



DEMYSTIFYING THE MYSTERIOUS: CALIFORNIA'S ELECTION LAWS

Part 2: Motor Voter on Steroids

Have you ever wondered why no one can produce statistics regarding the number of non-citizens registered to vote and voting in California? Or why our voter rolls are such a mess, littered with deceased and relocated individuals?

In 1993, the U.S. Congress passed the National Voter Registration Act (NVRA).

A major purpose of the law was to expand voter registration opportunities—to make voter registration more widely accessible. A very noble goal indeed. There should always be an unimpeded path to registering and voting for all eligible citizens.

The NVRA soon became commonly known by the nick-name “Motor Voter” because a major element of the law mandated that all government agencies, both state and federal, had to make voter registration forms available, and the agency most universally used by the general population is the DMV.

When such a federal law goes into effect, states generally enshrine its mandates into state statues by passing a similar state law, adding their own tweaks.

In 2015, California passed AB 1461 (implemented in April, 2018). It mandated that anyone interacting with the DMV not just be offered a voter registration opportunity, but be automatically registered unless the individual specifically knew to opt out in writing.

In 2016, the DMV made it clear that it was not ready to handle motor voter. But Secretary of State (SOS) Alex Padilla signed a consent decree that mandated motor voter to be implemented in the middle of an election year.

The results were predictable. At least 1,500 people who were ineligible to vote were registered in the first months after the April 2018 rollout, according to election officials and the DMV itself.

In addition, people already registered were registered a second time. VoteCal - California's statewide voter database - is notoriously inept at finding and merging duplicate registrations, so the number of duplicates on the rolls continues to grow.

Still other unsuspecting individuals had their party affiliation changed without their knowledge or permission through the automatic registration process. As a result they found themselves unqualified to vote in their chosen party's presidential primary.

To date, there are still significant difficulties with the system and the “errors” abound. According to attorney and 2018 SOS candidate Mark Meuser, Californians are worried about a program that made 105,000

"THESE are the times that try men's souls. The summer soldier and the sunshine patriot will, in this crisis, shrink from the service of their country; but he that stands by it now, deserves the love and thanks of man and woman.

Tyranny, like hell, is not easily conquered; yet we have this consolation with us, that the harder the conflict, the more glorious the triumph...."

Thomas Paine

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voter registration errors in the first few months alone and allowed an unknown number of noncitizens to be added to the voter rolls.

The National Voter Registration Act, Section 7 also mandates all social service agencies be agencies of voter registration. California's Motor Voter law expanded the automatic registration mandate to those social service agencies. Since often the same people use the services of multiple government agencies, the likelihood of their being registered multiple times is high.

Most disturbing is the exculpatory wording of the California law. Section 2271 provides that, "if a person who is ineligible to vote becomes registered or preregistered to vote pursuant to this chapter in the absence of a violation by that person, that person's registration or preregistration must be presumed to have been effected with official authorization and not the fault of that person." In other words, unless absolute intent to register fraudulently can be proven (an impossible bar to meet), persons found to be unlawfully registered get a pass and the state takes the blame.

By inserting the "get out of jail free" stipulation in the law, the authors of California's Motor Voter laws clearly signaled that they understood and accepted the likelihood of significant numbers of illegal registrations occurring as a result of their law.

Furthermore, the law stipulates that the agencies (whose process requires them to acquire citizenship information for each applicant) are forbidden to communicate the citizenship status of the individuals whose information is uploaded to the Secretary of State for voter registration.

Although it is the responsibility of the office of the SOS to determine the eligibility of all applicants before registering them to vote, **the SOS and all other elections officials are barred by law from obtaining key citizenship information.**

Ponder that last statement for a moment: our elections officials, up to and including the SOS, are responsible to register only eligible citizens, yet have no access to databases that would provide them vital citizenship information for new applicants or for those already on the rolls. It then follows that non-citizens otherwise eligible (18 or older and not in state or federal prison), are highly likely to be added to the voter rolls once or multiple times whenever interacting with the DMV or other social service agencies.

Countless numbers of non-citizens, both legally and illegally in the country, have been issued driver licenses, and due to Motor Voter have been added to the voter rolls **without their knowledge**. Because California has no voter ID law, their identities (and ballots) can potentially be stolen and used by unscrupulous election manipulators.

Such a loophole incentivizes illegal behavior. Maybe more devastatingly, it harms legal immigrants on path to citizenship, because **the federal government will not extend the same forgiveness** offered by the California law. Registering to vote and/or voting when clearly ineligible is a felony. If there is a registration and/or voting record on file when such persons apply for citizenship, they will not only be denied citizenship but also be in danger of deportation.

The very individuals we most desire to join the American family are being used and discarded for the purpose of someone's political power agenda.

Once again, California has taken a well-intended law, and through its variation on the theme perverted the good intentions and made voter impersonation, election fraud and election manipulation undetectable crimes often paid for by the innocent.

In addition, legislators have created a treasure-trove of opportunity for election manipulators to game the system and never get caught.

How can you help reverse this crisis?

- Educate your federal legislators as to the urgency of updating older federal voting rights laws such as the NVRA, HAVA, and even the Voting Rights Act.
- Educate your state legislators as to the damage being done by California's renditions of the federal laws. Most legislators have no idea these laws exist, and those who voted for them have no idea the chaos they have caused.
- Urge a reversal of the automatic registration policy in California law. Registering to vote should be easy, convenient and unimpeded for eligible citizens. But there should be safeguards against the harm being done to legal immigrants as well as to legal California voters when their votes can potentially be watered down or canceled by those who know full well how to dive through the loopholes created by the California legislature.
- **Support EIPCa and its [federal lawsuit](#)** currently before the Ninth Circuit Court of Appeals. A win will resolve so many of California's electoral evils. But lawsuits are expensive and we need your consistent and generous donations to get this one across the finish line.
- Vote in person, at a polling location, without an envelope between you and your ballot.
- Become a trained elections observer with EIPCa. The deadline for volunteering and submitting your required paperwork is less than a month away. Do it today!! [Click here](#) to get started.

The fight for election integrity around the Republic...



Note: EIPCa monitors the efforts to ensure fair, honest, and transparent elections around the Republic. It is apparent that various efforts are in alignment with State laws and the US Constitution, and others are in alignment primarily with partisan objectives. Featuring a particular news story does not indicate support of, nor opposition to partisan-originated or politically-motivated articles.

Election Integrity News from late July - early August

(Note: Don't get greedy - only read what you can adequately digest)

National Election News -

[Vote-by-mail is the worst way to run an election](#) - From Washington Times (8/3/22)

[15 Republican Secretaries of State Demand Biden Halt Election-Takeover Plans](#) - From The Federalist (8/4/22)

[Supreme Court Finally Ready to Hear Argument that Only Legislatures Have Right to Update Election Law - Not Leftist Judges or Executive Branch](#) - From [The Gateway Pundit](#) (7/31/22)

[Government Website Allows You to Order an Absentee Ballot in Someone Else's Name](#) - From Lindell TV (7/28/22)

[Mike Lindell On The Moment Of Truth Summit](#) - From Bannon's War Room (8/8/22)

[Rasmussen: 62 Percent of Voters Concerned About Cheating in Midterms](#) - From Newsmax (8/10/220)

[US Postal Service Makes Announcement on Mail-In Ballots Ahead of Midterm Elections](#) - From NTD (7/31/22)

Review > [Executive Order on Promoting Access to Voting](#) - From The White House (3/7/2021)

Election News From Arizona -

[Pinal County Election Debacle Shows Election Officials Have Much to Learn Before November](#)
- From The Federalist (8/8/22)

[Bombshell Presentation Reveals Identities Of Maricopa County Election Employees Who Deleted Files From Election Server BEFORE Maricopa County Audit](#) - From [The Gateway Pundit](#) (7/31/22)

Election News From California -

[California Judge Overturns San Francisco Law Allowing Noncitizens to Vote](#) - From California Globe (7/31/22)

[Judge Strikes Down San Francisco Law Allowing Noncitizen Parents to Vote in School Elections](#) - From California Political Review (7/31/22)

Election News From Colorado -

[Tina Peters Reveals How Dominion Machines Failed In A Colorado Recount](#) [check in at 38 min. mark] - From Lindell-TV (8/1/22)

[Colorado Recount Update](#) - From Sherrona Bishop - America's Mom Radio via Lindell Radio (8/1/22)

Election News From Pennsylvania -

["Pennsylvania's Supreme Court just upheld the state's mail voting law"](#) - From Election Law Blog (8/2/22)

[Pennsylvania's mail voting law can stay in place, state Supreme Court rules | PA Power and Policy](#) - From LNP | LancasterOnline (8/3/22)

News From Virginia -

[Evidence of Election Irregularities and Potential Fraud Mechanisms in Virginia Presented to Top State Officials](#) - From [The Gateway Pundit](#) (8/1/22)

World Election News -

[Bolsonaro's Image Gains Among Women After Re-Election Campaign Kickoff](#) - From Bloomberg Outtake (7/31/22)

[Putin stars in Israeli election campaigns - Al-Monitor: Independent, trusted coverage of the Middle East](#) - From Al-Monitor (7/28/22)

[Kenya Elections 2022 | Polling underway to elect new President, what are their big promises?](#) - From WION - World News (English version) (8/9/22)

[Kenya Elections 2022: All you need to know](#) - From WION - World News (English version) (8/9/22)



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EIPCa provides information to our readers that we believe will help educate the public about their rights. It is important that Californians understand their civil rights with respect to elections. You can help EIPCa in this effort! Please forward these newsletters to your family, friends and associates. Help them learn the truth about the election system in California. They will begin to understand the peril that our state is in and be able to make better informed decisions.

We are truly thankful for all of our readers who have chosen to assist our efforts in bringing the information about California's elections to all the citizens around the state that we can possibly reach. We are truly grateful for the generous donations as well. It helps us keep moving forward as a truly volunteer effort. Thank you so very much for any assistance or contribution offered.

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Linda and the EIPCa Team
Linda Paine, President and Co-founder,
Election Integrity Project® California

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