

**THE TWENTY-SEVENTH LEGISLATURE OF AMERICAN SAMOA**

***Second Regular Session***

***Begun and held at Fagatogo, Tutuila, American Samoa  
on Monday, the ninth day of July  
two thousand and one***

**AN ACT PERTAINING TO TOBACCO MANUFACTURERS WHICH  
ARE NOT PARTICIPANTS IN THE TOBACCO MASTER  
SETTLEMENT AGREEMENT; AMENDING SECTIONS 13.1201 AND  
13.1202 A.S.C.A. AND PROVIDING FOR AN EARLY EFFECTIVE  
DATE.**

**Preamble:**

*Due to the urgent need to amend, by April 15, 2001, American Samoa's law requiring tobacco manufacturers to become a participating manufacturer in the Tobacco Master Settlement Agreement or to place funds in escrow, this act shall become effective immediately upon passage by the Legislature and approval by the Governor.*

**BE IT ENACTED BY THE LEGISLATURE OF AMERICAN SAMOA:**

Section 1. 13.1201 is amended to read:

"13.1201 Definitions.

~~As used in this chapter, unless the context clearly requires otherwise:~~

(1) "Adjusted for inflation" means increased in accordance with the formula for inflation adjustment set forth in Exhibit C to the Master Settlement Agreement.

(2) "Affiliate" means a person who directly or indirectly owns or controls, is owned or controlled by, or is under common ownership or

control with, another person. Solely for purposes of this definition, the terms "owns," "is owned" and "ownership" mean ownership of an equity interest, or the equivalent thereof, of ten percent or more, and the term "person" means an individual, partnership, committee, association, corporation or any other organization or group of persons.

(3) "Allocable Share" means Allocable Share as that term is defined in the Master Settlement Agreement.

(4) "Cigarette" means any product that contains nicotine, is intended to be burned or heated under ordinary conditions of use, and consists of or contains:

(A) any roll of tobacco wrapped in paper or in any substance not containing tobacco; or

(B) tobacco, in any form, that is functional in the product, which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette; or

(C) any roll of tobacco wrapped in any substance containing tobacco which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette described in clause (1) of this definition. The term "cigarette" includes "roll-your-own" (i.e. any tobacco which, because of its appearance, type, packaging, or labeling is suitable for use and likely to be offered to, or purchased by, consumers as tobacco for making cigarettes). For purposes of this definition of "cigarette," 0.09 ounces of "roll-your-own" tobacco shall constitute one individual "cigarette".

(5) "Master Settlement Agreement" means the settlement agreement (and related documents) entered into on November 23, 1998 by the Territory of American Samoa and leading United States tobacco product manufacturers.

(6) "Qualified escrow fund" means an escrow arrangement with a federally or State chartered financial institution (or a financial institution chartered by the Territory of American Samoa) having no affiliation with any tobacco product manufacturer and having assets of at least \$1,000,000,000 where such arrangement requires that such financial institution hold the escrowed funds' principal for the benefit of releasing parties and prohibits the tobacco product manufacturer placing the funds into escrow from using, accessing or directing the use of the funds' principal except as consistent with section 13.1202 (b)(2) of this act.

(7) "Released Claims" means released claims as that term is defined in the Master Settlement Agreement.

(8) "Releasing Parties" means releasing parties as that term is defined in the Master Settlement Agreement.

(9) "Tobacco Product Manufacturer" means an entity that after the date of enactment of this Act directly (and not exclusively through any affiliate):

(A) manufactures cigarettes anywhere that such manufacturer intends to be sold in the United States, including cigarettes intended to be sold in the United States through an importer, except where such importer is an original participating manufacturer (as that term is defined in the Master Settlement Agreement) that will be responsible for the payments under the Master Settlement Agreement with respect to such cigarettes as a result of the provisions of subsections II(mm) of the Master Settlement Agreement and that pays the taxes specified in subsection II(z) of the Master Settlement Agreement, and provided that the manufacturer of such cigarettes does not market or advertise such cigarettes in the United States;

(B) is the first purchaser anywhere for resale in the United States of cigarettes manufactured anywhere that the manufacturer does not intend to be sold in the United States; or

(C) becomes a successor of an entity described in paragraph (A) or (B).

The term "Tobacco Product Manufacturer" shall not include an affiliate of a tobacco product manufacturer unless such affiliate itself falls within any of (A)-(C) above.

(10) "United States" means the United States of America, including the Territory of American Samoa.

(11) "Units sold" means the number of individual cigarettes sold in the Territory of American Samoa by the applicable tobacco product manufacturer (whether directly or through a distributor, retailer or similar intermediary or intermediaries) during the year in question, as measured by excise taxes collected by the Territory of American Samoa on packs (or "roll-your-own" tobacco containers) bearing the excise tax stamp of the Territory of American Samoa. The Department of the Treasury shall promulgate such regulations as are necessary to ascertain the amount of Territory of American Samoa excise tax paid on the cigarettes of such tobacco product manufacturer for each year."

Sec 2. 13.1202 is amended to read:

*"13.1202 Requirements.*

*Any tobacco product manufacturer selling cigarettes to consumers within the Territory of American Samoa (whether directly or through a distributor, retailer or similar intermediary or intermediaries) after the date of enactment of this act shall do one of the following:*

*(a) become a participating manufacturer (as that term is defined in section II(jj) of the Master Settlement Agreement) and generally perform its financial obligation under the master settlement agreement; or*

*(b) (1) place into a qualified escrow fund by April 15 of the year following the year in question the following amounts (as such amounts are adjusted for inflation):*

*~~1999: \$.0094241 per unit sold after the date of enactment of this act;~~*

*2000: \$.0104712 per unit sold after the date of enactment of this act;*

*for each of 2001 and 2002: \$.0136125 per unit sold;*

*for each of 2003 through 2006: \$.0167539 per unit sold;*

*for each of 2007 and each year thereafter: \$.0188482 per unit sold.*

*(2) A tobacco product manufacturer that places funds into escrow pursuant to paragraph (1) shall receive the interest or other appreciation on such funds as earned. Such funds themselves shall be released from escrow only under the following circumstances:*

*(A) to pay a judgment or settlement on any released claim brought against such tobacco product manufacturer by the Territory of American Samoa or any releasing party located or residing in the Territory of American Samoa. Funds shall be released from escrow under this subparagraph (i) in the order in which they were placed into escrow and (ii) only to the extent and at the time necessary to make payments required under such judgment or settlement;*

*(B) to the extent that a tobacco product manufacturer establishes that the amount it was required to place into escrow in a particular year was greater than the Territory of American Samoa's allocable share of the total payments that such manufacturer would have been required to make in that year under the Master Settlement Agreement (as determined pursuant to section IX (i)(2) of the Master Settlement Agreement, and before any of the adjustments or offsets described in section IX (i)(3) of that Agreement other than the Inflation Adjustment) had it been a*

*participating manufacturer, the excess shall be released from escrow and revert back to such tobacco product manufacturer; or*

*(C) to the extent not released from escrow under subparagraphs (A) or (B), funds shall be released from escrow and revert back to such tobacco product manufacturer twenty-five years after the date on which they were placed into escrow.*

*(3) Each tobacco product manufacturer that elects to place funds into escrow pursuant to this subsection shall annually certify to the Attorney General that it is in compliance with this subsection. The Attorney General may bring a civil action on behalf of the Territory of American Samoa against any tobacco product manufacturer that fails to place into escrow the funds required under this section. Any tobacco product manufacturer that fails in any year to place into escrow the funds required under this section shall:*

*(A) be required within 15 days to place such funds into escrow as shall bring it into compliance with this section. The court, upon a finding of a violation of this subsection, may impose a civil penalty to be paid to the general fund of the Territory of American Samoa in an amount not to exceed 5 percent of the amount improperly withheld from escrow per day of the violation and in a total amount not to exceed 100 percent of the original amount improperly withheld from escrow;*

*(B) in the case of a knowing violation, be required within 15 days to place such funds into escrow as shall bring it into compliance with this section. The court, upon a finding of a knowing violation of this subsection, may impose a civil penalty to be paid to the general fund of the Territory of American Samoa in an amount not to exceed 15 percent of the amount improperly withheld from escrow per day of the violation and in a total amount not to exceed 300 percent of the original amount improperly withheld from escrow; and*


*(C) in the case of a second knowing violation, be prohibited from selling cigarettes to consumers within the Territory of American Samoa (whether directly or through a distributor, retailer or similar intermediary) for a period not to exceed 2 years.*

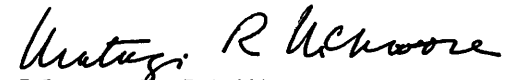
*Each failure to make an annual deposit required under this section shall constitute a separate violation."*

*Sec 3. Early effective date.*

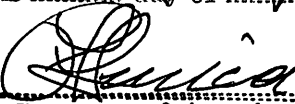
*Due to the urgent need to amend, by April 15, 2001, American Samoa's law requiring tobacco manufacturers to become a participating*

manufacturer in the Tobacco Master Settlement Agreement or to place funds in escrow, this act shall become effective immediately upon passage by the Legislature and approval by the Governor.

  
**Lutu Tenari S. Fuimaono**  
**PRESIDENT OF THE SENATE**

  
**Matagi R. Ma'ilo McMoore**  
**SPEAKER OF THE HOUSE**

Hereby Approved this 17<sup>th</sup> day of September 2001

  
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**Governor of American Samoa**

**NOFOAIGA LUASEFULU-FITU FONO FAITULAFONO A AMERIKA SAMOA**

***Fono Tele Lona Lua***

***Nofoia ma usuia i Fagatogo, Tutuila, Amerika Samoa  
aso Gafua, aso iva o Iulai  
lua afe ma le tasi***

***O SE TULAFONO E FA'ATATAU I KAMUPANI GAOSI TAPA'A E LĒ  
O A'AFIA I LE MALILIEGA AUTU O LE FA'APUGA TAU I TAPA'A,  
SUIA AI LE MAGA 13.1201 MA LE 13.1202 T.T.A.S. MA  
FA'ATULAGAINA SE ASO TAUALOA VAVE.***

***Fa'atomuaga:***

***Ona o le mana'oga fa'anatinati ina ia o'o atu ia Aperila 15, 2001, ua suia  
le tulafono a Amerika Samoa e mana'omia ai kamupani o lo'o gaosia  
tapa'a ina ia avea ma kamupani gaosia e a'afia ai i le Maliliega Fa'ai'uga  
Autu o le Tapa'a po'o le tu'uina lea o tupe i totonu o se teugatupe  
fa'aleoleo. O le a taualoa vave lenei tulafono pe a pasia e le Fono  
Faitulafono ma fa'amaoniaina e le Kovana.***

***IA FA'ATULAFONOINA E LE FONO FAITULAFONO A AMERIKA SAMOA:***

***Maga 1. 13.1201 ua suia e faitauina:***

***"13.1201 Fa'auigaga.***

***~~E pei ona fa'aaogaina i lenei matatupu, vagana ai e maino lona  
mana'omia i fa'apuga o i ai.~~***

***(1) "Fa'atulaga mo le si'itaga" o lona uiga o le si'itaga e tusa ma  
le fuafuaga mo si'itaga fa'atulagaina e pei ona ta'ua i Mau E o le Maliliega  
Fa'ai'uga Autu.***

***(2) "Totino" o lona uiga o le tagata tonu e āna ia po'o le puleaina  
pe fa'atonuina e, po ua i lalo o le pulega faitete po'o le fa'atomuga fo'i a se  
isi tagata mo le mafua'aga ma'oti o lenei fa'amatalaga, o upu "ōna", "ua  
pulea" ma le "puleaga" o lona uiga o le puleaga o aiā tutusa, po'o le tusa***

ai o lea mea, o le sefulu pasene pe silia, ma o le upu "tagata" o lona uiga o le tagata e to'atasi, fa'a-pa'aga, komiti, asosi, koaperesi pe so'o se tasi fa'alapotopotoga po'o se fa'atasiga o tagata.

(3) "Vaega Fa'asoa" o lona uiga o le Vaega Fa'asoa e pei ona fa'amatalaina i le fa'aupuga o le Maliliega Autu.

(4) "Sikareti" o lona uiga o so'o se mea ua gaosia e i ai le nikotini, ua fa'amoemoe mo le susunuina pe fa'a-mūina i lalo o tulaga masani o le fa'aaogaina, ma aofia ai pe fa'atasi ai ma:

(A) So'o se ta'aiga tapa'a ua ta'aiina i pepa po'o so'o se isi mea e le o i ai i se tapa'a; po'o

(E) o tapa'a, a so'o se ituaiga, o lo'o ua fa'aaogaina i totonu o le mea ua gaosia, ona e talu ai o lona foliga mai, o le ituaiga tapa'a ua fa'aaogaina i le mea e utu ai, pe o lona tu'u fa'atasia ma lona fa'ailogaina, ua foliga mai o le a tu'uina atu, pe o le a fa'atauina, e tagata fa'atau sikareti; pe

(I) So'o se ta'aiga tapa'a ua ta'aiina i so'o se mea ua i ai i totonu le tapa'a, ma taluai ona o lona foliga mai, o le ituaiga tapa'a ua fa'aaogaina i le mea e utu ai, po o lona tu'u fa'atasia ma lona fa'ailogaina, ua foliga ai o le a tu'uina atu, pe o le a fa'atauina, e tagata fa'atau sikareti e pei ona fa'apupulaina i le maga (1) o lenei fa'amatalaga. O le upu "sikareti" ua aofia ai "ta'ai-lau-lava" (e pei, o so'o se tapa'a ua, taluai ona o lona foliga mai, ituaiga, afifiina, po'o le fa'ailogaina ua fa'atatauina mo le fa'aaogaina ma foliga mai o le a tu'uina atu, po'o le fa'atauina, tagata fa'atau o se tapa'a mo le fausia o sikareti). Mo le mafuaaga o lenei fa'amatalaga o le "sikareti," 0.09 aunes o le "ta'ai-lau-lava" tapa'a e tatau ona avea ma se tasi o "sikareti."

(5) Maliliega Autu o le Fa'ai'uga" o lona uiga o le fa'ai'uga o le maliliega (ma fa'amauga talafeagai ai) ua tu'uina i totonu ia Novema 23, 1998 e le Teritori o Amerika Samoa ma pulega tetele o matagaluega ua gaosia mea tau tapa'a i le Iunaite Setete.

(6) "Teuga-tupe fa'amaonia taualoaina" o lona uiga o se fuafuaga o se teuga tupe fa'amaonia mai le malo tele po'o se fa'alapotopotoga o mea tau tupe fa'atulafonoina a le Setete (pe o se fa'alapotopotoga o mea tau tupe fa'atulafonoina e le Teritori o Amerika Samoa) ua ie avea ma totino o so'o se matagaluega ua gaosia mea tau tapa'a ma ua i ai ni mea totino moni ua tusa o le \$1,000,000,000 ua tatau ai i lea fuafuaga ona mana'omia lea fa'alapotopotoga i mea tau tupe ona taofia ia tupe ua tu'uina i totonu o le teugatupe fa'amaonia mo le fa'aaogaina mo le fa'amatuuina atu ma fa'asaina ia matagaluega gaosia mea tau tapa'a o lo'o tu'uina tupe i totonu



o le teuga tupe fa'amaonia mai le fa'aaogaina, fa'aavanoaina pe fa'atomuina le fa'aaogaina o ia tupe ua tu'u i totonu vagana ua talafeagai ai ma le maga 13.1202(e)(2) o lenei tulafono.

(7) "Tagi Fa'amagaloina" o lona uiga o le fa'amagaloina lea o le tagi e pei ona fa'aupuina i le Maliliega Autu.

(8) "Itu Fa'amagaloina" o lona uiga o le fa'amagaloina lea o itu e pei ona fa'a-upuina i le Maliliega Autu.

(9) "Matagaluega Gaosia Oloa Tau Tapa'a" o lona uiga o se tasi ina ua uma le aso na fa'atulafonoina ai lenei Tulafono ua avea ma autu i le (ma e le o fa'apitoa i le avea ma totino):

(A) gaosia o sikareti i so'o se mea ua tusa ai o le gaosia ua mafaufauina mo le fa'atauina atu i le Iunaite Setete, e aofia ai sikareti ua mafaufau e fa'atauina atu i le Iunaite Setete e ala i se tagata e aumaia i totonu (vagana o lea tagata e aumaia i totonu o se mua'i matagaluega gaosia ua auai e pei ona fa'aupuina i le fa'amatalaga o le Maliliega Autu) o le a i ai le matafaioi o le totogiina i lalo o le Maliliega Autu e tusa ai ma ia sikareti e pei ona ta'ua i vaega o soamaga I(mm) o le Maliliega Autu ma o le a totogia ai le lafoga ua fa'atulagaina i le soamaga II(z) o le Maliliega Autu, ma pe afai o lea matagaluega e gaosia le sikareti e le o fa'atauina pe fa'alauiloaina lea sikareti i totonu o le Iunaite Setete);

(E) o le mua'i fa'atauina lea i so'o se mea mo le toe fa'atauina atu i totonu o le Iunaite Setete o sikareti ua gaosia i so'o se mea ma ua le mafaufauina e lea matagaluega ua gaosia mo le toe fa'atauina atu i totonu o le Iunaite Setete; po'o

(I) avea ma se tasi e fa'aauuina e pei ona fa'amatalaina i le parakalafa (A) po'o le (E). O le fa'aupuga "Matagaluega Gaosia Oloa Tau Tapa'a" e tataua ona le auai ma avea ma totino o se matagaluega e gaosia oloa tau tapa'a vagana o le a avea ma totino ma a'afia i totonu e pei ona ta'ua i le (A) e o'o i le (I) i luga.

(10) "Iunaite Setete" o lona uiga o le Iunaite Setete o Amerika, e aofia ai le Teritori o Amerika Samoa.

(11) "Mea ua fa'atau" o lona uiga o le numera o sikareti ta'itasi ua fa'atau atu i totonu o le Teritori o Amerika Samoa e le matagaluega gaosi tapa'a ua a'afia ai (le avea ma autu pe auala i se tasi ua ia tufatufaina, fa'atauina pe tusa ma se tasi pe o ni isi ua avea ma feso'ota'iga) i le fa'agasologa o le tausaga ua fesiligia ma fuaina i le lafoga lotoifale ua aoina e le Teritori o Amerika Samoa i pusa (po'o le "ta'ai-lau-lava" apa tu'u tapa'a) ua tu'uina i ai le fa'ailoga a le lafoga lotoifale a le Teritori o Amerika Samoa. O le matagaluega a le Teutupe o le a fuafuaina ni tulafono

ua tatau ai mo le fa'amautuina o le aofa'i o le lafoga lotoifale a le teritori o Amerika Samoa e totogia i le sikareti o ia mea tau tapa'a ua gaosia i tausaga ta'itasi."

Maga 2. 13.1202 ua suia e faitauina:

"13.1202 Aiaiga.

So'o se matagaluega gaosia oloa tau tapa'a ua latou fa'atauina sikareti i tagata fa'atau i totonu o le Teritori o Amerika Samoa (pe tu'uina atu fa'apitoa pe auala i le tufatufaina, fa'atauina pe tusa ma se tasi pe o ni isi ua avea ma feso'ota'iga) a mavae le aso o le fa'atulafonoina o lenei Tulafono e tatau ona faia o mea ua fa'ailoa i lalo:

(a) avea ma matagaluega e a'afia ai (e pei ona fa'amatalaina lea upu i le maga II(jj) o le maliliega autu ma galue e pei ona faia āna matafaioi fa'a-le-tupe i lalo o le maliliega autu; pe

(e) (1) tu'uina i totonu tupe i le teugatupe fa'amaonia aloa'ia ia Aperila 15 o le tausaga e soso'o ai ma le tausaga ua fesiligia ai le aofa'iga e fa'apea (e pei o ia aofa'iga ua fa'atulagaina mo si'itaga):

~~1999: \$.0094241 i le mea e tasi ua fa'atauina ia ua mavae le aso o le fa'atulafonoina o lenei tulafono;~~

2000: \$.0104712 i le mea e tasi ua fa'atauina ina ua mavae le aso o le fa'atulafonoina o lenei tulafono; e ta'itasi mo le 2001 ma le 2002: \$.0136125 i le mea e tasi ua fa'atauina; e ta'itasi mo le 2003 e o'o i le 2006: \$.0167539 i le mea e tasi ua fa'atauina; e ta'itasi mo le 2007 ma isi tausaga mulimuli mai: \$.0188482 i le mea e tasi ua fa'atauina.

(2) O le matagaluega gaosia oloa tau tapa'a ua tu'uina tupe i totonu o le teugatupe fa'amaonia e ala i le parakalafa (1) e tatau ona maua le fa'asiliga po'o ni isi fa'aopoopoga i ia tupe maua. O ia lava tupe e tatau ona ave'esea mai i le teugatupe tofia ua na o lalo lava o tulaga ia e pei ona fa'aalia i lalo:

(A) e totogi ai se fa'asalaga po'o se fu'ai'uga i so'o se tagi fa'amagaloina ua aumaia e fa'asaga i se matagaluega e gaosia oloa tau tapa'a i le Teritori o Amerika Samoa po'o se isi itu ua fa'amagaloina o lo'o mau pe nofo i totonu o le Teritori o Amerika Samoa. O tupe e tatau ona ave'esea mai i le teugatupe fa'amaonia i lalo o lenei soaparakalafa (i) i le fa'atulagaga e pei ona tu'uina ai i totonu o le teuga tupe fa'amaonia ma (ii) ua na o le tulaga lava mo le taimi tatau e faia ai le totogiina e pei ona mana'omia i lalo o lea fa'asalaga po'o lea fu'ai'uga:

(E) i le tulaga o le matagaluega gaosia oloa tau tapa'a ua fa'amautuina se aofa'i e pei ona mana'omia mo le tu'uina i totonu o le teugatupe fa'amaonia i se tausaga maoti ua silia ma le tupe fa'asoaina a le Teritori o Amerika Samoa o le aofa'i atoa e totogiina ma o lea matagaluega gaosia e mana'omia lona faia i lea tausaga i lalo o le Maliliega Autu (e pei ona fa'amautuina e tusa ai ma le maga IX(i)(2) o le Maliliega Autu, ma e le'i o'o i so'o se fa'atulagaga po'o se suiga e pei ona fa'amatalaina i le maga IX(i)(3) o lea Maliliega e ese mai ai i le Si'itaga Fa'atulagaina) pe ana fai o se matagaluega e a'afia ai, o le fa'asiliga e tatau ona ave'esea mai i le teuga tupe fa'amaonia ma toe fa'afo'i i tua i lea matagaluega gaosia oloa tau tapa'a; po'o

(I) i le tulaga e le o ave'esea mai i le teugatupe fa'amaonia i lalo o le soaparakalafa (A) po'o le (E), o tupe e tatau ona ave'esea mai le teugatupe fa'amaonia ma toe fa'afo'i i tua i ia matagaluega gaosia oloa tau tapa'a le luasefululima tausaga pe a mavae le asc ua fa'apena ona latou tu'uina ai i totonu i le teugatupe tofia.

(3) O matagaluega gaosia oloa tau tapa'a ua filifili e tu'uina i totonu tupe i le teugatupe fa'amaonia e tusa ai ma lenei soamaga e tatau ona fa'amaonia i tausaga uma e le Loia Sili ua ia mulimulita'i e tusa ai ma lenei soamaga. O le Loia Sili na te molia le tagi fa'alaua'itele mo le itu o le Teritori o Amerika Samoa e fa'asaga i so'o se matagaluega gaosia oloa tau tapa'a ua lē mulimulita'i i le tu'uina o tupe i totonu o le teugatupe fa'amaonia e pei ona mana'omia i lalo o lenei maga. So'o se matagaluega gaosia oloa tau tapa'a ua le mulimulita'i i so'o se tausaga e tu'uina ai i totonu o le teugatupe fa'amaonia le tupe e pei ona mana'omia i lalo o lenei maga ua tatau:

(A) mana'omia le i ai i totonu o le 15 aso talu ona tu'uina o ia tupe i totonu o teugatupe fa'amaonia ma aumaia i totonu ina ia mulimulita'i i lenei maga. O le fa'amasinoga, ina ua fa'amautuina le solitulafono o lenei soamaga, ona fa'ae'e lea o se fa'asalaga fa'alaua'itele ina ia totogia i le teugatupe tele o le Teritori o Amerika Samoa i le aofa'iga e le silia i le 5 pasene o le aofa'iga ua le talafeagai ona taofia mai le teugatupe fa'amaonia i aso ta'itasi o lea fa'asalaga ma i le aofa'iga fa'atasi e le silia i le 100 pasene o le aofa'iga amata ua le talafeagai lona taofia mai le teugatupe fa'amaonia;

(E) i le tulaga o le solitulafono ua faia ma le iloa, e mana'omia i totonu o le 15 aso ona tu'uina i totonu o lea tupe i le teugatupe fa'amaonia ma aumaia ina ia mulimulita'i i lenei maga. O le fa'amasinoga, ina ua fa'amautuina le solitulafono ma le iloa o lenei soamaga, e fa'ae'e le


fa'asalaga fa'alau'itele ina ia totogia i le teugatupe tele a le Teritori o Amerika Samoa i le aofo'iga e le silia ma le 15 pasene o le aofo'iga ua le talafeagai lona taofia mai le teugatupe fa'amaonia o aso ta'itasi, o le solitulafono mai i le aofo'iga atoa e le silia ma le 300 pasene o le aofo'iga amata ua le talafeagai lona taofia mai le teugatupe fa'amaonia; ma

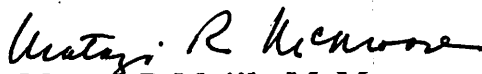
(1) i le tulaga o le solitulafono ma le iloa lona lua, ia fa'asaina mai le fa'atauina o sikareti i tagata fa'atau i totonu o le Teritori o Amerika Samoa(po'o le tu'u sa'o pe auala i le tagata tufatufaina, fa'atauina pe o se isi feso'ota'iga) mo le vaitau e le silia ma le 2 tausaga.

O le lē mulimulita'i e faia le tu'uina i totonu o le tupe i tausaga ta'itasi e pei ona mana'omia i lalo o lenei maga ua avea ma se solitulafono ese mai ai."

Maga 3. Aso taualoa vave.

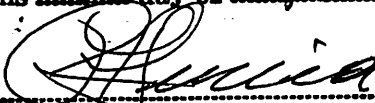
Taluai ona o le mana'oga fa'anatinati ina ia suia, ia Aperila 15, 2001 le tulafono a Amerika Samoa e mana'omia ai matagaluega gaosia tapa'a ina ia avea ma matagaluega a'afia i totonu o le Maliliega Autu o Fa'ai'uga tau i Tapa'a po'o le tu'uina o tupe i totonu o le teugatupe fa'amaonia, e tatau ai i lenei tulafono ona taualoaina vave pe a pasia e le Fono Faitulafono ma fa'amaonia e le Kovana.

  
Lutu Tenari S. Fuimaono  
PERESETENE, MAOTA MAUALUGA

  
Matagi R. Ma'ilo McMoore  
FOFOGA FETALAI, MAOTA O SUI

Hereby Approved this

17<sup>th</sup> day of September, 2001

  
Governor of American Samoa