



**ONLY
CITIZENS
VOTE**



KNOW THE FACTS on Noncitizen Voting

- There are an estimated **30 million noncitizens** in the United States as of April 2024.
 - The noncitizen population includes all foreign-born residents of the United States—legal, illegal, and quasi-legal—**MINUS** those who have become naturalized U.S. citizens.
 - Thus, the noncitizen population includes:
 - ◇ Lawful permanent residents (green card holders) who haven't naturalized;
 - ◇ Nonimmigrant visa holders (temporary workers and visitors);
 - ◇ Asylees (aliens granted asylum) and refugees;
 - ◇ Parolees (the more than one million inadmissible aliens the Biden Administration has allowed to fly into the United States without a visa, in a clear abuse of immigration law); and
 - ◇ Illegal aliens (at least 5.5 million illegal aliens have entered through Biden's open borders).

All 50 states and the District of Columbia issue **driver's licenses**, including REAL IDs, to noncitizens who are here **legally**.

- **19 states and the District of Columbia** issue **driver's licenses** to **illegal aliens**.

● **Every noncitizen who is authorized to work** in the United States is eligible for a **Social Security number (SSN)**.

- ◇ This includes every noncitizen in the list above except for some nonimmigrant visa holders and most illegal aliens, unless/until they apply for asylum. The Biden Administration is preparing to GRANT ASYLUM to millions of illegals, thereby making them eligible for SS#s

● With a driver's license and a social security number, **any noncitizen can register to vote** in any state **UNLESS** the state takes additional steps to verify U.S. citizenship.

- The Federal Voter Registration form, which federal law requires state Departments of Motor

Vehicles and welfare agencies to offer all their “customers,” **simply requires the registrant to check a box saying he is a U.S. citizen and sign his name under penalty of perjury.** Federal law prohibits states from requiring additional proof of U.S. citizenship from people who fill out this form.

- ◇ Imagine if you are a newly arrived noncitizen with limited or no English language skills and a government official hands you a form to fill out without clearly explaining that you are not eligible to vote. You are probably going to fill out the form and sign it!

- Registering to vote and voting in federal elections by noncitizens are felonies and make noncitizens deportable.



**Wherever they are,
wherever they may be,
whatever the plan is to try
to manipulate this year's
election with illegals
voting in our elections,
the [SAVE Act] is
essential to make sure
that we put a stop to that.**

Cleta Mitchell
Founder, Election Integrity Network

Majority of Americans Oppose Non-Citizens Voting

January 3, 2024

Belief held by Democrats, Republicans, and independents.

Most Americans oppose non-citizen voting in American elections.

WHY IT MATTERS – Cities across the country, including Washington, DC, are now allowing non-citizens, including those here illegally, to vote in local elections.

THE TALLY – A McLaughlin & Associates poll from May 2021, asked Americans if they approve of states and cities allowing non-citizens to vote in local elections. It revealed the following:

- 61% – Americans who disapprove of non-citizens voting.
- 30% – Americans who approve of non-citizens voting.

Along party lines the data revealed the following:

- 81% – Republicans who disapprove of non-citizens voting.
- 37% – Democrats who disapprove of non-citizens voting.
- 68% – Independents who disapprove of non-citizens voting.

In a separate poll from 2022, when asked whether non-citizens should be allowed to vote after being in America for just 30 days, all political affiliations, especially Democrats, showed increased disapproval:



Right now without the SAVE Act, is an open invitation for those millions of non-Americans to vote and change the outcome of our elections.

Ken Cuccinelli
Chairman, Election Transparency Initiative

- 90% – Republicans who disapprove of non-citizens voting.
- 62% – Democrats who disapprove of non-citizens voting.
- 84% – Independents who disapprove of non-citizens voting.

While Democrat support for non-citizen voting varies depending on the length of time a non-citizen has resided in America, McLaughlin & Associates data consistently shows strong disapproval from Republicans and independents.

THE BOTTOM LINE – There is consistent and widespread opposition to non-citizen voting among Americans, with only a minority in favor.

<https://www.teapartypatriots.org/noncitizen-voting/>

The Biden Administration's Open-Borders Policy

IAPProject.org @I_A_Project

- Under the Biden Administration, more than **9.5 million illegal aliens** have been apprehended crossing the border illegally or attempting to enter at a port of entry.
 - At least **3.5 million illegal aliens have been released** into the United States since Jan. 2021.
 - There have been more than **1.9 million known “gotaways”** who crossed the border illegally and evaded apprehension by Border Patrol.
- The Biden Administration has **abused parole authority**, which allows an administration to grant temporary admission (parole) to inadmissible aliens “on a case-by-case basis for “urgent humanitarian reasons” or “significant public benefit.”
 - **Over one million illegal aliens** have entered the United States through Biden’s parole programs, including:
 - ◇ Illegal aliens making appointments through the CBP One App;
 - ◇ One for Cuba, Haiti, Nicaragua, Venezuela (CHNV);
 - ◇ One for Ukrainians;
 - ◇ One for Afghans; and
 - ◇ A family reunification program.

Overwhelming majorities of the American people believe only United States citizens should vote in United States elections. 86% of Americans agree on this. Overwhelming majorities of Americans agree that proof of citizenship should be required to register to vote. 87% of Americans agree on this. That is exactly what the SAVE Act does.

Jenny Beth Martin

Honorary Chairman, Tea Party Patriots



● The Biden Administration has **released millions of illegal border crossers** into the United States despite federal law requiring that DHS detain illegal aliens through their removal proceedings.

● On his first day in office, **Pres. Biden rescinded many of Pres. Trump's executive orders aimed at reducing illegal immigration**, while issuing new orders that **encourage illegal immigration**.

Biden:

- Terminated Pres. Trump's order blocking funding for sanctuary cities and requiring the removal of all illegal aliens and replaced it with an order that prioritizes enforcement actions only for terrorists and violent offenders;
- Ordered a moratorium on deportations for 100 days (later overturned by a court);
- Terminated Pres. Trump's Remain in Mexico program for illegal border crossers;
- Expanded the DACA amnesty for illegal aliens who entered under the age of 18;
- Immediately stopped border wall funding and construction; and
- Reversed Pres. Trump's order that excluded illegal aliens from the 2020 Census.

● Also on his first day in office, Pres. Biden sent legislation to the House and Senate called the **U.S. Citizenship Act**, which would have:

- Granted amnesty to more than 12 million illegal aliens;
- Eliminated bars on re-entry for removed illegal aliens, effectively giving amnesty to illegal aliens Pres. Trump had already deported; and
- Exempted most future illegal aliens from deportation.

This bill, the Safeguarding American Voter Eligibility Act, the SAVE Act, remedies that flawed situation that Congress created, but created at a time when America's immigration laws were being enforced.

Cleta Mitchell

Founder, Election Integrity Network





onlycitizensvotecoalition.org

Key Facts:

1. Federal criminal law prohibits non-citizens from voting in US elections. However, the prohibition is essentially mooted by caveats in the law.
<https://www.law.cornell.edu/uscode/text/18/611>
2. The US Supreme Court has ruled that states may NOT require documentary proof of citizenship in order to register to vote in a federal election, citing the requirement in the National Voter Registration Act (NVRA) that states MUST accept the federal registration form for purposes of registering to vote and there is no language in the NVRA to require such documentation. *Arizona v. Inter Tribal Council of Ariz., Inc.*, 570 U.S. 1 (2013)
3. The ONLY “protection” against illegals registering to vote under current law is a signature attestation that the person is a US citizen, which SCOTUS has deemed sufficient. That was before the current invasion and disregard / failure to enforce America’s immigration laws. There are now an estimated 8 million illegals having come into the USA since 2021.
4. The Biden Administration has ordered every federal agency to register to vote everyone who comes into contact with the agency. *What protections exist to stop the registration of migrants by DHS or other federal agencies?*
5. There are myriad leftwing advocacy groups who are vehemently opposed to obtaining proof of citizenship for registration and they are registering migrants to vote all across the country.
6. NVRA mandates that the state DMVs register every person who does business with the DMV.
7. REAL ID ‘s are issued by state DMVs to persons who are NOT US citizens but are in the country legally (permanent resident status), such that REAL ID is not a guarantee of citizenship to those who carry the REAL ID.
8. Additionally, many states are now automatically registering people to vote at the time of coming into contact with the DMV unless the person ‘opts out’ of registration – which allows noncitizens and, now, illegals in 19 states to be offered voter registration at the time of obtaining a driver’s license.
9. Every state issues a driver’s license to noncitizens and 19 states (and the District of Columbia) issue driver’s licenses to *illegals*.

10. The left's continuing assault on the integrity of the election system includes additional features in many states that literally invite noncitizen registration and voting, such as same day registration (nearly half the states allow same day registration, where there is NO opportunity to confirm citizenship status); then, there are states that are automatically registering every person on any government list, such as the extreme step taken by the radical secretary of state in Michigan to automatically register everyone who is released from prison. *Is citizenship being checked prior to those persons being added to the rolls in Michigan?*
11. All but six states, including the battleground states of North Carolina, Georgia, and Wisconsin, allow the use of student IDs for voting purposes. Foreign students are issued student IDs, thus creating yet another pool of potential illegals voting.
12. The federal statute governing overseas and military voting also does not require proof of citizenship in order to register and cast a vote from overseas. The Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA) allows persons to essentially register and vote by email without a residence in the United States and without any proof of citizenship. The program was intended to facilitate military personnel and their families in voting while deployed. However, in 2020 the UOCAVA vote was 63% *civilian*.

Bottom Line: There are virtually no safeguards to protect against noncitizens registering to vote and there are no safeguards to protect against non-citizens voting once registered.



WHAT NEEDS TO HAPPEN TO SAFEGUARD AGAINST NONCITIZEN REGISTRATION AND VOTING:

Congress, the States, and Citizens Must Act

Congress must act.

1. Congress must pass the Safeguard American Voter Eligibility Act (SAVE Act). The NVRA, HAVA, and UOCAVA all need to be amended to require documentary proof of citizenship to register to vote in a federal election (NVRA), confirmation of citizenship status via the Help America Vote Verification system (HAVA) utilizing data from the Social Security Administration and state DMVs and UOCAVA should be amended to require documentary proof of citizenship to register, request a ballot and/or to vote (a copy of a US passport, something all overseas citizens already have).
2. The NVRA should be amended to require that a disclosure be made to EVERY person before being registered to vote that registration is for US CITIZENS ONLY, AND IF YOU ARE NOT A CITIZEN OF THE UNITED STATES, YOU CANNOT REGISTER TO VOTE, AND REGISTERING TO VOTE IF YOU ARE NOT A US CITIZEN IS A FEDERAL CRIME.
3. The provision in the federal criminal code prohibiting noncitizen registration and voting should be strengthened to make it possible to prosecute offenders.
4. A new provision should be added to the federal criminal code to criminalize the registration of noncitizens by a person who can reasonably infer that the person being registered is not a US citizen.
5. Department of Homeland Security should be required to keep current and add to the Systematic Alien Verification for Entitlements (SAVE) forms and identifying information regarding every illegal who has been admitted to the United States, and DHS must immediately make the SAVE database available to every state and locality that administers elections access at no charge, allowing any state or local jurisdiction to be able to run their voter database against the SAVE database on an ongoing basis to flag illegals who may have been registered to vote.

6. The Social Security Administration through the Social Security Number Verification Service (SSNVS) and the HAVV system for verifying identity of persons registering to vote should also provide citizenship status for each person seeking to be added to the states' voter rolls; interstate agreements such as the American Association of Motor Vehicle Agents (AAMVA) should be amended to require confirmation of citizenship status as part of the verification for voter registration.
7. Any state or locality that allows non-citizens to vote in a state or local election should lose all federal funding for elections and shall be required to maintain two separate voter registration databases, ensuring that only US citizens are allowed to vote in any federal election. As of now, it is the reverse situation in states such as Arizona. Any Person whose citizenship status cannot be confirmed must not be allowed to vote in any federal, state, or local election.
8. A state that does not have voter registration (North Dakota) shall be required to maintain a system to verify US citizenship prior to allowing any person to vote in a federal election in the state.

States must act:

1. Amend the state constitution and other state laws to provide that ONLY citizens of the United States are qualified electors in the state for all purposes and all elections: federal, state, and local.
2. Require documentary proof of citizenship when obtaining a state driver's license and ensure that the license CLEARLY and BOLDLY indicates that the licensee is a CITIZEN or a NONCITIZEN.
3. Do not issue drivers' licenses to any person not in the US legally.
4. Establish required protocols to ensure that any person who has not provided proof of citizenship is NOT offered voter registration materials.
5. State law must be amended to require that no new registration can be added to voter rolls until citizenship has been verified.
6. State law should require that citizenship data at DMV be shared with state election officials to compare the existing voter rolls to the citizenship data, and a process for verifying citizenship status for all persons on the voter rolls.
7. Citizenship status should be confirmed by state election office prior to being added to voter rolls
8. Same day registration should be eliminated! If not eliminated, then the voter must be required to provide proof of citizenship in order to vote, and absent documentary proof of citizenship, the person should be issued a provisional ballot that cannot be counted until the voter provides documentary proof of citizenship within two days of the election to ensure that SDR voters are citizens before their ballots can be counted.
9. Student IDs should NOT be accepted for use as a voter ID because student IDs are issued to noncitizens and nonresidents of the state.

Citizens must act:

1. Ask local and state election officials what safeguards exist to ensure that noncitizens are not registered and are not voting in your city or county and insist on safeguards to protect voting in your state and your local jurisdiction.
2. Find out what advocacy groups are registering people to vote and what steps they are taking to ensure they are not registering noncitizens to vote.
3. Establish a citizens' watch at the local election offices to review all incoming registrations and addresses, to confirm actual addresses, and gather information about batches of registrations that raise suspicions of being noncitizens.

MISSION STATEMENT FOR ONLY CITIZENS VOTE COALITION

We believe that only United States citizens should be allowed to vote in any American election—local, state, and federal—and that proof of United States citizenship must be required to register to vote.

We are united in that principle and will work together to:

- *Educate our fellow citizens on the importance of citizen-only voting*
- *Ensure the enactment and administration of laws and practices at all levels of government to prevent noncitizen registration and voting*

If you are not a citizen of the United States of America, you are ineligible to vote. And if you vote, you are committing a criminal, deportable offense. We need to pass the SAVE Act and secure our elections.

Rosemary Jenks
Policy Director, Immigration
Accountability Project





ONLY CITIZENS VOTE COALITION

onlycitizensvotecoalition.com

JOIN THE NATIONAL ONLY CITIZENS VOTE COALITION: sign up at
onlycitizensvotecoalition.org

- Become part of a national mobilization to keep noncitizens from flooding the US elections in 2024 and beyond!
- Join the weekly national working group for the Only Citizens Vote Coalition – sign up at the Only Citizens Vote Coalition website (11 am EDT on Thursdays)

CONTACT US FOR HELP! Megan Frederick – megan@onlycitizensvotecoalition.com

**Today, I'm calling on
all the governors
across the country to
ban noncitizens from
voting through state
legislation and to
support the SAVE Act.**

Andy Roth

President, State Freedom Caucus Network



QUESTIONS LEGISLATORS SHOULD ASK

1. Do my state's laws – including the State Constitution – require US citizenship for voting? Are they specific and strong enough?
2. If citizenship is specifically listed as a requirement to register and vote, what are the processes followed by DMV and other agencies for ensuring that a person being registered to vote is actually a citizen?
3. Are the procedures for obtaining a REAL ID coordinated with the voter registration process?
4. What data does the DMV retain insofar as citizenship status of persons in the database?
5. Is a person who has no proof of citizenship for driver's license still offered voter registration forms or does DMV screen out those who don't present citizenship proof?
6. Is there any documentary proof of citizenship required for eligibility for welfare/public assistance benefits in the state?
7. Do the social services agencies obtain / require any proof of citizenship to register persons to vote while applying for welfare/public assistance benefits?
8. What databases exist in the state that contain citizenship data that could be used to compare the state's voter rolls for purposes of identifying / confirming citizenship status of persons already registered to vote?
9. What would be required to compare the voter registration database to other state databases for purposes of confirming citizenship status?
10. What procedures could be established to allow local election offices, or state or local election boards or administrators to require confirmation/ proof of citizenship before registering any person to vote.
11. What are safeguards and procedures at social services, DMV, and election offices to ensure that noncitizens are not being registered to vote and are not voting?
12. When registrations are received by election office from other agencies or third-party groups, what steps are followed to verify citizenship before being added to voter rolls?
13. What is the HAVV process followed by the state to confirm residency and identity of persons seeking to register to vote, and how can confirmation of citizenship status be added to that process?
14. What verification of other eligibility requirements exist for registration to vote, such as confirming non-felon status, or adjudicated incompetent or other laws that render a person ineligible to vote under state law?
15. Is there a difference between verification processes depending on the source of the registration, whether DMV, social services or third-party group?
16. What protections exist to ensure that student IDs issued to noncitizens (and nonresidents) are not allowed for voting purposes?
17. What protections and systems exist to ensure that Same Day Registrants are not allowed to vote until citizenship is confirmed?

Proposed ALEC Model Policy – Only Citizens Vote

Only Citizens Vote Model Policy

Summary

The Only Citizens Vote model policy underscores states' fundamental role in election oversight, ensuring only U.S. citizens are allowed to vote. In American federalism, states hold primacy over state, local, and many aspects of federal elections. This model policy mandates citizenship for voting in all public elections, including primary, general, federal, state, and local elections, as well as on constitutional amendments and ballot initiatives. While constitutional amendments to state constitutions are the preferred solution, they can take multiple years to enact. Thus, immediate model legislation is crucial to maintain election integrity while the amendment process is underway.

Be it enacted by the Legislature of this state:

Section 1. It is unlawful for any individual who is not a citizen of the United States to vote in any and all public elections on any and all matters. This includes but is not limited to any primary election, general election, election for Federal office, election for State office, election for local office, and any public election that includes voting on constitutional amendments, ballot initiatives, or referenda.

Section 2. Only a citizen of the United States shall be registered to vote in this State. The chief state election official of the State shall verify the citizenship status of all persons on the voter registration list of this State, by comparing the current voter registrations with the citizenship data available from the state's Department of Motor Vehicles and the Help America Vote Verification (HAVV) information system maintained by the Social Security Administration. The chief state election official shall also make use of other available databases containing citizenship status in order to ensure that only US citizens are registered to vote in the State.

Section 3. Any registrant in the state's voter registration list whose status as a US citizen cannot be confirmed from a comparison with one or more of state, multistate, or federal databases shall be removed from the list of eligible voters. The individual shall be notified in writing of the inability of the chief election official to confirm the individual's citizenship status and shall be provided the opportunity to present evidence or documentary proof of citizenship to be restored to the eligible voter list.

Section 4. From and after the effective date of this Act, before any voter registration application is accepted and added to a county or statewide voter registration list, the applicant's citizenship status must be confirmed through one or more of the databases described in Section 2.

Section 5. Any willful infraction of this law shall constitute the crime of election fraud and be punishable to the full extent of this State's election statutes.