NITIJELA OF THE MARSHALL ISLANDS

25TH CONSTITUTIONAL REGULAR SESSION, 2004 **BILL NO: 36ND1**

P.L. 2004-12

AN ACT

to amend the Elections and Referenda Act, 1980 (2 MIRC Chapter 1, the Act) Section 133 and 173(1)(a) to provide for Voter Identification numbers and to require voters to produce their national identification cards to the election officials.

BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS

Section 1. **Short Title**

This Act may be cited as the Elections and Referenda (Voter Identification Card Amendment) Act, 2004.

Section 2. **Amendment**

Section 133 and 173(1)(a) of the Act are hereby amended as follows;

(1) Section 133 is hereby amended in the following manner;

§133. Registration and Issuance of Voter Identification Number

(1) If the member of a Board of Elections or person authorized to administer oaths to whom application is made under Section 132 of this Chapter is satisfied, based on the content of the application, that the applicant is entitled to be entered in the Register, he shall approve the application and forward it to the Chief Electoral Officer for the necessary entry in the Register.

(2) If, after giving the applicant an opportunity to be heard or to bring evidence on the matter, the Chief Electoral Officer is not satisfied that an applicant is entitled to be entered in the Register in accordance with the application, he may reject the application, but otherwise he shall

enter the applicant in the Register.

(3) Upon registration of the applicant as anticipated under subsection (1) above, the Chief Electoral Officer shall issue the applicant with a voter identification number. Such identification number shall be displayed on the voters national identification card.

(2) Section 173 (1)(a) is hereby amended as follows;

§173. Voting.

(1) When a person enters a polling place to vote:

(a) he shall state his name in full and his address to the election officials, and present to the official for examination, his or her national identification card; and

Section 3. **Effective Date**

This Act shall take effect on the date of certification in accordance with Article IV Section 21 of the Constitution and the Rules and Procedures of the Nitijela.

CERTIFICATE

I hereby certify:

(1) that the above Nitijela Bill No. 36ND1 was passed by the Nitijela of the Marshall Islands on the 25th day of October 2004; and

(2). that I am satisfied that Nitijela Bill No. 36ND1 was passed in accordance

with the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela..

I hereby place my signature before the Clerk of the Nitijela on this 22nd day November 2004.

Attest:

Litokwa Tomeing
Speaker,
Nitijela of the Marshall Islands

Joe E Riklon
Clerk,
Nitijela of the Marshall Islands