



Written by [R. Cort Kirkwood](#) on April 3, 2025

Dems Sue Trump to Stop Exec Order on Voting. Main Concern: Proof of Citizenship

Yet again, the far-left Democratic Party has run to federal court to stop one of President Donald Trump's executive orders. This time, they want to block Trump from stopping vote fraud and noncitizens from voting in federal elections.

The list of plaintiffs span the top tier of Democratic political groups and includes U.S. Senate Minority Leader Chuck Schumer (D-N.Y.) and U.S. House Minority Leader Hakeem Jeffries (D-N.Y.).

Their claim: Trump's executive order — Preserving And Protecting The Integrity Of American Elections — and the officials who enforce it are trespassing the separation of powers and violating the Administrative Procedures Act.

One of plaintiffs' main concerns is Trump's mandate that voters provide proof of citizenship. That, of course, will block illegal-aliens — including the millions who have Social Security numbers and already vote — from casting votes. That would be a major blow to Democratic Party candidates.



adamkaz/iStock/Getty Images Plus

Because how could they ever win without CHEATING

The DNC, Chuck Schumer, and Hakeem Jeffries are suing Trump over his EO to block non-citizens from voting. pic.twitter.com/WRw8wizNxq

— Olivia Krolczyk (@oliviakrolczyk_) [April 2, 2025](#)

The Order

Trump's order of March 25 requires the enforcement of federal election laws that define the date and time of elections, when ballots are to be counted, and notably, requires that only U.S. citizens be permitted to vote in federal elections. Proof of citizenship will be required to vote.

The order also requires a paper record for votes and forbids voting by barcode only. It also withholds federal funding from states that refuse to comply with federal statutes that regulate voting.

Perhaps the most important codicil of the order is that it requires proof of citizenship. The reason: As [The New American reported](#) on March 31, the Department of Government Efficiency has found at least 2.1 million illegals enrolled in Social Security, and 5.5 million across all benefits programs. Worse still, many voted.

Citing [18 U.S. Code 1015](#) and [611](#), which penalizes false statements of citizenship and voting by aliens,



Written by [R. Cort Kirkwood](#) on April 3, 2025

Trump's order avers that states "fail adequately to vet voters' citizenship." As well, the Department of Justice does not enforce those laws. "Even worse, the prior administration actively prevented States from removing aliens from their voter lists," the [order says](#).

Henceforth, to stop foreign nationals from voting, the national mail voter registration form will require "documentary proof of United States citizenship, consistent with 52 U.S.C. 20508(b)(3)," the [order says](#). As well, state and local officials must record any documents the voter applicant uses to prove citizenship.

Proofs of citizenship include a U.S. passport, a REAL identification card, a military ID card that shows U.S. citizenship, or a valid federal or state ID that proves citizenship.

That alone had Democrats in a tizzy. But so also did other parts of the order.

The Lawsuit

[The 74-page, 11-count complaint](#) alleges myriad violations of separation of powers and the Administrative Procedure Act.

Count 1 says the president "dramatically exceeds his highly limited constitutional and statutory authority when it comes to regulating elections. His Order identifies no source of legal Authority — and none exists."

Counts 2 through 4 allege violations of the separations of powers on three grounds:

- Unlawful Intrusion Upon Congressional Authority;
- Unlawful Intrusion Upon State Authority;
- Usurpation of Congress's Spending Powers

The remaining counts allege violations of the [Administrative Procedure Act](#), which governs how federal agencies make rules and regulations.

Those first allegations under APA [attack Trump's](#) ordering all votes to be received and counted on Election Day. But most of the rest show the true purpose of the lawsuit: to permit illegal aliens to vote.

The second and third allegations grapple with Trump's mandating proof of citizenship, which would stop voting by illegal aliens — the "people we care about most," as [a top Democrat said](#).

Another APA allegation claims that carrying out the order would be "action contrary to the Fifth Amendment" because it requires state officials to check the citizenship of welfare recipients before permitting them register to vote in federal elections.

Democrats are suing President Trump over his election integrity executive order for one reason:

They want illegal aliens to vote.

— Tom Cotton (@TomCottonAR) [April 2, 2025](#)

The [fifth APA allegation says](#) the order trespasses the privacy act because it requires the Department of Homeland Security to provide states with access to immigration data, which again, involves questions of



Written by [R. Cort Kirkwood](#) on April 3, 2025

citizenship.

The sixth APA allegation also deals with citizenship. It says agencies that enforce the order would violate the First and Fifth Amendments to the U.S. Constitution because, among other reasons, “nearly 9 percent of American citizens of voting age — lack access to documentation necessary to prove citizenship.”

Proving citizenship for those putative voters is an “excessive burden,” the [lawsuit alleges](#).

Last as APA goes, “contrary to the Help America Vote Act,” the order requires that states follow the order or face losing federal funds, among other so-called unconstitutional acts.

The APA allegations claim the order is “arbitrary and capricious.”

Democrat Octopus Involved

Permitting illegals to vote is a key priority for Democrats given the effort the Biden administration put into importing millions by encouraging them to land at the southwest border, [then releasing](#) them into the country.

And those [don't count the 530,000](#) Cubans, Haitians, Nicaraguans, and Venezuelans Biden [flew into the country](#) then “paroled.”

Thus did the many arms of the far-left Democtopus join the lawsuit: Again, Schumer and Jeffries, along with the Democratic National Committee, the Democratic Governors Association, and the Democratic Senate and Congressional committees.

Nearly every arm of the Democratic Party united in filing a lawsuit against the Trump administration on Monday night, arguing that a recent executive order signed by the president seeking to require documentary proof of citizenship and other voting reforms is unconstitutional.... pic.twitter.com/FXly3pgGr4

— Mirrorfren (@mirrorfren) [April 1, 2025](#)

A far-left open-borders coalition of the Secure Families Initiative, the Arizona Students Association, and the League of United Latin American Citizens (LULAC) sued as well.

[That 52-page complaint](#) is similar in its allegations to the Democratic lawsuit. LULAC avers that the order is illegal because, among other things, “members who are eligible to vote often do not have the requisite citizenship documents.”

If true, maybe they should get some.

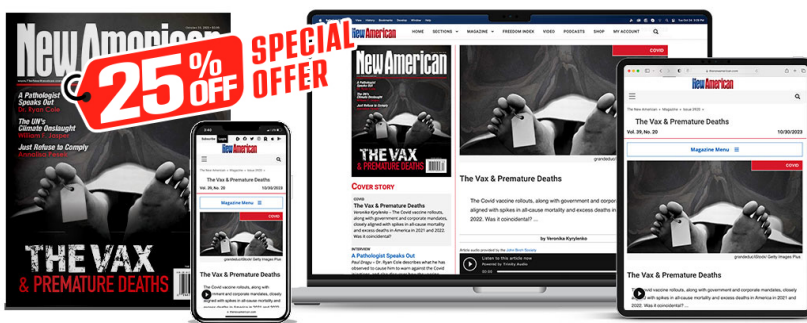


Subscribe to the New American

Get exclusive digital access to the most informative, non-partisan truthful news source for patriotic Americans!

Discover a refreshing blend of time-honored values, principles and insightful perspectives within the pages of "The New American" magazine. Delve into a world where tradition is the foundation, and exploration knows no bounds.

From politics and finance to foreign affairs, environment, culture, and technology, we bring you an unparalleled array of topics that matter most.



[Subscribe](#)

What's Included?

- 24 Issues Per Year
- Optional Print Edition
- Digital Edition Access
- Exclusive Subscriber Content
- Audio provided for all articles
- Unlimited access to past issues
- Coming Soon! Ad FREE
- 60-Day money back guarantee!
- Cancel anytime.