

A BILL FOR AN ACT

To further amend section 402 of title 9 of the Code of the Federated States of Micronesia, as enacted by Public Law No. 14-76, to allow for same day voting registration, and by inserting a new section 607, to allow for early voting by citizens who reside in a location without a polling place, and for other purposes.

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

1 Section 1. Section 402 of title 9 of the Code of the
2 Federated States of Micronesia, as enacted by Public Law 14-76, is
3 hereby amended, to read as follows:

4 "Section 402. Registration required; Re-registration
5 prohibited.

6 (1) No person shall be entitled to vote in any National
7 Election, or to be listed upon the National Voter Register,
8 or upon any Signature List, who fails to register to vote
9 with the National Election Office or State Election Office
10 at least 30 days prior to Election Day; provided however
11 that any person who meets the eligibility requirements of
12 sections 103 and 403, and the registration requirements of
13 section 404, shall be able to register to vote on Election
14 Day. The National Election Director shall make whatever
15 modifications are necessary to the rules and regulations
16 that have been promulgated to facilitate same day voter
17 registration without lessening the eligibility or
18 registration requirements.

1 (2) A person having once been registered with the National
2 Election Office or State Election Office shall not re-
3 register, or be required to re-register, in a National
4 Election, except:

5 (a) in case of change of name or residence, as
6 specified in section 405 of this chapter; or

7 (b) in the event voting records are lost or destroyed,
8 the National Election Director may require the re-
9 registration of those voters whose records are lost or
10 destroyed."

11 Section 2. Title 9 of the Code of the Federated States of
12 Micronesia, as amended, is hereby further amended by adding a new
13 section 607 of chapter 6, to read as follows:

14 "Section 607. Voting absentee ballot in-person
15 prior to election day by citizens residing where
16 there is no polling place.

17 (1) Registered Voters who reside in a location
18 that does not have a Polling Place may vote at any
19 other Polling Place up to seven (7) days before
20 Election Day if they meet the following conditions:

21 (a) the voter is lawfully registered to vote;

22 and

23 (b) the voter submits a written request to
24 cast a ballot, using the forms required by the
25 rules and regulations promulgated pursuant to this

1 title, not more than 30 days and not less than one
2 day before the National Election; and

3 (c) the voter submits proof, in the form of an
4 airline or passenger ship ticket, of his or her travel
5 plans showing the voter will not be near a Polling Place
6 on the day of the National Election; and

7 (d) proof of residence in a location with no
8 Polling Place; and

9 (e) the voter has not registered to receive an
10 absentee ballot by mail.

11 (2) Upon meeting the conditions specified in
12 subsection (1) of this section, the National Election
13 Commissioner, or his or her designee, shall issue the
14 traveler absentee voter the same voting materials that
15 are issued to absentee voters by mail as specified in
16 subsection 602(3) of this chapter. The same procedures
17 for marking, returning, and disposition of absentee
18 ballots by mail specified in subsection 602(3) and
19 602(4) of this chapter shall apply to the marking,
20 returning and disposition of traveler absentee ballots.

21 (3) The National Election Director, or his or her
22 designee, shall strike out or delete the entry of the
23 absentee voter on the Signature List any other Polling
24 Place. The traveler absentee voter shall not be allowed

1 to cast a ballot at another Polling Place on or prior to
2 Election Day, nor by absentee ballot by mail."

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

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7 Date: 9/15/14

Introduced by: /s/ Peter M. Christian
Peter M. Christian

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