

THE THIRTY-THIRD LEGISLATURE OF AMERICAN SAMOA

Fourth Regular Session

Begun and held at Fagatogo, Tutuila, American Samoa
on Monday, the fourteenth day of July
two thousand and fourteen

AN ACT IMPLEMENTING THE MINIMUM STANDARDS OF THE FEDERAL SEX OFFENDER REGISTRATION AND NOTIFICATION ACT; REPEALING CHAPTER 28 TITLE 46 IN ITS ENTIRETY; AND REPLACING IT WITH A NEW CHAPTER 29 IN TITLE 46 A.S.C.A.

Preamble:

- WHEREAS, the Sex Offender Registration and Notification Act (“SORNA”), Title I of the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109-248), provides a comprehensive set of minimum standards for sex offender registration and notification in the United States; and
- WHEREAS, SORNA closes potential gaps and loopholes that existed under prior law and generally strengthens the nationwide network of sex offender registration and notification programs; and
- WHEREAS, since 2009, all states and territories receiving the Justice Assistance Grant (“JAG”) award have been required to substantially implement the minimum standards of SORNA; and
- WHEREAS, to date, American Samoa has not substantially implemented the minimum standards of SORNA; and
- WHEREAS, the Criminal Justice Planning Agency (CJPA) requested and received waivers from the JAG award requirements for 2011 and 2012; and
- WHEREAS, the penalty for failure to comply with the Federal guidelines is 10% of our JAG award every year we are not in compliance, amounting to \$47,000 per annum for American Samoa; and
- WHEREAS, in addition to the financial implications of failing to introduce the minimum standards of SORNA, we more importantly have a profound responsibility

to keep our children safe, and the public aware, of sex offenders residing in our community; and

WHEREAS, due to the nature and scope of the amendments that would be necessary to bring existing law into compliance with the SORNA guidelines, it has been determined that the best course of action is to repeal the existing law and introduce a new law in its entirety.

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Section 1. Repealer.

“Chapter 28 of Title 46 A.S.C.A. is hereby repealed in its entirety.”

Sec 2. There is created a new Chapter 29 under Title 46 A.S.C.A. which reads:

**“CHAPTER 29
SEX OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION**

Sections:

- 46.2901 Establishment of registry.**
- 46.2902 Definitions.**
- 46.2903 Registerable offenses.**
- 46.2904 Tier I offenses.**
- 46.2905 Tier II offenses.**
- 46.2906 Tier III offenses.**
- 46.2907 General requirements.**
- 46.2908 Required information.**
- 46.2909 Frequency and duration of registration.**
- 46.2910 Requirements for in-person appearances.**
- 46.2911 Where registration is required.**
- 46.2912 Timing of registration.**
- 46.2913 Retroactive registration.**
- 46.2914 Keeping the registration current.**
- 46.2915 Failure to appear for registration.**
- 46.2916 Public sex offender registry website.**
- 46.2917 Required and prohibited information.**
- 46.2918 Community notifications.**
- 46.2919 Immunity.**
- 46.2920 Failure to register as a sex offender and related offenses.**
- 46.2921 Severability.**

46.2901 Establishment of registry.

(a) **Sex Offender Registry.** There is hereby established the American Samoa Sex Offender Registry, which the Attorney General's Office shall maintain and operate pursuant to the provisions of this code, as amended.

(b) **Public Sex Offender Registry Website.** There is hereby established a public sex offender registry website; It shall be called the American Samoa Public Sex Offender Registry Website, which the Attorney General's Office shall maintain and operate pursuant to the provisions of this code, as amended.

46.2902 Definitions.

(a) **Convicted.** An adult sex offender is "convicted" for the purposes of this chapter if the sex offender has been subjected to penal consequences based on the conviction, however the conviction may be styled.

(b) A juvenile offender is "convicted" for purposes of this code if the juvenile offender is either:

(1) Prosecuted and found guilty as an adult for a sex offense; or

(2) Adjudicated delinquent as a juvenile for a sex offense, but only if the offender is 14 years of age or older at the time of the offense and the offense adjudicated was comparable to or more severe than Sexual Abuse in the First Degree.

(c) **Foreign convictions.** A foreign conviction is one obtained outside of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, Guam, American Samoa and any American Indian Tribe.

(d) **Employee.** The term "employee" as used in this chapter includes, but is not limited to, an individual who is self-employed or works for any other entity, regardless of compensation. Volunteers are included within the definition of employee for registration purposes.

(e) **Immediate.** "Immediate" and "immediately" mean within 3 business days.

(f) **Imprisonment.** The term "imprisonment" refers to incarceration pursuant to a conviction, regardless of the nature of the institution in which the offender serves the sentence.

(g) **Persons under "house arrest"** following conviction of a covered sex offense are required to register pursuant to the provisions of this chapter during their period of "house arrest".

(h) **Jurisdiction.** The term "jurisdiction" as used in this chapter refers to the 50 states, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, and any Indian Tribe that elected to function as a SORNA registration and notification jurisdiction pursuant to PL 109-248 Section 127 (42 U.S.C. § 16927).

(i) **Minor.** The term “minor” means an individual who has not attained the age of 18 years.

(j) **Resides.** The term “reside” or “resides” means, with respect to an individual, the location of the individual's home or other place where the individual habitually lives or sleeps.

(k) **Sex offense.** The term “sex offense” as used in this code includes those offenses contained in 42 U.S.C. § 16911(5) (as amended), the American Samoa Code and those offenses enumerated in A.S.C.A Title 46, Chapter 26. An offense involving consensual sexual conduct is not a sex offense for the purposes of this code if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense.

(l) **Sex offender.** A person convicted of a sex offense is a “sex offender”.

(m) **Sexual act.** The term “sexual act” means:

(1) contact between the penis and the vulva or the penis and the anus, and for purposes of this definition contact involving the penis occurs upon penetration, however slight;

(2) contact between the mouth and the penis, the mouth and the vulva, or the mouth and the anus;

(3) the penetration, however slight, of the anal or genital opening of another by a hand or finger or by any object, with an intent to abuse, humiliate, harass, degrade, or arouse or gratify the sexual desire of any person; or

(4) the intentional touching, even through the clothing, of the genitalia of another person that has not attained the age of 18 years with an intent to abuse, humiliate, harass, degrade, arouse, or gratify the sexual desire of any person.

(n) **Sexual contact.** The intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person with an intent to abuse, humiliate, harass, degrade, arouse, or gratify the sexual desires of another person.

(o) **Student.** A “student” is a person who enrolls in or attends either a private or public education institution, including a secondary school, trade or professional school, or an institution of higher education.

(p) **SORNA.** The Sex Offender Registration and Notification Act (Title I of the Adam Walsh Child Protection and Safety Act of 2006 P.L. 109-248), 42 U.S.C. §16911 *et. seq.*, as amended.

(q) **Sex Offender Registry.** The term “sex offender registry” means the registry of sex offenders, and a notification program, as maintained by the Attorney General’s Office.

(r) **National Sex Offender Registry (NSOR).** The national database maintained by the Federal Bureau of Investigation pursuant to 42 U.S.C. §16919.

(s) **SMART Office.** The Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking, which was established within the United States Department of Justice under the general authority of the Attorney General of the United States pursuant to 42 U.S.C. §16945.

(t) **Dru Sjodin National Sex Offender Public Website (NSOPW).** The public website maintained by the Attorney General of the United States pursuant to 42 U.S.C. §16920.

(u) **“Tier I Sex Offender”.** A “tier I sex offender”, or a “sex offender” designated as “tier I”, is one who has been convicted of a “tier I” sex offense as defined in 46.2904.

(v) **“Tier II Sex Offender”.** A “tier II sex offender”, or a “sex offender” designated as “tier II”, is one who has been convicted of a “tier II” sex offense as defined in 46.2905.

(w) **“Tier III Sex Offender”.** A “tier III sex offender”, or a “sex offender” designated as “tier III”, is one who has been convicted of a “tier III” sex offense as defined in 46.2906.

46.2903 Registerable offenses.

Individuals who reside within the Territory of American Samoa, are employed within Territory of American Samoa, or who attend school within the Territory of American Samoa, who have been convicted of any of the offenses listed in this section are subject to the requirements of this code. In addition, any individual who is convicted of any of the offenses listed in this code who does not intend to establish residence, employment or school attendance within the Territory of American Samoa are also subject to the requirements of this code until such time they depart the Territory of American Samoa.

(a) American Samoa offenses:

- (1) 46.3531 Kidnapping (when the offender is not a parent, and the victim is under 18)**
- (2) 46.3532 Felonious restraint (when the offender is not a parent, and victim is under 18)**
- (3) 46.3533 False imprisonment (when the offender is not a parent, and the victim is under 18)**
- (4) 46.3604 Rape**
- (5) 46.3610 Sexual assault**
- (6) 46.3611 Sodomy**
- (7) 46.3612 Deviate sexual assault**
- (8) 46.3615 Sexual abuse in the First degree**
- (9) 46.3616 Sexual abuse in the Second degree**
- (10) 46.3617 Indecent exposure**
- (11) 46.3618 Child molesting**
- (12) 46.3703 Patronizing prostitution (victim under 18)**
- (13) 46.3705 Promoting prostitution in the First degree (victim under 18)**
- (14) 46.3706 Promoting prostitution in the Second degree (victim under 18)**
- (15) 46.3802 Incest**

(16) 46.3811 Abuse of a child (when the offense is of a sexual nature)

(b) Federal Offenses. A conviction for an attempt or conspiracy to commit any of the following, and any other offense hereafter included in the definition of “sex offense” at 42 U.S.C. §16911(5):

- (1) 18 U.S.C. §1591 (sex trafficking of children),**
- (2) 18 U.S.C. §1801 (video voyeurism of a minor),**
- (3) 18 U.S.C. §2241 (aggravated sexual abuse),**
- (4) 18 U.S.C. §2242 (sexual abuse),**
- (5) 18 U.S.C. §2243 (sexual abuse of a minor or ward),**
- (6) 18 U.S.C. §2244 (abusive sexual contact),**
- (7) 18 U.S.C. §2245 (offenses resulting in death),**
- (8) 18 U.S.C. §2251 (sexual exploitation of children),**
- (9) 18 U.S.C. §2251A (selling or buying of children),**
- (10) 18 U.S.C. §2252 (material involving the sexual exploitation of a minor),**
- (11) 18 U.S.C. §2252A (material containing child pornography),**
- (12) 18 U.S.C. §2252B (misleading domain names on the internet),**
- (13) 18 U.S.C. §2252C (misleading words or digital images on the internet),**
- (14) 18 U.S.C. §2260 (production of sexually explicit depictions of a minor for import into the U.S.),**
- (15) 18 U.S.C. §2421 (transportation of a minor for illegal sexual activity),**
- (16) 18 U.S.C. §2422 (coercion and enticement of a minor for illegal sexual activity),**
- (17) 18 U.S.C. §2423 (Transportation of Minors for Illegal Sexual Activity, Travel With the Intent to Engage in Illicit Sexual Conduct with a Minor, Engaging in Illicit Sexual Conduct in Foreign Places),**
- (18) 18 U.S.C. §2424 (failure to file factual statement about an alien individual),**
- (19) 18 U.S.C. §2425 (transmitting information about a minor to further criminal sexual conduct).**

(c) Foreign offenses. Any conviction for a sex offense involving any conduct listed in 46.2903(a) that was obtained under the laws of any foreign country when the United States State Department in its Country Reports on Human Rights Practices has concluded that an independent judiciary generally or vigorously enforced the right to a fair trial in that country during the year in which the conviction occurred.

(d) Military offenses. Any military conviction for a sex offense. This includes sex offenses under the Uniform Code of Military Justice, as specified by the U.S. Secretary of Defense under section 115(a) (8) (C) (i) of Public Law 105-119 (codified at 10 U.S.C. 951 note).

(e) Juvenile offenses or adjudications. Any sex offense, attempt or conspiracy to commit a sex offense, that is comparable to or more severe than the federal crime of aggravated sexual abuse (as codified in 18 U.S.C. §2241(a) and (b)), and committed by a minor who is 14 years of age or older at the time of the offense. This includes engaging in a sexual act with another by force or the threat of serious

violence; or engaging in a sexual act with another by rendering the victim unconscious or involuntarily drugging the victim.

(f) Jurisdiction Offenses. Any sex offense committed in any jurisdiction, including American Samoa, that involves:

- (1) Any conduct that by its nature is a sex offense against a minor,**
 - (2) Any type or degree of genital, oral, or anal penetration,**
 - (3) Any sexual touching of or sexual contact with a person's body, either directly or through the clothing,**
 - (4) Criminal sexual conduct that involves physical contact with a minor or the use of the internet to facilitate or attempt such conduct. This includes offenses whose elements involve the use of other persons in prostitution, such as pandering, procuring, or pimping in cases where the victim was a minor at the time of the offense,**
 - (5) False imprisonment of a minor,**
 - (6) Kidnapping of a minor,**
 - (7) Possession, production, or distribution of child pornography,**
 - (8) Solicitation of a minor to practice prostitution,**
 - (9) Solicitation to engage a minor in sexual conduct understood broadly to include any direction, request, enticement, persuasion, or encouragement of a minor to engage in sexual conduct,**
 - (10) Use of a minor in a sexual performance.**
- (g) Any offense similar to those outlined in:**
- (1) 18 U.S.C. §1591 (sex trafficking by force, fraud, or coercion),**
 - (2) 18 U.S.C. §1801 (video voyeurism of a minor),**
 - (3) 18 U.S.C. §2241 (aggravated sexual abuse),**
 - (4) 18 U.S.C. §2242 (sexual abuse),**
 - (5) 18 U.S.C. §2244 (abusive sexual contact),**
 - (6) 18 U.S.C. §2422(b)(coercing a minor to engage in prostitution), or**
 - (7) 18 U.S.C. §2423(a) (transporting a minor to engage in illicit conduct).**

46.2904 Tier I offenses.

(a) Sex offenses. A "Tier I" offense includes any sex offense, for which a person has been convicted that is not a "Tier II" or "Tier III" offense.

(b) Generally. A "Tier I" offense also includes any offense for which a person has been convicted by any jurisdiction, local government, or qualifying foreign country pursuant to 46.2903 that involves the false imprisonment of a minor, video voyeurism of a minor, possession or receipt of child pornography, is punishable by a maximum term of imprisonment of one year or less.

(c) American Samoa offenses:

- (1) 46.3533 False imprisonment (when the offender is not a parent, and the victim is under 18)**
- (2) 46.3615 Sexual abuse in the First degree (when the victim is 18 or older)**
- (3) 46.3616 Sexual abuse in the Second degree**

(d) Certain Federal Offenses. Conviction for any of the following federal offenses or an attempt or conspiracy to commit such an offense shall be considered a conviction for a “Tier I” offense:

- (1) 18 U.S.C. §1801 (video voyeurism of a minor),**
- (2) 18 U.S.C. §2252 (receipt or possession of child pornography),**
- (3) 18 U.S.C. §2252A (receipt or possession of child pornography),**
- (4) 18 U.S.C. §2252B (misleading domain names on the internet),**
- (5) 18 U.S.C. §2252C (misleading words or digital images on the internet),**
- (6) 18 U.S.C. §2422(a) (coercion to engage in prostitution),**
- (7) 18 U.S.C. §2423(b) (travel with the intent to engage in illicit conduct),**
- (8) 18 U.S.C. §2423(c) (engaging in illicit conduct in foreign places),**
- (9) 18 U.S.C. §2423(d) (arranging, inducing procuring or facilitating the travel in interstate commerce of an adult for the purpose of engaging in illicit conduct for financial gain),**
- (10) 18 U.S.C. §2424 (failure to file factual statement about an alien individual), or**
- (11) 18 U.S.C. §2425 (transmitting information about a minor to further criminal sexual conduct).**

(e) Certain military offenses. Any military offense specified by the Secretary of Defense under section 115(a)(8)(C)(i) of Public Law 105-119 (codified at 10 U.S.C. §951 note) that is similar to those offenses outlined in 46.2904 (b), (c), or (d) shall be considered a “Tier 1” offense.

46.2905 Tier II offenses.

(a) Recidivism and felonies. Unless otherwise covered by 46.2906, any sex offense that is not the first sex offense for which a person has been convicted and that is punishable by more than one year in jail is considered a “Tier II” offense.

(b) Offenses involving minors. A “Tier II” offense includes any sex offense against a minor for which a person has been convicted that involves:

- (1) The use of minors in prostitution, including solicitations;**
- (2) Enticing a minor to engage in criminal sexual activity;**
- (3) A non-forcible sexual act with a minor 16 or 17 years old;**
- (4) Sexual contact with a minor 13 years of age or older, whether directly or indirectly through the clothing, that involves the intimate parts of the body;**
- (5) The use of a minor in a sexual performance; or**
- (6) The production or distribution of child pornography.**

(c) American Samoa offenses:

- (1) 46.3615 Sexual abuse in the First degree (victim 13-17)**
- (2) 46.3703 Patronizing prostitution (victim under 18)**
- (3) 46.3705 Promoting prostitution in the First degree (victim under 18)**
- (4) 46.3706 Promoting prostitution in the Second degree (victim under 18)**
- (5) 46.3802 Incest (victim 16 or 17)**
- (6) 46.3811 Abuse of a child (when the offense is of a sexual nature)**

(c) Certain Federal Offenses. Conviction for any of the following federal offenses or an attempt or conspiracy to commit such an offense shall be considered a conviction for a “Tier II” offense:

- (1) 18 U.S.C. §1591 (sex trafficking by force, fraud, or coercion),**
- (2) 18 U.S.C. §2423(d) (arranging, inducing procuring or facilitating the travel in interstate commerce of a minor for the purpose of engaging in illicit conduct for financial gain),**
- (3) 18 U.S.C. §2244 (Abusive sexual contact, where the victim is 13 years of age or older),**
- (4) 18 U.S.C. §2251 (sexual exploitation of children),**
- (5) 18 U.S.C. §2251A (selling or buying of children),**
- (6) 18 U.S.C. §2252 (material involving the sexual exploitation of a minor),**
- (7) 18 U.S.C. §2252A (production or distribution of material containing child pornography),**
- (8) 18 U.S.C. §2260 (production of sexually explicit depictions of a minor for import into the United States),**
- (9) 18 U.S.C. §2421 (transportation of a minor for illegal sexual activity),**
- (10) 18 U.S.C. §2422(b)(coercing a minor to engage in prostitution),**
- (11) 18 U.S.C. §2423(a) (transporting a minor to engage in illicit conduct).**

(d) Certain military offenses. Any military offense specified by the Secretary of Defense under section 115(a)(8)(C)(i) of Public Law 105-119 (codified at 10 U.S.C. §951 note) that is similar to those offenses outlined in 46.2905 (a), (b) or (c) shall be considered a “Tier II” offense.

46.2906 Tier III offenses.

(a) Recidivism and felonies. Any sex offense that is punishable by more than one year in jail where the offender has at least one prior conviction or has previously become a Tier II sex offender, is a “Tier III” offense.

(b) General offenses. A “Tier III” offense includes any sex offense, for which a person has been convicted that involves:

- (1) Non-parental kidnapping of a minor;**
- (2) A sexual act with another by force or threat;**
- (3) A sexual act with another who has been rendered unconscious, is involuntarily drugged, or who is otherwise incapable of appraising the nature of the conduct or declining to participate; or**
- (4) Sexual contact with a minor 12 years of age or younger, including offenses that cover sexual touching of, or contact with the intimate parts of the body, either directly or through the clothing.**

(c) American Samoa offenses:

- (1) 46.3531 Kidnapping (when the offender is not a parent, and the victim is under 18)**
- (2) 46.3532 Felonious restraint (when the offender is not a parent, and victim is under 18)**

- (3) 46.3604 Rape**
- (4) 46.3610 Sexual assault**
- (5) 46.3611 Sodomy**
- (6) 46.3612 Deviate sexual assault**
- (7) 46.3615 Sexual abuse in the First degree (victim under 13)**
- (8) 46.3618 Child molesting**
- (9) 46.3802 Incest (victim under 16).**

(d) Certain Federal Offenses. Conviction for any of the following federal offenses shall be considered conviction for a "Tier III" offense:

- (1) 18 U.S.C. §2241(aggravated sexual abuse),**
- (2) 18 U.S.C. §2242 (sexual abuse),**
- (3) 18 U.S.C. §2243 (sexual abuse of a minor or ward),**
- (4) Where the victim is 12 years of age or younger, 18 U.S.C. §2244 (abusive sexual contact).**

(d) Certain military offenses. Any military offense specified by the Secretary of Defense under section 115(a)(8)(C)(i) of Public Law 105-119 (codified at 10 U.S.C. §951 note) that is similar to those offenses outlined in 46.2906 (b), (c) or (d) shall be considered a "Tier III" offense.

46.2907 General requirements.

(a) Duties. A sex offender covered by this code who is required to register pursuant to 46.2903 shall provide all of the information detailed in this chapter to the Attorney General's Office. The Attorney General's Office shall obtain all of the information detailed in this chapter from covered sex offenders who are required to register in accordance with this code, and shall implement any necessary policies and procedures.

(b) Digitization. All information obtained under this code shall be, at a minimum, maintained by the Attorney General's Office in a digitized format.

(c) Electronic database. A sex offender registry shall be maintained in an electronic database by the Attorney General's Office, and shall be in a form capable of electronic transmission.

46.2908 Required information.

(a) Criminal history. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's criminal history:

- (1) The date of all arrests;**
- (2) The date of all convictions;**
- (3) The sex offender's status of parole, probation, or supervised release;**
- (4) The sex offender's registration status; and**
- (5) Any outstanding arrest warrants.**

(b) Date of birth. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's date of birth:

- (1) The sex offender's actual date of birth; and**
- (2) Any other date of birth used by the sex offender.**

(c) DNA. If the sex offender's DNA is not already contained in the Combined DNA Index System (CODIS), the sex offender shall provide the Attorney General's Office or designee a sample of his DNA. Any DNA sample obtained from the sex offender shall be submitted directly to the FBI for submission in CODIS.

(d) Driver's license. A covered sex offender shall provide all of the sex offender's valid driver's licenses issued by any jurisdiction, and the Attorney General's Office or designee shall make a photocopy of any such licenses.

(e) Identification cards, passports and travel documents. A covered sex offender shall provide and the Attorney General's Office or designee shall make a photocopy of the following:

- (1) Any and all identification documents issued by any jurisdiction;**
- (2) Any and all passports and/or travel documents used by the sex offender;**

and

- (3) Any and all immigration documents used by the sex offender.**

(f) Employment. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's employment; to include any and all places where the sex offender is employed through any means, including volunteer and unpaid positions:

- (1) The name of the sex offender's employer;**
- (2) The address or location of the sex offender's employer; and**
- (3) Similar information related to any transient or day labor employment.**

(g) Finger and palm prints. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, both finger prints and palm prints. The Attorney General's Office or designee shall submit the offender's finger prints to the FBI's Integrated Automated Fingerprint Identification System (IAFIS) database, and shall submit the offender's palm prints to the FBI's palm print database.

(h) Internet identifiers. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's internet related activity:

- (1) Any and all email addresses used by the sex offender;**
- (2) Any and all Instant Message addresses and identifiers;**
- (3) Any and all other designations or monikers used for self-identification in internet communications or postings; and**
- (4) Any and all designations used by the sex offender for the purpose of routing or self- identification in internet communications or postings.**

(i) Name. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's name:

(1) The sex offender's full primary given name as reflected on any official birth certificate;

(2) Any and all nicknames, aliases, and pseudonyms regardless of the context in which it is used.

(j) Phone numbers. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, any and all telephone numbers and any other designations used by sex offenders for purposes of routing or self-identification in telephonic communications including but not limited to:

(1) Any and all cellular telephone numbers;

(2) Any and all land line telephone numbers;

(3) Any and all voice over IP (VOIP) telephone numbers.

(k) Photograph. A covered sex offender shall permit his photograph to be taken by the Attorney General's Office or designee:

(1) Every 90 days for Tier III sex offenders;

(2) Every 180 days for Tier II sex offenders; and

(3) Every year for Tier I sex offenders.

(l) Physical description. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, an accurate description of the sex offender as follows:

(1) A physical description;

(2) A general description of the sex offender's physical appearance or characteristics; and

(3) Any identifying marks, such as, but not limited to scars, moles, birthmarks, or tattoos.

(m) Professional licenses. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, all licensing of the sex offender that authorizes the sex offender to engage in an occupation or carry out a trade or business.

(n) Address. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's residence:

(1) The address of each residence at which the sex offender resides or will reside;

(2) The address of each residence where the sex offender has resided in the past 5 years; and

(3) Any location or description that identifies where the sex offender habitually resides regardless of whether it pertains to a permanent residence or location otherwise identifiable by a street or address.

(o) School location. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to the sex offender's school:

(1) The name and address of each school where the sex offender is or will be a student; and

(2) The names and addresses of the schools where the sex offender was a student, this includes any and all high schools and colleges/universities or vocational schools the sex offender has attended.

(p) Social security number. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information:

(1) A valid social security number for the sex offender; and

(2) Any social security number the sex offender has used in the past; valid or otherwise.

(q) Lodging information. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information when the sex offender will be absent from his residence for seven days or more:

(1) Identifying information of the temporary lodging locations including addresses and names;

(2) The dates the sex offender will be staying at each temporary lodging location; and

(3) The registered sex offender shall provide the information in (1) and (2) above no later than 7 days before his scheduled travel. The information shall be provided in person.

(r) Travel abroad. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information when the sex offender will be travelling outside of the territory of American Samoa:

(1) Identifying information of the intended destination, itinerary information, and any other relevant travel information;

(2) The dates the sex offender will be at the intended destination;

(3) The registered sex offender shall provide the information in 46.2908 no later than 21 days before his scheduled travel. The information shall be provided in person;

(4) The Attorney General's Office or designee shall immediately notify the U.S. Marshals Service and any other jurisdiction where the sex offender is either registered, or is required to register, of that updated information.

(s) Offense information. The Attorney General's Office or designee shall obtain the text of each provision of law defining the criminal offense(s) for which the sex offender is registered.

(t) Detailed information. The Attorney General's Office or designee shall obtain, and a covered sex offender shall provide, the following information related to all vehicles owned or operated by the sex offender for work or personal use; including land vehicles, aircrafts, and watercrafts:

(1) License plate numbers;

- (2) Registration numbers or identifiers;**
- (3) General description of the vehicle to include color, make, model, and year; and**
- (4) Any permanent or frequent location where any covered vehicle is kept.**
- (u) Sex offender acknowledgement form. The sex offender shall read or have read to them, and sign a form stating that the duty to register has been explained to them by the Attorney General's Office, and that the sex offender understands the registration requirement.**
 - (1) The form shall be signed and dated by the Attorney General's Office personnel registering the sex offender;**
 - (2) The Attorney General's Office shall immediately upload the acknowledgement form into the Attorney General's Office sex offender registry.**

46.2909 Frequency and duration of registration.

(a) Frequency. A sex offender who is required to register shall, at a minimum, appear in person at the Attorney General's Office for purposes of verification and keeping their registration current in accordance with the following time frames:

(1) For "Tier I" offenders, once every year for 15 years from the time of release from custody for a sex offender who is incarcerated for the registration offense, or from the date of sentencing for a sex offender who is not incarcerated for the registration offense.

(2) For "Tier II" offenders, once every 180 days for 25 years from the time of release from custody for a sex offender who is incarcerated for the registration offense or from the date of sentencing for a sex offender who is not incarcerated for the registration offense.

(3) For "Tier III" offenders, once every 90 days for the rest of their lives.

(b) Reduction of registration periods. A sex offender may have their period of registration reduced as follows:

(1) A Tier I or Tier II offender may have his or her period of registration reduced to 10 years, if he or she has maintained a clean record for 10 consecutive years;

(2) A Tier III offender may have his or her period of registration reduced to 25 years if he or she was adjudicated a delinquent of an offense as a juvenile that required Tier III registration, and he or she has maintained a clean record for 25 consecutive years.

(c) Clean record. For purposes of this chapter, a person has a clean record if:

(1) He or she has not been convicted of any offense, for which there was a maximum term of imprisonment of more than one year;

(2) He or she has not been convicted of any sex offense;

(3) He or she has successfully completed, without revocation, any period of supervised release, probation, or parole; and

(4) He or she has successfully completed an appropriate sex offender treatment program certified by the Attorney General's Office, a tribe, another jurisdiction, or by the Attorney General of the United States.

46.2910 Requirements for in-person appearances.

(a) Photographs. At each in person verification, the sex offender shall permit the Attorney General's Office to take a photograph of the offender.

(b) Review of information. At each in person verification the sex offender shall review existing information for accuracy.

(c) Notification. If any new information or change in information is obtained at an in person verification, the Attorney General's Office shall immediately notify all other jurisdictions in which the sex offender is required to register of the information or change in information.

(d) If any new information or change in information is obtained at an in person verification, the Attorney General's Office shall immediately update the public website, if applicable, and update information in NCIC/NSOR.

46.2911 Where registration is required.

(a) Jurisdiction of conviction. A sex offender must initially register with the Attorney General's Office if the sex offender was convicted by a court in American Samoa of a covered sex offense, regardless of the sex offender's actual or intended residency.

(b) Jurisdiction of incarceration. A sex offender must register with the Attorney General's Office if the sex offender is incarcerated within American Samoa while completing any sentence for a covered sex offense, regardless of whether it is the same jurisdiction as the jurisdiction of conviction or residence.

(c) Jurisdiction of residence. A sex offender must register with the Attorney General's Office if the sex offender resides within American Samoa.

(d) Jurisdiction of employment. A sex offender must register with the Attorney General's Office if he or she is employed within American Samoa.

(e) Jurisdiction of school attendance. A sex offender must register with the Attorney General's Office if the sex offender is a student in any capacity within American Samoa.

46.2912 Timing of registration.

(a) Timing. A sex offender required to register with American Samoa under this code shall do so in the following timeframe:

(1) If convicted by a court in American Samoa for a covered sex offense and incarcerated, the sex offender must register before being released from incarceration;

(2) If convicted by a court in American Samoa for a covered sex offenses but not incarcerated, within 3 business days of sentencing for the registration offense; and

(3) Within 3 business days of establishing a residence, commencing employment, or becoming a student in American Samoa, a sex offender must appear in person to register with Attorney General's Office.

(b) Duties of Attorney General's Office. The Attorney General's Office shall have policies and procedures in place to ensure the following:

(1) That any sex offender incarcerated or sentenced by a court in American Samoa for a covered sex offense completes their initial registration;

(2) That the sex offender reads, or has read to them, and signs a form stating that the duty to register has been explained to them and that the sex offender understands the registration requirement;

(3) That the sex offender is registered, and immediately added to the public website if applicable;

(4) That upon entry of the sex offender's information into the registry, that information is immediately forwarded to all other jurisdictions in which the sex offender is required to register due to the sex offender's residency, employment, or student status; and

(5) That all information is entered and updated in NCIC/NSOR.

46.2913 Retroactive registration.

(a) Retroactive registration. The Attorney General's Office shall have in place policies and procedures to ensure the following three categories of sex offenders are subjected to the registration and updating requirements of this code:

(1) Sex offenders incarcerated or under the supervision of American Samoa, whether for a covered sex offense or other crime;

(2) Sex offenders already registered or subject to a pre-existing sex offender registration requirement; and

(3) Sex offenders reentering the justice system due to conviction for any crime.

(b) Timing of recapture. The Attorney General's Office shall ensure recapture of the sex offenders mentioned in this section within the following timeframe to be calculated from the date of passage of this code:

(1) For Tier I sex offenders, 1 year;

(2) For Tier II sex offenders, 180 days; and

(3) For Tier III sex offenders, 90 days.

46.2914 Keeping the registration current.

(a) All sex offenders required to register in American Samoa shall immediately appear in person at the Attorney General's Office to update any changes to their:

(1) Name;

(2) residence (including termination of residency);

(3) employment;

(4) school attendance;

(5) temporary lodging; or

(6) international travel.

(b) All sex offenders required to register in American Samoa shall immediately notify Attorney General's Office to update any changes to their:

(1) vehicle information;

(2) internet identifiers;

(3) or telephone numbers.

46.2915 Failure to appear for registration.

(a) In the event a sex offender fails to register as required by this code, the Attorney General's Office or designee shall immediately inform the jurisdiction that provided notification that the sex offender was to commence residence, employment, or school attendance in American Samoa that the sex offender failed to appear for registration.

(b) If the Attorney General's Office or designee receives information that a sex offender has absconded, the Attorney General's Office shall make an effort to determine if the sex offender has actually absconded.

(1) In the event no determination can be made, the Attorney General's Office or designee shall ensure the Office of the Attorney General and any other appropriate law enforcement agency is notified.

(2) If the information indicating the possible absconding came through notice from another jurisdiction or federal authorities, they shall be informed that the sex offender has failed to appear and register.

(3) If an absconded sex offender cannot be located, then the local police shall take the following steps:

(A) Update the registry/public website to reflect the sex offender has absconded or is otherwise not capable of being located;

(B) Notify the U.S. Marshals Service, National Sex Offender Targeting Center;

(C) Seek a warrant for the sex offender's arrest. The U.S. Marshals Service or FBI may be contacted in an attempt to obtain a federal warrant for the sex offender's arrest, where appropriate;

(D) Update the NCIC/NSOR to reflect the sex offender's status as an absconder, or is otherwise not capable of being located; and

(E) Enter the sex offender into the National Crime Information Center Wanted Person File.

46.2916 Public sex offender registry website.

(a) Website. The Attorney General's Office shall use and maintain a public sex offender registry website.

(b) Links. The Attorney General's Office's public sex offender registry website shall include links to sex offender safety and education resources.

(c) Instructions. The Attorney General's Office's public sex offender registry website shall include instructions on how a person can seek correction of information that the individual contends is erroneous.

(d) Warnings. The Attorney General's Office's public sex offender registry website shall include a warning that the information contained on the website should not be used to unlawfully injure, harass, or commit a crime against any individual named in the registry or residing or working at any reported addresses, and that any such action could result in civil or criminal penalties.

(e) Search capabilities. The Attorney General's Office's public sex offender registry website shall have the capability of conducting searches by (1) name;(2) county, city, and/or town; and (3) zip code and/or geographic radius.

(f) Dru Sjodin National Sex Offender Public Website. The Attorney General's Office shall include in the design of its registry website all field search capabilities needed for full participation in the Dru Sjodin National Sex Offender Public Website and shall participate in that website as provided by the Attorney General of the United States.

46.2917 Required and prohibited information.

(a) Required information. The following information shall be made available to the public on the sex offender registry website:

(1) Notice that an offender is in violation of their registration requirements or cannot be located if the sex offender has absconded;

(2) All sex offenses for which the sex offender has been convicted;

(3) The sex offense(s) for which the offender is currently registered;

(4) The name of the sex offender's employer(s);

(5) The name of the sex offender including all aliases;

(6) A current photograph of the sex offender;

(7) A physical description of the sex offender;

(8) The residential address and, if relevant, a description of a habitual residence of the sex offender;

(9) All names of schools attended by the sex offender; and

(10) The sex offender's vehicle license plate number along with a description of the vehicle.

(b) Prohibited information. The following information shall not be available to the public on the sex offender registry website:

(1) Any arrest that did not result in conviction;

(2) The sex offender's social security number;

(3) Any travel and immigration documents;

(4) The identity of the victim; and

(5) Internet identifiers.

46.2918 Community notifications.

(a) **Law enforcement notification.** Whenever a sex offender registers or updates his or her information, the Attorney General's Office shall:

(1) **Monitor and utilize the SORNA exchange portal for inter-jurisdictional change of residence, employment or student status;**

(2) **Immediately update NCIC/NSOR;**

(3) **Immediately notify any agency, department, or program within the territory that is responsible for criminal investigation, prosecution, child welfare or sex offender supervision functions;**

(4) **Immediately notify any and all other registration jurisdictions where the sex offender is registered due to the sex offender's residency, school attendance, or employment;**

(5) **Immediately notify National Child Protection Act agencies, which includes any agency responsible for conducting employment-related background checks under section 3 of the National Child Protection Act of 1993 (42 U.S.C. 5119a) when a sex offender registers or updates registration;**

(6) **Immediately enter or update information posted on the public website.**

(b) **Community notification.** The Attorney General's Office shall ensure there is an automated community notification process in place that ensures the following:

(1) **Upon a sex offender's registration or update of information, the public sex offender registry website is immediately updated;**

(2) **The public sex offender registry has a function that enables the general public to request an e-mail notice that will notify them when a sex offender commences residence, employment, or school attendance with the Attorney General's Office, within a specified zip code, or within a certain geographic radius. This email notice shall include the sex offender's identity so that the public can access the public registry for the new information.**

46.2919 Immunity.

(a) **No waiver of immunity.** Nothing under this chapter shall be construed as a waiver of sovereign immunity for the Attorney General's Office, its departments, agencies, employees, or agents.

(b) **Good faith.** Any person acting under good faith of this territory shall be immune from any civil liability arising out of such actions.

46.2920 Failure to register as a sex offender and related offenses.

(a) **Failure to register as a sex offender.**

(1) **A sex offender commits the crime of failure to register as a sex offender if he:**

(A) **Fails to register as a sex offender as required by this code;**

(B) **Fails to appear for his periodic verification requirement; or**

(C) **Fails to keep his registration current.**

(2) Failure to register as a sex offender is a class D felony.

(b) Hindrance of sex offender registration.

(1) A person commits the crime of hindrance of sex offender registration if they:

(A) Knowingly harbors, knowingly attempts to harbor, or knowingly assists another person in harboring or attempting to harbor a sex offender who is in violation of this Title;

(B) Knowingly assists a sex offender in eluding a law enforcement agency that is seeking to find the sex offender to question the sex offender about, or to arrest the sex offender for noncompliance with the requirements of this Title; or

(C) Provides information to law enforcement agency regarding a sex offender which the person knows to be false.

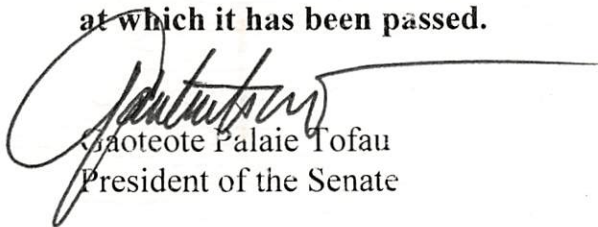
(2) Hindrance of Sex Offender Registration is a class A misdemeanor.

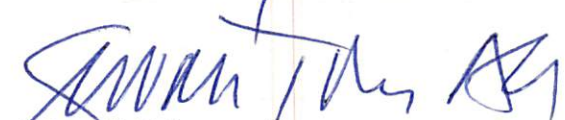
46.2921 Severability.

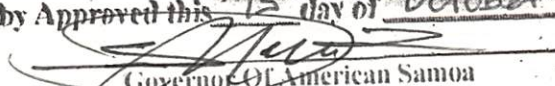
The provisions of this act are severable. If any part of this act is declared invalid or found unconstitutional, that shall not affect the remainder of this act.”

Sec 3. Effective date.

In accordance with Article II, Section 19 of the Revised Constitution of American Samoa, this bill shall become effective 60 days after the end of the session at which it has been passed.


Faoteote Palaie Tofau
President of the Senate


Savaii Talavou Ale
Speaker, House of Representatives

Hereby Approved this 15 day of October 2014

Governor of American Samoa

NOFOAIGA TOLUSEFULU-TOLU FONOFAITULAFONO AMERIKA SAMOA

Fono Tele Lona Fa

Nofioia ma usuia i Fagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefulufā o Iulai
lua afe sefulu fā

O SE TULAFONO E FAAGAOIOIA AI TULAGA AUPITO MAULALO O LE TULAFONO O LE LESITALA MA LE FAAILOAINA O I LATOU E SOLIA LE TULAFONO E FAATATAU I FEUSUAIGA; SOLOIA AI LE MATAUPU 28 O LE ULUTALA 46 ATOA LAVA; MA SUIA AI I SE MATAUPU FOU 29 O LE ULUTALA 46 T.T.A.S.

Faatomuaga:

- TALUAI, o le tulafono e Lesitala ai Tagata Solitulafono i Mataupu tau Feusua'iga ma le Faailoaina, lea e faapuupuaina o le" SORNA" Ulutala i o le Tulafono o le Puipuia o Fanau ma le Saogalemu a Adam Walsh o le 2006 (Tulafono Lautele 109-248), o loo aiaia ai tulaga aupito maulalo o le Lesitala o tagata solitulafono i mataupu tau feusuaiga ma le faailoaina a le Iunaite Setete; ma
- TALUAI, o le SORNA ua tapunia ai avanoa ma ni faaletonu sa i ai i lalo o tulafono tuai ma faamalosi ai le sootaga i le atunuu aoao o le lesitala o tagata solitulafono faapea ma porokalama e faailoa ai; ma
- TALUAI, talu mai le 2009, o setete uma ma teritori e maua e latou le Fesoasoani mai le Vaega o Faamasinoga (JAG) ua leva ona manaomia ina ia faagaoioia tulaga aupito maulalo o le SORNA; ma
- TALUAI, e oo mai nei, e lei faagaoioia lava e Amerika Samoa tulaga aupito maulalo o le SORNA; ma
- TALUAI, sa talosagaina e le Vaega o Fuafuaga o Faamasinoga tau Solitulafono (CJPA) ma taliaina mai la latou talosaga mai le JAG e tuusaunoa ai latou mai manaoga o le Tulafono lea mo le 2011 ma le 2012; ma

TALUAI, o le faasalaga o le lē usita'ia o ta'iala a le Malo Tele o le 10% o le tupe a le JAG i tausaga taitasi e le usitai ai, ma o lona uiga e \$47,000 le aofai i le tausaga mo Amerika Samoa; ma

TALUAI, e le gata i le itu tau tupe e aafia ona o le lē faamalosia o tulaga aupito maualalo o le SORNA, a e o le mea sili ona taua o le saogalemu o a tatou fanau ma le lautele mai tagata ia o loo mau i lo tatou atunuu; ma

TALUAI, talu ai le natura ma le aafiaga e oo i ai suiga o le a talafeagai ona faia ina ia usita'ia ai ta'iala o le SORNA, ua i ai se manatu o le mea aupito sili ona lelei e fai o le soloia lea o le tulafono o i ai nei ae faaofi se tulafono fou.

IA FAATULAFONOINA E LE FONO FAITULAFONO A AMERIKA SAMOA:

Maga 1. Soloia

“Ua soloia nei le Mataupu 28 o le Ulutala 46 T.T.A.S. i lona atoaga.”

Maga 2. Ua faavae nei se Mataupu 29 fou i lalo o le Ulutala 46 T.T.A.S. e faitauina:

“MATAUPU 29

LESITALA MO TAGATA SOLITULAFONO I FEUSUAIGA MA LE FAAILOAINA

Maga:

- 46.2901 Faavaeina o le lesitala.**
- 46.2902 Uiga o upu.**
- 46.2903 Solitulafono e mafai ona lesitala.**
- 46.2904 Solitulafono laasaga I.**
- 46.2905 Solitulafono laasaga II.**
- 46.2906 Solitulafono laasaga III.**
- 46.2907 Manaoga aoao.**
- 46.2908 Faamatalaga manaomia.**
- 46.2909 Pe faafia ae poo le a foi le umi e lesitala ai.**
- 46.2910 Manaoga o le oo atu o le tagata e faailoa.**
- 46.2911 O fea e manaomia ai le lesitala.**
- 46.2912 Taimi e lesitala ai.**
- 46.2913 Lesitala e toe amata mai tua.**
- 46.2914 Faafou pea le lesitala.**
- 46.2915 Le oo atu e lesitala.**
- 46.2916 Upega tafailagi lautele mo solitulafono o feusuaiga.**

- 46.2917 Faamatalaga manaomia ma faamatalaga faasaina.**
- 46.2918 Faailoa o le atunuu.**
- 46.2919 Aiaiga mo le faagafua ai.**
- 46.2920 Le alu e lesitala o se solitulafono o feusuaiga ma isi solitulafono.**
- 46.2921 Tuueseeseina.**

46.2901 Faavaeina o le lesitala.

(a) Lesitala o tagata solitulafono i feusuaiga. Ua faavaeina nei se lesitala o tagata solitulafono i feusuaiga a Amerika Samoa, e tausia e le Ofisa o le Loia Sili ma faagaioia e tusa ai ma aiaiga o lenei tulafono, e pei ona suia ai.

(e) Upega Tafailagi o le Lesitala Lautele o Tagata Solitulafono i Feusuaiga. Ua faavaeina nei se upega tafailagi e faaigoaina o le Upega Tafailagi o le Lesitala Lautele o Tagata Solitulafono i Feusuaiga a Amerika Samoa, e tausia ma faagaioia e le Ofisa o le Loia Sili e tusa ai ma aiaiga o lenei tulafono, e pei ona suia ai.

46.2902 Uiga o upu.

(a) Ta'usala. Mo mafuaga o lenei lava mataupu, e ta'usala le tagata matua ua soli le tulafono o feusuaiga pe afai ua faasala e faavae i luga o le mea ua ta'usala ai, ui o lea, e mafai ona faalagolago lava i le faiga sa faia ai.

(e) E ta'usala le tamaititi e solitulafono mo mafuaga o lenei lava tulafono pe afai e aliali mai se tasi o mea nei:

(1) Ua faia le faamasinoga ma ua nofosala ai e avea ma tagata matua i se solitulafono tau feusuaiga; poo

(2) Ua faia le faamasinoga ma faamaonia ai e nofosala i le tulaga o se tagata matua, ae e tatau ona 14 tausaga pe sili atu i le taimi na faia ai le agasala ma o le solitulafono ua faailoa i le faamasinoga e faatusatusa pe sili atu foi nai lo le faatauga faafeusuaiga ile Tulaga Muamua.

(i) Ta'usalaina i nuu ese. O le ta'usalaina lea na tupu i fafo atu o le Iunaite Setete, Itumalo o Columbia (DC), Puerto Rico, Atu Mariana i Matu, U.S. Virgin Islands, Guam, Amerika Samoa ma soo se Ituaiga o Initia Amerika.

(o) Tagata Faigaluega. O le "tagata faigaluega" e pei ona faaaoga i lenei mataupu e aofia ai, ae le gata ai, se tasi e faigaluega mo ia lava pe galue foi mo se isi vaega tusa lava poo le a se totogi. E aofia ai foi mo i latou e galulue fua i totonu o le faaupuga lea o le tagata faigaluega mo mafuaga o le lesitalaina.

(u) Fai loa. O lona uiga o le faia i totonu o aso galue e 3.

(f) Falepuipui. O le faaupuga lea e faatatau i le faafalepuipuiina e tusa ai ma le faasalaga tusa lava poo le a le ituaiga o falepuipui e tuli ai le faasalaga.

(g) O tagata o loo “taofia i totonu o le fale” ona ua faamaonia se solitulafono i feusuaiga faaafiufi e moomia ina ia lesitala e tusa ai ma aiaiga o lenei mataupu i le taimi lea e “taofi ai i totonu o le fale”.

(l) Nofoga. O le “nofoga” lea e pei ona faaaogaina i lenei mataupu e faatatau i setete e 50, Itumalo o Columbia (DC), Puerto Rico, Guam, Amerika Samoa, Atua Mariana i Matu, U.S. Virgin Islands, ma soo se ituaiga o Initia na filifili lava latou e avea ma nofoaga lesitala o le SORNA e tusa ai ma le TL 109-248 Maga 127 (42 T.T.I.S. § 16927).

(m) Tamaititi. O le upu “tamaititi” o lona uiga o se tagata e lei atoa le 18 tausaga.

(n) Nofu. O lona uiga, o le mea e i ai le aiga o le tagata poo se isi lava nofoaga e masani ona nofo pe moe ai.

(p) Solitulafono tau feusuaiga. O le faaupuga lea “solitulafono tau feusuaiga” e pei ona faaaogaina i lenei tulafono e aafia ai solitulafono o loo i totonu o le 42 T.T.I.S. § 16911(5) (e pei ona suia), o le Tusi Tulafono a Amerika Samoa ma solitulafono o loo i lalo o le Ulutala 46, Mataupu 26 T.T.A.S. O le solitulafono e aafia ai le malilie o itu e lua e faia le feusuaiga e le o se solitulafono i lalo o le tulafono lenei pe afai o le tagata na afaina o se tagata matua, sei vagana ai o lea tagata sa i lalo o le pule vaavaai a le tagata na ia faia le gaoioiga lenei.

(s) Tagata solitulafono tau feusuaiga. O le tagata e ta’usala i se solitulafono faapea, o ia lava ua solitulafono i feusuaiga.

(t) Gaoioiga tau feusuaiga. O lona uiga:

(1) o le fepa’iai o le totoga sa o le alii ma le totogasa o le tamaitai, poo isi itutino le ta’ua (anus), ma, mo mafuaga o lenei faauigaga o le fepaiai e aafia ai le totogasa o le alii, e tupu pe afai ua ulu i totonu, tusa lava pe le tele;

(2) fesootaiga i le vā o le fofoga ma totogasa ma itutino le ta’ua o le tamaitai poo le alii;

(3) o le ulu i totonu, tusa lava pe laititi, o se itutinoso, e ala i le faaaoga o le lima, tamatamailima, poo se isi mea, ma le faamoemoe e faataugā, faalumaina, faalavelavea, faamāina, pe faaosofia ai foi le mana’o e faamalieleina le naunau i se sootaga tau feusuaiga o soo se tagata; poo

(4) o le tago, tusa lava pe ui atu i la’ei, o totogasa o se tasi tagata e lei atoa le 18 tausaga ma le faamoemoe e faataugā, faalumaina, fai ma faalavelave, faamā, pe faaosofia ai le mana’o e faamaliele le mana’o o soo se tagata.

(v) Fesootaiga faafeusuaiga. O le tago ua faamoemoeina, pe tuusa’o pe ui atu foi i la’ei, o totogasa, ma soo se itutino lava e aafia ai ma faiga faafeusuaiga ma le faamoemoe e faataugā, faalumaina, ma isi lava gaoioiga e pei ona ta’ua muamua e faaosofia ai le faamaliele o le mana’o tau feusuaiga o le isi tagata.

(aa) Tamaititi a'oga. O se tagata e tusia lona igoa poo loo aoga i se a'oga tua poo se aoga a le malo, e aofia ai a'oga maualuga, poo soo se a'oga lava, poo se kolisi.

(ee) SORNA. O le Tulafono o le Lesitala ma le Faailoaina o Tagata Solitulafono i feusuaiga (Ulutala i o le Tulafono o le 2006 i le Puipuia ma le Saogalemu o Fanau T.L. 109-248), 42 o le §16911 ma isi e mulimuli ane ai, e pei ona suia.

(ii) Lesitala o Tagata Solitulafono i Feusuaiga (SOR). O lona uiga o le lesitala o tagata solitulafono i feusuaiga ma le porokalama o le faailoaina, e tausia ma vaaia e le Ofisa o le Loia Sili.

(oo) Lesitala a le atunuu aoao lea e ta'ua o le NSOR. O le faamaumauga lea e tausia e le FBI e tusa ai ma le TUS 42 §16919.

(uu) Ofisa e Faasala ai, Vaavaaia, Avefaapagota, Lesitala ma le Tuliloaina (SMART), lea na faavaeina i totonu o le Matagaluega o Faamasinoga a le Malo Tele i lalo o le vaaiga aoao a le Loia Sili e tusa ai ma TUS 42 §16945.

(ff) Upega Tafailagi Lautele a le Atunuu mo Tagata Solitulafono i Feusuaiga (NSOPW). O le upega tafailagi lea e tausia e le Loia Sili o le Iunaite Setete e tusa ai ma le T.T.I.S 42 §16920.

(gg) Solitulafono Feusuaiga Laasaga I. O ia lea ua ta'usala e tusa ai ma le faauigaga o le 46.2904.

(ll) Solitulafono Feusuaiga Laasaga II. O ia lea ua ta'usala i le tulaga II e pei ona faauiga ai i le 46.2905.

(mm) Solitulafono Feusuaiga Laasaga III. O ia lea ua ta'usala i le iaasaga III e pei ona faauiga ai i le 46.2906.

46.2903 Solitulafono e mafai ona lesitala.

O tagata e mau i Amerika Samoa, e faigaluega i totonu o le Teritori o Amerika Samoa, pe a'oga foi, ae ua ta'usala i soo se solitulafono o loo ta'ua i lenei maga e lavea uma imana'oga o le tulafono lenei. E le gata i lea, soo se tagata e ta'usala i se solitulafono i totonu o lenei tulafono ae lē faamoemoe e nofo iinei, pe a'oga pe faigaluega foi iinei e lavea foi i manaoga o lenei tulafono seia oo lava i le taimi e malaga ese atu ai ma le Teritori.

(a) Solitulafono i Amerika Samoa:

(1) 46.3531 Ave faamalosi (pe a le o se matua pe lei atoa le 18 tausaga)

(2) 46.3532 Taofiofi i se tulaga ua solia ai le tulafono(pe a le o se matua pe lei atoa le 18 tausaga)

(3) 46.3533 Falepuipui sese (pe afai e le o se matua pe lei atoa le 18)

(4) 46.3604 Faamalosi

(5) 46.3610 Amioga le taupulea tau feusuaiga

(6) 46.3611 Faasotoma

(7) 46.3612 Amioga mataga ma le lē taupulea tau feusuaiga

(8) 46.3615 Faiga faataugā tau feusuaiga i le tulaga muamua

- (9) 46.3616 Faiga faataugā tau feusuaiga i le tulaga lua**
- (10) 46.3617 Faaalia o itutino lē talafeagai**
- (11) 46.3618 Faiga o amio mataga i tamaiti**
- (12) 46.3703 Lagolagoina o faiga faatalitane(afaina ai le lei atoa le 18 tausaga)**
- (13) 46.3705 Faiga faatalitane tulaga I (afaina ai le lei atoa le 18 tausaga)**
- (14) 46.3706 Faiga faatalitane tulaga II (lei atoa le 18 tausaga)**
- (15) 46.3802 Amio matagā ma sē o le aiga**
- (16) 46.3811 Faataugā o se Tamaititi (pe afai o se faiga faafeusuaiga)**

(e) Solitulafono i le Malo Tele. O se ta'usalaina, mo tulafono nei o le a ta'ua poo le taumafai e taupulepule e faia se tasi o solitulafono nei o le a ta'ua, ma soo se isi lava solitulafono o le a ta'ua o loo aofia i le faaupuga "solitulafono tau feusua'iga" i le T.T.I.S. 42 §16911(5):

- (1) 18 T.T.I.S. §1591 (feavea'ia o tamaiti e faaoga mo feusua'iga),**
- (2) 18 T.T.I.S. §1801 (faaogaina o tamaiti mo feusua'iga ae pu'e ata),**
- (3) 18 T.T.I.S. §2241 (feusuaiga mataga faatauga),**
- (4) 18 T.T.I.S. §2242 (feusua'iga faatauga),**
- (5) 18 T.T.I.S. §2243 (faatauga i feusuaiga o se tamaititi poo se o loo ia vaaia),**
- (6) 18 T.T.I.S. §2244 (fesootaiga faafeusuaiga faatauga),**
- (7) 18 T.T.I.S. §2245 (solitulafono e i'u ina oti ai),**
- (8) 18 T.T.I.S. §2251(faaogaina o tamaiti e fai ai feusuaiga),**
- (9) 18 T.T.I.S. §2251A (faatau atu poo le faatau mai o tamaiti),**
- (10) 18 T.T.I.S. §2252 (o mea e aafia ai le faaoga o tamaiti i feusuaiga),**
- (11) 18 T.T.I.S. §2252A (o mea e i ai ata o feusuaiga e aafia ai tamaiti),**
- (12) 18 T.T.I.S. §2252E (igoa taufaasese i luga o le upega tafailagi),**
- (13) 18 T.T.I.S. §2252I (upu taufaasese poo ata faafoliga i le upega tafailagi),**
- (14) 18 T.T.I.S. §2260 (faia o ni ata e faaali manino ai tamaiti i ni feusua'iga mo le aumaia itotonu o le Iunaite Setete (I.S.)**
- (15) 18 T.T.I.S. §2421 (fela'ua'iga o se tamaititi mo le faaoga faasolitulafono i ni feusuaiga),**
- (16) 18 T.T.I.S. §2422 (faatosina ma le una'ia o se tamaititi e faia ni feusuaiga solitulafono),**
- (17) 18 T.T.I.S. §2423 (Fela'ua'iga o Tamaiti mo Gaoioiga o Feusuaiga Solitulafono, Malaga ma le Faamoemoe e faia ni Amio faafeusuaiga ma se Tamaititi, Faia o ni Feusuaiga Solitulafono i Nofoaga i Fafu),**

(18) 18 T.T.I.S. §2424 (le lipotia faamatalaga sa'o e uiga i se tagata mai fafo),

(19) 18 T.T.I.S. §2425 (fe'avea'ia o faamatalaga faatatau i se tamaititi ina ia saga faatupu ai pea feusua'iga solitulafono).

(i) Solitulafono e faia i fafo. Soo se nofosala i se solitulafono tau feusuaiga e aafia ai soo se uiga e pei ona ta'ua i le 46.2903(a) sa faia i lalo o tulafono a soo se atunuu pe afai e fai mai le Matagaluega o Setete a le Iunaite Setete i ana Lipoti faale-Atunuu i Faiga Masani o ana Aia Tatau Faaletagata e faapea na faamalosia e se faamasinoga tutoatasi le aia e faia ai se faamasinoga i lena lava atunuu i le tausaga na ta'usala ai.

(o) Solitulafono i totonu o le Militeli. Soo se nofosala i le militeli mo se faiga faafeusuaiga. E aafia solitulafono ilalo o le Faamasinoga a le Militeli, e pei ona ta'u faapitoa mai e le Failautusi o le Puipuiga a le Iunaite Setete i lalo o le maga 115(a)(8)(I)(m) o le Tulafono Lautele 105-119 (o loo i le 10 T.T.I.S. 951).

(u) Solitulafono poo ni faaiuga mo Tamaiti. Soo se solitulafono tau feusuaiga, se taumafaiga poo se taupulepulega e faia se solitulafono tau feusuaiga, e faatusatusa atu pe sili atu foi lona matuia na i lo solitulafono feterale o feusua'iga mataga faatauga (e pei ona faatulafonoina i le 18 T.T.I.S. §2241(a) ma le (e)), ma na faia e se tamaititi 14 tausaga pe sili atu i le taimi sa faia ai. E aafia ai le fai faamalosia o se feusuaiga poo le faamata'u foi; pe faia foi se faiga faapea e ala i le faamatapogia o se tasi pe fai faamalosia foi le ave i ai o se fuala'au/vaila'au.

(f) Solitulafono i se nofoaga e oo i ai le pule. Soo se solitulafono tau feusuaiga e faia i soo se nofoaga e aafia ai Amerika Samoa, e aafia ai mea nei:

(1) Soo se faiga lava e aliali ai se solitulafono tau feusuaiga faasaga i se tamaititi,

(2) Soo se ituaiga o solitulafono tau feusua'iga e aafia ai totogasa, o le fofoga, ma le ui mai tua,

(3) Soo se gaoioiga lava e pa'i ai i se faiga faafeusuaiga poo se fesootaiga tau feusuaiga foi ma le tino o se tagata pe tuusa'o pe ui atu foi i la'ei,

(4) Amio faasolitulafono i feusuaiga e aafia ai le fesootai faaletino ma se tamaititi poo le faaaoga o le upega tafailagi (initaneti) e faafaigofie ai pe taumafai ai foi e faia sea faiga. E aafia i lea solitulafono e faaaoga ai i si tagata i faiga faatalitane, e pei o le faaoleole, sailia, pe faaoso/faatosina foi e se tasi i se feusuaiga na faia ao lei atoa le 18 tausaga o le tamaititi,

(5) Faafalepuipui sese o se tamaititi,

(6) Ave faamalosia o se tamaititi,

(7) Umia, faia, poo le tufatufaina o ata o feusuaiga e faaaoga ai tamaiti,

(8) Sailia o se tamaititi ina ia na faia ni faiga faatalitane/feusuaiga

(9) Sailia ina ia faaoga se tamaititi i ni faiga faafeusuaiga o loo malamalama lelei e aofia ai soo se faatonuga, talosaga, faatosina, tauanau, poo le una'ia o se tamaititi e faia se gaoioiga faafeusuaiga,

(10) Faaoga o se tamaititi i se faiga tau feusuaiga.

(g) Soo se solitulafono e tutusa ma ia o loo ootoo mai i tulafono nei:

(1) 18 T.T.I.S. §1591 (fela'ua'ia faamalosi, faasolitulafono, pe faatosina foi mo feusuaiga),

(2) 18 T.T.I.S. §1801 (faaogaina o tamaiti mo feusua'iga ae pu'e ata),

(3) 18 T.T.I.S. §2241 (feusuaiga mataga faatauga),

(4) 18 T.T.I.S. §2242 (feusua'iga faatauga),

(5) 18 T.T.I.S. §2244 (fesootaiga faafeusuaiga faatauga),

(6) 18 T.T.I.S. §2422(e) (faatosina ma le una'ia o se tamaititi e faia ni feusuaiga solitulafono), poo

(7) 18 T.T.I.S. §2423(a) (fela'ua'ia o se tamaititi e faia se gaoioiga e le tusa ma le tulafono).

46.2904 Solitulafono Laasaga I.

(a) O le Solitulafono lea e aofia ai se faiga faafeusuaiga ua ta'usala ai se tasi i se solitulafono e le se Laasaga II pe Laasaga III.

(e) I le aotelega. O se Solitulafono Laasaga I e aofia ai foi soo se solitulafono sa ta'usala ai le tagata e soo se pulega, faigamalo faalelotoifale, poo se atunuu ese e tusa ai ma le 46.2903 e aafia ai le falepuipui sese o se tamaititi, le tapu'eina o ni ata mataga o se tamaititi, umia poo taliaina o ni ata mataga o se tamaiti, e faasala i se sala aupito mamafa mo le 1 tausaga pe ititi ifo.

(i) Solitulafono i Amerika Samoa:

(1) 46.3533 Falepuipui Sese (Pe afai e le o se tasi o matua ma e lei atoa le 18 tausaga o le ua afaina.

(2) 46.3615 Faatauga faafeusuaiga i le Tulaga I (pe afai e 18 tausaga pe sili atu o le tagata afaina).

(3) 46.3616 Faataugā faafeusuaiga i le Tulaga II.

(o) Nisi o Solitulafono i le Feterale. O le ta'usalaina o se tasi i solitulafono nei a le malo tele poo se taumafaiga foi poo se taupulepulega e faia se solitulafono faapea o le a avea lea ma sala i le solitulafono o le "Laasaga I".

(1) 18 T.T.I.S. §1801 (faaogaina o tamaiti mo feusua'iga ae pu'e ata),

(2) 18 T.T.I.S. §2252 (o mea e aafia ai le faaoga o tamaiti i feusuaiga),

(3) 18 T.T.I.S. §2252A (o mea e i ai ata o feusuaiga e aafia ai tamaiti),

(4) 18 T.T.I.S. §2252E (igoa taufaasese i luga o le upega tafailagi),

- (5) 18 T.T.I.S. §2252I (upu taufaasese poo ata faafoliga i le upega tafailagi),
- (6) 18 T.T.I.S. §2422(a) (faatosina e faia ni faiga faatalitane),
- (7) 18 T.T.I.S. §2423(e) (malaga ma le faamoemoe e faia ni amio faafeusuaiga),
- (8) 18 T.T.I.S. §2423(i) (faia o ni faiga solitulafono i nofoaga i fafo),
- (9) 18 T.T.I.S. §2423(o) (faatulaga, faatosina, faatau mai poo le faafaigofie ona malaga i le va o setete o se tagata matua mo le faamoemoe e fai se solitulafono e maua ai se tupe),
- (10) 18 T.T.I.S. §2424 (le lipotia faamatalaga sa'o e uiga i se tagata mai fafo),
- (11) 18 T.T.I.S. §2425 (fe'avea'ia o faamatalaga faatatau i se tamaititi ina ia saga faatupu ai pea feusua'iga solitulafono).
- (u) Nisi o solitulafono i le militeli. Soo se solitulafono i le militeli o loo ta'u faapitoa mai e le Failautusi o le Puipuiga i lalo o le maga 115(a)(8)(I)(m) o le Tulafono Lautele 105-119 (o loo faatulafonoina i le 10 T.T.I.S. §951) e tutusa ma solitulafono o loo ta'ua i le 46.2804(e), (i), poo le (o) o le a faia tutusa ma le solitulafono Laasaga I.

46.2905 Solitulafono Laasaga II.

(a) Toe foi i tua ma Solitulafono mamafa. Sei vagana ai o loo aafia ile 46.2806, soo se solitulafono tau feusuaiga e le o se taimi muamua lea ua fai ai ae sa ta'usala ai se tasi ma e mafai ona faasala i le silia i le tausaga ile falepuipui e ta'ua lea o le solitulafono Laasaga II.

(e) Solitulafono e aafia ai Tamaiti. O se tulafono Laasaga II e aafia ai soo se solitulafono feusuaia faasaga i se tamaititi na faasala ai se tasi e aafia ai mea nei:

- (1) Faaaogaina o tamaiti i faiga faatalitane, e aafia ai le faatosina o tamaiti mo ia faiga;
- (2) Tauanauina o se tamaititi e faia ni gaoioiga faafeusuaiga;
- (3) O se gaoioiga faafeusuaiga e lei faamalosia ma se tamaititi e 16 pe 17 tausaga;
- (4) Fesootaiga faafeusuaia ma se tamaititi e 13 tausaga pe matua atu foi, pe sa faia tuusao pe faia foi e ui atu i lavalava ae aafia ai totoga sa;
- (5) Faaaogaina o se tamaititi ise faiga faafeusuaiga; poo
- (6) O le faia poo le tufatufaina o ata mataga (feusuaiga) o tamaiti.
- (i) Solitulafono i Amerika Samoa:
 - (1) 46.3615 Faataugā faafeusuaiga Tulaga I (afaina 13-17).
 - (2) 46.3703 Alu i le mea o i ai faiga faatalitane (afaina lalo o le 18).
 - (3) 46.3705 Una'ia o faiga faatalitane Tulaga I (afaina lalo o le 18).
 - (4) 46.3706 Unaia o faiga faatalitane Tulaga II (afaina lalo o le 18).
 - (5) 46.3802 Feusuaiga ma se tasi e aiga (afaina 16 pe 17).

(6) 46.3811 Faatauga o se Tamaititi (pe afai o se faiga faafeusuaiga).

(i) Nisi o Solitulafono a le Feterale. Ta'usala i se tasi o solitulafono nei o le a ta'ua a le feterale poo se taumafaiga poo se taupulepulega e faia se solitulafono faapea o le a avea lea ma solitulafono "Laasaga II":

(1) 18 T.T.I.S. §1591 (fela'ua'ia faamalosi, faasolitulafono, pe faatosina foi mo feusuaiga),

(2) 18 T.T.I.S. §2423(o) (faatulaga, faatosina, faatau mai poo le faafaigofie ona malaga i le va o setete o se tagata matua mo le faamoemoe e fai se solitulafono e maua ai se tupe),

(3) 18 T.T.I.S. §2244 (fesootaiga faafeusuaiga faatauga e afaina ai se tamaititi e 13 tausaga pe matua atu),

(4) 18 T.T.I.S. §2251 (faaaogaina o tamaiti mo feusua'iga),

(5) 18 T.T.I.S. §2251A (faatau atu poo le faatau mai o tamaiti),

(6) 18 T.T.I.S. §2252 (o mea e aafia ai le faaaoga o tamaiti i feusuaiga),

(7) 18 T.T.I.S. §2252A (faia poo le tufatufaina o mea o loo i ai ata e faaaoga ai tamaiti i feusuaiga),

(8) 18 T.T.I.S. §2260 (faia o ni ata e faaali manino ai tamaiti i ni feusua'iga mo le aumaia i totonu i le Iunaite Setete (I.S.))

(9) 18 T.T.I.S. §2421 (fela'ua'iga o se tamaititi mo le faaaoga faasolitulafono i ni feusuaiga),

(10) 18.2422(e) (faatosina o se tamaititi e faia ni faiga faatalitane),

(11) 18 T.T.I.S. §2423(a) (Fela'ua'iga o Tamaiti mo Gaoioiga o Feusuaiga Solitulafono, Malaga ma le Faamoemoe e faia ni Amio faafeusuaiga),

(o) Nisi o tulafono i le militeli. Soo se solitulafono i le militeli o loo ta'u faapitoa mai e le Failautusi o le Puipuiga i lalo o le maga 115(a)(8)(I)(m) o le Tulafono Lautele 105-119 (o loo faatulafonoina i le 10 T.T.I.S. §951) e tulaga tutusa ma solitulafono o loo ta'u mai i le 46.2905(a), (e) poo le (i) e ta'ua o solitulafono "Laasaga II".

46.2906 Solitulafono Laasaga III

(a) Toe foi i tua ma Tulafono mamafa. Soo se solitulafono tau feusuaiga e sala i le silia i le 1 tausaga i le falepuipui pe afai e i ai sana solitulafono muamua pe sa avea foi ma solitulafono faapea ile Laasaga II, o le solitulafono "Laasaga III" lea.

(e) Solitulafono Aoao. O se solitulafono "Laasaga III" e aofia ai soo se solitulafono lava tau feusuaiga sa ta'usala ai se tagata muamua e aofia ai:

(1) O le ave faamalosi o se tamaititi e se tasi e ese mai ona matua;

(2) O se gaoioiga faafeusuaiga e ala ile faamalosi poo le taufaamatau;

(3) O se gaoioiga faafeusuaiga ma se tasi o loo matapogia, ua ave i ai vaila'au e aunoa ma lona ioe i ai, pe ua le mafai foi ona ia aumaia se tali e tetee ai pe malie foi i ai, poo

(4) O se gaoioiga faafeusuaiga ma se tasi e 12 tausaga pe itiiti ifo foi, e aafia ai solitulafono e aafia ai le tagofia, pe fesootai foi ma itutinoso o le tagata pe tuusa'o pe leai foi.

(i) Solitulafono i Amerika Samoa:

(1) 46.3531 Ave faamalosi (pe afai o le tagata solitulafono e le o se tasi o matua, ma o le tagata lea e ave faamalosi e lei atoa le 18 tausaga)

(2) 46.3532 Taofiofia Faasolitulafono mamafa (pe afai e le faia e se tasi o matua ma o le tagata lea e ave faamalosi e lei atoa le 18 tausaga)

(3) 46.3604 Toso faamalosi

(4) 46.3610 Amioga le taupulea faafeusuaiga

(5) 46.3611 Faasotoma

(6) 46.3612 Amio mataga ma le lē taupulea Faafeusuaiga

(7) 46.3615 Faatauga faafeuauaiga i le Tulaga 1 (le atoa le 13 tausaga)

(8) 46.3618 Amio mataga i tamaiti

(9) 46.3802 Amio feusuai ma se isi o le aiga (le atoa le 16 tausaga)

(o) Nisi o Solitulafono i le Malo Tele. O le ta'usala i se tasi o solitulafono nei o le a ta'ua e avea lea ma nofosala i le solitulafono o le "Laasaga III":

(1) 18 T.T.I.S. §2241 (feusuaiga mataga faatauga),

(2) 18 T.T.I.S. §2242 (feusuaiga faatauga),

(3) 18 T.T.I.S. §2243 (feusuaiga faatauga o se tamaititi poo se o loo i lalo o le vaaiga),

(4) Afai e 12 tausaga o le tamaititi pe itiiti ifo, 18 T.T.I.S. §2244 (fesootaiga faatauga tau feusuaiga),

(u) Nisi o solitulafono i le militeli. Soo se solitulafono i le militeli o loo ta'u faapitoa mai e le Failautusi o le Puipuiga i lalo o le maga 115(a)(8)(I)(m) o le Tulafono Lautele 105-119 (o loo faatulafonoina i le 10 T.T.I.S. §951) e tutusa ma solitulafono o loo ta'ua i le 46.2906(e), (i), poo le (o) o le a avea ma solitulafono "Laasaga III".

46.2907 Mana'oga aoao.

(a) Tiute. O se solitulafono tau feusuaiga e aafia i lenei tulafono e manaomia ina ia lesitala e tusa ai ma le 46.2903 na te aumaia faamatalaga uma o loo auiliili i lenei mataupu i le Ofisa o le Loia Sili. O le a maua uma e le Ofisa o le Loia Sili faamatalaga o loo auiliili i lenei mataupu amata mai i tagata solitulafono aafia e manaomia ina ia lesitala e tusa ai ma lenei tulafono, ma o ia foi e faagaoioia soo se faigatausisia ma tualumaga uma e tatau ai.

(e) Teuina o faamatalaga i faiga fou faaonaponei (digitization) ma teu ai i se faiga e malupuipuia ai. O faamatalaga uma e maua i lalo o lenei tulafono, o le a tausia e le Ofisa o le Loia Sili i le faiga lea.

(i) Faamaumauga tetele tau komipiuta. O le a tausia e le Ofisa o le Loia Sili le Lesitala o tagata Solitulafono i Feusuaiga i se faiga e mafai ona faalautele pea ma e mafai ona fe'avea'ia i fesootaiga tau komipiuta.

46.2908 Faamatalaga manaomia.

(a) Talafaasolopito o solitulafono. O le a maua e le Ofisa o le Loia Sili ma faapena foi ma le tagata solitulafono i feusuaiga faamatalaga nei i faamaumauga o solitulafono a le tagata lea:

- (1) Aso na pu'efaapagota ai;
- (2) Aso na ta'usala ai;
- (3) Tulaga o le palola, nofovaavaaia, poo le tuusaoloto vaavaaia;
- (4) Tulaga o le lesitala o le tagata solitulafono; ma
- (5) Ni tuisaisai mo le pu'eina o loo iai pea.

(e) Aso Fanau. O le a maua e le Ofisa o le Loia Sili ma faapena foi le tagata solitulafono i feusuaiga faamatalaga nei e faatatau i le aso fanau o le tagata solitulafono:

- (1) Aso tonu na fanau ai; ma
- (2) Se isi lava aso fanau na faaoga e le tagata solitulafono.

(i) Faamaumauga Patino e iloa ai le tagata (DNA). Afai e le o i ai le DNA o le tagata solitulafono i mea tau feusuaiga i totonu o le Tuufaatasiga o Faamaumauga ia (CODIS), e tatau ona avatu e le tagata solitulafono i le Ofisa o le Loia Sili poo sona sui se kopi o lona DNA. Soo se kopi DNA e aumaia e le tagata solitulafono tau feusuaiga e faaoo sa'o atu lava i le FBI ina ia tuuina atu i le CODIS.

(o) Laisene Avetaavale. E tatau i le tagata solitulafono faamauina ona aumaia uma ona laisene avetaavale mai soo se atunuu, ma o le Ofisa o le Loia Sili poo sona sui e faia kopi o soo se laisene.

(u) ID, Tusifolau ma Pepa Malaga. E aumaia uma e le tagata solitulafono faamauina ma o le Ofisa o le Loia Sili poo sona sui na te faia kopi o pepa nei:

- (1) Pepa faailoa uma lava mai soo se ofisa/atunuu;
- (2) Tusifolau uma ma/poo pepa malaga e faaogaina e le tagata solitulafono; ma
- (3) Pepa uma tau femalaga'iga e faaoga e le tagata solitulafono i feusuaiga.

(f) Galuega. E moomia e le Ofisa o le Loia Sili poo sona sui, ae o le tagata solitulafono na te faaoo mai faamaumauga nei e faatatau i le galuega a le tagata solitulafono, e aofia ai soo se nofoaga e galue ai i soo se tulaga e aofia ai le ofo o le tautua ma galuega le totogia:

- (1) Le igoa o le vaega/tagata o loo faafaigaluegaina;

- (2) Le tuatusi poo le mea e i ai le pule galuega; ma
- (3) Faamatalaga tutusa e faatatau i soo se galuega o i ai.
- (g) Lomiga o tamatamailima ma le Alofilima. E moomia e le Ofisa o

le Loia Sili po sona sui ae avatu e le solitulafono ata o lomiga o tamatama'ilima ma alofilima. E avatua e le Ofisa o le Loia Sili poo sona sui ata o tamatamailima i le faamaumauga tele o le Faiga e Lolomi ai le Ata o Tamatama'ilima(IAFIS) a le FBI, ae ave ata o alofilima i le faamaumauga a le FBI.

(l) Mea e faailoa ai i luga o le Initaneti. E moomia e le Ofisa o le Loia Sili poo sona sui, ae avatu e le solitulafono faamatalaga nei e faatatau i gaoioiga e fai i luga o le initaneti:

- (1) Tuatusi imeli uma e faaaoga e le tagata solitulafono i feusuaiga;
- (2) Tuatusi uma e faailoa ai ma fe'aveai ai fe'au faavave;
- (3) Soo se mea e faaaoga e faailoa ai i soo se fesootaiga tau initaneti;

ma

(4) Soo se mea e faaaoga e le tagata solitulafono i feusuaiga mo feuia'iga o fesootaiga tau initaneti.

(m) Igoa. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono faamatalaga nei e faatatau i lona igoa:

- (1) Le igoa atoa lava o le tagata solitulafono e pei ona i ai i totonu o se pepa fanau aloa'ia;
- (2) Soo se igoa tauvala'au, nisi igoa e iloa ai ma soo se igoa lava e iloa ai tusa lava poo fea le taimi e faaaoga ai.

(n) Numera Telefoni. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono, numera telefoni uma ma soo se isi lava mea e faaaoga e le solitulafono mo le feuia'iga o fesootaiga tau telefoni ma faailoa ai e aofia ai ae le gata ai iina:

- (1) Numera uma o telefoni fe'aveai;
- (2) Numera uma o telefoni i le fale;
- (3) Numera uma o telefoni VOIP.

(p) Ata. E faataga e le solitulafono o feusuaiga le Ofisa o le Loia Sili poo sona sui e pu'eina sona ata:

- (1) E tai 90 aso mo solitulafono feusuaiga Laasaga III;
- (2) E tai 180 aso mo solitulafono feusuaiga Laasaga II;
- (3) Tausaga taitasi uma mo solitulafono feusuaiga Laasaga I.

(s) Faamatalaina o le tino mai. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono se faailoaina moni o le ituaiga tagata e i ai le solitulafono e pei o nei:

- (1) Se mea e faamatala ai ona foliga mai;
- (2) Se faamatalaga o le foliga mai ma amio a le solitulafono; ma
- (3) Soo se faailoga e pei o ma'ila, ila, poo ni tatau.

(t) Laisene faaporofesa. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono ni ona laisene uma e faataga ai ia e faia se galuega poo se pisinisi.

(v) Tuatusi. E moomia e le Ofisa o le Loia Sili poo sona sui, ae avatu e le solitulafono faamatalaga nei e faatatau i le mea e nofo ai:

(1) Tuatusi o fale uma e nofo ai le solitulafono poo le a nofo ai;

(2) Tuatusi o fale uma na nofo ai i le 5 tausaga ua mavae; ma

(3) Soo se nofoaga poo le faamatalaga e faailoa ai le mea e masani ona nofo ai le solitulafono tusa lava poo se fale e nofo mau ai poo se isi foi nofoaga e faailoa i se auala poo se tuatusi.

(aa) Mea e tu ai le a'oga. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono faamatalaga nei e faatatau i le a'oga e a'oga ai:

(1) Le igoa ma le tuatusi o a'oga taitasi sa a'oga poo le a a'oga ai foi le tagata solitulafono i feusuaiga; ma

(2) Le igoa ma le tuatusi o aoga sa aoga ai, e aofia ai a'oga maualuga ma kolisi/iunivesite poo a'oga foi e saunia ai mo galuega.

(ee) Numera saogalemu fealoai. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono faamatalaga nei:

(1) Se numera saogalemu o loo lelei mo le tagata solitulafono; ma

(2) Soo se numera saogalemu sa faaoga e le solitulafono i le tuanai, tusa lava pe lelei pe leai foi.

(ii) Mea e nofo ai. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono mea nei pe afai o le a toesea ia mai le mea e nofo ai mo le fitu aso pe sili atu foi:

(1) Faamatalaga e faailoa ai le mea o le a nofo ai lē tumau e aofia ai tuatusi ma igoa;

(2) Aso e nofo ai lē tumau le solitulafono i feusuaiga i nofoaga taitasi uma; ma

(3) E avatu e le solitulafono faamatalaga nei i le (1) ma le (2) o loo i luga e le silia le 7 aso a o lei malaga ese. O ia faamatalaga e alu atu lava le solitulafono e avatu.

(oo) Malaga i fafo. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono o feusuaiga faamatalaga nei pe afai o le a malaga atu i fafo o Amerika Samoa:

(1) Faamatalaga faailoa o le mea e faamoemoe e malaga i ai, le faatulagaga o le malaga, ma nisi uma faamatalaga talafeagai; ma

(2) Aso o le a i ai le solitulafono i nofoaga ia;

(3) O le tagata solitulafono e tataua ona ia avatua faamatalaga o loo i le 46.2908 e le silia le 21 aso a o lei oo i le aso malaga. O ia faamatalaga e alu atu lava ia e avatu;

(4) E moomia e le Ofisa o le Loia Sili poo sona sui le faailoa vave i le Vaega o Masela a le Malo Tele ma isi nuu o loo lesitala ai le solitulafono tau feusuaiga, pe manaomia foi ia lesitala ai.

(uu) Faamatalaga o le Solitulafono. E moomia e le Ofisa o le Loia Sili poo sona sui le tusitusiga o aiaiga taitasi uma o le tulafono o loo faauiga ai le/poo solitulafono na lesitala ai le tagata lea.

(ff) Faamatalaga auiliili. E moomia e le Ofisa o le Loia Sili poo sona sui ae avatu e le solitulafono tau feusuaiga faamatalaga nei e faatatau i ana taavale uma poo ni taavale foi na ia faaaogaina e alu ai i le galuega poo lona lava faaaogaina e aofia ai taavale, vaalele, ma vaa o le sami:

(1) Numera o laisene;

(2) Numera lesitala pe faailoa ai foi;

(3) Faamatalaina o le taavale e aofia ai le lanu, o le ituaiga ma le tausaga; ma

(4) Soo se nofoaga e teu ai soo pe teu ai pea lava le taavale.

(gg) Pepa e faailoa ai le tagata solitulafono i feusuaiga. E tatau i le solitulafono ona ia faitau, poo ua uma foi ona faitau ma saini le pepa o loo ta'ua ai le tiute ina ia lesitala e faapea ua uma ona faamatala atu e le Ofisa o le Loia Sili ma ua malamalama foi i ai le tagata solitulafono.

(1) E tatau ona saini le pepa ma tusi ai le aso na saini ai e le Ofisa o le Loia Sili lea o loo ia lesitalaina le tagata solitulafono i feusuaiga;

(2) E tatau loa lava i le Ofisa o le Loia Sili ona ia tuuina loa pepa lea i totonu o le lesitala o tagata solitulafono i feusuaiga.

46.2909 Pe faafia ae poo le a foi le umi e lesitala ai.

(a) E faafia. O le solitulafono i feusuaiga e manaomia le lesitala, e tatau ona oo atu i le Ofisa o le Loia Sili mo le faamaonia ma le faafou pea o le lesitala e tusa ai ma faatulagaga o taimi nei:

(1) Mo e nofosala i le Laasaga I e faatasi i le tausaga mo tausaga e 15 mai le taimi e tatala ai mo se tasi na falepuipui i se solitulafono o le lesitala poo le aso na faasala ai mo se tasi sa lei falepuipui ona o se solitulafono o le lesitala lava.

(2) Mo e nofosala i le Laasaga II, e faatasi i totonu o le 180 aso mo le 25 tausaga mai le taimi na tatala ai pe afai na falepuipui i le solitulafono o le lesitala poo le aso na faasala ai ae lei falepuipui i le solitulafono o le lesitala.

(3) Mo e nofosala i le Laasaga III, e tasi i le 90 aso mo aso uma o totoe o lona soifuaga.

(e) Faaititia o taimi e lesitala ai. E mafai ona faaititia faapenei le taimi e lesitala ai se tagata solitulafono i feusuaiga:

(1) E mafai e le tagata solitulafono Laasaga I poo le Laasaga II ona faaititia le umi e lesitala ai i le 10 tausaga pe afai ua 10 tausaga sosoo e le o toe soli e ia se tulafono;

(i) Faamaumauga Mama. Mo mafuaga o lenei mataupu, e mama faamaumauga o le tagata pe afai:

(1) O le tagata lea na ta'usala i soo se solitulafono ma sa falepuipui mo le silia i le 1 tausaga;

- (2) E lei ta'usalaina lea tagata i se solitulafono tau feusuaiga;
- (3) Ua faamae'a ma le manuia, e aunoa ma le toe faaleaoaiga, soo se vaitaimi sa saoloto ai ae vaavaaia, nofo vaavaaia, pe palola; ma
- (4) Ua mae'a ma le manuia sana porokalama faamaonia e le Ofisa o le Loia Sili, o se ituaiga, o se isi pulega, poo le Loia Sili a le Iunaite Setete e togafitia/foia ai faafitauli e tusa ai ma le solitulafono tau feusuaiga.

46.2910 Mana'oga mo le oo atu o le tagata e faailoa.

(a) Ata. O taimi uma e faamaonia ai se tasi, e tatau i le solitulafono o feusuaiga ona faataga le Ofisa o le Loia Sili e pu'e sona ata.

(e) Iloilo o faamatalaga. O taimi taitasi uma e oo atu mo le faamaonia e tatau lava ona iloilo e se solitulafono o feusuaiga faamatalaga poo sa'o.

(i) Faailoaina. Afai e maua se faamatalaga fou poo se suiga foi i faamatalaga i le taimi e oo atu ai mo le faamaoniga, o le a faailoa loa lava e le Ofisa o le Loia Sili isi nofoaga uma e manaomia ai le tagata solitulafono e lesitala e faatatau i faamatalaga uma ia.

(o) Afai e maua soo se faamatalaga fou poo se suiga i le taimi e oo atu ai le tagata e faamaonia, o le a tuuina loa lava e le Ofisa o le Loia Sili lea suiga i le upega tafailagi lautele, pe afai e tatau ai, faapena foi ma le NCIC/NSOR.

46.2911 O fea e manaomia ai le lesitala.

(a) Le nofoaga na ta'usala ai. E tatau ona muai lesitala le tagata solitulafono i le Ofisa o le Loia Sili pe afai sa ta'usala i se faamasinoga i Amerika Samoa i se solitulafono o feusuaiga tusa lava poo fea le mea e nofo ai.

(e) Nofoaga na falepuipui ai. E tatau i le tagata solitulafono o feusuaiga ona lesitala i le Ofisa o le Loia Sili pe afai na falepuipui i totonu o Amerika Samoa a o tuli sona faasalaga mo se solitulafono o feusuaiga, tusa lava poo fea le nofoaga e i ai ma nofo ai.

(i) Nofoaga e i ai lona fale. E tatau ona lesitala se tagata solitulafono o feusuaiga i le Ofisa o le Loia Sili pe afai e nofo i Amerika Samoa.

(o) Nofoaga e galue ai. E tatau ona lesitala o le tagata solitulafono i le Ofisa o le Loia Sili pe afai e galue i Amerika Samoa.

(u) Le Nofoaga e A'oga ai. E tatau ona lesitala o le tagata solitulafono i le Ofisa o le Loia Sili pe afai o ia o se tamaititi a'oga i soo se tulaga lava i totonu o Amerika Samoa.

46.2912 Taimi e lesitala ai.

(a) Taimi. E manaomia le lesitala o le tagata solitulafono i lalo o lenei tulafono i Amerika Samoa e tatau ona faapenei lona faiga:

(1) Afai na ta'usala e se faamasinoga i Amerika Samoa i se solitulafono o feusuaiga ma falepuipui ai, e manaomia le tagata lea e lesitala a o lei tatala mai le falepuipui;

(2) Afai na ta'usala e se faamasinoga i Amerika Samoa mo se solitulafono o feusuaiga a e lei falepuipui, i totonu o aso faapisinisi e 3 talu ona faasala mo se solitulafono lesitala; ma

(3) I totonu aso faapisinisi e 3 talu ona faavae ai le mea e nofo ai, amata o se galuega, pe avea foi ma tamaititi aoga i Amerika Samoa, e tatau ona oo atu ai le tagata solitulafono e lesitala i le Ofisa o le Loia Sili.

(e) Tiute o le ofisa o le Loia Sili. O le a i ai faiga ma tualumaga a le ofisa o le Loia Sili ina ia mautinoa ai mea nei:

(1) Ia faamae'a le uluai lesitala o soo se tagata solitulafono i feusuaiga sa falepuipui pe faasala foi e se faamasinoga i Amerika Samoa;

(2) Ia faitau poo ua uma foi ona faitau ma sainia e le tagata solitulafono se pepa e ta'ua ai ua uma ona faamalamalama atu ia te ia le tiute e alu ai e lesitala ma ua malamalama foi o ia i le manaoga lea e alu e lesitala;

(3) Ia lesitala le tagata solitulafono ma faaopoopo loa lava i le upega tafailagi lautele pe afai e talafeagai;

(4) A faaofi loa faamatalaga e faatatau i le tagata solitulafono i totonu o le lesitala, ua faaoo atu loa lava ia faamatalaga i nofoaga uma e manaomia le tagata lea e lesitala ai ona o le mea e nofo ai, galuega, poo lona tulaga foi o se tagata a'oga; ma

(5) O faamatalaga uma lava ua tuuina i totonu ma ua faafou i le NCIC/NSOR.

46.2913 Lesitala e toe amata mai tua.

(a) Lesitala e toe amata mai tua. E faata'oto e le Ofisa o le Loia Sili faigatausisia ma tualumaga ina ia mautinoa ai o ituaiga nei e 3 o tagata solitulafono i feusuaiga e tatau ona aafia uma i manaoga o le lesitala ma faafou pea o lenei tulafono:

(1) Tagata solitulafono i feusuaiga sa falepuipui poo i lalo foi o le vaaiga a Amerika Samoa, pe mata o se solitulafono tau feusuaiga poo se isi lava solitulafono;

(2) Tagata solitulafono ua uma ona lesitala pe noatia foi i se manaoga o se tasi lesitala na i ai muamua; ma

(3) Tagata solitulafono i feusuaiga ua toe oo mai foi i totonu o le faamasinoga ona ua ta'usala i soo se solitulafono.

(e) Taimi o le toe pu'eina. O le Ofisa o le Loia Sili e faamautinoaina le toe pu'e o tagata solitulafono i feusuaiga e pei ona ta'ua i lenei maga i totonu o taimi nei o le a ta'ua e afua mai le aso na pasia ai lenei tulafono:

(1) Mo tagata e solia le Laasaga I, tasi le tausaga;

(2) Mo tagata e solia le Laasaga II, 180 aso; ma

(3) Mo tagata e solia le Laasaga III, 90 aso.

46.2914 Faafou pea le lesitala.

(a) O tagata solitulafono uma i feusuaiga e manaomia e lesitala i Amerika Samoa, e tatau ona oo atu vave i le Ofisa o le Loia Sili e faafou/ta'u atu ni suiga i mea nei:

- (1) Suafa;**
- (2) mea e nofo ai (e aofia ai le faamuta o le nofo ai iinei);**
- (3) galuega;**
- (4) a'oga;**
- (5) mea o loo nofo ai le tumau; poo**
- (6) malaga i fafo.**

(e) O solitulafono uma lava tau feusuaiga e manaomia ina ia lesitala i Amerika Samoa e tatau ona logo vave le Ofisa o le Loia Sili ina ia faafou suiga o mea nei:

- (1) taavale;**
- (2) mea e faailoa ai i le initaneti;**
- (3) poo numera o telefoni.**

46.2915 Le oo atu e lesitala.

(a) Soo se tagata e nofosala i solitulafono o loo ta'ua e le alu e lesitala e pei ona manaomia ai i lenei tulafono, o le a logo loa lava e le Ofisa o le Loia Sili poo lona sui le vaega lea na tuuina atu le faaaliga i le tagata solitulafono e faapea o lea tagata sa faapea e amata ona nofo, galue, pe a'oga foi i Amerika Samoa e lei oo atu e lesitala.

(e) Afai e maua e le Ofisa o le Loia Sili poo sona sui ni faamatalaga e faapea o le tagata lea ua sola/lafi, o le a taumafai le Ofisa o le Loia Sili e saili pe mata ua sola moni lea tagata.

(1) Afai e le maua se tonu, o le a galue le Ofisa o le Loia poo sona sui e faailoa atu i isi vaega faamalosi tulafono.

(2) Afai o le faamatalaga e faaaliga e foliga ua sola mai se isi faigamalo poo le malo tele foi, ona faailoa atu lea ia i latou ua le oo mai le tagata lea e lesitala.

(3) Afai e le maua le tagata solitulafono lea ona faia loa lea e leoleo laasaga nei:

(A) Tuu faamatalaga fou ia i le lesitala/upega tafailagi lautele e faailoa ai ua sola le tagata solitulafono poo ua le mafai foi ona maua;

(E) Faailoa le Masela a le Iunaite Setete, Ofisa Tutotonu mo Tagata Solitulafono tau feusuaiga;

(I) Saili se tusinga mo le pu'e faapagota o le tagata solitulafono. E mafai ona faafesootai le Masela a le Iunaite Setete ma le FBI ina ia taumafai ia maua se tusinga a le malo tele mo le pu'eina o lea tagata pe a talafeagai ai;

(O) Faafou le NCIC/NSOR ina ia ta'u ai le tulaga o le tagata solitulafono ua sola, poo ua le mafai foi ona maua; ma

(U) Tuuina le igoa o le tagata solitulafono lea i totonu o le Faila mo Tagata Manaomia ona o le Solitulafono a le Atunuu Aoa.

46.2916 Upega tafailagi lautele mo solitulafono o feusuaiga.

(a) Upega Tafailagi. E faaaogaina e le Ofisa o le Loia Sili ma tausia lelei le upega lea mo le lesitalaina ai o tagata solitulafono i feusuaiga.

(e) Sootaga. O le upega tafailagi lautele lea a le Ofisa o le Loia Sili o le a i ai ma sootaga e maua ai alamanuia mo le saogalemu ma le a'oa'oina.

(i) Faasinoga. O le upega tafailagi lautele mo le lesitala a le Ofisa o le Loia Sili e i ai ma faasinoga e iloa ai le mea e saili mai ai e le tagata le faasa'oga o faamatalaga o loo manatu le tagata e sese.

(o) Lapataiga. O le upega tafailagi lea e aofia ai ma se lapataiga e le tatau ona faaoga o faamatalaga o loo tusia ai e faamanu'a ai se tasi e le tusa ma le tulafono, faalavelave fua, pe faia foi se solitulafono faasaga i soo se tasi o loo ta'ua lona igoa i le lesitala poo loo nofo foi pe galue i se tasi o nofoaga o loo lipotia ai ma o sea faiga e mafai ona tuuina atu ai o se faasalaga savili pe solitulafono foi.

(u) Malosi e saili ai. E i le upega tafailagi lautele o le lesitala a le Ofisa o le Loia Sili le mafai e su'e ai se tasi i auala nei: (1) igoa; (2) itumalo, aai, ma/poo taulaga; ma, (3) numera faafalemeli ma/poo li'o o le nofoaga e mau ai.

(f) Upega Tafailagi Lautele a le Dru Sjodin. O le ituaiga lea e aofia i totonu o le latou upega tafailagi itu uma e mafai ai ona su'e se faamatalaga ina ia auai atoatoa ai i le Upega Lautele lea ma auai foi i le upega tafailagi o loo saunia e le Loia Sili a le Iunaite Setete.

46.2917 Faamatalaga manaomia ma faamatalaga faasaina.

(a) Faamatalaga manaomia. O faamatalaga nei e faaavanoa i le lautele i luga o le upega tafailagi:

(1) Faaaliga ua solia e le solitulafono manaoga o le lesitala pe ua le mafai foi ona maua o ia ona ua sola;

(2) Solitulafono uma lava tau feusuaiga na ta'usala e le tagata lea;

(3) Solitulafono o feusuaiga lea o loo lesitala ai nei lea tagata;

(4) Suafa o lē o loo galue ai le tagata lea;

(5) Suafa o le tagata solitulafono e aofia ai ma nisi igoa na te faaoga;

(6) Se ata o le taimi nei o le tagata solitulafono;

(7) Se faamatalaina o le tino mai o le tagata solitulafono;

(8) Le tuatusi o le mea e nofo ai ma, afai e talafeagai ai, se faamatalaga o le mea e masani ona nofo ai le tagata solitulafono;

(9) Igoa o a'oga uma na a'oga ai; ma

(10) Le numera o le laisene o le taavale ma le faamatalaina o le taavale.

(e) Faamatalaga faasaina. O faamatalaga nei e le faailoaina i le lautele i le upega tafailagi o le lesitala o solitulafono o feusuaiga:

- (1) Soo se pue faapagotaina e lei ta'usala ai;**
- (2) Le numera o le saogalemu fealoai o le tagata solitulafono;**
- (3) Soo se pepa malaga ma pepa a le ofisa o femalaga'iga;**
- (4) Faailoaina o le tagata na afaina i le solitulafono; ma**
- (5) Mea e faailoa ai i luga o le initaneti.**

46.2918 Faailoaina o le atunuu.

(a) Faailoaina o le faamalosia tulafono. Soo se taimi e lesitala ai se solitulafono o feusuaiga pe suia foi faamatalaga e uiga ia te ia, o le a faia ai e le Ofisa o le Loia Sili mea nei:

- (1) Vaavaaia ma faaoga fesootaiga a le SORNA mo le suia o le mea e nofo ai, galuega, poo le tulaga faalea'oga;**
- (2) Faafou loa lava le NCIC/NSOR;**
- (3) Faailoa vave soo se vaega, matagaluega, poo le porokalama i totonu o le teritori o loo gafa ma le faia o suesuega solitulafono, le avea i le faamasinoga, le vaaia lelei o tamaiti poo vaega foi o loo vaavaaia le tagata solitulafono;**

(4) Faailoa vave soo se nofoaga o loo lesitala ai le solitulafono ona o le mea lea sa nofo ai, a'oga ai, pe faigaluega foi;

(5) Faailoa vave vaega e vaaia le Tulafono o le Puipuia o Fanau (NCPA), lea e aofia ai soo se vaega e gafa ma le siakiina o faamatalaga e tusa ai ma le galuega i lalo o le maga 3 o le NCPA o le 1993 (42 TUS/TIS 5119a) i le taimi e lesitala ai pe faafou foi le lesitala o se tagata solitulafono i feusuaiga;

(6) Faaulu loa ma faafou faamatalaga o loo i le upega tafailagi lautele.

(e) Faailoaina o le atunuu. O le a galue le Ofisa o le Loia Sili ina ia mautinoa e i ai se faagasoioga e faailoa ai le atunuu i mea nei:

(1) O le taimi e lesitala ai se solitulafono i feusuaiga pe faafou foi faamatalaga, o le taimi foi lea e faafou ai le upega tafailagi o le lesitala.

(2) E i ai le galuega e faia e le lesitala lautele e mafai ai e le lautele ona talosaga se faaaliga imeli e faailoa atu ai ua nofo le tagata solitulafono tau feusuaiga, pe galue, pe a'oga foi i totonu o le nofoa o le latou ituaiga, i totonu o le numera tau falemeli (zip code), poo totonu lava foi o le lio e lavea ai le nofoaga lea. O lena faaaliga imeli e aofia ai le igoa o le tagata solitulafono ina ia mafai ai e le lautele ona oo i totonu o le lesitala e saili ai ni faamatalaga fou.

46.2919 Aiaiga mo le faagafua ai.

(a) E leai se tuusaunoaga e mafai ona sao ai. E leai se mea i lalo o lenei mataupu e faapea o se tuusaunoaga mo le Ofisa o le Loia Sili, ona matagaluega, vaega, tagata faigaluega poo ona sui foi.

(e) Faatuatuaia lelei. Soo se tasi e galue mo se manuia o le teritori e mafai ona puipui mai i se mataupu savili e faaono faaulu faasaga ia te ia.

46.2920 Le alu e lesitala o se solitulafono o feusuaiga ma isi solitulafono.

(a) Le alu e lesitala o se tagata na solia le tulafono o feusuaiga.

(1) Ua solia le tulafono o le lē alu e lesitala o se solitulafono o feusuaiga pe afai:

(A) Le alu e lesitala o se tagata solitulafono o feusuaiga e pei ona manaomia ai e lenei tulafono;

(E) Le alu e usita'ia le manaoga o le faamaoniaina; poo

(I) Le faafouina lona lesitalaina.

(2) O le lē alu e lesitala o se solitulafono mamafa Tulaga O (D).

(e) Faatuatuaia o le lesitala o se solitulafono o feusuaiga.

(1) E solia le tulafono o le faatuai ona lesitala pe afai:

(A) Faalafi ma le iloa, taumafai foi e faalafi, pe fesoasoani foi ma le iloa i se isi tagata e faalafi pe taumafai e faalafi se tagata solitulafono o loo ia soli lenei Ulutala;

(E) Fesoasoani ma le iloa i se solitulafono o feusuaiga ina ia aloese ma le vaega faamalosi tulafono o loo latou su'ea le tagata lea e fesiligia e faatatau; poo le puefaapagota foi o ia ona o le lē usita'ia o lenei Ulutala; poo

(i) Tuuina atu faamatalaga i le vaega faamalosi tulafono e faatatau i le tagata solitulafono ae o loo ia iloa lelei e le sa'o.


(2) O le faatuai o le Lesitala o le Tagata Solitulafono i Feusuaiga solia o se solitulafono mama tulaga A.

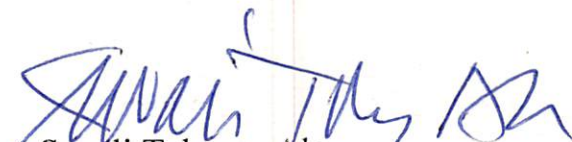
46.2921 Tuueseina.


E mafai ona tuueseina aiaiga o lenei tulafono. Afai e i ai se vaega o lenei tulafono e faapea e le talafeagai pe le tusa foi ma le faavae, o le a lē afaina ai fua lava le isi vaega o lenei tulafono.

Maga 3. Aso e taualoha ai.

Ina ia tusa ai ma le Vaega II, Maga 19 o le Faavae toe Teuteu o Amerika Samoa, o le a taualoha lenei pili i totonu o le 60 aso talu ona tuua le tauaofiaga lea na pasia ai.


Faoteote Palaie Tofau
Peresetene, Maota Maualuga


Savali Talavou Ale
Fofoga Fetalai, Maota o Sui

Hereby Approved this 15 day of October 2024

Governor Of American Samoa