To amend the National Voter Registration Act of 1993 to require any individual who desires to register or re-register to vote in an election for Federal office to provide the appropriate State election official with proof that the individual is a citizen of the United States to prevent fraud in Federal elections, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 2006

Mr. HYDE introduced the following bill; which was referred to the Committee on House Administration

A BILL

To amend the National Voter Registration Act of 1993 to require any individual who desires to register or re-register to vote in an election for Federal office to provide the appropriate State election official with proof that the individual is a citizen of the United States to prevent fraud in Federal elections, 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.

4 This Act may be cited as the “Federal Election Integ-
5 rity Act of 2006”.
SEC. 2. REQUIRING PROOF OF CITIZENSHIP TO ACCOMPANY APPLICATION FOR VOTER REGISTRATION.

(a) APPLICATION PROVIDED WITH MOTOR VEHICLE LICENSE APPLICATION.—Section 5(c)(2) of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg–3(c)(2)) is amended—

(1) in subparagraph (B), by striking “may re-require” and inserting “in addition to the information required under subparagraph (E), may require”;

(2) by striking “and” at the end of subparagraph (D);

(3) by redesignating subparagraph (E) as subparagraph (F); and

(4) by inserting after subparagraph (D) the following new subparagraph:

“(E) shall require the applicant to provide a photographic copy of any document which provides proof that the applicant is a citizen of the United States, in accordance with guidelines established by the Election Administration Commission in consultation with the Secretary of Homeland Security and the Secretary of State.”.

(b) MAIL-IN FORM.—Section 9(b) of such Act (42 U.S.C. 1973gg–7(b)) is amended—
(1) in paragraph (1), by striking “may require” and inserting “consistent with paragraph (5), may require”;

(2) by striking “and” at the end of paragraph (3);

(3) by striking the period at the end of paragraph (4) and inserting “; and”; and

(4) by adding at the end the following new paragraph:

“(5) shall require the applicant to provide a photographic copy of any document which provides proof that the applicant is a citizen of the United States, in accordance with guidelines established by the Election Administration Commission in consultation with the Secretary of Homeland Security and the Secretary of State.”.

(c) Special Rules for States Without Registration Requirement and States Permitting Same-Day Registration.—

(1) In General.—Section 8 of such Act (42 U.S.C. 1973gg–6) is amended—

(A) by redesignating subsection (j) as subsection (k); and

(B) by inserting after subsection (i) the following new subsection:
“(j) Requirement for Proof of Citizenship in States Without Registration Requirement and States Permitting Same-Day Registration.—

“(1) States without registration requirement.—In the case of a State described in section 4(b)(1), the appropriate State or local election official may not provide any individual with a ballot for an election for Federal office (including an absentee ballot) unless the individual provides the official with a photographic copy of any document which provides proof that the individual is a citizen of the United States, in accordance with guidelines established by the Election Administration Commission in consultation with the Secretary of Homeland Security and the Secretary of State.

“(2) States permitting same-day registration.—In the case of a State described in section 4(b)(2), the appropriate State or local election official may not permit any individual to register to vote in an election for Federal office (including an individual who desires to register to vote at the polling place at the time of voting in the election) unless the individual provides the official with a photographic copy of any document which provides proof that the individual is a citizen of the United States, in ac-
cordance with guidelines established by the Election Administration Commission in consultation with the Secretary of Homeland Security and the Secretary of State.’’.

(2) **CONFORMING AMENDMENT.**—Section 4(b) of such Act (42 U.S.C. 1973gg–2(b)) is amended by striking ‘‘This Act’’ and inserting ‘‘Except as provided in section 8(j), this Act’’.

**SEC. 3. REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION.**

(a) **IN GENERAL.**—Section 303(b) of the Help America Vote Act of 2002 (42 U.S.C. 15483(b) is amended—

(1) in the heading, by striking ‘‘FOR VOTERS WHO REGISTER BY MAIL’’ and inserting ‘‘FOR PROVIDING PHOTO IDENTIFICATION’’; and

(2) by striking paragraphs (1) through (3) and inserting the following:

‘‘(1) **INDIVIDUALS VOTING IN PERSON.**—Notwithstanding any other provision of law, the appropriate State or local election official may not provide a ballot for an election for Federal office (including a provisional ballot under section 302(a)) to an individual who desires to vote in person unless the individual presents to the official a current and valid photo identification.”
“(2) INDIVIDUALS VOTING BY MAIL.—Notwithstanding any other provision of law, the appropriate State or local election official may not accept any ballot for an election for Federal office provided by an individual who votes by mail unless the individual submits with the ballot a copy of a current and valid photo identification.”.

(b) CONFORMING AMENDMENTS.—Section 303 of such Act (42 U.S.C. 15483) is amended—

(1) in the heading, by striking “FOR VOTERS WHO REGISTER BY MAIL” and inserting “FOR PROVIDING PHOTO IDENTIFICATION”; and

(2) in subsection (c), by striking “subsections (a)(5)(A)(i)(II) and (b)(3)(B)(i)(II)” and inserting “subsection (a)(5)(A)(i)(II)”.

(e) CLERICAL AMENDMENT.—The table of contents of such Act is amended by amending the item relating to section 303 to read as follows:

“Sec. 303. Computerized statewide voter registration list requirements and requirements for providing photo identification”.

(d) EFFECTIVE DATE.—Section 303(d) of such Act (42 U.S.C. 15483(d)) is amended to read as follows:

“(d) REQUIREMENT TO PROVIDE PHOTO IDENTIFICATION.—Subsection (b) shall apply with respect to the regularly scheduled general election for Federal office held
in November 2006 and each succeeding election for Fed-
eral office.”

SEC. 4. EFFECTIVE DATE.

This Act and the amendments made by this Act shall apply with respect to the regularly scheduled general elec-
tion for Federal office held in November 2006 and each succeeding election for Federal office.