



**OFFICE OF THE GOVERNOR
AMERICAN SAMOA GOVERNMENT**

February 28, 2024

GENERAL MEMORANDUM NO. 056 – 24

To: Secretary of Samoan Affairs, CEOs, Presidents and Executive Directors of Authorities, Directors, Agency and Office Heads

From: Acting Governor of American Samoa

Subject: Compliance with Procurement and Contracting Requirements

On November 27, 2023, General Memorandum (GM) 325-23, attached hereto, was issued to ensure that all ASG projects were brought into compliance and are conducted in compliance with the procurement and contracting laws, rules and procedure. All provisions of that communication remain in full force and effect.

It has been reported that some contractors have proceeded with projects without fulfilling the requirements of the law as outlined in GM 325-23. It is disappointing to think that unfunded, no-contract and unpermitted projects continue to operate despite clear directives to the contrary.

This communication is to reiterate and confirm that no work on ASG projects is to begin or continue unless there is a verified source of funding, a properly executed contract, and full compliance with all other applicable procurement and contracting rules and procedures. Any proposal or discussion of work on projects should be received and conducted with the understanding that this Administration is committed to compliance with the law.

As previously communicated, beginning December 8, 2023 and ongoing, vendors or contractors are again notified that work on projects for ASG not in compliance with ASG procurement and contracting rules and procedures will not be compensated. Vendors and contractors are responsible for working with contracting Departments, Agencies, and Offices to ensure compliance.

Compliance with these rules and procedures is everyone's responsibility in order to best meet the needs of the people of American Samoa. Thank you for your cooperation and willingness to proceed in an appropriate manner.

LA'APUI TALAUEGA E. V. ALE
Acting Governor

Enc: General Memorandum 325-23



**OFFICE OF THE GOVERNOR
AMERICAN SAMOA GOVERNMENT**

November 27, 2023

GENERAL MEMORANDUM NO. 325 – 23

To: Secretary of Samoan Affairs, CEOs, Presidents and Executive Directors of Authorities, Directors, Agency and Office Heads

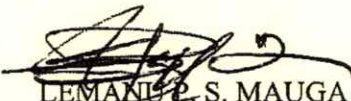
From: Governor of American Samoa

Subject: Compliance with Procurement and Contracting Requirements

Good governance and financial management practices require that the established rules, policies, and procedures for government contracting be followed. It has come to my attention that there may be ongoing ASG projects that are not in compliance with the contracting and procurement rules and procedures. To ensure that all projects are brought into compliance and are being conducted under a contract acceptable to ASG and its policies, all projects that are not in compliance with the procurement rules and procedure are to cease work immediately and may not resume until compliance is attained. For example, if somehow work has begun on a project and is continuing without a properly executed contract that work should stop.

Beginning December 8, 2023, vendors or contractors working on projects for ASG that are not in compliance with ASG procurement and contracting rules and procedures will not receive compensation. It is the responsibility of the vendor or contractor to work with their respective contracting Departments, Agencies, and Offices to come into compliance. Questions should be directed to the respective Directors and Heads of these departments about current or future compliance needs regarding these projects.

Compliance with these rules and procedures is everyone's responsibility in order to best meet the needs of the people of American Samoa. Thank you for your cooperation and willingness to proceed in an appropriate manner.


LEMANIS E. S. MAUGA
Governor