

HOUSE BILL 923

P1

1lr1103

By: **Delegates McDonough, Dwyer, Impallaria, Kach, Kipke, Krebs, and McComas**

Introduced and read first time: February 11, 2011

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Rules of Interpretation – State Citizenship**

3 FOR the purpose of specifying that an individual is a citizen of the State of Maryland
4 if the individual meets certain requirements; specifying that citizenship of the
5 State of Maryland does not confer any right, privilege, immunity, or benefit
6 under law; defining a certain term; and generally relating to citizenship of the
7 State of Maryland.

8 BY renumbering

9 Article 1 – Rules of Interpretation
10 Section 35 through 37, respectively
11 to be Section 36 through 38, respectively
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2010 Supplement)

14 BY adding to

15 Article 1 – Rules of Interpretation
16 Section 35
17 Annotated Code of Maryland
18 (2005 Replacement Volume and 2010 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That Section(s) 35 through 37, respectively, of Article 1 – Rules of
21 Interpretation of the Annotated Code of Maryland be renumbered to be Section(s) 36
22 through 38, respectively.

23 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
24 read as follows:

25 **Article 1 – Rules of Interpretation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **35.**

2 (A) (1) IN THIS SECTION, "SUBJECT TO THE JURISDICTION OF THE
3 UNITED STATES" HAS THE SAME MEANING THAT IT HAS IN SECTION 1 OF THE
4 FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION, WHICH IS
5 THAT AN INDIVIDUAL IS SUBJECT TO THE JURISDICTION OF THE UNITED
6 STATES IF THE INDIVIDUAL IS A CHILD:

7 (I) OF AT LEAST ONE PARENT WHO OWES NO ALLEGIANCE
8 TO ANY FOREIGN SOVEREIGNTY; OR

9 (II) WITHOUT CITIZENSHIP OR NATIONALITY IN ANY
10 FOREIGN COUNTRY.

11 (2) FOR THE PURPOSES OF PARAGRAPH (1) OF THIS SUBSECTION,
12 AN INDIVIDUAL WHO OWES NO ALLEGIANCE TO ANY FOREIGN SOVEREIGNTY IS:

13 (I) A UNITED STATES CITIZEN OR NATIONAL;

14 (II) AN IMMIGRANT ACCORDED THE PRIVILEGE OF
15 RESIDING PERMANENTLY IN THE UNITED STATES; OR

16 (III) AN INDIVIDUAL WITHOUT CITIZENSHIP OR
17 NATIONALITY IN ANY FOREIGN COUNTRY.

18 (B) AN INDIVIDUAL IS A CITIZEN OF THE STATE OF MARYLAND IF THE
19 INDIVIDUAL:

20 (1) (I) IS BORN IN THE UNITED STATES AND IS SUBJECT TO
21 THE JURISDICTION OF THE UNITED STATES; OR

22 (II) IS NATURALIZED IN THE UNITED STATES; AND

23 (2) IS LIVING WITHIN, AND INTENDS TO REMAIN LIVING WITHIN,
24 MARYLAND.

25 (C) CITIZENSHIP OF THE STATE OF MARYLAND MAY NOT CONFER ON
26 THE HOLDER ANY RIGHT, PRIVILEGE, IMMUNITY, OR BENEFIT UNDER LAW.

27 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2011.