

The CA National Voter Registration Act (NVRA)...

...inadvertently opens the door for non-citizens to vote in CA elections.

According to the CA Secretary of State, "**CANVRA Manual**": Chapter 5 Voter List Maintenance, V. Cancellation of Voter Files, page 42

VI. Voter Registration Cards where the voter indicates he or she is not a U.S. Citizen

1. The VRC asks the applicant if he or she is a United States citizen. The voter may check either "Yes", "No", or not check either box.
2. If the voter indicates, by checking the "yes" box, that he or she is a U.S. citizen, the registration should be processed normally.
3. If the voter indicates, by checking the "No" box, that he or she is not a U.S. citizen, the registration **may not be entered on the voter rolls**. The elections official should send the voter a returnable card or letter requesting clarification as to whether or not the voter is a U.S. citizen. If the voter returns the card **indicating that he or she is** a U.S. citizen, the VRC should be entered on the voter rolls. If the card is returned and the **voter indicates he or she is not a citizen, or if no response** is received from the voter, then the voter **shall not be** registered.
4. If the voter **does not check** either the "Yes" or "No" box, and the registration is otherwise complete, the registration should be processed normally and entered on the voter rolls.

Number 4 makes it possible for non-citizens to vote in CA elections.

Number 4 may have been meant to ensure that no US Citizen is denied the right to vote; however, the unintended consequences is that it allows for a non-citizen to simply refrain from marking the citizen status box and then be allowed to be added to the voter rolls.

- **What can Assembly and Senate Representatives do to correct this loophole?**
- **What can Political Parties do to correct this loophole?**
- **What can citizens do to correct this loophole?**