



The President
Palikir, Pohnpei
Federated States of Micronesia

September 25, 2008

PRESIDENTIAL COMM. NO. 15-262
FSM CONGRESS

The Honorable Isaac V. Figir
Speaker
15th FSM Congress
Palikir, Pohnpei, FM 96941

RE: C. A. No. 15-45

Dear Speaker Figir:

I am writing to inform you that I have designated the following Congressional Act as Public Law No. 15-46, without signature, as it was passed by Congressional override of my prior veto:

Congressional Act No. 15-45, "AN ACT TO FURTHER AMEND TITLE 9 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 704 OF CHAPTER 7 TO PERMIT A REGISTERED VOTER TO CAST A BALLOT WHERE THE NAME OF THE VOTER DOES NOT APPEAR ON THE SIGNATURE LIST OF A POLLING PLACE IN A STATE, CONGRESSIONAL ELECTION DISTRICT OR MUNICIPALITY IN WHICH HE OR SHE RESIDES, AND FOR OTHER PURPOSES."

Sincerely,

Manny Mori
President

Enclosure:





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3
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Pohnpei State, FM 96941
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Office of the Chief Clerk

September 21, 2008

His Excellency Manny Mori
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941



PRESIDENTIAL COMM. NO. 15-262
FSM CONGRESS

Dear President Mori:

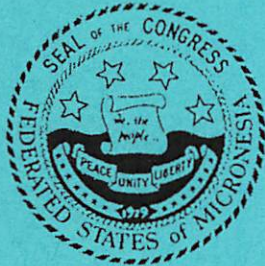
I have the honor to transmit herewith Congressional Act No. 15-45, "AN ACT TO FURTHER AMEND TITLE 9 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 704 OF CHAPTER 7 TO PERMIT A REGISTERED VOTER TO CAST A BALLOT WHERE THE NAME OF THE VOTER DOES NOT APPEAR ON THE SIGNATURE LIST OF A POLLING PLACE IN A STATE, CONGRESSIONAL ELECTION DISTRICT OR MUNICIPALITY IN WHICH HE OR SHE RESIDES, AND FOR OTHER PURPOSES.", which was repassed on September 15, by the Fifteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2008, by a three-fourths vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liwiana K. Ramon
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures

PUBLIC LAW No. 15 - 46



FIFTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH REGULAR SESSION
SEPTEMBER 12 – OCTOBER 1, 2008
PRESIDENTIAL COMM. NO. 15-262
FSM CONGRESS

An Act

TO FURTHER AMEND TITLE 9 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 704 OF CHAPTER 7 TO PERMIT A REGISTERED VOTER TO CAST A BALLOT WHERE THE NAME OF THE VOTER DOES NOT APPEAR ON THE SIGNATURE LIST OF A POLLING PLACE IN A STATE, CONGRESSIONAL ELECTION DISTRICT OR MUNICIPALITY IN WHICH HE OR SHE RESIDES, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR DOHSIS HALBERT

DATE: MAY 17, 2007

REPASSED: SEPTEMBER 15, 2008

Liwiana K. Ramon
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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ACT NO. 15-45

(CONGRESSIONAL BILL NO. 15-16, C.D.1)

PRESIDENTIAL COMM. NO. 15-262
FSM CONGRESS

I hereby certify that on September 15 the foregoing act was repassed by the Fifteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2008, by a three-fourths vote of all the State delegations as required under article IX, section 2(q), of the Constitution of the Federated States of Micronesia.

Isaac V. Figir

Speaker

Congress of the

Federated States of Micronesia

FIFTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST REGULAR SESSION, 2007

CONGRESSIONAL BILL NO. 15-16, C.D.1

PUBLIC LAW No. 15-46

AN ACT

To further amend title 9 of the Code of the Federated States of Micronesia, as amended, by amending section 704 of chapter 7 to permit a registered voter to cast a ballot where the name of the voter does not appear on the Signature List of a Polling Place in a State, Congressional Election District or Municipality in which he or she resides, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. Title 9 of the Code of the Federated States of
2 Micronesia, as amended, is hereby further amended by amending
3 section 704 of chapter 7 to read as follows:

4 "Section 704. Checking the register; issuing of
5 ballots.

6 (1) A person appearing at any Polling Place to vote,
7 including absentee Polling Places specified in
8 subsections 601(3)(b), (c), (d) and (e), shall report
9 his or her full name to the election board members. If
10 the person has been issued a Voter Identification Card,
11 he or she must present that voter Identification Card to
12 the election board members in order to vote. If the
13 person has not been issued a Voter Identification Card,
14 then he or she shall present other proof of identity as
15 required under the rules and regulations promulgated
16 pursuant to this title.

17 (2) An election board member shall then check the

1 Signature List to determine whether or not the person
2 appearing is a Registered Voter for that Congressional
3 Election District and Municipality, and if so, shall
4 announce the name appearing on the Signature List. Once
5 the person's identity has been established and entry has
6 been found on the Signature List, he or she shall sign
7 his or her full name next to his or her entry on the
8 Signature List. An election board member shall then
9 issue the person an official ballot, and, if the person
10 has presented a Voter Identification Card, shall mark
11 the person's Voter Identification Card so as to indicate
12 that he or she has already voted in that National
13 Election.

14 (3) No person shall be permitted to cast a ballot in
15 a National Election at a Polling Place unless his or her
16 name appears on the Signature List for that Polling
17 Place and he or she signs the Signature List; provided,
18 however, that a person shall be permitted to cast a
19 ballot after signing a supplemental Signature List if:

20 (a) a person whose name does not appear on the
21 Signature List but who presents a valid Voter
22 Identification Card for that Polling Place which
23 indicates that he or she has not yet voted in that
24 National Election;

25 (b) a voter's name lawfully appears on the

1 National Voter Registry but is not listed on the
2 Signature List of the Polling Place in the State,
3 Congressional Election District or Municipality in which
4 he or she resides and has voted in at least one prior
5 national election, and is not listed on the Signature
6 List of any other Polling Place, or

7 (c) a voter's name lawfully appears on the
8 National Voter Register and is placed on the Signature
9 List of a Polling Place in a State, Congressional
10 Election District or Municipality in which the voter
11 does not reside and the voter has not applied to vote
12 absentee ballot pursuant to chapter 6 of this title.

13 (4) Any election board member, poll watcher or
14 Registered Voter may challenge the identity or
15 eligibility to vote of any person appearing at the
16 Polling Place to vote on Election Day in accordance with
17 section 708 of this chapter.

18 (5) An election board member shall record in the
19 official log book for the Polling Place the full name,
20 date of birth, sex and municipality of registration of
21 any person not allowed to cast a ballot as a result of
22 subsections (3) or (4) of this section. The election
23 board member shall also record in the official log book
24 the reason for disallowing the person to vote. The
25 person not allowed to vote shall then sign the log book

PUBLIC LAW No. 15-46

1 next to his or her entry.

2 (6) The National Election Director shall establish by
3 rules and regulations additional security measures to
4 prevent election fraud and irregularities at the Polling
5 Places."

6 Section 2. This act shall become law upon approval by the
7 President of the Federated States of Micronesia or upon its
8 becoming law without such approval.

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13 _____, 2008

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18 *Override*

19 *September 16, 2008*

Manny Mori
President
Federated States of Micronesia

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