



## ***Summary of The Fraudulent Artificial Intelligence Regulations (FAIR) Elections Act of 2026***

The *Fraudulent Artificial Intelligence Regulations (FAIR) Elections Act* would ensure the rise of artificial intelligence (AI) does not enable mass voter suppression and disenfranchisement, including through recent attacks to the right to vote like the *SAVE America Act*.

The threats that AI poses to our elections are no longer theoretical. Bad actors use AI to spread misinformation and attempt to influence election outcomes. In the 2024 election, bad actors used AI to [impersonate President Biden](#) and spread misinformation about the state's primary and create [deepfakes of Taylor Swift](#) endorsing President Trump, even though she never did. Additionally, [new digital tools](#) also allow far-right actors to file mass voter challenges using questionable, scraped public data and allow the automation and submission of voter challenges.

The *FAIR Elections Act* responds to the latest attacks to voters from the Trump Administration, allowing voters to fight back against wrongful removals from voter rolls if they are erroneously removed due to the federal government's actions, including comparing a state's voter rolls against the SAVE database. At least 25 states have used the Systematic Alien Verification for Entitlements (SAVE) database to check their voter rolls since April 2025, and at least 67 million registrations, primarily from Republican-controlled states, have gone through a beefed-up verification program at the U.S. Department of Homeland Security. Tens of thousands of those have been flagged as potential non-citizens or people who have died. Some states allow only a month for people to prove their eligibility and others suspend it immediately.

Specifically, the *FAIR Elections Act* would:

1. Prohibit the knowing distribution of false AI-generated election content with the intent of preventing another person from exercising their right to vote, such as disinformation about the time, place, or manner of a federal election or eligibility to vote in an election.
2. Amend the National Voter Registration Act to ban the removal of voters from the voter rolls unless a voter is determined to be ineligible to vote using adequate and verified voter information.
3. Protect election officials from being targeted or harassed through false AI-generated depictions and ban deepfakes of election officials and workers.
4. Prohibit the federal government from comparing any personal information held by the federal government against personal data held by a state or local government to determine eligibility to vote in elections for federal office.
5. Allow voters to bring a private right of action against the federal government if they were removed from a state's voter roll and stopped from registering to vote or voting because the federal government ran their information through a federal database, including the SAVE database.
6. Require GAO to publish a report that to study the effect of the use of federal databases, such as the Systematic Alien Verification for Entitlements (SAVE) system of DHS, including whether the federal government is suppressing the right to vote by inaccurately flagging and leading to the removal of individuals who are not eligible to vote, and how accurate this process really is.

This bill is cosponsored by Senators Padilla, Hirono, Whitehouse, and Welch.