A BILL FOR AN ACT

To amend sections 311, 331, and 334 of Public Law No. 2-54 allowing persons 16 years of age or older to vote in the plebiscite and removing the disenfranchisement from those convicted of a criminal offense, and for other purposes.

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

Section 1. Section 311 of Public Law No. 2-54 is hereby amended to read as follows:

"Section 311. Eligible voters. Every citizen of the Federated States of Micronesia is eligible to vote in the plebiscite, if he has fulfilled the following requirements:

(1) Be 16 years of age or older on the day of the plebiscite;
(2) Be a resident or domiciliary of the State of Kosrae, Ponape, Truk, or Yap and a registered voter therein; and
(3) Is not currently under a judgment of mental incompetency or insanity."

Section 2. Section 331 of Public Law No. 2-54 is hereby amended to read as follows:

"Section 331. Eligibility to register; place of registering and voting.

(1) Any person who is a citizen of the Federated States of Micronesia, who has reached the age of 16 years or will have reached the age of 16 years on or before the date of the plebiscite, who has resided in the Federated States of Micronesia for nine months and in the State of registration three months preceding the date of registration, and who,
except for the requirement of registration, is otherwise eligible to vote in the plebiscite, may register to vote in the State in which he resides.

(2) The plebiscite commissioner of each State shall designate such place or places within the State wherein registration of voters may be made.

(3) No person shall register to vote or vote in any other State than that in which he resides; PROVIDED that where there is a mistake in placing the name of the voter in the State plebiscite register of a State in which he does not actually reside, such voter shall nevertheless be allowed to vote therein, if otherwise qualified; and the plebiscite board of the State where such voter has voted shall notify the plebiscite commissioner of the other State of the error.

(4) If any person resides in more than one State he shall register as a voter of one State only."

Section 3. Section 334 of Public Law No. 2-54 is hereby amended to read as follows:

"Section 334. Application for registration; Affidavit.

(1) Any person eligible to and desiring to register as a voter may present himself any time during business hours to any of the members of the plebiscite board (herein empowered and authorized to administer oaths and take acknowledgements) or persons authorized by law or
If the Plebiscite Commission to administer oaths, then
and there to be examined under oath as to his qualifi-
cation as a voter. Each applicant shall make and
subscribe to an application in substantially the
following form:

AFFIDAVIT ON APPLICATION FOR REGISTRATION

Federated States of Micronesia

State

1. My full name is......................................................

2. I was born at .............................................. on the ..............
   day of........................................... in the year..............

3. My age is..........................................................

4. I live at............................................................

5. I am a citizen and resident of the Federated States of Micronesia.

6. I was naturalized as a citizen of the Federated States of Micro-
   nesia at.............................. State on the...................... day of
   ........................................, 19....... 

7. I have resided in the Federated States of Micronesia not less
   than nine months, and in........ State not less than three months,
   immediately preceding this date on which I now offer to register, to
   wit, the......................... day of......................, 19.........

8. I am not currently under a judgment of mental incompetency or
   insanity.

9. I am not currently under arrest, detention, or sentence for any
   felony for which I have been convicted by any court of the Federated
EX AFF

1  DECLARATION OF INTEREST OF ANY KIND WITHIN THE
2  FISCAL RECESS OF THE UNITED STATES

3  INDENT. I solemnly swear that the foregoing statements are true, so
4  help me God.

5  Signature..........................

6  Subscribed and sworn to before me this.........day of....,19.....

7  (2) The applicant shall strike out allegations that are
8  inapplicable, and shall swear to the truth of the allegations in
9  his application. In any case where the person who administers the
10  oath shall so desire or believe the same to be expedient he may
11  demand that the applicant produce a witness or witnesses to further
12  substantiate the allegations of his application."

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

16  Date: 6/1/83                Introduced by: Elias Thomas

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