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(Original Signature of Member)

116TH CONGRESS
2D SESSION

H. R. _____

To amend the National Voter Registration Act of 1993 to prohibit States from registering individuals to vote in elections for Federal office who do not provide documentary proof of United States citizenship, to amend the Help America Vote Act of 2002 to require individuals to provide identification as a condition of voting in elections for Federal office, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. NORMAN introduced the following bill; which was referred to the
Committee on _____

A BILL

To amend the National Voter Registration Act of 1993 to prohibit States from registering individuals to vote in elections for Federal office who do not provide documentary proof of United States citizenship, to amend the Help America Vote Act of 2002 to require individuals to provide identification as a condition of 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Securing and Verifying
3 Elections in America Act” or the “SAVE America Act”.

4 **SEC. 2. PROHIBITING REGISTRATION TO VOTE OF INDIVID-**
5 **UALS WHO FAIL TO PROVIDE PROOF OF**
6 **UNITED STATES CITIZENSHIP.**

7 (a) IN GENERAL.—Section 8 of the National Voter
8 Registration Act of 1993 (52 U.S.C. 20507) is amended—

9 (1) by redesignating subsection (j) as sub-
10 section (k); and

11 (2) by inserting after subsection (i) the fol-
12 lowing new subsection:

13 “(j) PROHIBITING REGISTRATION OF INDIVIDUALS
14 NOT PROVIDING PROOF OF UNITED STATES CITIZEN-
15 SHIP.—

16 “(1) IN GENERAL.—Notwithstanding any other
17 provision of this Act, a State may not register an in-
18 dividual to vote in elections for Federal office held
19 in the State unless, at the time the individual ap-
20 plies to register to vote, the individual provides docu-
21 mentary proof that the individual is a citizen of the
22 United States, which shall consist of any of the fol-
23 lowing (or a photocopy thereof):

24 “(A) A certified birth certificate issued by
25 a State or unit of local government in a State.

26 “(B) A valid United States passport.

1 “(C) A Consular Report of Birth Abroad
2 issued by the Secretary of State.

3 “(D) A Naturalization Certificate or Cer-
4 tificate of Citizenship issued by the Secretary of
5 Homeland Security.

6 “(2) APPLICABILITY.—Paragraph (1) applies
7 with respect to an individual who applies to register
8 to vote under section 5, 6, or 7 (including an indi-
9 vidual who submits the mail voter registration appli-
10 cation form prescribed by the Election Assistance
11 Commission pursuant to section 9), or who applies
12 under any other method of voter registration avail-
13 able in the State.”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 subsection (a) shall apply with respect to applications for
16 voter registration which are submitted on or after the date
17 of the enactment of this Act.

18 **SEC. 3. REQUIRING PROVISION OF IDENTIFICATION AS A**
19 **CONDITION OF VOTING IN FEDERAL ELEC-**
20 **TIONS.**

21 (a) REQUIREMENT TO PROVIDE IDENTIFICATION AS
22 CONDITION OF RECEIVING BALLOT.—

23 (1) IN GENERAL.—Section 303(b) of the Help
24 America Vote Act of 2002 (52 U.S.C. 21083(b)) is
25 amended—

1 (A) in the heading, by striking “FOR VOT-
2 ERS WHO REGISTER BY MAIL” and inserting
3 “FOR PROVIDING IDENTIFICATION”; and

4 (B) by striking paragraphs (1) through (3)
5 and inserting the following:

6 “(1) INDIVIDUALS VOTING IN PERSON.—Not-
7 withstanding any other provision of law, the appro-
8 priate State or local election official may not provide
9 a ballot for an election for Federal office to an indi-
10 vidual who desires to vote in person unless the indi-
11 vidual presents to the official a current and valid
12 identification issued by the State or by a unit of
13 local government in the State.

14 “(2) INDIVIDUALS VOTING OTHER THAN IN
15 PERSON.—Notwithstanding any other provision of
16 law, the appropriate State or local election official
17 may not accept any ballot for an election for Federal
18 office provided by an individual who votes other than
19 in person unless the individual submits with the bal-
20 lot a copy of a current and valid identification issued
21 by the State or by a unit of local government in the
22 State.

23 “(3) EXCEPTION.—Paragraphs (1) and (2) do
24 not apply in the case of an individual who is unable
25 to obtain an identification for purposes of such para-

1 graphs because of a reasonable impediment, as de-
2 termined in accordance with the law of the State in-
3 volved.”.

4 (2) CONFORMING AMENDMENTS.—Section 303
5 of such Act (52 U.S.C. 21083) is amended—

6 (A) in the heading, by striking “**FOR VOT-**
7 **ERS WHO REGISTER BY MAIL**” and inserting
8 “**FOR PROVIDING IDENTIFICATION**”; and

9 (B) in subsection (c), by striking “sub-
10 sections (a)(5)(A)(i)(II) and (b)(3)(B)(i)(II)”
11 and inserting “subsection (a)(5)(A)(i)(II)”.

12 (3) CLERICAL AMENDMENT.—The table of con-
13 tents of such Act is amended by amending the item
14 relating to section 303 to read as follows:

“Sec. 303. Computerized statewide voter registration list requirements and re-
quirements for providing identification.”.

15 (b) EFFECTIVE DATE.—

16 (1) IN GENERAL.—This section and the amend-
17 ments made by this section shall apply with respect
18 to elections for Federal office held on or after the
19 date of the enactment of this Act.

20 (2) CONFORMING AMENDMENT.—Section
21 303(d)(2) of the Help America Vote Act of 2002 (52
22 U.S.C. 21083(d)(2)) is amended to read as follows:

23 “(2) REQUIREMENT TO PROVIDE PHOTO IDEN-
24 TIFICATION.—Paragraphs (1), (2), and (3) of sub-

1 section (b) shall apply with respect to elections for
2 Federal office held on or after the date of the enact-
3 ment of the SAVE America Act.”.

4 **SEC. 4. REQUIRING APPLICANTS FOR MOTOR VEHICLE**
5 **DRIVER’S LICENSES IN NEW STATE TO INDI-**
6 **CATE WHETHER STATE SERVES AS RESI-**
7 **DENCE FOR VOTER REGISTRATION PUR-**
8 **POSES.**

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

12 (1) by striking “Any change” and inserting
13 “(1) Any change”; and

14 (2) by adding at the end the following new
15 paragraph:

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

19 “(i) to attest, under penalty of perjury, whether
20 the individual resides in another State or resided in
21 another State prior to applying for the license, and,
22 if so, to identify the State involved; and

23 “(ii) to attest, under penalty of perjury, wheth-
24 er the individual intends for the State to serve as

1 the individual's residence for purposes of registering
2 to vote in elections for Federal office.

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

14 (b) **EFFECTIVE DATE.**—The amendments made by
15 subsection (a) shall take effect with respect to elections
16 occurring in 2021 or any succeeding year.

17 **SEC. 5. PRE-ELECTION MAINTENANCE OF OFFICIAL VOTER**
18 **REGISTRATION LIST.**

19 (a) **REQUIRING STATE TO CERTIFY COMPLETION OF**
20 **PROGRAM TO REMOVE INELIGIBLE VOTERS PRIOR TO**
21 **DATE OF ELECTION.**—Section 8(c)(2)(A) of the National
22 Voter Registration Act of 1993 (52 U.S.C.
23 20507(c)(2)(A)) is amended by striking “A State shall
24 complete” and all that follows through “eligible voters.”
25 and inserting the following: “Not later than 90 days prior

1 to the date of an election for Federal office, each State
2 shall certify to the Election Assistance Commission that
3 the State has completed a program to remove the names
4 of ineligible voters from the official list of eligible voters
5 with respect to the election.”.

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

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

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

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

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

22 “(ii) the Director of the Social Security Admin-
23 istration shall transmit to the chief State election of-
24 ficial information on individuals from the State who

1 have died since the previous regularly scheduled gen-
2 eral election for Federal office”.

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

7 **SEC. 6. VOTING SYSTEMS RESEARCH BY NATIONAL INSTI-**
8 **TUTE OF STANDARDS AND TECHNOLOGY.**

9 The Director of the National Institute of Standards
10 and Technology, in collaboration with the National Science
11 Foundation as appropriate, shall carry out a program of
12 research on voting systems, including—

13 (1) the cybersecurity of different components of
14 such systems;

15 (2) end-to-end verifiable systems;

16 (3) the timely counting, verification, and certifi-
17 cation of results;

18 (4) the accessibility and usability of different
19 components of such systems;

20 (5) voter privacy and data protection;

21 (6) methods for auditing elections;

22 (7) the interoperability of system technologies;

23 (8) means for providing voters with the ability
24 to easily check whether a ballot sent by mail has
25 been dispatched to the voter and whether the voter’s

1 marked ballot has been received and accepted by the
2 appropriate election official;

3 (9) the reliability of various approaches to voter
4 authentication;

5 (10) accessibility and transparency for poll
6 watchers;

7 (11) methods for authenticating and updating
8 voter registration lists; and

9 (12) such other areas of research as the Direc-
10 tor of the National Institute of Standards and Tech-
11 nology determines to be appropriate and related to
12 the security and integrity of elections for Federal of-
13 fice.

14 **SEC. 7. ENHANCED PENALTIES FOR FRAUDULENT TRANS-**
15 **MISSION OF BALLOTS BY MAIL IN FEDERAL**
16 **ELECTIONS.**

17 (a) PENALTIES FOR MAIL FRAUD.—Section 1341 of
18 title 18, United States Code, is amended by striking “20
19 years” and inserting “20 years (or, in the case of a matter
20 or thing consisting of a ballot in an election for Federal
21 office which is placed or deposited for purposes of exe-
22 cuting a scheme or artifice involving multiple ballots, 30
23 years)”.

24 (b) PENALTIES FOR USE OF FICTITIOUS NAME OR
25 ADDRESS ON BALLOT.—Section 1343 of title 18, United

1 States Code, is amended by striking “five years” and in-
2 serting “five years (or, in the case of mail matter con-
3 sisting of a ballot in an election for Federal office which
4 is transmitted for purposes of executing a scheme or arti-
5 fice involving multiple ballots, 10 years)”.

6 (c) PENALTIES FOR TRANSMISSION OF FRAUDULENT
7 BALLOTS.—Section 12 of the National Voter Registration
8 Act of 1993 (52 U.S.C. 20511) is amended by striking
9 “five years” and inserting “five years (or, in the case of
10 activity described in paragraph (2)(B) which involves the
11 transmission of multiple ballots by mail, 10 years)”.

12 **SEC. 8. REPORTING SYSTEM FOR INCIDENTS OF FRAUD IN**
13 **FEDERAL ELECTIONS.**

14 (a) REPORTING SYSTEM.—The Attorney General
15 shall establish a system through which persons may report
16 incidents of fraud in elections for Federal office, including
17 through a toll-free hotline and a confidential online portal.

18 (b) DEADLINE.—The Attorney General shall estab-
19 lish the system under subsection (a) not later than 30 days
20 after the date of the enactment of this Act.

21 **SEC. 9. SEPARATE TREATMENT OF PROVISIONAL AND**
22 **MAIL-IN BALLOTS.**

23 (a) PROVISIONAL BALLOTS.—Section 302(a)(4) of
24 the Help America Vote Act of 2002 (52 U.S.C.
25 21082(a)(4)) is amended by striking the period at the end

1 and inserting the following: “, except that the ballot shall
2 be separated and held apart from the ballots cast at the
3 polling place which were not provisional ballots.”.

4 (b) MAIL-IN BALLOTS.—Section 302 of such Act (52
5 U.S.C. 21082) is amended—

6 (1) by redesignating subsection (d) as sub-
7 section (e); and

8 (2) by inserting after subsection (c) the fol-
9 lowing new subsection:

10 “(d) TREATMENT OF MAIL-IN BALLOTS.—

11 “(1) SEPARATION FROM BALLOTS CAST AT
12 POLLING PLACE.—The appropriate election official
13 shall ensure that ballots in an election which are
14 cast by mail are separated and held apart from, and
15 tabulated separately from, ballots in the election
16 which are cast at a polling place.

17 “(2) EFFECTIVE DATE.—This subsection shall
18 apply with respect to the regularly scheduled general
19 election for Federal office held in November 2022
20 and each succeeding election for Federal office.”.

21 (c) CONFORMING AMENDMENT RELATING TO EF-
22 FECTIVE DATE.—Section 302(e) of such Act (52 U.S.C.
23 21082(e)), as redesignated by subsection (b)(1), is amend-
24 ed by striking “Each State” and inserting “Except as pro-
25 vided in subsection (d)(2), each State”.

1 **SEC. 10. CONDITIONS ON PROVISION AND ACCEPTANCE OF**
2 **BALLOTS BY MAIL.**

3 (a) CONDITIONS DESCRIBED.—Title III of the Help
4 America Vote Act of 2002 (52 U.S.C. 21081 et seq.) is
5 amended—

6 (1) by redesignating sections 304 and 305 as
7 sections 305 and 306; and

8 (2) by inserting after section 304 the following
9 new section:

10 **“SEC. 304. CONDITIONS ON PROVISION AND ACCEPTANCE**
11 **OF BALLOTS BY MAIL.**

12 “(a) CERTIFICATION OF ABSENCE.—

13 “(1) IN GENERAL.—An election official may not
14 provide an absentee ballot to an individual in an
15 election for Federal office unless—

16 “(A) the individual attests that the indi-
17 vidual will be absent on the date of the election
18 from the jurisdiction in which the individual is
19 registered to vote in person; or

20 “(B) the individual will be unable to cast
21 a ballot in the election in person because of a
22 reasonable impediment, as determined in ac-
23 cordance with the law of the State involved.

24 “(2) EXCEPTION FOR ABSENT MILITARY VOT-
25 ERS.—Paragraph (1) does not apply with respect to
26 an individual who is an absent uniformed services

1 voter, as defined in section 107(1) of the Uniformed
2 and Overseas Absentee Voter Act (52 U.S.C.
3 20310(1)), who is entitled to vote by absentee ballot
4 under such Act.

5 “(b) SIGNATURE.—The appropriate election official
6 may not accept a voted ballot transmitted by mail unless
7 the ballot includes the voter’s signature and—

8 “(1) the signature on the ballot matches a sig-
9 nature of the voter under the records of the State;
10 or

11 “(2) a witness observed the voter signing the
12 ballot or the voter’s signature on the ballot is nota-
13 rized.”.

14 (b) CONFORMING AMENDMENT RELATING TO EN-
15 FORCEMENT.—Section 401 of such Act (52 U.S.C. 21111)
16 is amended by striking “and 303” and inserting “303, and
17 304”.

18 (c) CLERICAL AMENDMENT.—The table of contents
19 of such Act is amended—

20 (1) by redesignating the items relating to sec-
21 tions 304 and 305 as relating to sections 305 and
22 306; and

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

“Sec. 304. Conditions on provision and acceptance of ballots by mail.”.