



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

House Chamber
January 26, 1988

I certify that House Bill No. 181 passed third reading on this date in the House of Representatives during its Third Regular Session of the Twentieth Legislature of American Samoa.

A handwritten signature in cursive script, appearing to read "Wally F. Utu".

WALLY F. UTU
Chief Clerk
House of Representatives

Senate Chamber
February 18, 1988

I certify that House Bill No. 181 passed third reading on this date in the Senate during its Third Regular Session of the Twentieth Legislature of American Samoa.

for A handwritten signature in cursive script, appearing to read "MRS. SALLILO K. LEVI".
MRS. SALLILO K. LEVI
Secretary of the Senate

THE TWENTIETH LEGISLATURE OF AMERICAN SAMOA

Third Regular Session

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

AN ACT REQUIRING THE GOVERNMENT TO RETURN TO PRIOR OWNERS CONDEMNED LAND NOT USED FOR THE STATED PUBLIC PURPOSE WITHIN FIVE YEARS AFTER CONDEMNATION; AMENDING SECTION 37.2001 ASCA.

PREAMBLE:

This bill dealing with the alienation of land must, under Article 1, §3, and Article II, §9, be passed by a 2/3 vote of the entire membership of both houses and signed by the Governor in two successive Legislatures.

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Section 1. 37.2001 is amended to read:

"37.2001 Eminent domain--Compensation.

(a) The government may take any land, easement or right-of-way, or any other property interest in American Samoa, when required for public purposes. Where possible, the Governor shall consult with the Legislature about proposed condemnation projects, and shall obtain the advice of the Legislature on all such projects. Payment of just compensation shall be made, in accordance with the procedures described in 43.1001 through 43.1036, to those who may be deprived of their property by such taking.

(b) The public purpose for a parcel of land acquired by the government under eminent domain must be specified in the proposed condemnation. If the subject land is not used for the stated public purpose within five years after condemnation it must be returned to the prior owner with all improvements."

Letuli ToLoa
LETULI TOLOA

President of the Senate

Tuana'itau F. Tuiā
TUANA'ITAU F. TUIĀ
Speaker of the House

Hereby Approved this 29th day of February, 1988

A. P. Letuli
Governor of American Samoa

NOFOAIGA LUASEFULU FONOFAITULAFONO O AMERIKA SAMOA

Fono Tele Lona Tolu

Nofolia ma usua i Fagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefulutasi o Ianuari
tasi le afe iva selau valusefulu valu

O SE TULAFONO E MANA'OMIA LE MALO E FA'AFO'I I TAGATA SA LA-
TOU ULUA'I UMIA FANUA SA AVEFA'AMALOSI UA LE FA'AAOGAINA MO
LE LAUTELE SA FA'APITOINA I TOTONU O LE LIMA TAUSAGA PE A
MAVAE ONA AVEMOTU; SUIA LE MAGA 37.2001 TFAS.

FAATOMUAGA:

O lenei pili e uiga i le avemotu o fanua e tatau, i lalo
o le Vaega I, M 3 ma le Vaega II, M 9 ona pasia e le 2/3
palota a totino atoa o Maota e lua ma sainia e le Kovana i
nofoaiga soso'o e lua o le Fonofaitulafono.

IA FAATULAFONOINA E LE FONOFAITULAFONO O AMERIKA SAMOA;

Maga 1. 37.2001 ua suia e faitauina:

"37.2001 Avefaamalosi fanua--Totogi.

(a) O le malo e mafai ona ave so'o se fanua, fa'atagaga
po'o le aia o le ui atu, pe so'o se isi lava mana'oga i fanua
i Amerika Samoa, pe a mana'omia mo mea aoga lautele. Pe a
mafai, o le Kovana ia feutaga'i ma le Fonofaitulafono e uiga
i galuega fuafua i fanua avefa'amalosi, ma fesiligia se fau-
tuaga a le Fonofaitulafono i ia galuega uma. O le totogi i
se aofa'i tatau ia faia, e tusa ma tualumaga ua fa'amatalaina
i le 43.1001 e o'o i le 43.1036 i tagata o le a avea o latou
fanua ua fa'apea ona ave fa'amalosi.

(e) O le mafua'aga o galuega lautele mo se fanua ua maua
e le malo i lalo, o le avefa'amalosi, e tatau ona tusia maoti
i le fuafuaga avefa'amalosi. Afai o le fanua ua aafia ua le
fa'aaogaina ma le fuafuaga sa faia mo lea galuega i totonu o
le lima tausaga pe a uma ona avefa'amalosi e tatau ona fa'a-
fo'i lea fanua i le tagata sa ulua'i pulea pe ana le fanua
ma fa'aleleiga uma.

Hereby Approved this 29th Day of February, 1988
Letuli Poloa
Governor of American Samoa

Letuli Poloa
LETULI POLOA
Peresetene, Maota Maua-luga

Tuana'itau F. Tuiā
TUANA'ITAU F. TUIĀ
Fofoga Fetalai, Maota o Sui