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GOVERNOR

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February 7, 2013

EXECUTIVE ORDER NO. 004- 2013

**AN ORDER CONTINUING THE MORATORIUM ON THE ENFORCEMENT
OF A.S.C.A 31.0424.**

Section 1: Authority

This Executive Order is issued under the authority granted the Governor in Article IV, Section 6 and 7 of the Revised Constitution of American Samoa, and Section 4.0111 of the American Samoa Code Annotated.

Section 2: Purpose

Due to the continued financial constraints faced by the American Samoa Medical Center, and the licensure requirements of A.S.C.A. 31.0424, the hospital has been unable to attract sufficient numbers of healthcare professionals to serve the population of American Samoa.

The American Samoa Medical Center continues to have 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.

The American Samoa Medical Center continues to have policies and procedures in place to assess, hire and supervise competent healthcare providers to ensure high quality healthcare to its patients.

Section 3: Order

- a. That the moratorium on the enforcement of A.S.C.A 31.0424 established by Executive Order 005-2013 be continued to December 31, 2013.
- b. That for the remainder of the term of this moratorium the Health Services Regulatory Board established by A.S.C.A. 31.1002(a) continue in its efforts to determine what are acceptable equivalents to the requirements of licensure currently listed in A.S.C.A 31.0424.

c. 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 these physicians may be employed by the American Samoa Medical Center and Department of Health.

d. Any physicians that enter into contracts with the American Samoa Medical Center or the Department of Health during this 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 as listed in A.S.C.A 31.0424 for the duration of their contracts.

Section 4: Effective Date

This order is effective immediately.

Dated: February 12, 2013.


LOLO M. MOLIGA