

Congress of the United States
Washington, DC 20515

October 2, 2024

The Honorable Merrick Garland
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, DC 20530

Dear Attorney General Garland:

We are deeply concerned by reports of non-citizens registering to vote and voting in federal elections. As of today, there has been no response from you or your Department regarding the inquiry on July 12, 2024, seeking information on efforts undertaken by your Department to enforce laws prohibiting non-citizen voting. Given that the 2024 Presidential Election is in less than 34 days, your Department's inaction and refusal to provide any information regarding its efforts to promote public trust and confidence in our elections is especially alarming.

Since the initial letter, several more concerning reports have been released by state officials indicating that a large number of non-citizens appear on their voter rolls. For example, the Virginia Attorney General recently announced that 6,303 non-citizens were identified on and removed from Virginia's voter rolls in 2022 and 2023.¹ In another troubling report released in August, over 6,500 non-citizens registered to vote in Texas were identified and removed from voter rolls. Of the 6,500 non-citizens identified, 1,930 had a voter history.²

Clearly, there is a non-negligible amount of voter participation by non-citizens in federal elections, which is not only a serious threat to the integrity of our elections and the democratic process they represent, but also has the potential to reduce Americans' trust and confidence in election results.

Accordingly, we respectfully reiterate the July 12 request for information on your Department's enforcement efforts. The initial deadline for providing this information was July 26, 2024, so the response is now 9 weeks overdue.

Please provide responses to the following no later than October 16, 2024:

1. Please provide the number of aliens who have been charged, tried, or convicted under 18 U.S.C. § 611 since January 20, 2021, including the status of each case.
2. Please provide the number of aliens who been charged, tried, or convicted under 52 U.S.C. § 20511 since January 20, 2021, including the status of each case.

¹ <https://www.governor.virginia.gov/newsroom/news-releases/2024/august/name-1031585-en.html>

² <https://gov.texas.gov/news/post/governor-abbott-announces-over-1-million-ineligible-voters-removed-from-voter-rolls>

3. Please provide the number of aliens who have been prosecuted under 18 U.S.C. § 911 since 2021, including the status of each case.
4. Please provide the number of referrals received from other government officials or the public in reference to the statutes cited in questions 1 through 3.
5. How does the Department of Justice investigate allegations received of non-citizen voting or voter registration?
6. What affirmative steps have the Department of Justice taken to detect, prevent, and deter illegal aliens and other non-citizens from registering and voting in federal elections?
7. What affirmative steps have the Department taken to obtain relevant information from the Department of Homeland Security on aliens who have registered or voted in elections?
8. What steps have been taken by U.S. Attorneys and the Public Integrity Section of the Criminal Division, which is responsible for prosecuting election crimes and assisting U.S. Attorneys in prosecuting election crimes, to obtain jury-related information that indicates aliens have unlawfully registered to vote?
9. As the 2024 election nears, what steps will the Department take to detect, investigate, and prosecute non-citizens who violate 18 U.S.C. § 911, 52 U.S.C. § 20511, or 18 U.S.C. § 611 by voting or registering to vote in the 2024 election?
10. What steps have the Department taken to contact Virginia and Texas election officials to obtain information and the voter registration and voter history files on each of the aliens removed from the voter rolls who were unlawfully registered and voting in those states?

Thank you for your attention to this matter and we look forward to your prompt reply.

Sincerely,



Bill Hagerty
United States Senator



Andy Biggs
Member of Congress



Tommy Tuberville
United States Senator



Andy Harris, M.D.
Member of Congress

Marsha Blackburn
United States Senator

Clay Higgins
Member of Congress

Roger Marshall, M.D.
United States Senator

Gary Palmer
Member of Congress

Thom Tillis
United States Senator

Matthew M. Rosendale, Sr.
Member of Congress

Rick Scott
United States Senator

Ralph Norman
Member of Congress

James Lankford
United States Senator

Eli Crane
Member of Congress

James E. Risch
United States Senator

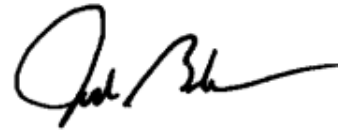
Andy Ogles
Member of Congress

Ron Johnson
United States Senator

Aaron Bean
Member of Congress



Kevin Cramer
United States Senator



Josh Brecheen
Member of Congress



Mike Crapo
United States Senator



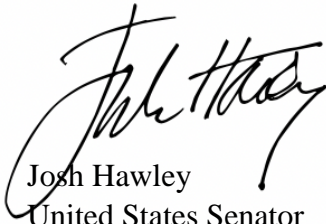
Nancy Mace
Member of Congress



Cindy Hyde-Smith
United States Senator



Bob Good
Member of Congress



Josh Hawley
United States Senator



Eric Burlison
Member of Congress



Steve Daines
United States Senator



Mike Ezell
Member of Congress



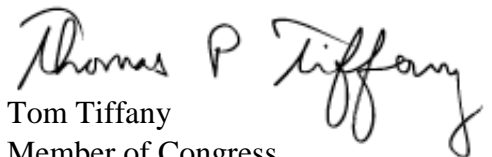
Cynthia M. Lummis
United States Senator



Chuck Fleischmann
Member of Congress



Tim Scott
United States Senator



Tom Tiffany
Member of Congress



Marco Rubio
United States Senator



Lauren Boebert
Member of Congress



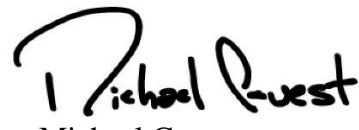
John Thune
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Claudia Tenney
Member of Congress



Shelley Moore Capito
United States Senator



Michael Guest
Member of Congress



Ted Cruz
United States Senator



Diana Harshbarger
Member of Congress



Eric Schmitt
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Ben Cline
Member of Congress



John Barrasso
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Chip Roy
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Pete Ricketts
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Katie Boyd Britt
United States Senator

Mary Miller
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Paul A. Gosar, D.D.S.
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M. Michael Rounds
United States Senator

Lance Gooden
Member of Congress

Mike Braun
United States Senator

Jeff Duncan
Member of Congress

Ted Budd
United States Senator

Harriet M. Hagerman
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John Hoeven
United States Senator

Barry Moore
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