

AMENDMENT NO. _____ Calendar No. _____

Purpose: To amend the National Voter Registration Act of 1993 to require proof of United States citizenship to register an individual to vote in elections for Federal office, and for other purposes.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.

H. R. 7148

Making further consolidated appropriations for the fiscal year ending September 30, 2026, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. LEE

Viz:

1 At the appropriate place, insert the following:

2 **DIVISION __—SAVE AMERICA**
3 **ACT**

4 **SEC. __001. SHORT TITLE.**

5 This division may be cited as the “Safeguard Amer-
6 ican Voter Eligibility Act” or the “SAVE America Act”.

7 **SEC. __002. ENSURING ONLY CITIZENS ARE REGISTERED TO**
8 **VOTE IN ELECTIONS FOR FEDERAL OFFICE.**

9 (a) DEFINITION OF DOCUMENTARY PROOF OF
10 UNITED STATES CITIZENSHIP.—Section 3 of the National

1 Voter Registration Act of 1993 (52 U.S.C. 20502) is
2 amended—

3 (1) by striking “As used” and inserting “(a) IN
4 GENERAL.—As used”; and

5 (2) by adding at the end the following:

6 “(b) DOCUMENTARY PROOF OF UNITED STATES
7 CITIZENSHIP.—As used in this Act, the term ‘documen-
8 tary proof of United States citizenship’ means, with re-
9 spect to an applicant for voter registration, any of the fol-
10 lowing:

11 “(1) A form of identification issued consistent
12 with the requirements of the REAL ID Act of 2005
13 that indicates the applicant is a citizen of the United
14 States.

15 “(2) A valid United States passport.

16 “(3) The applicant’s official United States mili-
17 tary identification card, together with a United
18 States military record of service showing that the
19 applicant’s place of birth was in the United States.

20 “(4) A valid government-issued photo identifica-
21 tion card issued by a Federal, State or Tribal gov-
22 ernment showing that the applicant’s place of birth
23 was in the United States.

24 “(5) A valid government-issued photo identifica-
25 tion card issued by a Federal, State or Tribal gov-

1 ernment other than an identification described in
2 paragraphs (1) through (4), but only if presented to-
3 gether with one or more of the following:

4 “(A) A certified birth certificate issued by
5 a State, a unit of local government in a State,
6 or a Tribal government which—

7 “(i) was issued by the State, unit of
8 local government, or Tribal government in
9 which the applicant was born;

10 “(ii) was filed with the office respon-
11 sible for keeping vital records in the State;

12 “(iii) includes the full name, date of
13 birth, and place of birth of the applicant;

14 “(iv) lists the full names of one or
15 both of the parents of the applicant;

16 “(v) has the signature of an individual
17 who is authorized to sign birth certificates
18 on behalf of the State, unit of local govern-
19 ment, or Tribal government in which the
20 applicant was born;

21 “(vi) includes the date that the certifi-
22 cate was filed with the office responsible
23 for keeping vital records in the State; and

1 “(vii) has the seal of the State, unit
2 of local government, or Tribal government
3 that issued the birth certificate.

4 “(B) An extract from a United States hos-
5 pital Record of Birth created at the time of the
6 applicant’s birth which indicates that the appli-
7 cant’s place of birth was in the United States.

8 “(C) A final adoption decree showing the
9 applicant’s name and that the applicant’s place
10 of birth was in the United States.

11 “(D) A Consular Report of Birth Abroad
12 of a citizen of the United States or a certifi-
13 cation of the applicant’s Report of Birth of a
14 United States citizen issued by the Secretary of
15 State.

16 “(E) A Naturalization Certificate or Cer-
17 tificate of Citizenship issued by the Secretary of
18 Homeland Security or any other document or
19 method of proof of United States citizenship
20 issued by the Federal government pursuant to
21 the Immigration and Nationality Act.

22 “(F) An American Indian Card issued by
23 the Department of Homeland Security with the
24 classification ‘KIC’.”.

1 (b) APPLICATION OF REQUIREMENTS.—Section 4 of
2 the National Voter Registration Act of 1993 (52 U.S.C.
3 20503) is amended by striking subsection (b) and insert-
4 ing the following:

5 “(b) REQUIRING APPLICANTS TO PRESENT DOCU-
6 MENTARY PROOF OF UNITED STATES CITIZENSHIP.—
7 Under any method of voter registration in a State, the
8 State shall not accept and process an application to reg-
9 ister to vote in an election for Federal office unless the
10 applicant presents documentary proof of United States
11 citizenship with the application.”.

12 (c) REGISTRATION WITH APPLICATION FOR MOTOR
13 VEHICLE DRIVER’S LICENSE.—Section 5 of the National
14 Voter Registration Act of 1993 (52 U.S.C. 20504) is
15 amended—

16 (1) in subsection (a)(1), by striking “Each
17 State motor vehicle driver’s license application” and
18 inserting “Subject to the requirements under section
19 8(j), each State motor vehicle driver’s license appli-
20 cation”;

21 (2) in subsection (c)(1), by striking “Each
22 State shall include” and inserting “Subject to the
23 requirements under section 8(j), each State shall in-
24 clude”;

25 (3) in subsection (c)(2)(B)—

1 (A) in clause (i), by striking “and” at the
2 end;

3 (B) in clause (ii), by adding “and” at the
4 end; and

5 (C) by adding at the end the following new
6 clause:

7 “(iii) verify that the applicant is a citizen
8 of the United States;”;

9 (4) in subsection (c)(2)(C)(i), by striking “(in-
10 cluding citizenship)” and inserting “, including the
11 requirement that the applicant provides documentary
12 proof of United States citizenship”; and

13 (5) in subsection (c)(2)(D)(iii), by striking “;
14 and” and inserting the following: “, other than as
15 evidence in a criminal proceeding or immigration
16 proceeding brought against an applicant who know-
17 ingly attempts to register to vote and knowingly
18 makes a false declaration under penalty of perjury
19 that the applicant meets the eligibility requirements
20 to register to vote in an election for Federal office;
21 and”.

22 (d) REQUIRING DOCUMENTARY PROOF OF UNITED
23 STATES CITIZENSHIP WITH NATIONAL MAIL VOTER
24 REGISTRATION FORM.—Section 6 of the National Voter
25 Registration Act of 1993 (52 U.S.C. 20505) is amended—

1 (1) in subsection (a)(1)—

2 (A) by striking “Each State shall accept
3 and use” and inserting “Subject to the require-
4 ments under section 8(j), each State shall ac-
5 cept and use”; and

6 (B) by striking “Federal Election Commis-
7 sion” and inserting “Election Assistance Com-
8 mission”;

9 (2) in subsection (b), by adding at the end the
10 following: “The chief State election official of a
11 State shall take such steps as may be necessary to
12 ensure that residents of the State are aware of the
13 requirement to provide documentary proof of United
14 States citizenship to register to vote in elections for
15 Federal office in the State.”;

16 (3) in subsection (c)(1)—

17 (A) in subparagraph (A), by striking
18 “and” at the end;

19 (B) in subparagraph (B) by striking the
20 period at the end and inserting “; and”; and

21 (C) by adding at the end the following new
22 subparagraph:

23 “(C) the person did not provide documen-
24 tary proof of United States citizenship when
25 registering to vote.”; and

1 (4) by adding at the end the following new sub-
2 section:

3 “(e) ENSURING PROOF OF UNITED STATES CITIZEN-
4 SHIP.—

5 “(1) PRESENTING PROOF OF UNITED STATES
6 CITIZENSHIP TO ELECTION OFFICIAL.—An applicant
7 who submits the mail voter registration application
8 form prescribed by the Election Assistance Commis-
9 sion pursuant to section 9(a)(2) or a form described
10 in paragraph (1) or (2) of subsection (a) shall not
11 be registered to vote in an election for Federal office
12 unless—

13 “(A) the applicant presents documentary
14 proof of United States citizenship in person to
15 the office of the appropriate election official not
16 later than the deadline provided by State law
17 for the receipt of a completed voter registration
18 application for the election; or

19 “(B) in the case of a State which permits
20 an individual to register to vote in an election
21 for Federal office at a polling place on the day
22 of the election and on any day when voting, in-
23 cluding early voting, is permitted for the elec-
24 tion, the applicant presents documentary proof
25 of United States citizenship to the appropriate

1 election official at the polling place not later
2 than the date of the election.

3 “(2) NOTIFICATION OF REQUIREMENT.—Upon
4 receiving an otherwise completed mail voter registra-
5 tion application form prescribed by the Election As-
6 sistance Commission pursuant to section 9(a)(2) or
7 a form described in paragraph (1) or (2) of sub-
8 section (a), the appropriate election official shall
9 transmit a notice to the applicant of the requirement
10 to present documentary proof of United States citi-
11 zenship under this subsection, and shall include in
12 the notice instructions to enable the applicant to
13 meet the requirement.

14 “(3) ACCESSIBILITY.—Each State shall, in con-
15 sultation with the Election Assistance Commission,
16 ensure that reasonable accommodations are made to
17 allow an individual with a disability who submits the
18 mail voter registration application form prescribed
19 by the Election Assistance Commission pursuant to
20 section 9(a)(2) or a form described in paragraph (1)
21 or (2) of subsection (a) to present documentary
22 proof of United States citizenship to the appropriate
23 election official.”.

1 (e) REQUIREMENTS FOR VOTER REGISTRATION
2 AGENCIES.—Section 7 of the National Voter Registration
3 Act of 1993 (52 U.S.C. 20506) is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (4)(A), by adding at the
6 end the following new clause:

7 “(iv) Receipt of documentary proof of
8 United States citizenship of each applicant to
9 register to vote in elections for Federal office in
10 the State.”; and

11 (B) in paragraph (6)—

12 (i) in subparagraph (A)(i)(I), by strik-
13 ing “(including citizenship)” and inserting
14 “, including the requirement that the ap-
15 plicant provides documentary proof of
16 United States citizenship”; and

17 (ii) by redesignating subparagraphs
18 (B) and (C) as subparagraphs (C) and
19 (D), respectively; and

20 (iii) by inserting after subparagraph
21 (A) the following new subparagraph:

22 “(B) ask the applicant the question, ‘Are you a
23 citizen of the United States?’ and if the applicant
24 answers in the affirmative require documentary

1 proof of United States citizenship prior to providing
2 the form under subparagraph (C);” and

3 (2) in subsection (c)(1), by inserting “who are
4 citizens of the United States” after “for persons”.

5 (f) REQUIREMENTS WITH RESPECT TO ADMINISTRA-
6 TION OF VOTER REGISTRATION.—Section 8 of the Na-
7 tional Voter Registration Act of 1993 (52 U.S.C. 20507)
8 is amended—

9 (1) in subsection (a)—

10 (A) by striking “In the administration of
11 voter registration” and inserting “Subject to
12 the requirements of subsection (j), in the ad-
13 ministration of voter registration”; and

14 (B) in paragraph (3)—

15 (i) in subparagraph (B), by striking
16 “or” at the end; and

17 (ii) by adding at the end the following
18 new subparagraphs:

19 “(D) based on documentary proof or
20 verified information that the registrant is not a
21 United States citizen; or

22 “(E) the registration otherwise fails to
23 comply with applicable State law;”;

24 (2) by redesignating subsection (j) as sub-
25 section (l); and

1 (3) by inserting after subsection (i) the fol-
2 lowing new subsections:

3 “(j) ENSURING ONLY CITIZENS ARE REGISTERED
4 TO VOTE.—

5 “(1) IN GENERAL.—Notwithstanding any other
6 provision of this Act, a State may not register an in-
7 dividual to vote in elections for Federal office held
8 in the State unless, at the time the individual ap-
9 plies to register to vote, the individual provides docu-
10 mentary proof of United States citizenship.

11 “(2) ADDITIONAL PROCESSES IN CERTAIN
12 CASES.—

13 “(A) PROCESS FOR THOSE WITHOUT DOC-
14 UMENTARY PROOF.—

15 “(i) IN GENERAL.—Subject to any rel-
16 evant guidance adopted by the Election As-
17 sistance Commission, each State shall es-
18 tablish a process under which an applicant
19 who cannot provide documentary proof of
20 United States citizenship under paragraph
21 (1) may, if the applicant signs an attesta-
22 tion under penalty of perjury that the ap-
23 plicant is a citizen of the United States
24 and eligible to vote in elections for Federal
25 office, submit such other evidence to the

1 appropriate State or local official dem-
2 onstrating that the applicant is a citizen of
3 the United States and such official shall
4 make a determination as to whether the
5 applicant has sufficiently established
6 United States citizenship for purposes of
7 registering to vote in elections for Federal
8 office in the State.

9 “(ii) AFFIDAVIT REQUIREMENT.—If a
10 State or local official makes a determina-
11 tion under clause (i) that an applicant has
12 sufficiently established United States citi-
13 zenship for purposes of registering to vote
14 in elections for Federal office in the State,
15 such determination shall be accompanied
16 by an affidavit developed under clause (iii)
17 signed by the official swearing or affirming
18 the applicant sufficiently established
19 United States citizenship for purposes of
20 registering to vote.

21 “(iii) DEVELOPMENT OF AFFIDAVIT
22 BY THE ELECTION ASSISTANCE COMMIS-
23 SION.—The Election Assistance Commis-
24 sion shall develop a uniform affidavit for

1 use by State and local officials under
2 clause (ii), which shall—

3 “(I) include an explanation of the
4 minimum standards required for a
5 State or local official to register an
6 applicant who cannot provide docu-
7 mentary proof of United States citi-
8 zenship to vote in elections for Fed-
9 eral office in the State; and

10 “(II) require the official to ex-
11 plain the basis for registering such
12 applicant to vote in such elections.

13 “(B) PROCESS IN CASE OF CERTAIN DIS-
14 CREPANCIES IN DOCUMENTATION.—Subject to
15 any relevant guidance adopted by the Election
16 Assistance Commission, each State shall estab-
17 lish a process under which an applicant can
18 provide such additional documentation to the
19 appropriate election official of the State as may
20 be necessary to establish that the applicant is
21 a citizen of the United States in the event of a
22 discrepancy with respect to the applicant’s doc-
23 umentary proof of United States citizenship.

24 “(3) STATE REQUIREMENTS.—Each State shall
25 take affirmative steps on an ongoing basis to ensure

1 that only United States citizens are registered to
2 vote under the provisions of this Act, which shall in-
3 clude the establishment of a program described in
4 paragraph (4) not later than 30 days after the date
5 of the enactment of this subsection.

6 “(4) PROGRAM DESCRIBED.—A State may meet
7 the requirements of paragraph (3) by establishing a
8 program under which the State identifies individuals
9 who are not United States citizens using information
10 supplied by one or more of the following sources:

11 “(A) The Department of Homeland Secu-
12 rity through the Systematic Alien Verification
13 for Entitlements (‘SAVE’) or otherwise.

14 “(B) The Social Security Administration
15 through the Social Security Number
16 Verification Service, or otherwise.

17 “(C) State agencies that supply State iden-
18 tification cards or driver’s licenses where the
19 agency confirms the United States citizenship
20 status of applicants.

21 “(D) Other sources, including databases,
22 which provide confirmation of United States
23 citizenship status.

24 “(5) AVAILABILITY OF INFORMATION.—

1 “(A) IN GENERAL.—At the request of a
2 State election official (including a request re-
3 lated to a process established by a State under
4 paragraph (2)(A) or (2)(B)), any head of a
5 Federal department or agency possessing infor-
6 mation relevant to determining the eligibility of
7 an individual to vote in elections for Federal of-
8 fice shall, not later than 24 hours after receipt
9 of such request, provide the official with such
10 information as may be necessary to enable the
11 official to verify that an applicant for voter reg-
12 istration in elections for Federal office held in
13 the State or a registrant on the official list of
14 eligible voters in elections for Federal office
15 held in the State is a citizen of the United
16 States, which shall include providing the official
17 with such batched information as may be re-
18 quested by the official.

19 “(B) USE OF SAVE SYSTEM.—The Sec-
20 retary of Homeland Security may respond to a
21 request received under paragraph (1) by using
22 the system for the verification of immigration
23 status under the applicable provisions of section
24 1137 of the Social Security Act (42 U.S.C.
25 1320b–7), as established pursuant to section

1 121(c) of the Immigration Reform and Control
2 Act of 1986 (Public Law 99–603).

3 “(C) SHARING OF INFORMATION.—The
4 heads of Federal departments and agencies
5 shall share information with each other with re-
6 spect to an individual who is the subject of a
7 request received under paragraph (A) in order
8 to enable them to respond to the request.

9 “(D) INVESTIGATION FOR PURPOSES OF
10 REMOVAL.—The Secretary of Homeland Secu-
11 rity shall conduct an investigation to determine
12 whether to initiate removal proceedings under
13 section 239 of the Immigration and Nationality
14 Act (8 U.S.C. 1229) if it is determined pursu-
15 ant to subparagraph (A) or (B) that an alien
16 (as such term is defined in section 101 of the
17 Immigration and Nationality Act (8 U.S.C.
18 1101)) is unlawfully registered to vote in elec-
19 tions for Federal office.

20 “(E) PROHIBITING FEES.—The head of a
21 Federal department or agency may not charge
22 a fee for responding to a State’s request under
23 paragraph (A).

24 “(k) REMOVAL OF NONCITIZENS FROM REGISTRA-
25 TION ROLLS.—A State shall remove an individual who is

1 not a citizen of the United States from the official list
2 of eligible voters for elections for Federal office held in
3 the State at any time upon receipt of documentation or
4 verified information that a registrant is not a United
5 States citizen.”.

6 (g) CLARIFICATION OF AUTHORITY OF STATE TO
7 REMOVE NONCITIZENS FROM OFFICIAL LIST OF ELIGI-
8 BLE VOTERS.—

9 (1) IN GENERAL.—Section 8(a)(4) of the Na-
10 tional Voter Registration Act of 1993 (52 U.S.C.
11 20507(a)(4)) is amended—

12 (A) by striking “or” at the end of subpara-
13 graph (A);

14 (B) by adding “or” at the end of subpara-
15 graph (B); and

16 (C) by adding at the end the following new
17 subparagraph:

18 “(C) documentary proof or verified infor-
19 mation that the registrant is not a United
20 States citizen;”.

21 (2) CONFORMING AMENDMENT.—Section
22 8(c)(2)(B)(i) of such Act (52 U.S.C.
23 20507(c)(2)(B)(i)) is amended by striking “(4)(A)”
24 and inserting “(4)(A) or (C)”.

1 (h) REQUIREMENTS WITH RESPECT TO FEDERAL
2 MAIL VOTER REGISTRATION FORM.—

3 (1) CONTENTS OF MAIL VOTER REGISTRATION
4 FORM.—Section 9(b) of such Act (52 U.S.C.
5 20508(b)) is amended—

6 (A) in paragraph (2)(A), by striking “(in-
7 cluding citizenship)” and inserting “(including
8 an explanation of what is required to present
9 documentary proof of United States citizen-
10 ship)”;

11 (B) in paragraph (3), by striking “and” at
12 the end;

13 (C) in paragraph (4), by striking the pe-
14 riod at the end and inserting “; and”; and

15 (D) by adding at the end the following new
16 paragraph:

17 “(5) shall include a section, for use only by a
18 State or local election official, to record the type of
19 document the applicant presented as documentary
20 proof of United States citizenship, including the date
21 of issuance, the date of expiration (if any), the office
22 which issued the document, and any unique identi-
23 fication number associated with the document.”.

1 (2) INFORMATION ON MAIL VOTER REGISTRA-
2 TION FORM.—Section 9(b)(4) of such Act (52
3 U.S.C. 20508(b)(4)) is amended—

4 (A) by redesignating clauses (i) through
5 (iii) as subparagraphs (A) through (C), respec-
6 tively; and

7 (B) in subparagraph (C) (as so redesign-
8 ated and as amended by paragraph (1)(C)), by
9 striking “; and” and inserting the following: “,
10 other than as evidence in a criminal proceeding
11 or immigration proceeding brought against an
12 applicant who attempts to register to vote and
13 makes a false declaration under penalty of per-
14 jury that the applicant meets the eligibility re-
15 quirements to register to vote in an election for
16 Federal office; and”.

17 (i) PRIVATE RIGHT OF ACTION.—Section 11(b)(1) of
18 the National Voter Registration Act of 1993 (52 U.S.C.
19 20510(b)(1)) is amended by striking “a violation of this
20 Act” and inserting “a violation of this Act, including the
21 act of an election official who registers an applicant to
22 vote in an election for Federal office who fails to present
23 documentary proof of United States citizenship,”.

24 (j) CRIMINAL PENALTIES.—Section 12(2) of such
25 Act (52 U.S.C. 20511(2)) is amended—

1 (1) by striking “or” at the end of subparagraph
2 (A);

3 (2) by redesignating subparagraph (B) as sub-
4 paragraph (D); and

5 (3) by inserting after subparagraph (A) the fol-
6 lowing new subparagraphs:

7 “(B) in the case of an officer or employee
8 of the executive branch, providing material as-
9 sistance to a noncitizen in attempting to reg-
10 ister to vote or vote in an election for Federal
11 office;

12 “(C) registering an applicant to vote in an
13 election for Federal office who fails to present
14 documentary proof of United States citizenship;
15 or”.

16 (k) SPECIAL RULE FOR STATES NOT REQUIRING
17 VOTER REGISTRATION.—Section 4 of the National Voter
18 Registration Act of 1993 (52 U.S.C. 20503), as amended
19 by subsection (b), is amended by adding at the end the
20 following:

21 “(c) SPECIAL RULE FOR STATES NOT REQUIRING
22 VOTER REGISTRATION.—In the case of a State or jurisdic-
23 tion that does not require voter registration as a require-
24 ment to vote in an election for Federal office on or after
25 the date of the enactment of this subsection, the State

1 or jurisdiction shall be deemed to meet the requirements
2 of this Act if the State or jurisdiction establishes a system
3 for confirming the citizenship of individuals voting in an
4 election for Federal office prior to the first day for voting
5 with respect to such election and provides such confirma-
6 tion of citizenship status for each eligible voter to election
7 officials at the polling places during the voting period.”.

8 (l) ELECTION ASSISTANCE COMMISSION GUID-
9 ANCE.—Not later than 10 days after the date of the enact-
10 ment of this Act, the Election Assistance Commission shall
11 adopt and transmit to the chief State election official of
12 each State guidance with respect to the implementation
13 of the requirements under the National Voter Registration
14 Act of 1993 (52 U.S.C. 20501 et seq.), as amended by
15 this section.

16 (m) INAPPLICABILITY OF PAPERWORK REDUCTION
17 ACT.—Subchapter I of chapter 35 of title 44 (commonly
18 referred to as the “Paperwork Reduction Act”) shall not
19 apply with respect to the development or modification of
20 voter registration materials under the National Voter Reg-
21 istration Act of 1993 (52 U.S.C. 20501 et seq.), as
22 amended by this section, including the development or
23 modification of any voter registration application forms.

24 (n) DUTY OF SECRETARY OF HOMELAND SECURITY
25 TO NOTIFY ELECTION OFFICIALS OF NATURALIZA-

1 TION.—Upon receiving information that an individual has
2 become a naturalized citizen of the United States, the Sec-
3 retary of Homeland Security shall promptly provide notice
4 of such information to the appropriate chief election offi-
5 cial of the State in which such individual is domiciled.

6 (o) RULE OF CONSTRUCTION REGARDING PROVI-
7 SIONAL BALLOTS.—Nothing in this section or in any
8 amendment made by this section may be construed to
9 supercede, restrict, or otherwise affect the ability of an
10 individual to cast a provisional ballot in an election for
11 Federal office or to have the ballot counted in the election
12 if the individual is verified as a citizen of the United
13 States pursuant to section 8(j) of the National Voter Reg-
14 istration Act of 1993 (as added by subsection (f)).

15 (p) RULE OF CONSTRUCTION REGARDING EFFECT
16 ON STATE EXEMPTIONS FROM OTHER FEDERAL LAWS.—
17 Nothing in this section or in any amendment made by this
18 section may be construed to affect the exemption of a
19 State from any requirement of any Federal law other than
20 the National Voter Registration Act of 1993 (52 U.S.C.
21 20501 et seq.).

22 (q) EFFECTIVE DATE.—This section and the amend-
23 ments made by this section shall take effect on the date
24 of the enactment of this section, and shall apply with re-

1 spect to applications for voter registration which are sub-
2 mitted on or after such date.

3 **SEC. __003. PHOTO VOTER IDENTIFICATION REQUIRED FOR**
4 **VOTING IN A FEDERAL ELECTION.**

5 (a) IN GENERAL.—Each individual voting in an elec-
6 tion for Federal office shall present an eligible photo iden-
7 tification document.

8 (b) PRESENTATION REQUIREMENTS.—

9 (1) IN-PERSON VOTING.—In the case of an indi-
10 vidual who votes in-person, the eligible photo identi-
11 fication document shall—

12 (A) be a tangible (not digital) document;

13 and

14 (B) be presented at the time of voting.

15 (2) ABSENTEE VOTING.—In the case of an indi-
16 vidual voting by absentee ballot, the individual shall
17 include a copy of the eligible photo identification
18 document—

19 (A) with the request for an absentee ballot;

20 and

21 (B) with the submission of the absentee
22 ballot.

23 (c) ELIGIBLE PHOTO IDENTIFICATION DOCU-
24 MENT.—For purposes of this section:

1 (1) IN GENERAL.—The term “eligible photo
2 identification document” means any document
3 which—

4 (A) is issued by an authority described in
5 paragraph (2); and

6 (B) meets the requirements of paragraph
7 (3).

8 (2) ISSUING AUTHORITY.—The following are
9 authorities described in this paragraph:

10 (A) A State agency responsible for issuing
11 State motor vehicle drivers’ licenses.

12 (B) A State or local election office.

13 (C) A Native tribal government.

14 (D) The Department of State.

15 (E) The Department of War.

16 (F) A branch of the Armed Forces.

17 (3) REQUIREMENTS.—A document meets the
18 requirements of this paragraph if the document con-
19 tains—

20 (A) a photograph of the individual identi-
21 fied on the document;

22 (B) an indication on the front of the docu-
23 ment that the individual identified on the docu-
24 ment is a United States citizen; and

25 (C) either—

1 (i) an identification number issues by
2 the entity described in paragraph (2)(A);
3 or

4 (ii) the last four digits of the social
5 security number of the individual identified
6 on the document.

7 (4) USE OF ADDITIONAL DOCUMENTATION.—

8 (A) USE OF ADDITIONAL DOCUMENTA-
9 TION.—A document which fails to meet the re-
10 quirements of paragraph (3)(B) shall not fail to
11 be treated as an eligible photo identification
12 document if the document is presented together
13 with another identification document that indi-
14 cates the individual is a United States citizen.

15 (B) STATES USING SAVE SYSTEM.—

16 (i) IN GENERAL.—The requirements
17 of paragraph (3)(B) shall not apply to an
18 individual—

19 (I) who votes in a State or juris-
20 diction which meets the requirements
21 of clause (ii); and

22 (II) who registered to vote in
23 such State or jurisdiction before the
24 most recent date on which the State
25 or jurisdiction last submitted its voter

1 registration rolls to the Department of
2 Homeland Security as provided in
3 clause (ii)(I).

4 (ii) REQUIREMENTS.—The require-
5 ments of this clause are met if—

6 (I) the State or jurisdiction has
7 submitted its voter registration list to
8 the Department of Homeland Security
9 through the Systematic Alien
10 Verification for Entitlements (SAVE)
11 program not less frequently than
12 quarterly since June 1, 2025, for pur-
13 poses of identifying ineligible registra-
14 tions and non-citizens; and

15 (II) the State or jurisdiction indi-
16 cates in each voter record on its voter
17 rolls whether the voter has been
18 verified as a United States citizen
19 based on the information provided by
20 the Department of Homeland Security
21 under subclause (I), and the date of
22 such verification.

23 (iii) SPECIAL RULE FOR STATES NOT
24 REQUIRING VOTER REGISTRATION.—In the
25 case of a State or jurisdiction that does

1 not require voter registration as a require-
2 ment to vote in an election for Federal of-
3 fice on or after the date of the enactment
4 of this Act—

5 (I) clause (i)(ii) shall not apply;
6 and

7 (II) the State or jurisdiction shall
8 be deemed to meet the requirements
9 of clause (ii) if the State or jurisdic-
10 tion establishes a system for con-
11 firming the citizenship of individuals
12 voting in an election for Federal office
13 prior to the first day of the period de-
14 scribed in section 3 with respect to
15 such election and provides such con-
16 firmation of citizenship status for
17 each eligible voter to election officials
18 at the polling places during the voting
19 period.

20 (d) CONFORMING AMENDMENT.—Section 303(b) of
21 the Help America Vote Act of 2002 (52 U.S.C. 21083(b))
22 is amended by striking all that precedes paragraph (4).

23 (e) EFFECTIVE DATE.—Each State and jurisdiction
24 shall be required to comply with the requirements of this
25 section with respect to all elections for Federal office oc-

1 curring on and after the date of the enactment of this
2 section.