

Koror State Council
Office of the Mayor
P.O. Box 116
Koror, Republic of Palau

KOROR STATE COUNCIL

ORDINANCE NO. K-03-82

AN ORDINANCE

TO ESTABLISH KOROR STATE VOTING RIGHTS AND PROCEDURES FOR THE
REGISTRATION OF VOTERS.

BE IT ORDAINED BY THE KOROR STATE COUNCIL that:

Section 1. Short title; legislative findings and purposes.

(a) This Ordinance shall be known and may be cited as the
"Koror State Voting Rights and Registration Ordinance of
1982".

(b) The Koror State Council hereby finds and declares the
public policy of the State of Koror to be as follows:

(1) The right of suffrage is a fundamental
right in a free and democratic society.

(2) Any unjustified discrimination in
deter-
mining who may vote undermines the legitimacy of
representative government.

(3) Under the Constitution of the Republic
of
Palau the State is required to prescribe a
minimum period of residence and provide for
voter registration for state elections.

(4) Pursuant to the Constitutional
directive,
the purpose of this ordinance is to establish
voter qualifications and registration procedure
for all Koror State elections and to insure that
no qualified citizen is denied the right to vote
on account of race, creed, clan, color, status,
financial circumstance, political affiliation or
sex.

Section 2. Voting Rights. Every citizen of the State of
Koror shall be entitled to vote in every Koror State
election or referendum if that citizen fulfills all the
following requirements:

- (1) Is eighteen years of age or above;
- (2) Is not currently under a judgment of mental incompetency or insanity;
- (3) Is not currently serving a sentence for any felony for which he has been convicted by any court;
- (4) Has not voted or registered to vote in any state other than the State of Koror within the last year, unless said citizen can show that he or she has in fact changed his or her principal place of residency by physically moving from such other state to the State of Koror in the interim;
- (5) Has maintained his residence within the State of Koror for at least 180 days;
- (6) Is registered to vote at least thirty (30) days prior to any election or referenda under the provisions of this ordinance.

Section 3. Registration. Every citizen of the State of Koror meeting the requirements set forth in Section 2, except for the registration requirement, may register to vote in elections held by the State of Koror. Such registration shall take place at the Koror State Office Building. Any person qualified to and desiring to register as a voter in Koror State elections, may present himself at any time during business hours to the Registrar (herein empowered and authorized to administer oaths and take acknowledgments), then and there to be examined under oath as to his qualification as an elector. Each applicant shall make and subscribe to on an application in substantially the following form which shall be in Palauan and English:

AFFIDAVIT ON APPLICATION FOR REGISTRATION
(OCHOLT EL MO RA ONGIT EL KIREL A OMELUCHES EL NGAKL RA SENGKYO)

Republic of Palau
(Republic era Belau)

State of Koror
(State era Koror)

PLEASE PRINT
(MOLUCHES EL UA IKAL LLECHUKL EL DIAK'L YOKOMOJI)

1. My full name is _____.
(A cherrungel el ngklek a _____.)
2. I was born at _____ on the _____ day of _____ in the year _____.
(A kmlechell ra _____ ra _____ el kebesengil a _____ a rak ra _____.)
3. My age is _____ My occupation is _____.
(A rekik a _____.) (A urrerek a _____.)
4. I live at _____ and have lived there for _____ months.
(If less than one year answer subparagraph (a) and (b) if necessary).
(A kekiei ra _____ e mla kiei er ngii el _____ buil. (Al sekum ngesonges ra tal rak e monger a ikal ngar iou el (a) ma (b) a lengarengii).
(a) Prior to that, I lived at _____ form _____ months.
(Uchei er tiang, ak kiliei ra _____ el _____ buil).
(b) Prior to that, I live at _____ months.
(Uchei er tiang, ak kiliei ra _____ el _____ buil).
5. I resided in the State of _____ from _____ 19____ to _____ 19____.
(A kmla kiei ra State ra _____ ra _____ 19____ el mo lmuut ra _____ 19____).
6. I voted or registered to vote in the State of _____ on or about _____ 19____).
(A kmle sengkyo ma lechub e ngellechukl a ngklek el sengkyo ra State ra _____ er se ra ma lechub e nglocha ngara _____ 19____).
7. I am a citizen and resident of the State of Koror, Republic of Palau.
(Ak chedal a State ra Koror, Republic era Belau, el kiei er ngii).
8. I have resided in the State of Koror not less than 180 days immediately preceding this _____ day of _____ 19____, the date on which I now offer to register.
(Ak mla kiei ra State ra Koror el lolengsonges ra 180 el klebesei el me lmuut er chelechal sils el _____ kebesengil a _____ buil ra 19____, el bocha kuluches era ngklek el mo sengkyo.
9. I have not voted or registered to vote in any state other than the State of Koror within the last year.
(Ngdirkak sengkyo ma lechu e klechesii a ngklek el mo sengkyo ra ngii dil state el ileyakl ra State ra Koror ra chelsel tial mlo merek el rak).
10. I am not currently under a judgment of mental incompetency or insanity.
(Chelechal taem eng disk ngara kerrekeriil ra mekngit a btelul ma lechub e ngkebelung).
11. I am not currently serving a sentence for any felony for which I have been convicted by any court.

(Chelechal taem eng diak ngara kelesengel a ngii dil klou el tellemall ra llach el ktilemelii e mutaut er ngii ra kerrekeriil).

12. I solemnly swear that the foregoing statements are true, so help me God.
(Ak kongei el ngara reng lultuil ra llach el kmo a ikal mla mekedmokl el tekoi a klemerang, ma Dios a ngosukak).

Voter's Signature
(Saing ra Chad el sengkyo)

SUBSCRIBED AND SWORN TO BEFORE ME THIS _____ DAY OF _____,
19_____.
(NGMILEKEDMOKL E MECHEDAOL ER MEDAK ER CHELECHAL _____ KEBESENGIL
A _____, RA 19_____).

Koror State Registrar
(Registrar ra Koror State)

The applicant shall strike out allegations that are inapplicable, and shall swear to the truth of the allegations in his application. In any case where the Registrar desires or believes the same to be expedient, the Registrar may demand that the applicant produce a witness or witnesses to further substantiate the allegations of his application.

Section 4. Registrar; appointment and duties.

- (1) The Registrar shall be appointed by the Chief Executive of the State of Koror.
- (2) If the Registrar is satisfied that the applicant is entitled to be registered as a voter, the Registrar shall number the affidavit consecutively as approved and shall cause to be entered in the general Koror State register the following facts:
- (a) Number of affidavit;
 - (b) Date of registration;
 - (c) Name of applicant in full;
 - (d) Occupation of applicant;
 - (e) Age of applicant;
 - (f) Residence of applicant;
 - (g) Any other information which the Registrar may deem necessary.

(3) The Registrar shall also cause to be entered the name so registered in its proper place in the general alphabetical index, together with a reference to the page on which the registration appears. A voter having once been registered under this ordinance shall not be required to register again for any succeeding election, except if the voter changes his name or residence or any intervening disqualification with respect to the requirements of Section 2 occurs; provided, that in the event the voting records are destroyed or lost, the Registrar may require the re-registration of voters.

(4) The Registrar shall file the accepted affidavits in consecutive numbers, and keep the same in some convenient place so as to be open to public inspection and examination.

(5) No registration in person shall be required of a full time student at any institution of learning not situated in Koror, Palau, but such person shall make and subscribe to an affidavit substantially similar to the form set forth in Section 3 of this ordinance and as the Registrar may prescribe, to establish fully such person's right to vote.

Section 5. Prohibited acts. Any person who violates any of the provisions of this ordinance or any rules or regulations promulgated pursuant thereto, who votes or attempts to vote more than one time or interferes with the orderly process of any Koror State election, who, directly or indirectly, in any manner intimidates or threatens a voter in order to induce or compel him to vote or refrain from voting for any particular person at any election or who bribes or attempts to bribe any voter in giving his vote, or to deter him from giving it, shall be fined not more than \$100.00 or imprisoned for not more than 90 days, or both. Each violation shall constitute a separate offense.

Section 6. Repealer. Article II, Section 1 of Koror Municipal Ordinance No. 107-58 (7-58) as amended by Ordinance No. 132-67 (30-67), Ordinance No. 138-67 (37-67), Ordinance No. 154-70 (52-70), and Ordinance No. 156-71 (54-71) is hereby repealed.

Section 7. Separability, conflict of laws.

(a) If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of the provision to other persons not similarly situated or to other circumstances shall not be affected thereby.

(b) Any other ordinances or provisions of law which conflict with this ordinance shall be deemed superseded and void to the extent of the conflict.

Section 8. Effective Date. This ordinance shall take effect upon its approval by the President of the Republic of Palau or upon its becoming law without such approval.

PASSED unanimously on July 23th, 1982 by the Koror State Council.

Certified by: /s/

Y. M. Gibbons
Mayor

APPROVED THIS 12th DAY OF August 1982.

/s/

Haruo I. Remeliik
President, Republic of Palau