



LEMANU P.S. MAUGA
Governor

TALAUEGA E.V.ALE
Lieutenant Governor

DEPARTMENT OF PUBLIC HEALTH

PO Box 5666
American Samoa Government
Pago Pago, American Samoa 96799



MOTUSA T. NUA
Director

FARAITOFA M. UTU
Deputy Director

TALALELEI VESI FAUTANU
Deputy Director


July 6, 2023

Serial Number: **EHSD-012-2023**

NOTICE OF INTENDED ACTION TO AMEND THE DEPARTMENT OF HEALTH RULES IN THE AMERICAN SAMOA ADMINISTRATIVE CODE TITLE 25, CHAPTER 02

On **July 10, 2023** the Department of Health intends to amend certain rules in Title 25, Chapter 02 of the American Samoa Administrative Code pursuant to sections 25.0102 and 4.1002 of the American Samoa Code Annotated.

A copy of the proposed amendments is available and may be picked up at the Department of Health Headquarters at Tafuna or the Environmental Health Services Division Office at Fagatogo, ask for Aileen Solaita, and may be downloaded from the American Samoa Government website, americansamoa.gov. Interested persons may submit written comments on the proposed amendments to the Department of Health at the Tafuna Office or the Fagatogo Office on or before **July 30, 2023**.



Motusa Tuileama Nua
Director
Department of Health

Date: 7/7/2023

PROPOSED AMENDMENTS TO THE AMERICAN SAMOA ADMINISTRATIVE CODE, TITLE 25, CHAPTER 02

Pursuant to the authority granted to promulgate rules in accordance with the American Samoa Code Annotated sections 25.0102 and 4.1002, the Department of Health intends to amend certain rules in the American Samoa Administrative Code, Title 25, Chapter 02 by establishing new fees for Facility Health Permits.

The proposed amendments are set out below. The underlined text represents the proposed new changes.

AMERICAN SAMOA ADMINISTRATIVE CODE TITLE 25, CHAPTER 02

Section 1: A new section 25.0207 of the American Samoa Administrative Code is inserted to read as follows:

“25.0207 Fees - Health Permits.

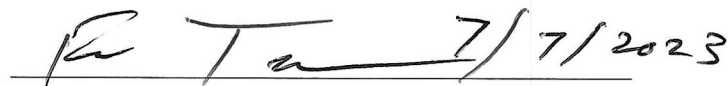
The Director shall issue the following fees pursuant to A.S.C.A 4.1002 and 25.0102:

<u>N</u> <u>o.</u>	<u>Services</u>	<u>Fees</u>
<u>1</u>	<u>Health Permits (All Food & Non-Food such as; barber shop, salon, beauty parlor, massage parlor, tattoo shop, tattoo parlor, auto shop, auto paint shop, laundromat and any similar business affecting health and environment)</u>	<u>Flat rate: \$100.00</u> <u>Additional activities: \$50.00</u>
<u>2</u>	<u>Health Permits (All Other Non-Food)</u>	<u>\$50.00</u>
<u>3</u>	<u>Temporary Health Permits</u>	<u>An organization: \$100.00 per day</u> <u>An individual: \$50.00 per day</u>
<u>4</u>	<u>Post Business inspection follow-ups</u>	<u>First follow-up: \$50.00</u>

		<u>Continuous follow-up until inspection is corrected: \$25.00 per day</u>
<u>5</u>	<u>Violations – risk factors</u>	<u>\$50.00 per risk factors/food safety violation identified during inspection if business is not closed.</u>
<u>6</u>	<u>Closure of activity</u>	<u>First closure: \$5,000.00</u> <u>Second closure: \$7,000.00</u> <u>Third closure: \$10,000.00</u>
<u>7</u>	<u>Closure due to a foodborne illness outbreak</u>	<u>\$5,000.00</u>
<u>8</u>	<u>Certificate of food condemnation</u>	<u>\$100.00 per certificate</u>
<u>9</u>	<u>Export Health Certificates for Containers</u>	<u>\$200.00 per export container</u>
<u>10</u>	<u>Burial transit permit</u>	<u>\$50.00 per permit</u>
<u>11</u>	<u>Exhumation permit</u>	<u>\$50.00 per permit</u>
<u>12</u>	<u>Assessment with condemnation certificate</u>	<u>\$50.00</u>
<u>13</u>	<u>Copy of Permit/Certificate</u>	<u>\$10.00</u>

”.

Approved,



Motusa Tuileama Nua
 Director
 Department of Public Health

Department of Public Health
 Pago Pago, American Samoa 96799
 Telephone: (684) 633-5872
Healthy Families ~ Healthy Communities ~ Healthy American Samoa