

TITLE 2 – ELECTIONS
CHAPTER 2 - ELECTION OFFENSES



Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

ELECTIONS OFFENSES ACT

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Republic of the Marshall Islands
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ELECTIONS OFFENSES ACT

AN ACT not specified.¹

<i>Commencement:</i>	<i>December 31, 1980</i>
<i>Source:</i>	<i>P.L. 1980-20</i>
<i>Amended By:</i>	<i>P.L. 1983-25 P.L. 1992-9 P.L. 2003-80</i>

§201. Short title.

This Chapter may be cited as the Elections Offenses Act.

§202. Breach of secrecy.

Any person who in any way violates the secrecy of the ballot shall be guilty of a misdemeanor and shall upon conviction be liable to a fine not exceeding \$1,000 or to a term of imprisonment not exceeding one year or both. [P.L. 1980-20, §86.]

§203. Reserved [repealed by P.L.1992-9, §12.]

§204. Offenses by persons assisting voters.

A person assisting, in accordance with 2 MIRC s174, another person to record his vote and who influences the voter in the recording of his vote, or who does not record the vote in the manner in which he is directed by the voter to do so, shall be guilty of a misdemeanor and shall upon conviction be liable to a fine not exceeding \$1,000 or to a term of imprisonment not exceeding one year, or both. [P.L. 1980-20, §88.]

§205. Double voting.

A person who votes more than once in an election or referendum shall be guilty of a misdemeanor and shall upon conviction be liable to a fine not exceeding \$500 or to a term of imprisonment not exceeding one year, or both. [P.L. 1980-20, §89.]

§206. Personation.

A person who, for the purposes of voting in an election or referendum, personates another person shall be guilty of a misdemeanor and shall upon conviction be liable to a fine not exceeding \$1,000 or to a term of imprisonment not exceeding one year, or both. [P.L. 1980-20, §90.]

§207. Voting while not entitled.

- (1) Subject to Subsection (2) of this Section, a person who votes in an election or referendum in which he is not entitled to vote shall be guilty of a misdemeanor and shall upon conviction be liable to a fine not exceeding \$500 or to a term of imprisonment not exceeding one year, or both.
- (2) It is a defense to a charge of an offense under Subsection (1) of this Section if the accused person proves that he did not know, and could not by the exercise of reasonable diligence have known, that he was not entitled to vote in the election or referendum. [P.L. 1980-20, §91.]

§208. Candidates at polling places.

- (1) Subject to Subsection (2) of this Section, if a candidate for election to an elective office is present, without reasonable excuse (the burden of proof of which is on him), during the hours of polling in the election for the office, within 100 feet of a polling place being used in the election, he shall be guilty of a misdemeanor and shall upon conviction be liable to a fine not exceeding \$300 or to a term of imprisonment not exceeding seven (7) days, or both.
- (2) Subsection (1) of this Section does not apply if a candidate's presence at or near the polling place was:
 - (a) for the purpose of voting or