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(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R.

To amend the Help America Vote Act of 2002 to establish certain photo identification requirements for voting in District of Columbia elections and to require proof of citizenship to register to vote in District of Columbia elections, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mrs. GREENE of Georgia introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Help America Vote Act of 2002 to establish certain photo identification requirements for voting in District of Columbia elections and to require proof of citizenship to register to vote in District of Columbia 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 “American Confidence
5 in Elections: District of Columbia Voter Identification
6 Act”.

1 **SEC. 2. REQUIREMENTS FOR PHOTO IDENTIFICATION AND**
2 **PROOF OF CITIZENSHIP WITH RESPECT TO**
3 **DISTRICT OF COLUMBIA ELECTIONS.**

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

6 (1) by redesignating sections 304 and 305 as
7 sections 306 and 307, respectively; and

8 (2) by inserting after section 303 the following
9 new sections:

10 **“SEC. 304. REQUIREMENTS FOR PHOTO IDENTIFICATION IN**
11 **DISTRICT OF COLUMBIA ELECTIONS.**

12 **“(a) REQUIRING PROVISION OF IDENTIFICATION TO**
13 **RECEIVE A BALLOT OR VOTE.—**

14 **“(1) INDIVIDUALS VOTING IN PERSON.—A Dis-**
15 **trict of Columbia election official may not provide a**
16 **ballot for a District of Columbia election to an indi-**
17 **vidual who desires to vote in person unless the indi-**
18 **vidual presents to the official an identification de-**
19 **scribed in paragraph (3).**

20 **“(2) INDIVIDUALS VOTING OTHER THAN IN**
21 **PERSON.—A District of Columbia election official**
22 **may not provide a ballot for a District of Columbia**
23 **election to an individual who desires to vote other**
24 **than in person unless the individual submits with**
25 **the application for the ballot a copy of an identifica-**
26 **tion described in paragraph (3).**

1 “(3) IDENTIFICATION DESCRIBED.—An identi-
2 fication described in this paragraph is, with respect
3 to an individual, any of the following:

4 “(A) A current and valid motor vehicle li-
5 cense issued by the District of Columbia or any
6 other current and valid photo identification of
7 the individual which is issued by the District of
8 Columbia or the identification number for such
9 motor vehicle license or photo identification.

10 “(B) A current and valid United States
11 passport, a current and valid military photo
12 identification, or any other current and valid
13 photo identification of the individual which is
14 issued by the Federal government.

15 “(C) Any current and valid photo identi-
16 fication of the individual which is issued by a
17 Tribal Government.

18 “(D) A student photo identification issued
19 by a secondary school (as such term is defined
20 in section 8101 of the Elementary and Sec-
21 ondary Education Act of 1965 (20 U.S.C.
22 7801)) or an institution of higher education (as
23 such term is defined in section 101 of the High-
24 er Education Act of 1965 (20 U.S.C. 1001)).

1 “(E) The last 4 digits of the individual’s
2 social security number.

3 “(4) ENSURING PROOF OF RESIDENCE.—If an
4 individual presents or submits an identification de-
5 scribed in paragraph (3) which does not include the
6 address of the individual’s residence, the District of
7 Columbia election official may not provide a ballot to
8 the individual unless the individual presents or sub-
9 mits a document or other written information from
10 a third party which—

11 “(A) provides the address of the individ-
12 ual’s residence; and

13 “(B) such document or other written infor-
14 mation is of sufficient validity such that the
15 election official is reasonably certain as to the
16 identity of the individual.

17 “(b) PROVISION OF IDENTIFICATION WITHOUT COST
18 TO INDIGENT INDIVIDUALS.—If the District of Columbia
19 charges an individual a fee for an identification described
20 in subsection (a)(3) and the individual provides an attesta-
21 tion that the individual is unable to afford the fee, the
22 District of Columbia shall provide the identification to the
23 individual at no cost.

24 “(c) SPECIAL RULE WITH RESPECT TO SINCERELY
25 HELD RELIGIOUS BELIEFS.—In the case of an individual

1 who is unable to comply with the requirements of sub-
2 section (a) due to sincerely held religious beliefs, the Dis-
3 trict of Columbia shall provide such individual with an al-
4 ternative identification that shall be deemed to meet the
5 requirements of an identification described in subsection
6 (a)(3).

7 “(d) DESIGNATION OF DISTRICT OF COLUMBIA
8 AGENCY TO PROVIDE COPIES OF IDENTIFICATION.—The
9 Mayor of the District of Columbia shall designate an agen-
10 cy of the District of Columbia government to provide an
11 individual with a copy of an identification described in
12 subsection (a)(3) at no cost to the individual for the pur-
13 poses of meeting the requirement under subsection (a)(2).

14 “(e) INCLUSION OF PHOTOS IN POLL BOOKS.—

15 “(1) METHODS FOR OBTAINING PHOTOS.—

16 “(A) PROVISION OF PHOTOS BY OFFICES
17 OF DISTRICT OF COLUMBIA GOVERNMENT.—If
18 any office of the District of Columbia govern-
19 ment has a photograph or digital image of the
20 likeness of an individual who is eligible to vote
21 in a District of Columbia election, the office, in
22 consultation with the chief election official of
23 the District of Columbia, shall provide access to
24 the photograph or digital image to the chief
25 election official of the District of Columbia.

1 “(B) TAKING OF PHOTOS AT POLLING
2 PLACE.—If a photograph or digital image of an
3 individual who votes in person at a polling place
4 is not included in the poll book which contains
5 the name of the individuals who are eligible to
6 vote in the District of Columbia election and
7 which is used by election officials to provide
8 ballots to such eligible individuals, the appro-
9 priate election official shall take a photograph
10 of the individual and provide access to the pho-
11 tograph to the chief election official of the Dis-
12 trict of Columbia.

13 “(C) COPIES OF PHOTOS PROVIDED BY IN-
14 DIVIDUALS NOT VOTING IN PERSON.—The elec-
15 tion official who receives a copy of an identifica-
16 tion described in subsection (a)(3) which is sub-
17 mitted by an individual who desires to vote
18 other than in person at a polling place shall
19 provide access to the copy of the identification
20 to the chief election official of the District of
21 Columbia.

22 “(2) INCLUSION IN POLL BOOKS.—The chief
23 election official of the District of Columbia shall en-
24 sure that a photograph, digital image, or copy of an
25 identification for which access is provided under

1 paragraph (1) is included in the poll book which con-
2 tains the name of the individuals who are eligible to
3 vote in the District of Columbia election and which
4 is used by election officials to provide ballots to such
5 eligible individuals.

6 “(3) PROTECTION OF PRIVACY OF VOTERS.—
7 The appropriate election officials of the District of
8 Columbia shall ensure that any photograph, digital
9 image, or copy of an identification which is included
10 in a poll book under this subsection is not used for
11 any purpose other than the administration of Dis-
12 trict of Columbia elections and is not provided or
13 otherwise made available to any other person except
14 as may be necessary to carry out that purpose.

15 “(f) EXCEPTIONS.—This section does not apply with
16 respect to any individual who is—

17 “(1) entitled to vote by absentee ballot under
18 the Uniformed and Overseas Citizens Absentee Vot-
19 ing Act (52 U.S.C. 20301 et seq.);

20 “(2) provided the right to vote otherwise than
21 in person under section 3(b)(2)(B)(ii) of the Voting
22 Accessibility for the Elderly and Handicapped Act
23 (52 U.S.C. 20102(b)(2)(B)(ii)); or

24 “(3) entitled to vote otherwise than in person
25 under any other Federal law.

1 “(g) DEFINITIONS.—For the purposes of this section,
2 the following definitions apply:

3 “(1) DISTRICT OF COLUMBIA ELECTION.—The
4 term ‘District of Columbia election’ means any elec-
5 tion for public office in the District of Columbia, in-
6 cluding an election for Federal office, and any ballot
7 initiative or referendum.

8 “(2) INDIAN TRIBE.—The term ‘Indian Tribe’
9 has the meaning given the term ‘Indian tribe’ in sec-
10 tion 4 of the Indian Self-Determination and Edu-
11 cation Assistance Act (25 U.S.C. 5304).

12 “(3) TRIBAL GOVERNMENT.—The term ‘Tribal
13 Government’ means the recognized governing body
14 of an Indian Tribe.

15 **“SEC. 305. REQUIRING PROOF OF UNITED STATES CITIZEN-**
16 **SHIP TO REGISTER TO VOTE IN A DISTRICT**
17 **OF COLUMBIA ELECTION.**

18 “(a) IN GENERAL.—An individual may not register
19 to vote in a District of Columbia election unless, at the
20 time the individual applies to register to vote, the indi-
21 vidual provides documentary proof that the individual is
22 a citizen of the United States.

23 “(b) DISTRICT OF COLUMBIA ELECTION DEFINED.—
24 In this section, the term ‘District of Columbia election’
25 means any election for public office in the District of Co-

1 lumbia, including an election for Federal office, and any
2 ballot initiative or referendum.”.

3 (b) CONFORMING AMENDMENT RELATING TO EN-
4 FORCEMENT.—Section 401 of the Help America Vote Act
5 of 2002 (52 U.S.C. 21111) is amended by striking “and
6 303” and inserting “303, 304, and 305”.

7 (c) CLERICAL AMENDMENT.—The table of contents
8 of such Act is amended—

9 (1) by redesignating the items relating to sec-
10 tions 304 and 305 as relating to sections 306 and
11 307, respectively; and

12 (2) by inserting after the item relating to sec-
13 tion 303 the following new items:

“Sec. 304. Requirements for photo identification in District of Columbia elec-
tions.

“Sec. 305. Requiring proof of United States citizenship to register to vote in
a District of Columbia election.”.