

119TH CONGRESS
2D SESSION

S. 4155

To require voters to provide photo identification as a condition of casting a ballot, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 19, 2026

Mr. HUSTED introduced the following bill; which was read twice and referred to the Committee on Rules and Administration

A BILL

To require voters to provide photo identification as a condition of casting a ballot, 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. REQUIRING VOTERS TO PROVIDE PHOTO IDEN-**
4 **TIFICATION.**

5 (a) **REQUIREMENT TO PROVIDE PHOTO IDENTIFICA-**
6 **TION AS CONDITION OF CASTING BALLOT.—**

7 (1) **IN GENERAL.**—Title III of the Help Amer-
8 ica Vote Act of 2002 (52 U.S.C. 21081 et seq.) is
9 amended by inserting after section 303 the following
10 new section:

1 **“SEC. 303A. PHOTO IDENTIFICATION REQUIREMENTS.**

2 “(a) PROVISION OF IDENTIFICATION REQUIRED AS
3 CONDITION OF CASTING BALLOT.—

4 “(1) INDIVIDUALS VOTING IN PERSON.—

5 “(A) REQUIREMENT TO PROVIDE IDENTI-
6 FICATION.—Notwithstanding any other provi-
7 sion of law and except as provided in subpara-
8 graph (B), the appropriate State or local elec-
9 tion official may not provide a ballot for an
10 election for Federal office to an individual who
11 desires to vote in person unless the individual
12 presents to the official a valid physical photo
13 identification.

14 “(B) AVAILABILITY OF PROVISIONAL BAL-
15 LOT.—

16 “(i) IN GENERAL.—If an individual
17 does not present the identification required
18 under subparagraph (A), the individual
19 shall be permitted to cast a provisional bal-
20 lot with respect to the election under sec-
21 tion 302(a), except that the appropriate
22 State or local election official may not
23 make a determination under section
24 302(a)(4) that the individual is eligible
25 under State law to vote in the election un-
26 less, not later than 3 days after casting the

1 provisional ballot, the individual presents
2 to the official—

3 “(I) the identification required
4 under subparagraph (A); or

5 “(II) an affidavit developed and
6 made available to the individual by
7 the State attesting that the individual
8 does not possess the identification re-
9 quired under subparagraph (A) be-
10 cause the individual has a religious
11 objection to being photographed.

12 “(ii) NO EFFECT ON OTHER PROVI-
13 SIONAL BALLOTING RULES.—Nothing in
14 clause (i) may be construed to apply to the
15 casting of a provisional ballot pursuant to
16 section 302(a) or any State law for reasons
17 other than the failure to present the identi-
18 fication required under subparagraph (A).

19 “(2) INDIVIDUALS VOTING OTHER THAN IN
20 PERSON.—

21 “(A) IN GENERAL.—Notwithstanding any
22 other provision of law and except as provided in
23 subparagraph (B), the appropriate State or
24 local election official may not accept any ballot
25 for an election for Federal office provided by an

1 individual who votes other than in person unless
2 the individual submits with the ballot—

3 “(i) a copy of a valid photo identifica-
4 tion; or

5 “(ii) the last four digits of the individ-
6 ual’s Social Security number and an affi-
7 davit developed and made available to the
8 individual by the State attesting that the
9 individual is unable to obtain a copy of a
10 valid photo identification after making rea-
11 sonable efforts to obtain such a copy.

12 “(B) EXCEPTIONS.—Subparagraph (A)
13 does not apply with respect to a ballot provided
14 by—

15 “(i) an absent uniformed services
16 voter, as defined in section 107(1) of the
17 Uniformed and Overseas Citizens Absentee
18 Voting Act (52 U.S.C. 20310(1)); or

19 “(ii) an individual provided the right
20 to vote otherwise than in person under sec-
21 tion 3(b)(2)(B)(ii) of the Voting Accessi-
22 bility for the Elderly and Handicapped Act
23 (52 U.S.C. 20102(b)(2)(B)(ii)).

24 “(b) PROVIDING PUBLIC ACCESS TO DIGITAL IMAG-
25 ING DEVICES.—With respect to each State, the appro-

1 priate State or local government official of the State shall
2 ensure, to the extent practicable, public access to a digital
3 imaging device, which shall include a printer, copier,
4 image scanner, or multifunction machine, at State and
5 local government buildings in the State, including courts,
6 libraries, and police stations, for the purpose of allowing
7 individuals to use such a device at no cost to the individual
8 to make a copy of a valid photo identification.

9 “(c) VALID PHOTO IDENTIFICATIONS DESCRIBED.—
10 For purposes of this section, a ‘valid photo identification’
11 means, with respect to an individual who seeks to vote in
12 a State, any of the following:

13 “(1) A valid State-issued motor vehicle driver’s
14 license that includes a photo of the individual and an
15 expiration date.

16 “(2) A valid State-issued identification card
17 that includes a photo of the individual and an expi-
18 ration date issued by a State motor vehicle author-
19 ity.

20 “(3) A valid United States passport for the in-
21 dividual.

22 “(4) A valid military identification for the indi-
23 vidual.

1 “(5) A valid identification document issued by
2 a Tribal government that includes a photo of the in-
3 dividual and an expiration date.

4 “(d) NOTIFICATION OF IDENTIFICATION REQUIRE-
5 MENT TO APPLICANTS FOR VOTER REGISTRATION.—

6 “(1) IN GENERAL.—Each State shall ensure
7 that, at the time an individual applies to register to
8 vote in elections for Federal office in the State, the
9 appropriate State or local election official notifies
10 the individual of the photo identification require-
11 ments of this section.

12 “(2) SPECIAL RULE FOR INDIVIDUALS APPLY-
13 ING TO REGISTER TO VOTE ONLINE.—Each State
14 shall ensure that, in the case of an individual who
15 applies to register to vote in elections for Federal of-
16 fice in the State online, the online voter registration
17 system notifies the individual of the photo identifica-
18 tion requirements of this section before the indi-
19 vidual completes the online registration process.

20 “(e) EFFECTIVE DATE.—This section shall take ef-
21 fect on the date of the enactment of this section, and shall
22 apply with respect to elections for Federal office held on
23 or after such date.”.

1 (2) CLERICAL AMENDMENT.—The table of con-
 2 tents of such Act is amended by inserting after the
 3 item relating to section 303 the following new item:

“Sec. 303A. Photo identification requirements.”.

4 (b) CONFORMING AMENDMENT RELATING TO VOL-
 5 UNTARY GUIDANCE BY ELECTION ASSISTANCE COMMIS-
 6 SION.—Section 311(b) of such Act (52 U.S.C. 21101(b))
 7 is amended—

8 (1) by striking “and” at the end of paragraph
 9 (2);

10 (2) by striking the period at the end of para-
 11 graph (3) and inserting “; and”; and

12 (3) by adding at the end the following new
 13 paragraph:

14 “(4) in the case of the recommendations with
 15 respect to section 303A, the date of enactment of
 16 this paragraph.”.

17 (c) CONFORMING AMENDMENT RELATING TO EN-
 18 FORCEMENT.—Section 401 of such Act (52 U.S.C. 21111)
 19 is amended by striking “sections 301, 302, 303, and 304”
 20 and inserting “subtitle A of title III”.

21 (d) EFFECTIVE DATE.—This section and the amend-
 22 ments made by this section shall take effect on the date
 23 of the enactment of this Act, and shall apply with respect
 24 to elections for Federal office held on or after such date.