

HOUSE BILL 1032

P1, P3

1lr1105

By: **Delegate McDonough**

Introduced and read first time: February 11, 2011

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Interstate Compact on Natural–Born United States Citizens**

3 FOR the purpose of entering into the Interstate Compact on Natural–Born United
4 States Citizens; requiring that the State of Maryland make a distinction on
5 certain birth records between individuals born subject to the jurisdiction of the
6 United States and individuals who are not born subject to the jurisdiction of the
7 United States; designating certain individuals as natural–born United States
8 citizens; making this Act subject to a certain contingency; defining a certain
9 term; and generally relating to the Interstate Compact on Natural–Born United
10 States Citizens.

11 BY adding to

12 Article – State Government

13 Section 14–106

14 Annotated Code of Maryland

15 (2009 Replacement Volume and 2010 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – State Government**

19 **14–106.**

20 **(A) (1) IN THIS SECTION, “SUBJECT TO THE JURISDICTION OF THE**
21 **UNITED STATES” HAS THE SAME MEANING THAT IT HAS IN SECTION 1 OF THE**
22 **FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION WHICH IS**
23 **THAT AN INDIVIDUAL IS SUBJECT TO THE JURISDICTION OF THE UNITED**
24 **STATES IF THE INDIVIDUAL IS A CHILD:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 (II) WITHOUT CITIZENSHIP OR NATIONALITY IN ANY
4 FOREIGN COUNTRY.

5 (2) FOR THE PURPOSES OF PARAGRAPH (1) OF THIS SUBSECTION,
6 AN INDIVIDUAL WHO DOES NOT OWE ALLEGIANCE TO ANY FOREIGN
7 SOVEREIGNTY IS:

8 (I) A UNITED STATES CITIZEN OR NATIONAL;

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

11 (III) AN INDIVIDUAL WITHOUT CITIZENSHIP OR NATIONALITY
12 IN ANY FOREIGN COUNTRY.

13 (B) THE INTERSTATE COMPACT ON NATURAL-BORN UNITED STATES
14 CITIZENS IS HEREBY ENTERED INTO BY THIS STATE WITH ALL STATES LEGALLY
15 JOINING IN THE COMPACT IN THE FORM SUBSTANTIALLY AS PROVIDED IN THIS
16 SECTION.

17 (C) THE SIGNATORIES TO THE INTERSTATE COMPACT ON
18 NATURAL-BORN UNITED STATES CITIZENS SHALL MAKE A DISTINCTION IN THE
19 BIRTH CERTIFICATES, CERTIFICATIONS OF LIVE BIRTH, OR OTHER BIRTH
20 RECORDS ISSUED IN THE SIGNATORY STATES, BETWEEN:

21 (1) INDIVIDUALS BORN SUBJECT TO THE JURISDICTION OF THE
22 UNITED STATES; AND

23 (2) INDIVIDUALS WHO ARE NOT BORN SUBJECT TO THE
24 JURISDICTION OF THE UNITED STATES.

25 (D) INDIVIDUALS BORN SUBJECT TO THE JURISDICTION OF THE
26 UNITED STATES SHALL BE DESIGNATED AS NATURAL-BORN UNITED STATES
27 CITIZENS.

28 SECTION 2. AND BE IT FURTHER ENACTED, That the Department of
29 Legislative Services shall notify the United States Congress of the enactment of this
30 Act; and that on the United States Congress giving its consent under Article I, Section
31 10, Clause 3 of the United States Constitution, the Governor of the State of Maryland
32 shall issue a proclamation declaring this Act valid and effective and shall forward a
33 copy of the proclamation to the Director of the Department of Legislative Services.

1 SECTION 3. AND BE IT FURTHER ENACTED, That, subject to Section 2 of
2 this Act, this Act shall take effect October 1, 2011.