

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
18 Signature List to determine whether or not the person

1 appearing is a Registered Voter for that Congressional
2 Election District and Municipality, and if so, shall
3 announce the name appearing on the Signature List. Once
4 the person's identity has been established and entry has
5 been found on the Signature List, he or she shall sign
6 his or her full name next to his or her entry on the
7 Signature List. An election board member shall then
8 issue the person an official ballot, and, if the person
9 has presented a Voter Identification Card, shall mark
10 the person's Voter Identification Card so as to indicate
11 that he or she has already voted in that National
12 Election.

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

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

24 (b) a voter's name lawfully appears on the
25 National Voter Registry but is not listed on the

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

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

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

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

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

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

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15 **Override September 15, 2008**

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Manny Mori
President
Federated States of Micronesia

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