

117TH CONGRESS
1ST SESSION

H. R. 102

To ensure election integrity and security and enhance Americans' access to the ballot box by establishing consistent standards and procedures for voter registration and voting in elections for Federal office, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2021

Mr. FITZPATRICK introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committee on Science, Space, and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To ensure election integrity and security and enhance Americans' access to the ballot box by establishing consistent standards and procedures for voter registration and voting in elections for Federal office, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Restoring Faith in Elections Act”.

1 (b) TABLE OF CONTENTS.—The table of contents of
 2 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—FEDERAL STANDARDS FOR MAIL-IN BALLOTS

Sec. 101. Short title.

Sec. 102. Federal standards for mail-in ballots.

Sec. 103. Federal standards for reporting election results.

TITLE II—AUTOMATIC VOTER REGISTRATION

Sec. 201. Short title; findings and purpose.

Sec. 202. Automatic registration of eligible individuals.

Sec. 203. Contributing agency assistance in registration.

Sec. 204. One-time contributing agency assistance in registration of eligible voters in existing records.

Sec. 205. Voter protection and security in automatic registration.

Sec. 206. Registration portability and correction.

Sec. 207. Payments and grants.

Sec. 208. Treatment of exempt States.

Sec. 209. Miscellaneous provisions.

Sec. 210. Definitions.

Sec. 211. Effective date.

TITLE III—REQUIRING VOTERS TO PROVIDE PHOTO
 IDENTIFICATION

Sec. 301. Requiring voters to provide photo identification.

TITLE IV—PROMOTING STANDARDIZED ADMINISTRATION OF
 ELECTIONS

Sec. 401. Requiring parity in treatment of methods of voting.

Sec. 402. Requiring standard election administration procedures in all jurisdictions in State.

TITLE V—PROMOTING ACCURACY OF VOTER REGISTRATION
 LISTS

Sec. 501. Establishment of National Deconfliction Voting Database and Clearinghouse.

Sec. 502. Pre-election maintenance and certification of official voter registration list.

Sec. 503. Requiring applicants for motor vehicle driver's licenses in new State to indicate whether State serves as residence for voter registration purposes.

1 **TITLE I—FEDERAL STANDARDS**
2 **FOR MAIL-IN BALLOTS**

3 **SEC. 101. SHORT TITLE.**

4 This title may be cited as the “Verifiable, Orderly,
5 and Timely Election Results Act”.

6 **SEC. 102. FEDERAL STANDARDS FOR MAIL-IN BALLOTS.**

7 (a) IN GENERAL.—Title III of the Help America
8 Vote Act of 2002 (52 U.S.C. 20901 et seq.) is amended—

9 (1) by redesignating sections 304 and 305 as
10 sections 305 and 306, respectively; and

11 (2) by inserting after section 303 the following
12 new section:

13 **“SEC. 304. FEDERAL STANDARDS FOR MAIL-IN BALLOTS.**

14 “(a) IN GENERAL.—When otherwise permitted by
15 State law, any vote-by-mail system used in an election for
16 Federal office must be designed and implemented to en-
17 sure a secure, uniform, and timely system to cast a mail-
18 in ballot in accordance with this section.

19 “(b) REQUESTS.—

20 “(1) IN GENERAL.—Requests for a mail-in bal-
21 lot under such system may be submitted electroni-
22 cally or by postal mail using a standardized form ap-
23 proved for such requests by the chief State election
24 official.

1 “(2) REQUEST.—The form for such requests
2 must enable an election official who receives the re-
3 quest to confirm—

4 “(A) the identity of the individual submit-
5 ting the request;

6 “(B) that the individual is validly reg-
7 istered to vote in the jurisdiction where the re-
8 quest is submitted; and

9 “(C) that the individual continues to reside
10 at the physical address where the individual is
11 registered to vote (if different than the mailing
12 address where the ballot is requested to be
13 sent).

14 “(3) DEADLINE FOR SUBMISSION.—Such re-
15 quest must be submitted by an individual and re-
16 ceived by the office of the State or local election su-
17 pervisor not later than 21 days before the date of
18 the election for Federal office.

19 “(4) MAILING OF BALLOTS.—Upon receipt of
20 such a request, the State or local election supervisor
21 shall fulfill the request by mailing a mail-in ballot to
22 the individual within 3 days.

23 “(c) REQUIREMENTS FOR STATE OR LOCAL ELEC-
24 TION OFFICIALS.—The office of the State or local election
25 supervisor shall—

1 “(1) record the total number of mail-in ballots
2 sent to voters pursuant to this section; and

3 “(2) include a notation on the voter rolls main-
4 tained by the office and provided to the individual
5 polling locations, which identifies that a voter has
6 received a mail-in ballot and the date that mail-in
7 ballot was sent to the voter.

8 “(d) BALLOT REQUIREMENTS.—

9 “(1) IN GENERAL.—To be considered validly
10 cast and eligible to be counted in an election for
11 Federal office, a mail-in ballot must—

12 “(A) be marked using blue or black ink,
13 and properly designate the individual’s vote for
14 each candidate;

15 “(B) be signed by the individual using the
16 same signature the individual used to register
17 to vote;

18 “(C) be dated;

19 “(D) be received by the appropriate elec-
20 tion official no later than the time polls close on
21 the date of the election;

22 “(E) include an attestation, signed by the
23 individual, that the individual submitting the
24 mail-in ballot is—

1 “(i) the individual to whom the ballot
2 was mailed;

3 “(ii) registered to vote in the jurisdic-
4 tion where the ballot is being submitted;
5 and

6 “(iii) submitting the mail-in ballot in
7 lieu of casting a ballot in-person, and will
8 not attempt to cast a ballot in-person after
9 submitting the mail-in ballot.

10 “(2) RETURN OF BALLOTS IN-PERSON.—An in-
11 dividual may choose to return a mail-in ballot in-per-
12 son to the polling place where the individual is reg-
13 istered to vote in lieu of returning the ballot by mail.

14 “(e) OPTION TO VOTE IN-PERSON.—

15 “(1) IN GENERAL.—An individual who receives
16 a mail-in ballot with respect to an election for Fed-
17 eral office may instead vote in-person in such elec-
18 tion if the individual turns in the blank or incom-
19 plete mail-in ballot received by the individual to the
20 polling location where the individual plans to vote in-
21 person.

22 “(2) PROVISIONAL BALLOT.—If the individual
23 attempts to vote in-person but does not bring their
24 blank or incomplete mail-in ballot to the polling loca-

1 tion, the individual shall be directed to complete a
2 provisional ballot.

3 “(f) PERSONS PERMITTED TO POSSESS MAIL-IN
4 BALLOTS.—

5 “(1) IN GENERAL.—It shall be unlawful for any
6 person to possess or return a mail-in ballot com-
7 pleted by another person, except as provided in this
8 subsection.

9 “(2) IMMEDIATE FAMILY MEMBER.—

10 “(A) IN GENERAL.—A person may possess
11 or return a mail-in ballot completed by an im-
12 mediate family member, provided that the per-
13 son does not possess more than two such com-
14 pleted mail-in ballots other than his or her own.

15 “(B) DEFINITION OF IMMEDIATE FAMILY
16 MEMBER.—In this paragraph, the term ‘imme-
17 diate family member’ means the spouse, child,
18 parent, grandparent, or sibling of the person.

19 “(3) CAREGIVER.—

20 “(A) IN GENERAL.—A caregiver may pos-
21 sess or return a mail-in ballot completed by a
22 person under the supervision or care of the
23 caregiver, provided that the caregiver does not
24 possess more than two such completed mail-in
25 ballots other than his or her own.

1 “(B) DEFINITION OF CAREGIVER.—In this
2 paragraph, the term ‘caregiver’ means an indi-
3 vidual who has the responsibility for the care of
4 an older individual, either voluntarily, by con-
5 tract, by receipt of payment for care, or as a re-
6 sult of the operation of law and means an indi-
7 vidual who provides (on behalf of such indi-
8 vidual or of a public or private agency, organi-
9 zation, or institution) compensated or uncom-
10 pensated care to an older individual.

11 “(4) INCIDENTAL POSSESSION EXCEPTED.—
12 The prohibition under paragraph (1) shall not apply
13 to the incidental possession of mail-in ballots by a
14 postal worker or election official acting within the
15 scope of his or her official capacity.

16 “(5) PENALTY.—Any person who violates this
17 subsection shall be fined under title 18, United
18 States Code, or imprisoned not more than 1 year, or
19 both.

20 “(g) EFFECTIVE DATE.—This section shall apply
21 with respect to elections for Federal office held after the
22 date of the enactment of this section.”.

23 (b) CONFORMING AMENDMENT RELATING TO EN-
24 FORCEMENT.—Section 401 of such Act (52 U.S.C. 21111)

1 is amended by striking “and 303” and inserting “303, and
2 304”.

3 (c) CLERICAL AMENDMENT.—The table of contents
4 of such Act is amended—

5 (1) by redesignating the items relating to sec-
6 tions 304 and 305 as relating to sections 305 and
7 306; and

8 (2) by inserting after the item relating to sec-
9 tion 303 the following new item:

“Sec. 304. Federal standards for mail-in ballots.”.

10 **SEC. 103. FEDERAL STANDARDS FOR REPORTING ELEC-**
11 **TION RESULTS.**

12 (a) IN GENERAL.—Title III of the Help America
13 Vote Act of 2002 (52 U.S.C. 20901 et seq.), as amended
14 by section 102(a), is amended—

15 (1) by redesignating sections 305 and 306 as
16 sections 306 and 307, respectively; and

17 (2) by inserting after section 304 the following
18 new section:

19 **“SEC. 305. FEDERAL STANDARDS FOR REPORTING ELEC-**
20 **TION RESULTS.**

21 “(a) IN GENERAL.—The chief State election official
22 shall ensure that ballots validly cast in an election for Fed-
23 eral office are able to be counted and reported in a timely
24 manner as follows:

1 “(1) Mail-in ballots received prior to the date of
2 the election shall be counted beginning at least one
3 week prior to the date of the election.

4 “(2) One hour after polls close on the date of
5 the election, each voting precinct shall report to the
6 chief State election official the following:

7 “(A) The total number of mail-in ballots
8 received by the voting precinct.

9 “(B) The total number of ballots cast in-
10 person in the voting precinct.

11 “(C) Of the ballots reported under sub-
12 paragraphs (A) and (B), the number of such
13 ballots that have been counted and the number
14 of such ballots that remain to be counted.

15 “(3) All ballots validly cast in an election for
16 Federal office shall be counted and reported within
17 24 hours after the conclusion of voting on the date
18 of the election.

19 “(b) EFFECTIVE DATE.—This section shall apply
20 with respect to elections for Federal office held after the
21 date of the enactment of this section.”.

22 (b) CONFORMING AMENDMENT RELATING TO EN-
23 FORCEMENT.—Section 401 of such Act (52 U.S.C.
24 21111), as amended by section 102(b), is amended by
25 striking “and 304” and inserting “304, and 305”.

1 (c) CLERICAL AMENDMENT.—The table of contents
2 of such Act, as amended by section 102(c), is amended—

3 (1) by redesignating the items relating to sec-
4 tions 305 and 306 as relating to sections 306 and
5 307; and

6 (2) by inserting after the item relating to sec-
7 tion 304 the following new item:

“Sec. 305. Federal standards for reporting election results.”.

8 **TITLE II—AUTOMATIC VOTER**
9 **REGISTRATION**

10 **SEC. 201. SHORT TITLE; FINDINGS AND PURPOSE.**

11 (a) SHORT TITLE.—This title may be cited as the
12 “Automatic Voter Registration Act of 2021”.

13 (b) FINDINGS AND PURPOSE.—

14 (1) FINDINGS.—Congress finds that—

15 (A) the right to vote is a fundamental
16 right of citizens of the United States;

17 (B) it is the responsibility of the State and
18 Federal governments to ensure that every eligi-
19 ble citizen is registered to vote;

20 (C) existing voter registration systems can
21 be inaccurate, costly, inaccessible, and con-
22 fusing, with damaging effects on voter partici-
23 pation in elections and disproportionate impacts
24 on young people, persons with disabilities, and
25 racial and ethnic minorities; and

1 (D) voter registration systems must be up-
2 dated with 21st-century technologies and proce-
3 dures to maintain their security.

4 (2) PURPOSE.—It is the purpose of this title—

5 (A) to establish that it is the responsibility
6 of government at every level to ensure that all
7 eligible citizens are registered to vote;

8 (B) to enable the State and Federal gov-
9 ernments to register all eligible citizens to vote
10 with accurate, cost-efficient, and up-to-date pro-
11 cedures;

12 (C) to modernize voter registration and list
13 maintenance procedures with electronic and
14 internet capabilities; and

15 (D) to protect and enhance the integrity,
16 accuracy, efficiency, and accessibility of the
17 electoral process for all eligible citizens.

18 **SEC. 202. AUTOMATIC REGISTRATION OF ELIGIBLE INDI-**

19 **VIDUALS.**

20 (a) **REQUIRING STATES TO ESTABLISH AND OPER-**
21 **ATE AUTOMATIC REGISTRATION SYSTEM.—**

22 (1) **IN GENERAL.—**The chief State election offi-
23 cial of each State shall establish and operate a sys-
24 tem of automatic registration for the registration of
25 eligible individuals to vote for elections for Federal

1 office in the State, in accordance with the provisions
2 of this title.

3 (2) DEFINITION.—The term “automatic reg-
4 istration” means a system that registers an indi-
5 vidual to vote in elections for Federal office in a
6 State, if eligible, by electronically transferring the
7 information necessary for registration from govern-
8 ment agencies to election officials of the State so
9 that, unless the individual affirmatively declines to
10 be registered, the individual will be registered to vote
11 in such elections.

12 (b) REGISTRATION OF VOTERS BASED ON NEW
13 AGENCY RECORDS.—The chief State election official
14 shall—

15 (1) not later than 15 days after a contributing
16 agency has transmitted information with respect to
17 an individual pursuant to section 203, ensure that
18 the individual is registered to vote in elections for
19 Federal office in the State if the individual is eligible
20 to be registered to vote in such elections; and

21 (2) send written notice to the individual, in ad-
22 dition to other means of notice established by this
23 part, of the individual’s voter registration status.

1 (c) ONE-TIME REGISTRATION OF VOTERS BASED ON
2 EXISTING CONTRIBUTING AGENCY RECORDS.—The chief
3 State election official shall—

4 (1) identify all individuals whose information is
5 transmitted by a contributing agency pursuant to
6 section 204 and who are eligible to be, but are not
7 currently, registered to vote in that State;

8 (2) promptly send each such individual written
9 notice, in addition to other means of notice estab-
10 lished by this title, which shall not identify the con-
11 tributing agency that transmitted the information
12 but shall include—

13 (A) an explanation that voter registration
14 is voluntary, but if the individual does not de-
15 cline registration, the individual will be reg-
16 istered to vote;

17 (B) a statement offering the opportunity to
18 decline voter registration through means con-
19 sistent with the requirements of this title;

20 (C) in the case of a State in which affili-
21 ation or enrollment with a political party is re-
22 quired in order to participate in an election to
23 select the party's candidate in an election for
24 Federal office, a statement offering the indi-
25 vidual the opportunity to affiliate or enroll with

1 a political party or to decline to affiliate or en-
2 roll with a political party, through means con-
3 sistent with the requirements of this title;

4 (D) the substantive qualifications of an
5 elector in the State as listed in the mail voter
6 registration application form for elections for
7 Federal office prescribed pursuant to section 9
8 of the National Voter Registration Act of 1993,
9 the consequences of false registration, and a
10 statement that the individual should decline to
11 register if the individual does not meet all those
12 qualifications;

13 (E) instructions for correcting any erro-
14 neous information; and

15 (F) instructions for providing any addi-
16 tional information which is listed in the mail
17 voter registration application form for elections
18 for Federal office prescribed pursuant to section
19 9 of the National Voter Registration Act of
20 1993;

21 (3) ensure that each such individual who is eli-
22 gible to register to vote in elections for Federal of-
23 fice in the State is promptly registered to vote not
24 later than 45 days after the official sends the indi-
25 vidual the written notice under paragraph (2), un-

1 less, during the 30-day period which begins on the
2 date the election official sends the individual such
3 written notice, the individual declines registration in
4 writing, through a communication made over the
5 internet, or by an officially logged telephone commu-
6 nication; and

7 (4) send written notice to each such individual,
8 in addition to other means of notice established by
9 this title, of the individual's voter registration status.

10 (d) TREATMENT OF INDIVIDUALS UNDER 18 YEARS
11 OF AGE.—A State may not refuse to treat an individual
12 as an eligible individual for purposes of this title on the
13 grounds that the individual is less than 18 years of age
14 at the time a contributing agency receives information
15 with respect to the individual, so long as the individual
16 is at least 16 years of age at such time.

17 (e) CONTRIBUTING AGENCY DEFINED.—In this part,
18 the term “contributing agency” means, with respect to a
19 State, an agency listed in section 203(e).

20 **SEC. 203. CONTRIBUTING AGENCY ASSISTANCE IN REG-**
21 **ISTRATION.**

22 (a) IN GENERAL.—In accordance with this title, each
23 contributing agency in a State shall assist the State's chief
24 election official in registering to vote all eligible individuals
25 served by that agency.

1 (b) REQUIREMENTS FOR CONTRIBUTING AGEN-
2 CIES.—

3 (1) INSTRUCTIONS ON AUTOMATIC REGISTRA-
4 TION.—With each application for service or assist-
5 ance, and with each related recertification, renewal,
6 or change of address, or, in the case of an institu-
7 tion of higher education, with each registration of a
8 student for enrollment in a course of study, each
9 contributing agency that (in the normal course of its
10 operations) requests individuals to affirm United
11 States citizenship (either directly or as part of the
12 overall application for service or assistance) shall in-
13 form each such individual who is a citizen of the
14 United States of the following:

15 (A) Unless that individual declines to reg-
16 ister to vote, or is found ineligible to vote, the
17 individual will be registered to vote or, if appli-
18 cable, the individual's registration will be up-
19 dated.

20 (B) The substantive qualifications of an
21 elector in the State as listed in the mail voter
22 registration application form for elections for
23 Federal office prescribed pursuant to section 9
24 of the National Voter Registration Act of 1993,
25 the consequences of false registration, and the

1 individual should decline to register if the indi-
2 vidual does not meet all those qualifications.

3 (C) In the case of a State in which affili-
4 ation or enrollment with a political party is re-
5 quired in order to participate in an election to
6 select the party's candidate in an election for
7 Federal office, the requirement that the indi-
8 vidual must affiliate or enroll with a political
9 party in order to participate in such an election.

10 (D) Voter registration is voluntary, and
11 neither registering nor declining to register to
12 vote will in any way affect the availability of
13 services or benefits, nor be used for other pur-
14 poses.

15 (2) OPPORTUNITY TO DECLINE REGISTRATION
16 REQUIRED.—Each contributing agency shall ensure
17 that each application for service or assistance, and
18 each related recertification, renewal, or change of
19 address, or, in the case of an institution of higher
20 education, each registration of a student for enroll-
21 ment in a course of study, cannot be completed until
22 the individual is given the opportunity to decline to
23 be registered to vote.

24 (3) INFORMATION TRANSMITTAL.—Upon the
25 expiration of the 30-day period which begins on the

1 date the contributing agency informs the individual
2 of the information described in paragraph (1), each
3 contributing agency shall electronically transmit to
4 the appropriate State election official, in a format
5 compatible with the statewide voter database main-
6 tained under section 303 of the Help America Vote
7 Act of 2002 (52 U.S.C. 21083), the following infor-
8 mation, unless during such 30-day period the indi-
9 vidual declined to be registered to vote:

10 (A) The individual's given name(s) and
11 surname(s).

12 (B) The individual's date of birth.

13 (C) The individual's residential address.

14 (D) Information showing that the indi-
15 vidual is a citizen of the United States.

16 (E) The date on which information per-
17 taining to that individual was collected or last
18 updated.

19 (F) If available, the individual's signature
20 in electronic form.

21 (G) Information regarding the individual's
22 affiliation or enrollment with a political party,
23 if the individual provides such information.

24 (H) Any additional information listed in
25 the mail voter registration application form for

1 elections for Federal office prescribed pursuant
2 to section 9 of the National Voter Registration
3 Act of 1993, including any valid driver's license
4 number or the last 4 digits of the individual's
5 social security number, if the individual pro-
6 vided such information.

7 (c) ALTERNATE PROCEDURE FOR CERTAIN CON-
8 TRIBUTING AGENCIES.—With each application for service
9 or assistance, and with each related recertification, re-
10 newal, or change of address, or in the case of an institu-
11 tion of higher education, with each registration of a stu-
12 dent for enrollment in a course of study, any contributing
13 agency that in the normal course of its operations does
14 not request individuals applying for service or assistance
15 to affirm United States citizenship (either directly or as
16 part of the overall application for service or assistance)
17 shall—

18 (1) complete the requirements of section 7(a)(6)
19 of the National Voter Registration Act of 1993 (52
20 U.S.C. 20506(a)(6));

21 (2) ensure that each applicant's transaction
22 with the agency cannot be completed until the appli-
23 cant has indicated whether the applicant wishes to
24 register to vote or declines to register to vote in elec-
25 tions for Federal office held in the State; and

1 (3) for each individual who wishes to register to
2 vote, transmit that individual's information in ac-
3 cordance with subsection (b)(3).

4 (d) REQUIRED AVAILABILITY OF AUTOMATIC REG-
5 ISTRATION OPPORTUNITY WITH EACH APPLICATION FOR
6 SERVICE OR ASSISTANCE.—Each contributing agency
7 shall offer each individual, with each application for serv-
8 ice or assistance, and with each related recertification, re-
9 newal, or change of address, or in the case of an institu-
10 tion of higher education, with each registration of a stu-
11 dent for enrollment in a course of study, the opportunity
12 to register to vote as prescribed by this section without
13 regard to whether the individual previously declined a reg-
14 istration opportunity.

15 (e) CONTRIBUTING AGENCIES.—

16 (1) STATE AGENCIES.—In each State, each of
17 the following agencies shall be treated as a contrib-
18 uting agency:

19 (A) Each agency in a State that is re-
20 quired by Federal law to provide voter registra-
21 tion services, including the State motor vehicle
22 authority and other voter registration agencies
23 under the National Voter Registration Act of
24 1993.

1 (B) Each agency in a State that admin-
2 isters a program pursuant to title III of the So-
3 cial Security Act (42 U.S.C. 501 et seq.), title
4 XIX of the Social Security Act (42 U.S.C. 1396
5 et seq.), or the Patient Protection and Afford-
6 able Care Act (Public Law 111–148).

7 (C) Each State agency primarily respon-
8 sible for regulating the private possession of
9 firearms.

10 (D) Each State agency primarily respon-
11 sible for maintaining identifying information for
12 students enrolled at public secondary schools,
13 including, where applicable, the State agency
14 responsible for maintaining the education data
15 system described in section 6201(e)(2) of the
16 America COMPETES Act (20 U.S.C.
17 9871(e)(2)).

18 (E) In the case of a State in which an in-
19 dividual disenfranchised by a criminal convic-
20 tion may become eligible to vote upon comple-
21 tion of a criminal sentence or any part thereof,
22 or upon formal restoration of rights, the State
23 agency responsible for administering that sen-
24 tence, or part thereof, or that restoration of
25 rights.

1 (F) Any other agency of the State which is
2 designated by the State as a contributing agen-
3 cy.

4 (2) FEDERAL AGENCIES.—In each State, each
5 of the following agencies of the Federal Government
6 shall be treated as a contributing agency with re-
7 spect to individuals who are residents of that State
8 (except as provided in subparagraph (C)):

9 (A) The Social Security Administration,
10 the Department of Veterans Affairs, the De-
11 fense Manpower Data Center of the Depart-
12 ment of Defense, the Employee and Training
13 Administration of the Department of Labor,
14 and the Center for Medicare & Medicaid Serv-
15 ices of the Department of Health and Human
16 Services.

17 (B) The Bureau of Citizenship and Immi-
18 gration Services, but only with respect to indi-
19 viduals who have completed the naturalization
20 process.

21 (C) In the case of an individual who is a
22 resident of a State in which an individual
23 disenfranchised by a criminal conviction under
24 Federal law may become eligible to vote upon
25 completion of a criminal sentence or any part

1 thereof, or upon formal restoration of rights,
2 the Federal agency responsible for admin-
3 istering that sentence or part thereof (without
4 regard to whether the agency is located in the
5 same State in which the individual is a resi-
6 dent), but only with respect to individuals who
7 have completed the criminal sentence or any
8 part thereof.

9 (D) Any other agency of the Federal Gov-
10 ernment which the State designates as a con-
11 tributing agency, but only if the State and the
12 head of the agency determine that the agency
13 collects information sufficient to carry out the
14 responsibilities of a contributing agency under
15 this section.

16 (3) INSTITUTIONS OF HIGHER EDUCATION.—

17 Each institution of higher education that receives
18 Federal funds shall be treated as a contributing
19 agency in the State in which it is located, but only
20 with respect to students of the institution (including
21 students who attend classes online) who reside in the
22 State. An institution of higher education described
23 in the previous sentence shall be exempt from the
24 voter registration requirements of section 487(a)(23)
25 of the Higher Education Act of 1965 (20 U.S.C.

1 1094(a)(23)) if the institution is in compliance with
2 the applicable requirements of this part.

3 (4) PUBLICATION.—Not later than 180 days
4 prior to the date of each election for Federal office
5 held in the State, the chief State election official
6 shall publish on the public website of the official an
7 updated list of all contributing agencies in that
8 State.

9 (5) PUBLIC EDUCATION.—The chief State elec-
10 tion official of each State, in collaboration with each
11 contributing agency, shall take appropriate measures
12 to educate the public about voter registration under
13 this section.

14 **SEC. 204. ONE-TIME CONTRIBUTING AGENCY ASSISTANCE**
15 **IN REGISTRATION OF ELIGIBLE VOTERS IN**
16 **EXISTING RECORDS.**

17 (a) INITIAL TRANSMITTAL OF INFORMATION.—For
18 each individual already listed in a contributing agency's
19 records as of the date of enactment of this Act, and for
20 whom the agency has the information listed in section
21 203(b)(3), the agency shall promptly transmit that infor-
22 mation to the appropriate State election official in accord-
23 ance with section 203(b)(3) not later than the effective
24 date described in section 211(a).

1 (b) TRANSITION.—For each individual listed in a con-
2 tributing agency’s records as of the effective date de-
3 scribed in section 211(a) (but who was not listed in a con-
4 tributing agency’s records as of the date of enactment of
5 this Act), and for whom the agency has the information
6 listed in section 203(b)(3), the Agency shall promptly
7 transmit that information to the appropriate State election
8 official in accordance with section 203(b)(3) not later than
9 6 months after the effective date described in section
10 211(a).

11 **SEC. 205. VOTER PROTECTION AND SECURITY IN AUTO-**
12 **MATIC REGISTRATION.**

13 (a) PROTECTIONS FOR ERRORS IN REGISTRATION.—
14 An individual shall not be prosecuted under any Federal
15 law, adversely affected in any civil adjudication concerning
16 immigration status or naturalization, or subject to an alle-
17 gation in any legal proceeding that the individual is not
18 a citizen of the United States on any of the following
19 grounds:

20 (1) The individual notified an election office of
21 the individual’s automatic registration to vote under
22 this title.

23 (2) The individual is not eligible to vote in elec-
24 tions for Federal office but was automatically reg-
25 istered to vote under this title.

1 (3) The individual was automatically registered
2 to vote under this title at an incorrect address.

3 (4) The individual declined the opportunity to
4 register to vote or did not make an affirmation of
5 citizenship, including through automatic registration,
6 under this title.

7 (b) LIMITS ON USE OF AUTOMATIC REGISTRA-
8 TION.—The automatic registration of any individual or the
9 fact that an individual declined the opportunity to register
10 to vote or did not make an affirmation of citizenship (in-
11 cluding through automatic registration) under this title
12 may not be used as evidence against that individual in any
13 State or Federal law enforcement proceeding, and an indi-
14 vidual’s lack of knowledge or willfulness of such registra-
15 tion may be demonstrated by the individual’s testimony
16 alone.

17 (c) PROTECTION OF ELECTION INTEGRITY.—Noth-
18 ing in subsection (a) or (b) may be construed to prohibit
19 or restrict any action under color of law against an indi-
20 vidual who—

21 (1) knowingly and willfully makes a false state-
22 ment to effectuate or perpetuate automatic voter
23 registration by any individual; or

24 (2) casts a ballot knowingly and willfully in vio-
25 lation of State law or the laws of the United States.

1 (d) CONTRIBUTING AGENCIES' PROTECTION OF IN-
2 FORMATION.—Nothing in this title authorizes a contrib-
3 uting agency to collect, retain, transmit, or publicly dis-
4 close any of the following:

5 (1) An individual's decision to decline to reg-
6 ister to vote or not to register to vote.

7 (2) An individual's decision not to affirm his or
8 her citizenship.

9 (3) Any information that a contributing agency
10 transmits pursuant to section 203(b)(3), except in
11 pursuing the agency's ordinary course of business.

12 (e) ELECTION OFFICIALS' PROTECTION OF INFOR-
13 MATION.—

14 (1) PUBLIC DISCLOSURE PROHIBITED.—

15 (A) IN GENERAL.—Subject to subpara-
16 graph (B), with respect to any individual for
17 whom any State election official receives infor-
18 mation from a contributing agency, the State
19 election officials shall not publicly disclose any
20 of the following:

21 (i) The identity of the contributing
22 agency.

23 (ii) Any information not necessary to
24 voter registration.

1 (iii) Any voter information otherwise
2 shielded from disclosure under State law or
3 section 8(a) of the National Voter Reg-
4 istration Act of 1993 (52 U.S.C.
5 20507(a)).

6 (iv) Any portion of the individual's so-
7 cial security number.

8 (v) Any portion of the individual's
9 motor vehicle driver's license number.

10 (vi) The individual's signature.

11 (vii) The individual's telephone num-
12 ber.

13 (viii) The individual's email address.

14 (B) SPECIAL RULE FOR INDIVIDUALS REG-
15 ISTERED TO VOTE.—With respect to any indi-
16 vidual for whom any State election official re-
17 ceives information from a contributing agency
18 and who, on the basis of such information, is
19 registered to vote in the State under this part,
20 the State election officials shall not publicly dis-
21 close any of the following:

22 (i) The identity of the contributing
23 agency.

24 (ii) Any information not necessary to
25 voter registration.

1 (iii) Any voter information otherwise
2 shielded from disclosure under State law or
3 section 8(a) of the National Voter Reg-
4 istration Act of 1993 (52 U.S.C.
5 20507(a)).

6 (iv) Any portion of the individual's so-
7 cial security number.

8 (v) Any portion of the individual's
9 motor vehicle driver's license number.

10 (vi) The individual's signature.

11 (2) VOTER RECORD CHANGES.—Each State
12 shall maintain for at least 2 years and shall make
13 available for public inspection and, where available,
14 photocopying at a reasonable cost, all records of
15 changes to voter records, including removals and up-
16 dates.

17 (3) DATABASE MANAGEMENT STANDARDS.—
18 The Director of the National Institute of Standards
19 and Technology shall, after providing the public with
20 notice and the opportunity to comment—

21 (A) establish standards governing the com-
22 parison of data for voter registration list main-
23 tenance purposes, identifying as part of such
24 standards the specific data elements, the
25 matching rules used, and how a State may use

1 the data to determine and deem that an indi-
2 vidual is ineligible under State law to vote in an
3 election, or to deem a record to be a duplicate
4 or outdated;

5 (B) ensure that the standards developed
6 pursuant to this paragraph are uniform and
7 nondiscriminatory and are applied in a uniform
8 and nondiscriminatory manner; and

9 (C) publish the standards developed pursu-
10 ant to this paragraph on the Director's website
11 and make those standards available in written
12 form upon request.

13 (4) SECURITY POLICY.—The Director of the
14 National Institute of Standards and Technology
15 shall, after providing the public with notice and the
16 opportunity to comment, publish privacy and secu-
17 rity standards for voter registration information.
18 The standards shall require the chief State election
19 official of each State to adopt a policy that shall
20 specify—

21 (A) each class of users who shall have au-
22 thorized access to the computerized statewide
23 voter registration list, specifying for each class
24 the permission and levels of access to be grant-
25 ed, and setting forth other safeguards to pro-

1 tect the privacy, security, and accuracy of the
2 information on the list; and

3 (B) security safeguards to protect personal
4 information transmitted through the informa-
5 tion transmittal processes of section 203 or sec-
6 tion 204, the online system used pursuant to
7 section 207, any telephone interface, the main-
8 tenance of the voter registration database, and
9 any audit procedure to track access to the sys-
10 tem.

11 (5) STATE COMPLIANCE WITH NATIONAL
12 STANDARDS.—

13 (A) CERTIFICATION.—The chief executive
14 officer of the State shall annually file with the
15 Election Assistance Commission a statement
16 certifying to the Director of the National Insti-
17 tute of Standards and Technology that the
18 State is in compliance with the standards re-
19 ferred to in paragraphs (3) and (4). A State
20 may meet the requirement of the previous sen-
21 tence by filing with the Commission a statement
22 which reads as follows: “_____ hereby
23 certifies that it is in compliance with the stand-
24 ards referred to in paragraphs (3) and (4) of
25 section 205 of the Automatic Voter Registration

1 Act of 2021.” (with the blank to be filled in
2 with the name of the State involved).

3 (B) PUBLICATION OF POLICIES AND PRO-
4 CEDURES.—The chief State election official of a
5 State shall publish on the official’s website the
6 policies and procedures established under this
7 section, and shall make those policies and pro-
8 cedures available in written form upon public
9 request.

10 (C) FUNDING DEPENDENT ON CERTIFI-
11 CATION.—If a State does not timely file the cer-
12 tification required under this paragraph, it shall
13 not receive any payment under this title for the
14 upcoming fiscal year.

15 (D) COMPLIANCE OF STATES THAT RE-
16 QUIRE CHANGES TO STATE LAW.—In the case
17 of a State that requires State legislation to
18 carry out an activity covered by any certifi-
19 cation submitted under this paragraph, for a
20 period of not more than 2 years the State shall
21 be permitted to make the certification notwith-
22 standing that the legislation has not been en-
23 acted at the time the certification is submitted,
24 and such State shall submit an additional cer-
25 tification once such legislation is enacted.

1 (f) RESTRICTIONS ON USE OF INFORMATION.—No
2 person acting under color of law may discriminate against
3 any individual based on, or use for any purpose other than
4 voter registration, election administration, or enforcement
5 relating to election crimes, any of the following:

6 (1) Voter registration records.

7 (2) An individual’s declination to register to
8 vote or complete an affirmation of citizenship under
9 section 203(b).

10 (3) An individual’s voter registration status.

11 (g) PROHIBITION ON THE USE OF VOTER REGISTRA-
12 TION INFORMATION FOR COMMERCIAL PURPOSES.—In-
13 formation collected under this title shall not be used for
14 commercial purposes. Nothing in this subsection may be
15 construed to prohibit the transmission, exchange, or dis-
16 semination of information for political purposes, including
17 the support of campaigns for election for Federal, State,
18 or local public office or the activities of political commit-
19 tees (including committees of political parties) under the
20 Federal Election Campaign Act of 1971.

21 **SEC. 206. REGISTRATION PORTABILITY AND CORRECTION.**

22 (a) CORRECTING REGISTRATION INFORMATION AT
23 POLLING PLACE.—Notwithstanding section 302(a) of the
24 Help America Vote Act of 2002 (52 U.S.C. 21082(a)), if
25 an individual is registered to vote in elections for Federal

1 office held in a State, the appropriate election official at
2 the polling place for any such election (including a location
3 used as a polling place on a date other than the date of
4 the election) shall permit the individual to—

5 (1) update the individual’s address for purposes
6 of the records of the election official;

7 (2) correct any incorrect information relating to
8 the individual, including the individual’s name and
9 political party affiliation, in the records of the elec-
10 tion official; and

11 (3) cast a ballot in the election on the basis of
12 the updated address or corrected information, and to
13 have the ballot treated as a regular ballot and not
14 as a provisional ballot under section 302(a) of such
15 Act.

16 (b) UPDATES TO COMPUTERIZED STATEWIDE VOTER
17 REGISTRATION LISTS.—If an election official at the poll-
18 ing place receives an updated address or corrected infor-
19 mation from an individual under subsection (a), the offi-
20 cial shall ensure that the address or information is
21 promptly entered into the computerized statewide voter
22 registration list in accordance with section
23 303(a)(1)(A)(vi) of the Help America Vote Act of 2002
24 (52 U.S.C. 21083(a)(1)(A)(vi)).

1 **SEC. 207. PAYMENTS AND GRANTS.**

2 (a) **IN GENERAL.**—The Election Assistance Commis-
3 sion shall make grants to each eligible State to assist the
4 State in implementing the requirements of this title (or,
5 in the case of an exempt State, in implementing its exist-
6 ing automatic voter registration program).

7 (b) **ELIGIBILITY; APPLICATION.**—A State is eligible
8 to receive a grant under this section if the State submits
9 to the Commission, at such time and in such form as the
10 Commission may require, an application containing—

11 (1) a description of the activities the State will
12 carry out with the grant;

13 (2) an assurance that the State shall carry out
14 such activities without partisan bias and without
15 promoting any particular point of view regarding
16 any issue; and

17 (3) such other information and assurances as
18 the Commission may require.

19 (c) **AMOUNT OF GRANT; PRIORITIES.**—The Commis-
20 sion shall determine the amount of a grant made to an
21 eligible State under this section. In determining the
22 amounts of the grants, the Commission shall give priority
23 to providing funds for those activities which are most like-
24 ly to accelerate compliance with the requirements of this
25 title (or, in the case of an exempt State, which are most
26 likely to enhance the ability of the State to automatically

1 register individuals to vote through its existing automatic
2 voter registration program), including—

3 (1) investments supporting electronic informa-
4 tion transfer, including electronic collection and
5 transfer of signatures, between contributing agencies
6 and the appropriate State election officials;

7 (2) updates to online or electronic voter reg-
8 istration systems already operating as of the date of
9 the enactment of this Act;

10 (3) introduction of online voter registration sys-
11 tems in jurisdictions in which those systems did not
12 previously exist; and

13 (4) public education on the availability of new
14 methods of registering to vote, updating registration,
15 and correcting registration.

16 (d) AUTHORIZATION OF APPROPRIATIONS.—

17 (1) AUTHORIZATION.—There are authorized to
18 be appropriated to carry out this section—

19 (A) \$500,000,000 for fiscal year 2021; and

20 (B) such sums as may be necessary for
21 each succeeding fiscal year.

22 (2) CONTINUING AVAILABILITY OF FUNDS.—

23 Any amounts appropriated pursuant to the authority
24 of this subsection shall remain available without fis-
25 cal year limitation until expended.

1 **SEC. 208. TREATMENT OF EXEMPT STATES.**

2 (a) WAIVER OF REQUIREMENTS.—Except as pro-
3 vided in subsection (b), this title does not apply with re-
4 spect to an exempt State.

5 (b) EXCEPTIONS.—The following provisions of this
6 title apply with respect to an exempt State:

7 (1) Section 206 (relating to registration port-
8 ability and correction).

9 (2) Section 207 (relating to payments and
10 grants).

11 (3) Section 209(e) (relating to enforcement).

12 (4) Section 209(f) (relating to relation to other
13 laws).

14 **SEC. 209. MISCELLANEOUS PROVISIONS.**

15 (a) ACCESSIBILITY OF REGISTRATION SERVICES.—
16 Each contributing agency shall ensure that the services
17 it provides under this title are made available to individ-
18 uals with disabilities to the same extent as services are
19 made available to all other individuals.

20 (b) TRANSMISSION THROUGH SECURE THIRD PARTY
21 PERMITTED.—Nothing in this title shall be construed to
22 prevent a contributing agency from contracting with a
23 third party to assist the agency in meeting the information
24 transmittal requirements of this title, so long as the data
25 transmittal complies with the applicable requirements of

1 this title, including the privacy and security provisions of
2 section 205.

3 (c) NONPARTISAN, NONDISCRIMINATORY PROVISION
4 OF SERVICES.—The services made available by contrib-
5 uting agencies under this title and by the State under sec-
6 tions 205 and 206 shall be made in a manner consistent
7 with paragraphs (4), (5), and (6)(C) of section 7(a) of
8 the National Voter Registration Act of 1993 (52 U.S.C.
9 20506(a)).

10 (d) NOTICES.—Each State may send notices under
11 this title via electronic mail if the individual has provided
12 an electronic mail address and consented to electronic mail
13 communications for election-related materials. All notices
14 sent pursuant to this title that require a response must
15 offer the individual notified the opportunity to respond at
16 no cost to the individual.

17 (e) ENFORCEMENT.—Section 11 of the National
18 Voter Registration Act of 1993 (52 U.S.C. 20510), relat-
19 ing to civil enforcement and the availability of private
20 rights of action, shall apply with respect to this title in
21 the same manner as such section applies to such Act.

22 (f) RELATION TO OTHER LAWS.—Except as pro-
23 vided, nothing in this title may be construed to authorize
24 or require conduct prohibited under, or to supersede, re-
25 strict, or limit the application of any of the following:

1 (1) The Voting Rights Act of 1965 (52 U.S.C.
2 10301 et seq.).

3 (2) The Uniformed and Overseas Citizens Ab-
4 sentee Voting Act (52 U.S.C. 20301 et seq.).

5 (3) The National Voter Registration Act of
6 1993 (52 U.S.C. 20501 et seq.).

7 (4) The Help America Vote Act of 2002 (52
8 U.S.C. 20901 et seq.).

9 **SEC. 210. DEFINITIONS.**

10 In this title, the following definitions apply:

11 (1) The term “chief State election official”
12 means, with respect to a State, the individual des-
13 ignated by the State under section 10 of the Na-
14 tional Voter Registration Act of 1993 (52 U.S.C.
15 20509) to be responsible for coordination of the
16 State’s responsibilities under such Act.

17 (2) The term “Commission” means the Election
18 Assistance Commission.

19 (3) The term “exempt State” means a State
20 which, under law which is in effect continuously on
21 and after the date of the enactment of this Act, op-
22 erates an automatic voter registration program
23 under which an individual is automatically registered
24 to vote in elections for Federal office in the State if
25 the individual provides the motor vehicle authority of

1 the State with such identifying information as the
2 State may require.

3 (4) The term “State” means each of the several
4 States and the District of Columbia.

5 **SEC. 211. EFFECTIVE DATE.**

6 (a) IN GENERAL.—Except as provided in subsection
7 (b), this title and the amendments made by this title shall
8 apply with respect to a State beginning January 1, 2023.

9 (b) WAIVER.—Subject to the approval of the Com-
10 mission, if a State certifies to the Commission that the
11 State will not meet the deadline referred to in subsection
12 (a) because of extraordinary circumstances and includes
13 in the certification the reasons for the failure to meet the
14 deadline, subsection (a) shall apply to the State as if the
15 reference in such subsection to “January 1, 2023” were
16 a reference to “January 1, 2025”.

17 **TITLE III—REQUIRING VOTERS**
18 **TO PROVIDE PHOTO IDENTI-**
19 **FICATION**

20 **SEC. 301. REQUIRING VOTERS TO PROVIDE PHOTO IDENTI-**
21 **FICATION.**

22 (a) REQUIREMENT TO PROVIDE PHOTO IDENTIFICA-
23 TION AS CONDITION OF CASTING BALLOT.—

24 (1) IN GENERAL.—Title III of the Help Amer-
25 ica Vote Act of 2002 (52 U.S.C. 15481 et seq.) is

1 amended by inserting after section 303 the following
2 new section:

3 **“SEC. 303A. PHOTO IDENTIFICATION REQUIREMENTS.**

4 “(a) PROVISION OF IDENTIFICATION REQUIRED AS
5 CONDITION OF CASTING BALLOT.—

6 “(1) INDIVIDUALS VOTING IN PERSON.—

7 “(A) REQUIREMENT TO PROVIDE IDENTI-
8 FICATION.—Notwithstanding any other provi-
9 sion of law and except as provided in subpara-
10 graph (B), the appropriate State or local elec-
11 tion official may not provide a ballot for an
12 election for Federal office to an individual who
13 desires to vote in person unless the individual
14 presents to the official a valid photo identifica-
15 tion.

16 “(B) AVAILABILITY OF PROVISIONAL BAL-
17 LOT.—

18 “(i) IN GENERAL.—If an individual
19 does not present the identification required
20 under subparagraph (A), the individual
21 shall be permitted to cast a provisional bal-
22 lot with respect to the election under sec-
23 tion 302(a), except that the appropriate
24 State or local election official may not
25 make a determination under section

1 302(a)(4) that the individual is eligible
2 under State law to vote in the election un-
3 less, not later than 10 days after casting
4 the provisional ballot, the individual pre-
5 sents to the official—

6 “(I) the identification required
7 under subparagraph (A); or

8 “(II) an affidavit attesting that
9 the individual does not possess the
10 identification required under subpara-
11 graph (A) because the individual has
12 a religious objection to being photo-
13 graphed.

14 “(ii) NO EFFECT ON OTHER PROVI-
15 SIONAL BALLOTING RULES.—Nothing in
16 clause (i) may be construed to apply to the
17 casting of a provisional ballot pursuant to
18 section 302(a) or any State law for reasons
19 other than the failure to present the identi-
20 fication required under subparagraph (A).

21 “(2) INDIVIDUALS VOTING OTHER THAN IN
22 PERSON.—

23 “(A) IN GENERAL.—Notwithstanding any
24 other provision of law and except as provided in
25 subparagraph (B), the appropriate State or

1 local election official may not accept any ballot
2 for an election for Federal office provided by an
3 individual who votes other than in person unless
4 the individual submits with the ballot a copy of
5 a valid photo identification.

6 “(B) EXCEPTION FOR OVERSEAS MILITARY
7 VOTERS.—Subparagraph (A) does not apply
8 with respect to a ballot provided by an absent
9 uniformed services voter who, by reason of ac-
10 tive duty or service, is absent from the United
11 States on the date of the election involved. In
12 this subparagraph, the term ‘absent uniformed
13 services voter’ has the meaning given such term
14 in section 107(1) of the Uniformed and Over-
15 seas Citizens Absentee Voting Act (52 U.S.C.
16 20310(1)), other than an individual described
17 in section 107(1)(C) of such Act.

18 “(b) PROVISION OF IDENTIFICATIONS WITHOUT
19 CHARGE TO INDIVIDUALS UNABLE TO PAY COSTS OF OB-
20 TAINING IDENTIFICATION OR OTHERWISE UNABLE TO
21 OBTAIN IDENTIFICATION.—If an individual presents a
22 State or local election official with an affidavit attesting
23 that the individual is unable to pay the costs associated
24 with obtaining a valid photo identification under this sec-
25 tion, or attesting that the individual is otherwise unable

1 to obtain a valid photo identification under this section
2 after making reasonable efforts to obtain such an identi-
3 fication, the official shall provide the individual with a
4 valid photo identification under this subsection without
5 charge to the individual.

6 “(c) VALID PHOTO IDENTIFICATIONS DESCRIBED.—
7 For purposes of this section, a ‘valid photo identification’
8 means, with respect to an individual who seeks to vote in
9 a State, any of the following:

10 “(1) A valid State-issued motor vehicle driver’s
11 license that includes a photo of the individual and an
12 expiration date.

13 “(2) A valid State-issued identification card
14 that includes a photo of the individual and an expi-
15 ration date.

16 “(3) A valid United States passport for the in-
17 dividual.

18 “(4) A valid military identification for the indi-
19 vidual.

20 “(5) Any other form of government-issued iden-
21 tification that the State may specify as a valid photo
22 identification for purposes of this subsection.

23 “(d) NOTIFICATION OF IDENTIFICATION REQUIRE-
24 MENT TO APPLICANTS FOR VOTER REGISTRATION.—

1 “(1) IN GENERAL.—Each State shall ensure
2 that, at the time an individual applies to register to
3 vote in elections for Federal office in the State, the
4 appropriate State or local election official notifies
5 the individual of the photo identification require-
6 ments of this section.

7 “(2) SPECIAL RULE FOR INDIVIDUALS APPLY-
8 ING TO REGISTER TO VOTE ONLINE.—Each State
9 shall ensure that, in the case of an individual who
10 applies to register to vote in elections for Federal of-
11 fice in the State online, the online voter registration
12 system notifies the individual of the photo identifica-
13 tion requirements of this section before the indi-
14 vidual completes the online registration process.

15 “(e) TREATMENT OF STATES WITH PHOTO IDENTI-
16 FICATION REQUIREMENTS IN EFFECT AS OF DATE OF
17 ENACTMENT.—If, as of the date of the enactment of this
18 section, a State has in effect a law requiring an individual
19 to provide a photo identification as a condition of casting
20 a ballot in elections for Federal office held in the State
21 and the law remains in effect on and after the effective
22 date of this section, the State shall be considered to meet
23 the requirements of this section if—

24 “(1) the State submits a request to the Attor-
25 ney General and provides such information as the

1 Attorney General may consider necessary to deter-
2 mine that the State has in effect such a law and
3 that the law remains in effect; and

4 “(2) the Attorney General approves the request.

5 “(f) EFFECTIVE DATE.—This section shall apply
6 with respect to elections for Federal office held in 2022
7 or any succeeding year.”.

8 (2) CLERICAL AMENDMENT.—The table of con-
9 tents of such Act is amended by inserting after the
10 item relating to section 303 the following new item:

“Sec. 303A. Photo identification requirements.”.

11 (b) CONFORMING AMENDMENT RELATING TO VOL-
12 UNTARY GUIDANCE BY ELECTION ASSISTANCE COMMIS-
13 SION.—Section 311(b) of such Act (52 U.S.C. 21101(b))
14 is amended—

15 (1) by striking “and” at the end of paragraph
16 (2);

17 (2) by striking the period at the end of para-
18 graph (3) and inserting “; and”; and

19 (3) by adding at the end the following new
20 paragraph:

21 “(4) in the case of the recommendations with
22 respect to section 303A, October 1, 2021.”.

23 (c) CONFORMING AMENDMENT RELATING TO EN-
24 FORCEMENT.—Section 401 of such Act (52 U.S.C.

1 21111), as amended by section 102(b), is amended by
 2 striking “303,” and inserting “303, 303A,”.

3 (d) CONFORMING AMENDMENTS RELATING TO RE-
 4 PEAL OF EXISTING PHOTO IDENTIFICATION REQUIRE-
 5 MENTS FOR CERTAIN VOTERS.—

6 (1) IN GENERAL.—Section 303 of such Act (42
 7 U.S.C. 15483) is amended—

8 (A) in the heading, by striking “**AND RE-**
 9 **QUIREMENTS FOR VOTERS WHO REGISTER**
 10 **BY MAIL**”;

11 (B) in the heading of subsection (b), by
 12 striking “FOR VOTERS WHO REGISTER BY
 13 MAIL” and inserting “FOR MAIL-IN REGISTRA-
 14 TION FORMS”;

15 (C) in subsection (b), by striking para-
 16 graphs (1) through (3) and redesignating para-
 17 graphs (4) and (5) as paragraphs (1) and (2),
 18 respectively; and

19 (D) in subsection (c), by striking “sub-
 20 sections (a)(5)(A)(i)(II) and (b)(3)(B)(i)(II)”
 21 and inserting “subsection (a)(5)(A)(i)(II)”.

22 (2) CLERICAL AMENDMENT.—The table of con-
 23 tents of such Act is amended by amending the item
 24 relating to section 303 to read as follows:

“Sec. 303. Computerized statewide voter registration list requirements.”.

1 (e) EFFECTIVE DATE.—This section and the amend-
2 ments made by this section shall apply with respect to
3 elections for Federal office held in 2022 or any succeeding
4 year.

5 **TITLE IV—PROMOTING STAND-**
6 **ARDIZED ADMINISTRATION**
7 **OF ELECTIONS**

8 **SEC. 401. REQUIRING PARITY IN TREATMENT OF METHODS**
9 **OF VOTING.**

10 (a) REQUIREMENT.—Section 302 of the Help Amer-
11 ica Vote Act of 2002 (52 U.S.C. 21082) is amended—

12 (1) by redesignating subsection (d) as sub-
13 section (e); and

14 (2) by inserting after subsection (c) the fol-
15 lowing new subsection:

16 “(d) REQUIRING PARITY IN TREATMENT OF METH-
17 ODS OF VOTING.—

18 “(1) REQUIREMENT.—Each State and jurisdic-
19 tion shall administer an election for Federal office
20 under standards which apply equally to all methods
21 of voting used in the election, including standards
22 relating to signature verification, and shall not pre-
23 pay or otherwise subsidize the costs associated with
24 one method of voting in an election unless the State
25 or jurisdiction prepays or otherwise subsidizes the

1 costs associated with other methods of voting in the
2 election in an equivalent amount.

3 “(2) EXCEPTION FOR CERTAIN COSTS.—Para-
4 graph (1) does not apply with respect to costs pre-
5 paid or otherwise subsidized by a State or jurisdic-
6 tion in providing accommodations for disabled voters
7 or in meeting the requirements of the Uniformed
8 and Overseas Citizens Absentee Voting Act.”.

9 (b) EFFECTIVE DATE.—Section 302(e) of such Act,
10 as redesignated by subsection (a), is amended by striking
11 the period at the end and inserting the following: “, except
12 that the requirements of subsection (d) shall apply with
13 respect to the regularly scheduled general election for Fed-
14 eral office held in November 2022 and each succeeding
15 election for Federal office.”.

16 **SEC. 402. REQUIRING STANDARD ELECTION ADMINISTRA-**
17 **TION PROCEDURES IN ALL JURISDICTIONS**
18 **IN STATE.**

19 (a) REQUIREMENT.—Section 302 of the Help Amer-
20 ica Vote Act of 2002 (52 U.S.C. 21082), as amended by
21 section 401(a), is amended—

22 (1) by redesignating subsection (e) as sub-
23 section (f); and

24 (2) by inserting after subsection (d) the fol-
25 lowing new subsection:

1 “(e) REQUIRING STANDARD ELECTION ADMINISTRA-
2 TION PROCEDURES IN ALL JURISDICTIONS.—Each State
3 shall ensure that the procedures used for the administra-
4 tion of elections for Federal office in the State, including
5 the procedures used to determine the conditions under
6 which individuals may cast provisional ballots and the cri-
7 teria for the acceptance and rejection of provisional bal-
8 lots, are standardized and uniform for all jurisdictions in
9 the State which administer such elections.”.

10 (b) EFFECTIVE DATE.—Section 302(f) of such Act,
11 as redesignated by subsection (a) and as amended by sec-
12 tion 401(b), is amended by striking “subsection (d)” and
13 inserting “subsections (d) and (e)”.

14 **TITLE V—PROMOTING ACCU-**
15 **RACY OF VOTER REGISTRA-**
16 **TION LISTS**

17 **SEC. 501. ESTABLISHMENT OF NATIONAL DECONFLICTION**
18 **VOTING DATABASE AND CLEARINGHOUSE.**

19 (a) ESTABLISHMENT.—There is established within
20 the Cybersecurity and Infrastructure Security Agency the
21 National Deconfliction Voting Database and Clearing-
22 house.

23 (b) PURPOSE.—The National Deconfliction Voting
24 Database and Clearinghouse shall assist States in ensur-
25 ing the integrity of elections for Federal office by serving

1 as a database and clearinghouse of voter registration
2 records and lists of eligible voters in elections for Federal
3 office, so that States may ensure that individual voters
4 are registered only in the one State in which they are dom-
5 icated, deceased voters are purged from voting rolls, and
6 only citizens of the United States vote in such elections.

7 (c) DEFINITION.—In this section, the term “State”
8 has the meaning given such term in the National Voter
9 Registration Act of 1993 (52 U.S.C. 20501 et seq.).

10 **SEC. 502. PRE-ELECTION MAINTENANCE AND CERTIFI-**
11 **CATION OF OFFICIAL VOTER REGISTRATION**
12 **LIST.**

13 (a) REQUIRING STATE TO CERTIFY COMPLETION OF
14 PROGRAM TO REMOVE INELIGIBLE VOTERS PRIOR TO
15 DATE OF ELECTION AND TRANSFER CERTIFIED LIST OF
16 ELIGIBLE VOTERS TO CLEARINGHOUSE.—Section
17 8(c)(2)(A) of the National Voter Registration Act of 1993
18 (52 U.S.C. 20507(c)(2)(A)) is amended by striking “A
19 State shall complete” and all that follows through “eligible
20 voters” and inserting the following: “Not later than 90
21 days prior to the date of an election for Federal office,
22 each State and the chief State election official of each
23 State shall certify to the Election Assistance Commission
24 and the Cybersecurity and Infrastructure Security Agency
25 that the State has completed a program to remove the

1 names of ineligible voters from the official list of eligible
2 voters with respect to the election, and shall transfer to
3 the Cybersecurity and Infrastructure Security Agency (for
4 inclusion in the National Deconfliction Voting Database
5 and Clearinghouse) the certified list of eligible voters in
6 the election.”.

7 (b) PROVISION OF INFORMATION TO STATE AND
8 CISA BY UNITED STATES POSTAL SERVICE AND SOCIAL
9 SECURITY ADMINISTRATION.—Section 8(c)(2) of such Act
10 (52 U.S.C. 20507(c)(2)) is amended—

11 (1) by redesignating subparagraph (B) as sub-
12 paragraph (C); and

13 (2) by inserting after subparagraph (A) the fol-
14 lowing new subparagraph:

15 “(B) Not later than 180 days before the date of each
16 regularly scheduled general election for Federal office—

17 “(i) the Postmaster General shall transmit to
18 the chief State election official of a State and the
19 Cybersecurity and Infrastructure Security Agency
20 change-of-address information on individuals who,
21 since the previous regularly scheduled general elec-
22 tion for Federal office, are no longer residents of the
23 State; and

24 “(ii) the Director of the Social Security Admin-
25 istration shall transmit to the chief State election of-

1 ficial and the Cybersecurity and Infrastructure Secu-
2 rity Agency information on individuals from the
3 State who have died since the previous regularly
4 scheduled general election for Federal office.”.

5 (c) EFFECTIVE DATE.—The amendments made by
6 this section shall apply with respect to the regularly sched-
7 uled general election for Federal office held in November
8 2022 and each succeeding election for Federal office.

9 **SEC. 503. REQUIRING APPLICANTS FOR MOTOR VEHICLE**
10 **DRIVER’S LICENSES IN NEW STATE TO INDI-**
11 **CATE WHETHER STATE SERVES AS RESI-**
12 **DENCE FOR VOTER REGISTRATION PUR-**
13 **POSES.**

14 (a) REQUIREMENTS FOR APPLICANTS FOR LI-
15 CENSES.—Section 5(d) of the National Voter Registration
16 Act of 1993 (52 U.S.C. 20504(d)) is amended—

17 (1) by striking “Any change” and inserting
18 “(1) Any change”; and

19 (2) by adding at the end the following new
20 paragraph:

21 “(2)(A) A State motor vehicle authority shall require
22 each individual applying for a motor vehicle driver’s li-
23 cense in the State—

24 “(i) to attest, under penalty of perjury, whether
25 the individual resides in another State or resided in

1 another State prior to applying for the license, and,
2 if so, to identify the State involved; and

3 “(ii) to attest, under penalty of perjury, wheth-
4 er the individual intends for the State to serve as
5 the individual’s residence for purposes of registering
6 to vote in elections for Federal office.

7 “(B) If pursuant to subparagraph (A)(ii) an indi-
8 vidual indicates to the State motor vehicle authority that
9 the individual intends for the State to serve as the individ-
10 ual’s residence for purposes of registering to vote in elec-
11 tions for Federal office, the authority shall notify the
12 motor vehicle authority of the State identified by the indi-
13 vidual pursuant to subparagraph (A)(i), who shall notify
14 the chief State election official of such State that the indi-
15 vidual no longer intends for that State to serve as the indi-
16 vidual’s residence for purposes of registering to vote in
17 elections for Federal office.”.

18 (b) EFFECTIVE DATE.—The amendments made by
19 subsection (a) shall take effect with respect to elections
20 occurring in 2021 or any succeeding year.

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