



AMERICAN SAMOA GOVERNMENT
PAGO PAGO, AMERICAN SAMOA 96799

In reply refer to:

LEGISLATURE OF AMERICAN SAMOA

CERTIFICATION

Senate Chamber
September 10, 1991

I certify that Senate Bill No. 22-63 passed third reading on this date in the Senate during its Second Regular Session of the Twenty-second Legislature of American Samoa.

Leo V. Ma'o

Leo'o V. Ma'o

SECRETARY OF THE SENATE

House Chamber
April 13, 1992

I certify that Senate Bill No. 22-63 passed third reading on this date in the House of Representatives during its Third Regular Session of the Twenty-second Legislature of American Samoa.

Wally F. Utu

Wally F. Utu

CHIEF CLERK, HOUSE OF REPRESENTATIVES

THE TWENTY-SECOND LEGISLATURE OF AMERICAN SAMOA

Third Regular Session

**Begun and held at Fagatogo, Tutuila, American Samoa
on Monday, the thirteenth day of January
one thousand nine hundred and ninety two**

**AN ACT STRENGTHENING THE FOOD AND BEVERAGE SANITATION
REQUIREMENTS IN AMERICAN SAMOA, AND INCREASING THE MAXIMUM FINES
FOR VIOLATION OF ENVIRONMENTAL HEALTH LAWS; AMENDING SECTION
25.2020 ASCA; AND CREATING SECTIONS 25.0607 AND 25.0608 ASCA.**

BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:

Sec 1. 25.2020 is amended to read:

"25.2020 Fine for offense--Payment--Disposition.

(a) The district court may, unless otherwise specifically provided, impose a maximum fine of not more than:

- (1) ~~\$50~~ \$100 for a first offense;
- (2) ~~\$75~~ \$200 for a second offense;
- (3) \$100 ~~\$500~~ for a third or subsequent offense;
- ~~(4) \$125 for a fourth or subsequent offense.~~

(b) The district court may order the imprisonment of any person guilty of a misdemeanor referred to in 25.2021.

(c) Any fine imposed under this title must be paid to the violations clerk within the time specified by the court not to exceed 14 days from the day the fine is imposed.

(d) All money collected by fines and costs under this chapter shall be paid to the treasurer of American Samoa and placed by him into the general fund."

Sec 2. There is created a section 25.0607 which reads:

"25.0607 Food and drink expiration date.

The director may condemn and forbid the sale of, or cause to be seized, removed, or destroyed, any food or drink which has passed the date of expiration appearing on the product or which is, in the director's opinion, old, stale, or otherwise unwholesome due to the passage of time."

Sec 3. There is created a section 25.0608 which reads:

"25.0608 Unlawful to sell condemned food or drink.

It is unlawful for any person to sell, offer, or expose for sale any food, drink or other substances that have been forbidden for sale by the director pursuant to sections 25.0601 and 25.0607."



Letuli Toloa
PRESIDENT OF THE SENATE



Tuana'itau F. Tuiā
SPEAKER OF THE HOUSE

Hereby Approved this 18th day of May, 19 92



Governor of American Samoa

NOFOAIGA LUASEFULU-LUA FONO FAITULAFONO O AMERIKA SAMOA

Fono Tele Lona Tolu

**Nofoia ma usua i Fagatogo, Tutuila, Amerika Samoa
Aso Gafua, aso sefulu-tolu o Ianuari
tasi afe iva selau iva sefulu-lua**

**O SE TULAFONO E FA'AMALOSIA AI MANAOGA O LE MAMA O MEAAI MA
MEAINU I AMERIKA SAMOA, MA FA'APOPOO AI LE SALA PITO MAUALUGA MO
LE SOLIGA O TULAFONO O LE SOIFUA MALOLOINA O LE SIOMIA; SUIA AI LE
MAGA 25.2020 TFAS; MA FA'AVAE AI LE MAGA 25.0607 MA LE 25.0608 TFAS.**

IA FA'ATULAFONOINA E LE FONO FAITULAFONO O AMERIKA SAMOA:

Maga 1. 25.2020 ua suia e faitauina:

"25.2020 Sala mo solitulafono--Totogi--I'uga.

(a) E mafai e le fa'amasinoga falelima, vagana ai ua iai se isi aiaiga e ese mai ai, ona fa'ae'e atu le sala maualuga e le silia i le:

- (1) \$50 \$100 mo le solitulafono muamua;
- (2) ~~\$75~~ \$200 mo le solitulafono lona lua;
- (3) \$100 \$500 mo lona tolu po'o solitulafono e soso'o ai.
- (4) ~~\$125~~ mo lona fa-pe'o solitulafono e ~~sese'o ai~~.

(e) E mafai e le fa'amasinoga falelima ona fa'atonu e fa'afalepuipuia o so'o se tagata e nofosala i se solitulafono mama ua ta'ua i le 25.2021.

(i) So'o se sala e fa'ae'e atu i lalo o lenei vaega e tataua ona totogi atu i le failautusi o solitulafono i totonu o le taimi fa'atonuina e le fa'amasinoga ma ia le silia le 14 aso mai le aso na fa'ae'e atu ai le sala.

(o) O tupe uma e aoina mai sala ma tau o le fa'amasinoga i lalo o lenei mataupu ia totogi atu i le teutupe o Amerika Samoa ma ia teuina e ia i le teugatupe lautele.

Maga 2. Ua fa'avaeina se maga 25.0607 e faitauina:

"25.0607 Meaai ma meainu ua te'a le aso e fa'aaoga ai.

E mafai e le fa'atonu ona mele ma fa'asa le fa'atauga o, pe fa'atonu ia avea fa'amalosi, aveese, pe fa'atamaia, so'o se mea ai po'o se meainu ua te'a le aso e fa'aaoga ai e pei ona fa'ailoa i le tino o le oloa, pe, i le manatu o le fa'atonu, ua leva, leaga, pe ua le ono 'aina ona ua te'a le taimi."

Maga 3. Ua fa'avaeina se maga 25.0608 e faitauina:

"25.0608 E le tusa ma le tulafono ona fa'atau atu meaai po'o meainu ua leaga.

E sa i le tulafono so'o se tagata e fa'atau atu, ofo atu, pe fa'aaliali mo le fa'atauina atu so'o se mea ai, meainu po'o isi mea na fa'asa e le fa'atonu ona fa'atau atu e tusa ma le maga 25.0601 ma 25.0607."



Letuli Toloa

PERESETENE, MAOTA MAUALUGA



Tuana'itau F. Tuiā

FOFOGA FETALAI, MAOTA O SUI

Hereby Approved this 18th day of May, 19 92



Governor of American Samoa