

THE THIRTY-EIGHTH LEGISLATURE OF AMERICAN SAMOA

Second Regular Session

Begun and held at Fagatogo, Tutuila, American Samoa
on Monday, the tenth day of July
two thousand and twenty three

AN ACT APPROPRIATING THE SUM OF \$278,000 TO PROVIDE FUNDING FOR THE PARTIAL SETTLEMENT OF VARIOUS LEGAL CLAIMS AGAINST THE AMERICAN SAMOA GOVERNMENT. APPROPRIATION IS REQUIRED AS THESE SETTLEMENTS MEET THE STATUTORY THRESHOLD SET IN A.S.C.A. § 43.1212.

Preamble:

There is an urgent need to provide funding to settle claims brought by the United States Department of Justice and to settle litigation against the American Samoa Government in the High Court of American Samoa.

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Section 1. Appropriation of revenue.

There is appropriated the sum of \$278,000 for the purpose of partial payment of settlement amounts agreed upon in the following cases:

Simeonica Tuiteleapaga/DOL v. ASG and DHSS, Consent Decree 3/21/23	\$100,000
Mona and Nicholas King v. ASG, HCCA No. 008-2020, 7/5/22	\$90,000
Howard Dunham v. ASG, HCCA No. 43-20, 2/15/23	\$20,000
Lolesio Smith v. ASG, HCCA No. 35-19, 2/15/23	\$17,000
Maatulimanu Maea v. ASG, CA No. 34-20, 2/17/23	\$17,000
Simi Paepae v. ASG, CA No. 35-19, 2/15/23	\$17,000
Togotogo Sotoa v. ASG CA No. 35-19, 2/15/23	\$17,000

Sec 2. Source of funding.

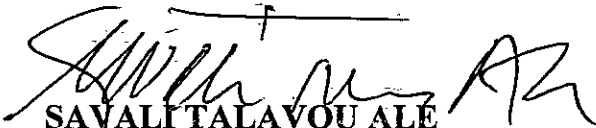
Funds in the amount of \$278,000 shall be payable from the unbudgeted, unexpended and unobligated revenues of the American Samoa Government for fiscal year two thousand and twenty three the purposes set forth above from the following sources:

Supplemental Budget for Legal Affairs Litigation

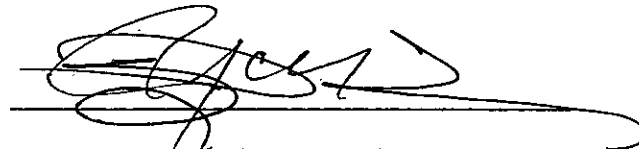
\$278,000

Sec 3. Effective date.

Due to the urgent need to settle outstanding obligations owing from settlements of claims brought by the Department of Justice and litigation in the High Court of American Samoa, this act shall become effective immediately upon passage by the Legislature and approval by the Governor.


SAVALI TALAVOU ALE
Speaker, House of Representatives


TUAOLO MANAIA FRUEAN
President of the Senate


LEMANU P. S. MAUGA
Governor of American Samoa

NOFOA'IGA TOLUSEFULU-VALU FONOFAITULAFONO AMERIKA SAMOA

Fono Tele Lona Lua

Nofioia ma usuia i Fagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefulu o Iulai
Lua afe luasefulutolu

O SE TULAFONO E FAASOA AI LE TUPE E \$278,000 E FAATUPE AI SE VAEGA O TAU I O TAGI ESEESE E FAASAGA I LE MALO AMERIKA SAMOA. IA FAASOA NEI VAEGA O TAU I TULAGA FAATULAFONOINA UA FAATULAFONOINA I LE TTAS § 43.1212.

Faatomuaga:

Talu ai le manaoga vave ina ia maua se tupe e faatupeina ai tau i o tagi, ia aumai i le Matagaluega o Faamasinoga a le Iunaita Setete ma faamasinoga faasaga i le Malo Amerika Samoa i le Faamasinoga Maualuga a Amerika Samoa.

IA FAATULAFONOINA E LE FONO FAITULAFONO A AMERIKA SAMOA:

Maga 1. Faasoaina o tupe maua.

Ua faasoaina nei le tupe e \$278,000 mo vaega o tau i o tagi e totogiina ua malilie ai e pei ona o le a ta'ua i lalo:

Iuga o le tagi a Simeonica Tuiteleapaga ma le Matagaluega o Leipa e fa'asaga ma le Malo o Amerika Samoa ma le Matagaluega o Ala Manuia o Tagata Lautele, maliliea 3/21/23 \$100,000

Iuga o le tagi a Mona ma Nicholas King e fa'asaga ma le Malo o Amerika Samoa. Numera. 008-2020, 7/5/22 \$90,000

Iuga o le tagi a Howard Dunham e fa'asaga ma le Malo Amerika Samoa. Numera. 43-20, 2/15/23 \$20,000

Iuga o le tagi a Lolesio Smith e fa'asaga ma le Malo o Amerika Samoa. Numera. 35-19, 2/15/23 \$17,000

Iuga o le tagi a Maatulimanu Maea e fa'asaga ma le Malo o Amerika Samoa.
Numera. 34-20, 2/17/23 \$17,000

Iuga o le tagi a Simi Paepae e fa'asaga ma le Malo o Amerika Samoa. Numera. 35-
19, 2/15/23 \$17,000

Iuga o le tagi a Togotogo Sotoa e fa'asaga ma le Malo o Amerika Samoa. Numera.
35-19, 2/15/23 \$17,000

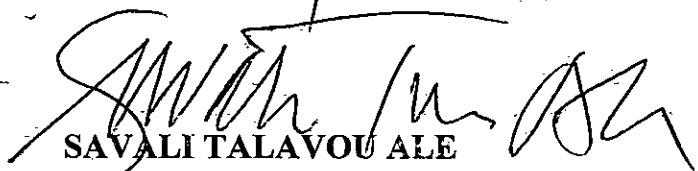
Maga 2. Mea e sau ai le tupe.

O le tupe lea e \$278,000 e faaavanoa mai tupe e lei faasoaina mo ni galuega, tupe e lei faaaogaina ma tupe e lei faailogaina se mea e faaoga ai e le Malo o Amerika Samoa mo le tausaga tupe e 2023 mai puna'oa nei:

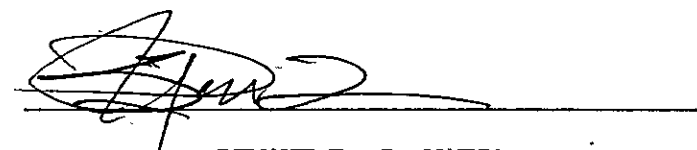
Tala faaopoopo o tupe mo mataupu faaletulafono. \$278,000

Maga 3. Aso e taualoa ai.

Talu ai le manaoga vave ina ia totogi vave aitalafu a le Malo e tusa ma faaiuga a le faamasinoga i tagi na aumai i le Matagaluega o Faamasinoga fa'apea le fa'amasinoga maualuga a Amerika Samoa, o lea o le aloa'ia ai leni tulafono i le taimi lava e pasia ai e le fonofaitulafono ma faamaonia e le kovana.


SAVALI TALAVOU ALE
Fofoga Fetalai, Maota o Sui


TUAOLO MANAIA FRUEAN
Peresetene, Maota Mauuluga


LEMANU P. S. MAUGA
Kovana o Amerika Samoa