
A BILL FOR AN ACT

To further amend Public Law No. 2-73, as amended by Public Law No. 3-36, and as codified in title 9 of the Code of the Federated States of Micronesia, by amending sections 302 and 701, relating to National general elections, and for other purposes.

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

1 Section 1. Section 302 of Public Law No. 2-73, as codified in
2 title 9 of the Code of the Federated States of Micronesia, is hereby
3 amended to read as follows:

4 "Section 302. Powers and duties of National election
5 commissioner. A National election commissioner shall have
6 responsibility for the overall supervision and adminis-
7 tration of the election within his State and shall perform
8 such duties as are prescribed by law, which include, but
9 are not limited to the following:

10 (1) To appoint all members of the several boards of
11 election in his State as provided for in this act;

12 (2) To designate special polling places in other
13 States of the Federated States of Micronesia or abroad
14 where the Federated States of Micronesia has an office,
15 upon request received by his office at least 20 days
16 prior to the election day, and to appoint a board of
17 election therefor consisting of not less than two members;

18 (3) To require such reports from the several
19 boards as may be required by law or regulation or as he
20 may deem necessary;

21 (4) To review and examine voting irregularities or
22 violations of any election laws in accordance with the
23 provisions of chapter 6 of this act;

24 (5) To establish voting precincts within each
25 election district and designate appropriate polling places

1 within each voting precinct, upon recommendations of the
2 members of the board of election of the particular election
3 district;

4 (§6) To receive nomination petitions and list all
5 candidates for election in alphabetical order on the
6 ballots for each election district;

7 (§7) To register or cause to be registered all the
8 voters in his State and to maintain the General State
9 Register as provided in this act;

10 (§8) To prepare from the General State Register a
11 registered voters list for each voting precinct prior to
12 any election;

13 (§9) To implement rules, regulations, and instructions
14 for absentee ballots for the conduct of the election; and

15 (§10) To determine and prescribe forms of ballots
16 and the forms of all blanks, cards of instructions, poll-
17 books, tally sheets, and all forms and blanks required
18 by the provisions of this act for use by candidates, boards,
19 committees, and voters, and supply the same to the boards
20 of election."

21 Section 2. Section 701 of Public Law No. 2-73, as codified in
22 title 9 of the Code of the Federated States of Micronesia, is hereby
23 amended to read as follows:

24 "Section 701. 'Voter' and 'ballot' defined.

25 (1) Any registered voter qualified to vote at any

1 general or special election shall be entitled and enabled
2 to vote by absentee ballot if:

3 (a) He is confined to his home or hospital by
4 reason of such illness or physical disability as will
5 prevent him from attending the polls; or

6 (b) He is prevented from voting by reason of
7 being at sea, absent from the State ~~or municipality~~ in
8 which he is registered, or obstructed by natural barrier
9 making it highly impractical or extremely difficult for
10 him to arrive at his place of voting in time to cast his
11 ballot.

12 (2) An absentee ballot is an official ballot which is
13 authorized by this title to be voted outside of any
14 designated polling place or prior to the date of the
15 election."

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

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20 Date: 6/8/87

Introduced by: Elias H. Thomas
Elias H. Thomas
Redley Killie

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