

THE TWENTY-EIGHTH LEGISLATURE OF AMERICAN SAMOA

Third Regular Session

Begun and held at Fagatogo, Tutuila, American Samoa
on Monday, the twelfth day of January
two thousand and four

AN ACT PROVIDING A WAIVER OF REQUIREMENTS FOR THE CHILDREN OF FOREIGN STUDENTS ATTENDING POST-SECONDARY INSTITUTIONS OF HIGHER LEARNING IN AMERICAN SAMOA; AMENDING SECTIONS 41.0202 AND 41.0205 UNDER TITLE 41 A.S.C.A.; AND CREATING A NEW SECTION 41.0306.1 UNDER CHAPTER 03 OF TITLE 41 A.S.C.A.”

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Section 1. 41.0202 is amended to read:

“41.0202 Definitions.

(1) As used in this title unless the context requires otherwise:

(a) “Alien” means all persons who are not nationals or citizens of the United States of America. “Foreign” also means all persons who are not nationals or citizens of the United States of America, and may be used interchangeably with alien.

(b) “Attorney General” means the Attorney General of American Samoa or his designated representative.

(c) “American Samoa” means a person born:

(i) of American Samoan ancestry in American Samoa or in the United States; or

(ii) outside of American Samoa, but one of whose parents was born in American Samoa of Samoan ancestry and who has registered with the Board within 3 years of his eighteenth birthday, or the enactment of this section, whichever is later.

(d) “American Samoa ancestry” means lineal descendants of the inhabitants of Tutuila and Swains Islands whose permanent place of residence was American Samoa on 17 April 1900, and the inhabitants of Manu’a

Islands whose permanent place of residence was American Samoa on 16 July 1904.

(e) **“Board”** means the Immigration Board of American Samoa.

(f) **“Children”** means legitimate or legitimated child, or stepchildren, or children adopted while under the age of 12 years or in relation to their mother illegitimate children provided the children are residing with their parents or stepparents.

(g) **“Crewman”** means a person serving in any capacity on board a vessel or aircraft.

(h) **“Immigration officer”** means an employee of the immigration division of the government.

(i) **“Minor”** means a child or children of age 18 years or younger.

(j) **“National of the United States”** means either a citizen of the United States, or a person who, though not a citizen of the United States, owes permanent allegiance to the United States.

(k) **“Owner”** means the agent, transportation line, master, commanding officer or consignee of a vessel or aircraft.

(l) **“Parent”** or **“Stepparent”** means a parent or stepparent only where the relationship exists by reason of any of the circumstances in (f) above.

(m) **“Permanent resident”** is a person who meets the eligibility criteria in chapter 04 of this title.

(n) **“Post-secondary institution of higher learning”** means an institution of post-high school instruction which certifies its graduates by conferring degrees or certificates. Such institutions are limited to, the presently existing local bible and church colleges which offer post-high school ministerial and/or pastoral training which culminates in the conferring of a degree or certification.

(o) **“Spouse”** does not include a spouse by reason of any marriage ceremony where the contracting parties thereto are not physically present in the presence of each other, unless the marriage shall have been consummated.

(p) **“Permanent”** means a relationship of continuing or lasting nature, as distinguished from temporary, but a relationship may be permanent even though it is one that may be dissolved eventually at the instance either of American Samoa or of the individual in accordance with law.

(q) **“Person”** means an individual, and includes a firm, partnership, joint venture or corporation where the context so requires.

(r) **“Police officer”** means a police officer of the government.

(s) **“Residence”** means a person’s principal, actual place of abode, in fact, without regard to intent.

~~(†)~~ **(f)** “Tourist” means a person visiting American Samoa for the purposes of sightseeing, who intends to remain in American Samoa less than 30 days and who has a residence in the United States or a foreign country which he has no intention of abandoning, and who is visiting American Samoa temporarily for business or pleasure.

(2) For the purposes of this title, no person shall be regarded as, or found to be, a person of good moral character who, during the period for which good moral character is required to be established, is, or was:

(a) a habitual drunk;

(b) a member of one or more of the classes of persons, whether excludable or not, described in 41.0615 (9), (10), (11), (12), if the offense described therein, for which such person was convicted or of which he admits the commission, was committed during such period;

(c) one whose income is derived principally from illegal gambling activities;

(d) one who has been convicted of 2 or more gambling offenses committed during such period;

(e) one who has given false testimony for the purpose of obtaining any benefits under this title;

(f) one who during such period has been confined, as a result of conviction, to a penal institution for an aggregate period of 180 days or more, regardless of whether the offense, or offenses, for which he has been confined were committed within or without such period;

(g) one who at any time has been convicted of the crime of murder or rage.

The fact that any person is not within any of the foregoing classes shall not preclude a finding that for other reasons such person is or was not of good moral character.

(3) For the purposes of this title any person deported (whether before or after the enactment of this title) who has left American Samoa, shall be considered to have been deported pursuant to law, irrespective of the source from which the expenses of his transportation was defrayed or of the place to which he was deported.”

Sec 2. 41.0205 is amended to read:

“41.0205 Powers and duties.

The Board may:

(1) hold hearings concerning the status or exclusion of any person other than American Samoans, their spouses and their children, seeking

permission to enter or remain in American Samoa; and shall review appeals of decisions of the Attorney General and the immigration division;

(2) deport any alien after the alien has been accorded an opportunity for a public hearing;

(3) hold any other hearing as necessary for the enforcement of this title;

(4) investigate any matter pertaining to enforcement of this title, through a representative authorized by the Board;

(5) subpoena documents and witnesses, compel testimony and cite for contempt;

(6) examine the books, records and accounts of all employers in American Samoa concerning employment of aliens;

(7) make rules and regulations necessary for the enforcement of this title; such regulations shall include requirements as to deportability that;

(a) the alien shall be given notice, reasonable under all the circumstances, of the nature of the charges against him and of the time and place at which the proceedings will be held;

(b) the alien shall have the privilege of being represented, at no expense to the government, by such attorney, who is authorized to practice before the High Court of American Samoa, as he shall choose;

(c) the alien shall have a reasonable opportunity to examine the evidence against him, to represent evidence in his own behalf, and to cross-examine witnesses presented by the Government; and

(d) no decision of deportability shall be valid unless it is based upon reasonable, substantial, and probative evidence; such decisions shall be in writing;

(8) subject to the exception in section 41.0306.1, make rules and regulations concerning the approval or disapproval of aliens to attend school or college, to secure a business license, or to be employed in the Territory;

(9) make available for public inspection all rules and written statements of policy, or interpretations formulated, adopted or used by the Board in discharge of its functions;

(10) make available for public inspection all final orders, decisions and opinions;

(11) delegate any of its administrative duties to the Attorney General or immigration officers of American Samoa;

(12) require the registration of all aliens residing in American Samoa and may photograph and fingerprint those aliens in order to issue identification cards on forms prescribed and prepared by the Board.”

Sec 3. There is created a section 41.0306.1 under Title 41 A.S.C.A. which reads:

“41.0306.1 Waiver--Children of foreign post-secondary students attending local institutions of higher learning.

(a) In the case of foreign students matriculating at local post-secondary institutions of higher learning, whose minor children are prohibited from attending the local schools of the territory pursuant to requirements set forth in this title, the Attorney General or his designee, at his discretion, may issue to individual student applicants a waiver of the formal requirements under this title in order for the student applicant to bring his minor children into compliance with this title. Student applicants shall provide to the Attorney General the following documents as proof of his/her eligibility for this waiver:

- (1) Proof of legal entry into the territory;**
- (2) Proof of enrollment at a recognized post-secondary institution of higher learning within the territory;**
- (3) Proof that the student applicant is the parent or legal guardian of the minor child or children;**
- (4) Relevant school documents from elementary, middle and high schools previously attended by the minor child or children;**
- (5) Proof of vaccinations, inoculations and prophylactic measures of the minor child or children;**
- (6) Relevant travel documents indicating date of arrival in the territory;**
- (7) Any and all other documents required by the Attorney General or his designee.**

(b) The waiver issued pursuant to this section shall not exceed 6 months. In no case shall there be more than 2 waivers issued for any applicant student or his children. A second waiver shall issue only upon a showing of exceptional circumstances to be determined and recorded by the Attorney General or his designee, with a copy of the decision forwarded to the Office of the Governor for recordation.

(c) If at any time during the waiver period the student applicant ceases to be enrolled at a recognized post-secondary institution of higher learning within the territory, or the student applicant fails to discharge his duties and obligations under the laws of American Samoa, the waiver shall cease to operate. The student applicant has a continuing duty to provide the office of the Attorney General or his designee with all requested information required by this section. The student applicant also has a continuing duty to apprise the Attorney General or his designee of any changes which occur regarding his application for the waiver, at all times during the application process as well as the waiver period.

(d) The waiver shall serve no other purpose other than to provide a grace period in which the student applicant shall bring his minor children into compliance with this title. All other requirements in this title with respect to obligations and duties of alien applicants shall apply at all times.

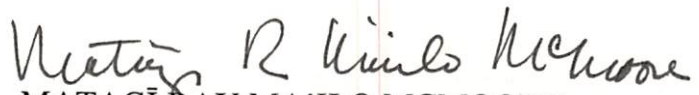
(e) This section in no way derogates the obligations and duties of the student applicant and his minor child pursuant to the laws and regulations of American Samoa.

(f) Statements given by a student applicant pursuant to this section are subject to the penalties of sections 41.0313 and 41.0314.

The grace period created by this waiver may be used by the appropriate authority in determining whether the applicant student and his children meet time requirements as provided for in this title.”



LUTU TENARI S. FUIMAONO
President of the Senate



MATAGI RAY MA'ILO MCMOORE
Speaker of the House

Hereby Approved this 14th day of March 2007



Governor OF American Samoa

NOFOAIGA LUASEFULU-VALU FONOFAITULAFONO A AMERIKA SAMOA

Fono Tele Lona Tolu

Nofoia ma usuia i Fagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefululua o Ianuari
lua afe ma le fa

O SE TULAFONO E AIAIA AI SE FA'AGAFUAGA O MANA'OGA FA'ATONUINA MO FANAU A ALI'I/TAMA'ITA'I-A'OGA MAI FAFO O LO'O AUAI I FA'ALAPOTOPOTOGA O A'OA'OGA MAUALUGA TULAGALUA I TOTONU O AMERIKA SAMOA; SUIA AI LE MAGA 41.0202 MA LE 41.0205 I LALO O LE ULUTALA 41 T.T.A.S.; MA FA'AVAEINA AI SE MAGA FOU 41.0306.1 I LALO O LE MATA'UPU 03 O LE ULUTALA 41 T.T.A.S."

IA FA'ATULAFONOINA E LE FONO FAITULAFONO A AMERIKA SAMOA

Maga 1. 41.0202 ua suia e faitauina:

"41.0202 Fa'apupulaga.

(1) E pei ona fa'aaogaina i lenei ulutala vagana ai se fa'aupuga e mana'omia e 'ese mai ai:

(a) "Tagata mai fafo" o lona uiga o tagata uma e le o ni nesionale po'o sitiseni o le Iunaite Setete o Amerika. "Mai fafo" o lona uiga fo'i o tagata uma o i latou e le o ni nesionale po'o sitiseni o le Iunaite Setete o Amerika, ma e mafai ona fa'aaogaina fesuisui ai ma tagata mai fafo.

(e) "Loia Sili" o lona uiga o le Loia Sili o Amerika Samoa po'o lona sui tofia.

(i) "Tagata Amerika Samoa" o lona uiga o se tagata na soifua mai;

(i) i se tupu'aga Amerika Samoa i totonu o Amerika Samoa po'o i le Iunaite Setete; po'o

(ii) fafo o Amerika Samoa, ae o se tasi o (na matua sa fanau i totonu o Amerika Samoa i tupu'aga Samoa ma sa resitaraina o ia i le Komiti i totonu o

po'o ai na totogia le pasese o lana malaga po'o le nofoaga fo'i sa ave'ese mai ai o ia."

Maga 2. 41.0205 ua suia e faitauina:

"41.0205 Malosi ma tiute.

E mafai e le Komiti ona:

(1) fa'atulaga iloiloga e fa'atatau i le tulaga po'o le taofia o so'o se tagata e 'ese mai ai tagata Amerika Samoa, o latou ta'ito'alua ma a latou fanau, o lo'o sa'ilia le fa'atagaga e ulufale mai ai pe nonofo fo'i i Amerika Samoa; ma o le a toeiloiloina apili (tagi le malie) o i'uga a le Loia Sili ma le vaega a le femalaga'iga;

(2) 'ave'esea o so'o se tagata mai fafo pe a uma ona tu'uina atu ia te ia se avanoa mo se iloiloga lautele;

(3) fa'atulagaina o so'o se isi su'esu'ega e alagatatau mo le fa'amalosia o lenei ulutala;

(4) su'esu'eina o so'o se mata'upu e fa'atatau i le fa'amalosia o lenei ulutala, e auala atu i sui ua fa'atagaina e le Komiti;

(5) tusivala'auina o fa'amaumauga ma tagata molimau, ma fa'amalosia molimau ma molia mo le anuilagi;

(6) su'esu'eina o tusi, fa'amaumauga ma fa'amaumauga a pisinisi o kamupani uma e fa'afaigaluegaina tagata i totonu o Amerika Samoa e fa'atatau i le fa'afaigaluegaina o tagata mai fafo;

(7) aiaia tulafono fa'afoe ma poloa'iga e alagatatau mo le fa'amalosia o lenei ulutala; ma o ia poloa'iga o le a aofia ai aiaiga e fa'atatau i le ave'eseina e fa'apea:

(a) o le a tu'uina atu i le tagata mai fafo se fa'aaliga, e talafeagai e tusa ma tu'utu'uga uma, o tulaga o moli'aga uma ua faia e fa'asaga ia te ia fa'apea ma le taimi ma le nofoaga o le a fa'ataunu'u ai le iloiloga;

(e) e i ai le avanoa i le tagata mai fafo e fautuaina ai o ia, e le fa'aaluina ai se tupe a le malo, e se loia, o ia ua fa'atagaina o se a'oa'o tulafono i luma o le Fa'amasinoga Sili o Amerika Samoa, pe afai e filifili e ia;

(i) o le a maua e le tagata mai fafo le avanoa e su'esu'e ai fa'amaoniga ua aumaia e fa'asaga ia te ia, fa'apea ma le tu'uina atu o fa'amaoniga mo lona puipuiga, ma su'esu'eina tagata molimau e fa'atula'i mai e le Malo; ma

(o) e leai se i'uga e ave'ese ai e taualoaina vagana ua fa'amautuina i fa'amaoniga talafeagai, moni, ma ua fa'amaoniaina; ma o lena fo'i fa'ai'uga e tataua ona tusitusia;

(8) e a'afia i le fa'agafuaga i le Maga 41.0306.1 i le aiaia o tulafono fa'afoe ma poloa'iga e fa'atatau i le fa'amaoniaina po'o le te'ena o tagata mai fafo e ao'oga i a'oga po'o kolisi, sa'ilia o se laisene pisinisi, po'o le fa'afaigaluegaina i le Teritori;

le 3 tausaga i lona sefuluvalu tausaga na soifua mai ai, po'o le taimi na fa'atulafonoina ai lenei maga, po'o le fea lava na aiaia(lata mai.

(o) "Tupu'aga Amerika Samoa" o lona uiga o suli moni o tagatanu'u o Motu o Tutuila ma Swains ma o latou nofoaga tumau na alaala ai o Amerika Samoa i le aso 17 o Aperila 1900, fa'apea fo'i ma tagatanu'u o Motu o Manu'a ma o latou nofoaga tumau na alaala ai o Amerika Samoa i le aso 16 o Iulai 1904.

(u) "Komiti" o lona uiga o le Komiti o Femalaga'iga o Amerika Samoa.

(f) "Fanau" o lona uiga o se tamaititi o se feagaiga (fa'aipoipoga) po'o se tama o le po, po'o fanau a fanau, po'o fanau fa'atamafai a'o i lalo ifo o le 12 tausaga le matutua pe aiga fo'i i fanau o le po a lo latou tina(pe afai o ia tamaiti o lo'o nonofo fa'atasi ma o latou matua po'o matua o matua.

(g) "Tagata o le auva'a" o lona uiga o se tagata o lo'o galue i so'o se tulaga i luga o se va'a po'o se va'alele.

(l) "Ali'i/tama'ita'i ofisa o Femalaga'iga" o lona uiga o se tagatafaigaluega o le vaega o femalaga'iga o le malo.

(m) "Tagata i lalo o tausaga e feagai ma fatuaiga fa'atulafonoina" o lona uiga o se tamaitiiti po'o tamaiti ua 18 tausaga pe i lalo ifo.

~~(m)~~ (n) "Nesionale o le Iunaite Setete" o lona uiga o se sitiseni o le Iunaite Setete, po'o se tagata o ia, e ui e le o se sitiseni o le Iunaite Setete, ua noatia i se feagaiga o le fa'amaoni tumau i le Iunaite Setete.

~~(n)~~ (p) "Pule" o lona uiga o se sui, va'a o femalaga'iga, ali'i va'a, ali'i/tama'ita'i fa'atonutonu po'o se tagata e auina atu iai se va'a po'o se va'alele.

~~(p)~~ (s) "Matua" po'o "Matua fai" o lona uiga o se matua po'o se matua fai o se faiā(ua tula'i mai i so'o se mafua'aga o tulaga e pei ona ta'ua i luga i le (f).

(s) (t) "Tagatanu'u nofomau" o se tagata ua ausia e ia tulaga ua ta'uagava'aina ai i le mata'upu 04 o lenei ulutala.

(v) "Fa'alapotopotoga tau a'oa'oga maualuga tulaga-lua" o lona uiga o se fa'alapotopotoga o a'oa'oga maualuga tulaga lua e fa'amaonia (na tagata fa'au'u e ala i le tu'uina atu o se tikeri po'o pepa fa'amaonia. O ia fa'alapotopotoga e aofia ai, ae le fa'atapula'aina i, le Kolisi Tu'ufa'atasi a Amerika Samoa, ae maise kolisi fa'aletusipa'ia ma kolisi fa'alelotu ua tu'uina atu ai a'oa'oga maualuga fa'ale auunaga ma/po'o le fa'afaiifeau e o'o atu i le fa'aeaina i le tauaaoina o se tikeri po'o se fa'amaoniga

~~(v)~~ (h) "To'alua" e le aofia ai se to'alua i se tulaga o so'o se sauniga o se fa'aipoipoga o itu e le'i fa'atasi ai i la'ua, vagana ai se fa'aipoipoga o le a fa'ataunu'uina.

~~(h)~~ (k) "Tumau" o lona uiga o se faiā e fa'aauau pea po'o tulaga tumau, e 'ese' mai le letumau, ae o se faiā(e mafai ona tumau e tusa lava pe ua

(9) fa'aavanoaina mo le su'esu'ega e tagata lautele tulafono fa'afoe uma ma fa'amatalaga tusitusia o poloa'iga, po'o fa'aliliuga ma'oti, ua taliaina pe fa'aaogaina e le Komiti e fa'ataunu'u ai (na fatuaiga;

(10) fa'aavanoaina mo su'esu'ega a tagata lautele poloa'iga fa'ai'u, i'uga ma manatu;

(11) fa'ae'e atu so'o se tiute fa'alepulega i le Loia Sili po'o ofisa o le femalaga'iga o Amerika Samoa;

(12) e mana'omia fa'atonuina le resitaraina o tagata mai fafo o lo'o alaala i Amerika Samoa ma pu'eina ata ma fa'ailoga o tamatama'ilima o ia tagata mai fafo mo le tu'uina atu o pepa (card) e iloa ai i latou i pepa ua fa'atonuina ma saunia e le Komiti."

Maga 3. Ua fa'avacina se maga 41.0306.1 i lalo o le Ulutala 41 e faitauina: "41.0306.1 Fa'aagafuaga--fanau a ali'i/tama'ita'i-a'oga mai fafo o lo'o auai i fa'alapotopotoga o a'oa'oga maualuga tulaga lua.

(a) I le tulaga o ali'i/tama'ita'i-a'oga mai fafo ua resitaraina i fa'alapotopotoga o a'oa'oga maualuga tulaga lua, o a latou fanau laiti ua fa'atagaina mai le auai i a'oga lotoifale a le teritori e tusa ma aiaiga ua fa'atulagaina i lenei ulutala, o le Loia Sili po'o lona sui tofia, i lana faitalia e mafai ona ia tuuina atu se fa'aagafuaga mo ali'i/tama'ita'i-a'oga talosaga ta'itasi i lalo o lenei ulutala e mafai ai mo le ali'i/tama'ita'i-a'oga talosaga ona aumai lana fanau laiti e tusa ma lenei ulutala. O ali'i/tama'ita'i-a'oga talosaga e tataua ona tu'uina atu i le Loia Sili fa'amatalaga tusitusia fa'amaonia e fai ma fa'amaoniga o lona (ali'i/tama'ita'i) agava'a mo lenei fa'aagafuaga:

(1) Fa'amaoniga ua fa'atulafonoina lona ulufale mai i totonu o le teritori;

(2) Fa'amaoniga o le resitaraina i se fa'alapotopotoga aloa'ia o a'oa'oga maualuga tulaga lua i totonu o le teritori;

(3) Fa'amaoniga o le ali'i/tama'ita'i-a'oga o se matua po'o se tagata tausi fa'atulafono o le tamaitiiti la'ititi po'o tamaiti;

(4) Fa'amaumauga tusitusia talafeagai mai a'oga tulaga muamua, tulaga lua ma a'oga maualuga sa auai muamua e se tamaitiiti la'ititi po'o tamaiti;

(5) Fa'amaoniga o fa'agata, tui puipuia ma vaila'au e puipui ai fa'ama'i o tamaiti la'iti po'o tamaiti;

(6) Pepa malaga aloa'ia e fa'ailoa ai le aso na taunu'u ai i le teritori;

(7) So'o se fa'amaumauga ma isi pepa uma e mana'omia fa'atonuina e le Loia Sili po'o lona sui tofia;

(e) O le fa'aagafuaga e tu'uina atu e tusa ma lenei maga o le a le sili atu ma le 6 masina. E leai se tulaga e mafai ai ona tu'uina atu e sili atu i le 2

fa'amutaina i le talosaga a le o Amerika Samoa po'o se tagata e tusa ma le tulafono.

(k) (k) "Tagata" o lona uiga o tagata ta'itasi, ma e aofia ai se pisinisi, pisinisi paaga, pisinisi so'ofa'atasi po'o se koporesi e mana'omia fa'atouina ai le fa'aupuga.

(r) (aa) "Ali'i/tama'ita'i ofisa leoleo" o lona uiga o se ali'i/tama'ita'i ofisa leoleo o le malo.

(aa) (ee) "Alaalafaga" o lona uiga o se nofoaga moni lava e alaala ai se tagata, o le mea moni, e le afaina ai le fa'amoemoe.

(ee) (ii) "Turisi" o lona uiga o se tagata e asiasi mai i Amerika Samoa mo le fa'amoemoe e maimoaina, o se fa'amoemoe e nofo i Amerika Samoa e itiiti ifo nai le 30 aso ma o se e iai se aiga/fale/fanua i le Iunaite Setete po'o se atunu'u i fafo ma e leai sona fa'amoemoe e tuua, ma o ia o lo'o asiasi mai i Amerika Samoa mo se taimi mo pisinisi po'o tafaoga.

(2) Mo fa'amoemoega o lenei ulutala, e leai se tagata e talitonuina ua, pe ua fa'amaoniaina e, o se tagata e iai uiga tausa'afia o se, i se vaitaimi e mana'omia ai amioga tausa'afia ua fa'amautuina, pe:

(a) o tagata masani ona inu ava malos;

(e) o se totino e tasi o se vaega po'o vaega o tagata, pe le iai pe le aofia ai fo'i, ua fa'amatalaina i le 41.0615 (9), (10), (11), (12), ma afai fo'i o lea solitulafono ua fa'amatalatalaina, ua fa'asalaina ai lea tagata pe na ia ioeina fo'i le fa'ataunu'uina, ma na ia faia i lenei vaitaimi;

(i) o se tasi o ana tupemaua e maua fa'apitoa mai i ta'aloga tupe e le tusa ma le tulafono;

(o) o se na fa'asalaina i solitulafono o ta'aloga tupe e 2 pe sili atu sa faia i lenei vaitaimi;

(u) o se sa tu'uina atu se molimau le tonu mo le fa'amoemoe e maua ai se alagamanuia i lalo o lenei ulutala;

(f) o se i lenei vaitaimi na falepuipui ai, e mafua i se fa'asalaga, i se to'ese o fa'asalaga mo se aofa'iga e 180 aso pe sili atu, e le afaina ai po'o lenei solitulafono, po'o solitulafono, na falepuipui ai o ia sa faia i totonu pe ma i lenei vaitaimi;

(g) o se tasi ua fa'asalaina i so'o se taimi i le solitulafono o le fasioti tagata po'o lona totama'i tele.

O se tulaga fa'apea, o so'o se tagata e le'i a'afia ai i so'o se tulaga e pei ona muai ta'ua e le tataua ona fa'afaigata ai se su'esu'ega mo isi mafua'aga i le a'afia ai o ia po'o le i ai o uiga tausa'afia lelei.

(3) Mo fa'amoemoega o lenei ulutala o so'o se tagata na tipoti (ave'esea) (a'o le'i aiai(pe ina ua uma ona aiai(lenei ulutala) ma ua ia tu'ua Amerika Samoa, e talitonuina na ave'esea e tusa ma le tulafono, e le afaina ai

fa'aagafuaga mo so'o se ali'i/tama'ita'i-a'oga talosaga po'o lana fanau. E mafai ona tu'uina atu se fa'aagafuaga lona lua i le fa'ailoa atu o tulaga fa'apitoa e 'ese mai ai e iloiloina ma fa'amaumauina e le Loia Sili po'o lona sui tofia, fa'atasi ai ma se kopi o le i'uga e auina atu i le Ofisa o le Kovana mo le fa'amaumauina.

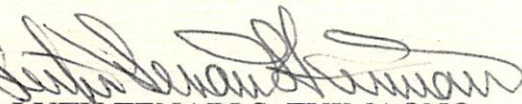
(i) Afai i so'o se vaitaimi o le fa'aagafuaga ua le toe resitara le ali'i/tama'ita'i-a'oga talosaga i se fa'alapotopotoga aloa'ia o a'oa'oga maualuga tulaga lua i totonu o le teritori, po'o le lē fa'ataunu'uina fo'i e le ali'i/tama'ita'i talosaga ona tiute ma avegatau'ave i lalo o tulafono a Amerika Samoa, o le a taofia le aoga o le fa'aagafuaga. O le ali'i/tama'ita'i-a'oga talosaga e iai se tiute tau'ave fa'aauau pea o le tu'uina atu i le ofisa o le Loia sili po'o lona sui tofia fa'amatalaga uma e talosagaina e mana'omia fa'atonuina ai e lenei maga. O le ali'i/tama'ita'i-a'oga talosaga o lo'o iai fo'i se tiute tau'ave fa'aauau pea e fa'ailoa atu i le Loia Sili po'o lona sui tofia so'o se suiga e tula'i mai i lana talosaga mo le fa'agafuaga i taimi uma lava o le taualumaga o le talosaga ae maise lava le vaitaimi o le fa'aagafuaga.

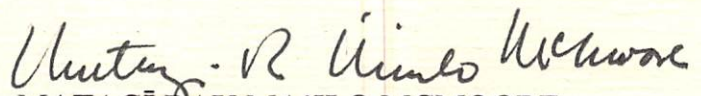
(o) O le fa'aagafuaga o le a l(fa'aaogaina mo se isi fa'amoemoega nai mo le tu'uina atu o le vaitaimi fesoasoani fa'atalitali i se ali'i/tama'ita'i-a'oga e aumai ai lana fanau laiti e tusa ma aiaiga o lenei ulutala. O isi aiaiga uma i lenei ulutala e fa'atatau i avega tau'ave ma tiute o se tagata talosaga mai fafo o le a fa'aaogaina i taimi uma.

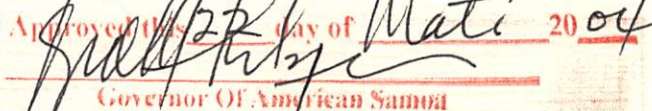
(u) O lenei maga e leai se auala e ave'esea ai le avega tau'ave ma tiute o se ali'i/tama'ita'i-a'oga ma lana tamaititi la'ititi e tusa ma tulafono ma poloa'iga a Amerika Samoa.

(f) O fa'amatalaga e tu'uina atu e se ali'i/tama'ita'i-a'oga e tusa ma lenei maga e a'afia ai i fa'asalaga o le TTAS Maga 41.0313 ma le 41.0314.

O le piriota fesoasoani fa'atalitali ua fa'avaeina e lenei fa'aagafuaga e mafai ona fa'aaogaina e le pulega talafeagai i le iloiloina pe e mafai ai ona ausia aiaiga o taimi aiaia e le ali'i/tama'ita'i-a'oga talosaga ma lana fanau e pei ona fa'atulagaina mai i lenei ulutala."


LUTU TENARI S. FUIMAONO
Peresetene, Maota Maualuga


MATAGI RAY MA'ILO MCMOORE
Fofoga Fetalai, Maota o Sui

Hereby Approved this 22 day of Matu'i 2004

Governor Of American Samoa