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Department of Legal Affairs
American Samoa Government

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FROM: Attorney General

TO : Corporations Seeking to Sponsor Aliens

RE : NOTICE TO CORPORATIONS SEEKING TO SPONSOR ALIENS

Pursuant to the requirements set forth under A.S.C.A. § 41.0408(b), all corporations desiring to sponsor aliens must obtain certification from the Attorney General that they are eligible to act as sponsors. Please be advised of the following requirements which will be reviewed by this Office in making any certification:

1. Established Record of Financial Responsibility – The corporation must demonstrate an ongoing record of financial soundness and stability.
2. Proof of Timely Payment of Local Taxes, Fees, and Other Government Assessments – The corporation must be current on all obligations owed to the Government of American Samoa.
3. Proof of an Established Business Plan for Operations in American Samoa –
 - o A business plan must be on file with the Department of Commerce, Business, Trade and Investment, located at the Pago Plaza Rm. 104, for review.
 - o The plan must clearly demonstrate the nexus between the corporation's operations and the need for alien sponsorship, specifically identifying how the skills or labor provided by the alien workforce are necessary for ongoing or proposed activities in the Territory.
4. Proof of Good Corporate Citizenship – The corporation must demonstrate good standing and compliance with all applicable laws and regulations of American Samoa.

In addition, A.S.C.A. § 41.0408(b) expressly prohibits any corporation from sponsoring an alien who has any control or interest in any corporation in American Samoa.

Corporations are strongly encouraged to review their compliance with these statutory requirements prior to submitting a sponsorship request. Failure to comply may result in delay or denial of the request.

Questions regarding this notice may be directed to the Office of the Attorney General at AG@la.as.gov.


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