

117TH CONGRESS
1ST SESSION

H. R. 873

To amend the National Voter Registration Act of 1993 to prohibit a State from registering an individual to vote in elections for Federal office held in the State unless the individual provides documentary proof that the individual is a citizen of the United States.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2021

Mr. GIBBS (for himself and Mr. DUNCAN) 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 prohibit a State from registering an individual to vote in elections for Federal office held in the State unless the individual provides documentary proof that the individual is a citizen of the United States.

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 “Ensuring American
5 Voters Act of 2021”.

1 **SEC. 2. PROHIBITING REGISTRATION TO VOTE OF INDIVID-**
2 **UALS WHO FAIL TO PROVIDE PROOF OF**
3 **UNITED STATES CITIZENSHIP.**

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

6 (1) by redesignating subsection (j) as sub-
7 section (k); and

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

10 “(j) PROHIBITING REGISTRATION OF INDIVIDUALS
11 NOT PROVIDING PROOF OF UNITED STATES CITIZEN-
12 SHIP.—

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

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

23 “(B) A valid United States passport.

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

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

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

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

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