaga ta'itasi e fuafua i le tulaga lava e pei ona fa'amatalaina, ae fa'aitiitia i le tasi-afe o le pasene tasi fa'atele i le numera o masina ua mae'a i le taimi e amata i le aso o le ritaea, ma fa'a-i'u i lona onosefulu-lima aso fanau o le totino. O le tupe maua tausaga ta'itasi ua fuafuaina, o le ritaea masani toese mai ai lona ritaea vave e pei ona fuafuaina i luga, o le a totogia i le tagata ritaea po'o tagata fa'asinoia o le aiga.

(g) Pe afai e ritaea se totino pe a te'a lona 65 tausaga, o le aofa'i o lona ritaea i tausaga ta'itasi e fuafuaina e pei ona fa'amatalaina, ae ua fa'aopopo lona si'i i le tasi-vaega o le tasi pasene fa'atele i le numera o masina ua uma i le taimi o le aso e atoa ai le onosefulu-lima tausaga ma fa'amuta i le aso o le ritaea o le totino.

(l) E le itiiti i le tasi i tausaga ta'itasi e 2 e fautua e le komiti i le Kovana, mo se tulafono taufa'aofi i le Fonofaitulafono, faapea o tautua ma ritaea falema'i o lo'o totogi nei i tagata ritaea ma isi tagata maua ritaea e fa'aopopo pe leai. O nei fautuaga a le komiti e faia pe a uma ona iloilo e le komiti tulaga o i ai nei, ma o i ai ma se tala o le tau o so o se si'i fuafuaina e pei ona fa'a-maonia e le su'esu'e inisiua fa'apitoa."


LETULI TOLOA

Peresetene, Maota Maua-luga


TUANA'ITAU F. TUIĀ

Fofoga Fetalai, Maota o Sui

Hereby Approved this 23rd day of April, 19 87

(i) O le ulua'i tupa totopi atu o le tupa manu fau-
saga ta'itai mo le ola atoa o se totino ritea ia faia
i le fa'atupaga manu mo le vasa o le masina e va
a'i le ao o le ritea ma le tupa o le masina. O le tupa
mulimuli e manu ia faia i le ao e oti ai.

(o) Afai e le totopi atu i se totino ritea tupa manu
i tupa ta'itai i lona ola atoa, o le totino e mafai
ona filifili manu se tofa'i ititi i lona ola atoa a'o
se vasa o lona tupa e manu pea se tapata fa'asaina e
le totino i le taimi e ritea ai. O le tofa'i ititi o le
tupa na filifili e fa'atupa e le komiti ona o le tofa'i
o lona tupa manu i le taimi o le ritea e tupa ma le
tofa'i o le tupa manu i le ola atoa atai e leai e totopi
atu lava e aunoa ma se filifili. O le filifili e le
mafai ona fa'atupa e le komiti vasa o le tofa'i o le
ritea o masina fa'asaina i le ola atoa o le totino
ritea e le ititi i le tasi le ata o le tofa'i o le
tupa manu tupa ta'itai atai e leai e totopi atu lava
e aunoa ma se filifili.

(u) Afai o se totino na agava'a mo le ritea vasa e
pei ona saunia i le 7.1441 na ritea, o le tofa'i o lona
ritea tupa ta'itai na fa'atupa i le tupa lava e pei
ona fa'asaina, se fa'atititi i le tasi-o-vasa o le
tasi pasene fa'atole i le numera o masina na mae'a i le
taimi e amata i le ao o le ritea vasa ma e uma i le ao
na mae'a i agava'a ai e ritea se le fa'atititi i le tupa
ritea tupa ta'itai.

(f) Afai o se totino na agava'a mo le ritea manu
fa'ae e pei ona saunia i le Maa 7.1441 na ritea, o le
tofa'i o le tupa manu o le ritea tupa ta'itai e fa'atupa
i le tupa lava e pei ona fa'asaina, se fa'atititi i
le tasi-o-vasa o le pasene tasi fa'atole i le numera o masina
na mae'a i le taimi e amata i le ao o le ritea, ma fa'a-
i'u i lona onosefulu-lima ato lona o le totino. O le
tupa manu tupa ta'itai na fa'atupa e le ritea manu
toese mai ai lona ritea vasa e pei ona fa'asaina i luga,
o le a totopi i le tapata ritea po'o tapata fa'asaina
o le aiga.

(g) Pe afai e ritea se totino pe a fa'atole
tupa, o le tofa'i o lona ritea i tupa ta'itai e
fa'asaina e pei ona fa'asaina, se na fa'asaina lona
ai i le tasi-vasa o le tasi pasene fa'atole i le numera
o masina na uma i le taimi o le ao e ato ai le onosefulu-
lima tupa ma fa'amata i le ao o le ritea o le totino.

(i) E le ititi i le tasi i tupa ta'itai e 2 e
fa'atupa e le komiti i le Kovana, mo se tulafono fa'atole
i le fa'atupaga, fa'atupa o tupa ma ritea fa'atole i
lo'o totopi nei i tapata ritea ma isi tapata manu ritea
e fa'asaina pei fa'atole. O nei fa'atupa e le komiti e faia pe
uma ona filifili e le komiti tupa o i ai nei, ma o i ai ma
se tala o le tupa o se ai i fa'asaina e pei ona fa'a-
manuia e le su'esu'e inaia fa'atole.

Peresetene, Mafa Manuaga
TUAFA'ITAI T. TUIA
Tofaga Totai, Mafa o Sui

Herby Approved this 23rd day of April, 1981
Governor of American Samoa