Congress of the United States Washington, DC 20515

July 25, 2011

The Honorable Eric Holder U.S. Attorney General United States Department of Justice Robert F. Kennedy Building 950 Pennsylvania Ave., N.W. Washington, DC 20530

Dear Attorney General Holder:

We are concerned about the restrictive voter photo identification legislation pending or already signed into law in a number of states. Many of these bills only have one true purpose, the disenfranchisement of eligible voters—especially the elderly, young voters, students, minorities, and low-income voters. Approximately 11 percent of voting-age citizens in the country—or more than 20 million individuals—lack government-issued photo identification. We urge you to protect the voting rights of Americans by using the full power of the Department of Justice to review these voter identification bills and scrutinize their implementation.

The Voting Rights Act vests significant authority in the Department to ensure laws are not implemented in a discriminatory manner. Section 5 of the Voting Rights Act requires preclearance by the Department when there is an attempt to change any voting qualification or prerequisite to voting, or standard, practice, or procedure with respect to voting in covered jurisdictions. In Section 5 jurisdictions, whenever photo identification legislation is considered, the Department should closely monitor the legislative process to track any unlawful intent evinced by the proceedings. In jurisdictions not covered by Section 5, the Department should exercise vigilance in overseeing whether these laws are implemented in a way that discriminates against protected classes in violation of Section 2 of the Voting Rights Act.

Restrictive voter photo identification legislation has the potential to block millions of eligible American voters, and thus suppress the right to vote. We urge you to exercise your authority to examine these laws so that voting rights are not jeopardized. We also request that you brief us on the efforts the Department is undertaking to ensure these new laws are implemented in accordance with the Voting Rights Act.

Sincerely,

Marcia L. Fudge

Steny H. Hoyer

John B. Larson

Nancy Pelosi

James E. Clyburn

George Miller

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