

A BILL FOR AN ACT

To further amend title 9 of the Code of the Federated States of Micronesia, as amended, by amending section 103, and by adding a new section 402A, to allow an unregistered voter to vote in National Elections in certain circumstances 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 103 of chapter 1 to read as follows:

4 "Section 103. Eligible Voters.

5 Every Citizen of the Federated States of Micronesia is
6 eligible to vote in a National Election if he or she has
7 fulfilled the following requirements:

8 (1) is living;

9 (2) is 18 years of age or older on the day of the
10 election;

11 (3) is a Resident of a State;

12 (4) has been a Registered Voter for at least 30 days
13 immediately preceding Election Day or if not meeting
14 this requirement, but meeting all other requirements to
15 be an eligible voter, the citizen will be eligible to
16 vote in accordance with section 402A;

17 (5) is not currently under a judgment of mental
18 incompetency or insanity; and

1 (6) is not currently under parole, probation, or
2 sentence for any felony for which he or she has been
3 convicted by any court of the Federated States of
4 Micronesia."

5 Section 2. Title 9 of the Code of the Federated States of
6 Micronesia, as amended, is hereby further amended by adding a new
7 section 402A of chapter 4 to read as follows:

8 "Section 402A. When registration not required.

9 (1) Notwithstanding the provisions of section 402, a
10 person shall be entitled to vote in a National Election
11 under the following circumstances, regardless of whether
12 they have registered to vote with the National Election
13 Office or State Election Office at least 30 days prior
14 to the Election Day:

15 (a) A person not appearing on the Signature List
16 at a polling place shall be allowed to vote, provided
17 they are willing to label the outside of their ballot
18 envelope with their name, address and contact details.

19 (b) Ballots labeled by voters not appearing on
20 the Signature List at a polling place will be set aside
21 and kept separately. Only in the event that the total
22 number of these ballots is sufficient to potentially
23 determine the outcome of the election will the voter's
24 eligibility be determined, the ballot envelope opened,
25 and the vote counted."

1 Section 3. This act shall become law upon approval by the
2 President of the Federated States of Micronesia or upon its
3 becoming law without such approval.

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5 Date: 9/30/09

Introduced by: /s/ Dohsis Halbert

Dohsis Halbert

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