



TOGIOLA T.A. TULAFONO
Governor

FAOA A. SUNIA
Lieutenant Governor

OFFICE OF THE GOVERNOR
American Samoa

Telephone: (684) 633-4116

Fax: (684) 633-2269

go@americansamoa.gov

EXECUTIVE ORDER NO. 005 - 2011

AN ORDER PLACING ONE YEAR MORATORIUM ON THE ENFORCEMENT OF A.S.C.A. § 31.0424.

WHEREAS, due to the immediate and significant financial constraints faced by the American Samoa Medical Center, also known as the LBJ Tropical Medical Center, and the licensure requirements listed in A.S.C.A. § 31.0424, the hospital has been unable to attract sufficient numbers of healthcare professionals to serve the growing population of American Samoa, and;

WHEREAS, the American Samoa Medical Center has an urgent need to have licensure criteria other than those listed in A.S.C.A. § 31.0424 to evaluate and employ competent healthcare professionals and;

WHEREAS, the American Samoa Medical Center has policies and procedures in place to assess, hire, and supervise competent healthcare providers to ensure high quality healthcare to its patients.

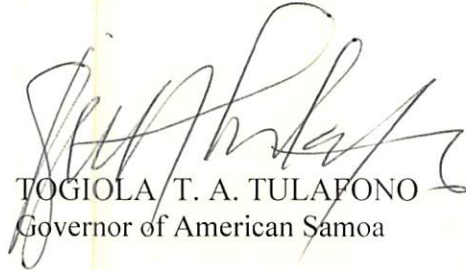
NOW THEREFORE, BE IT RESOLVED THAT, by the authority vested in me as Governor of American Samoa, by the Constitution and laws of American Samoa it is hereby ordered:

1. That there be a one year moratorium on the enforcement of A.S.C.A. § 31.0424.
2. That the health services regulatory board established by 31.1002(a) A.S.C.A shall during this one year moratorium determine what are acceptable equivalents to the requirements for licensure currently listed in A.S.C.A. § 31.0424.
3. That the health services regulatory board shall be allowed to license physicians that have demonstrated clinical competence in manners not listed in A.S.C.A. § 31.0424, and said physicians can be employed by the American Samoa Medical Center and Department of Health.

4. Any physicians that enter into contracts with the American Samoa Medical Center or the Department of Health during this one year moratorium that do not meet the requirements listed in A.S.C.A. § 31.0424, will be considered as having met the standards for licensure in listed in A.S.C.A. § 31.0424 for the completion of their contract.

This order shall become effective immediately and shall be effective until it is rescinded or repealed.

Dated: August 23, 2011.


TOGIOLA T. A. TULAFONO
Governor of American Samoa