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EXECUTIVE ORDER No. 16-1998

AN ORDER AMENDING EXECUTIVE ORDER NO. 04-1996 RELATING TO
THE ESTABLISHMENT OF THE OFFICE OF TERRITORIAL AND
INTERNATIONAL CRIMINAL INTELLIGENCE AND DRUG ENFORCEMENT
(OTICIDE)

Section 1: Authority

This Executive Order is issued under the authority granted to the Governor in Article IV, Section 6, American Samoa Revised Constitution and Title 4 A.S.C.A. Sections 4.0111(b) and 4.0302(a).

Section 2: Purpose

The purpose of this Executive Order is to amend and supplement Executive Order No. 04-1996 to clarify the purpose of OTICIDE, to clarify investigation reporting procedures and to amend the composition of the OTICIDE Policy Board.

Section 3: Amendment--Purpose

Section 3 "Purpose" of Executive Order No. 04-1996 is hereby amended as follows:

Existing language remains unchanged, but is designated as subsection "(A)" and there is added a new Subsection (B) which reads as follows:

"(B) As its further purpose, OTICIDE is designated as the investigating agency of the American Samoa Government for white collar crime and corruption in government operations."

Section 4: Amendment--Functions

Section 5 "Functions" of Executive Order No. 04-1996 is hereby amended to add the following language as the last sentence in Section 5(C):

"Reports and results of investigations shall be forwarded to the Attorney General for evaluation of prosecutorial merit."

Section 5: Amendment--Policy Board

The second paragraph of Section 6 "Policy Board" of Executive Order 04-1996 is amended to read as follows:

"The OTICIDE Policy Board is composed of the Director of Criminal Justice Planning Agency, Treasurer, U.S. Drug Enforcement Administration (DEA) and Coast Guard representatives, the Commissioner of the Department of Public Safety and an Assistant Attorney General, performing the duties of a criminal prosecutor, to be designated by the Attorney General.

The appointed Assistant Attorney General shall serve as Board Chairman.

The Executive Director of the Office of Territorial and International Criminal Intelligence and Drug Enforcement (OTICIDE) shall serve on the Board as an ex-officio member."

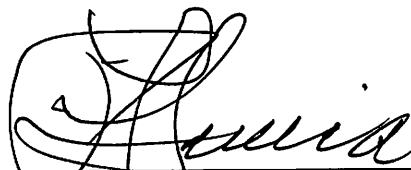
Section 6: Effect

Except as amended herein, all other provisions of Executive Order No. 04-1996 remain in force and effect.

Section 7: Effective Date

This order is effective immediately upon signing.

Dated: July 15th, 1998.



TAUESE P.F. SUNIA
Governor

cc: Per Standard List