

105TH CONGRESS
1ST SESSION

S. 677

To amend the Immigration and Nationality Act of 1994, to provide the descendants of the children of female United States citizens born abroad before May 24, 1934, with the same rights to United States citizenship at birth as the descendants of children born of male citizens abroad.

IN THE SENATE OF THE UNITED STATES

MAY 1, 1997

Ms. MOSELEY-BRAUN introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act of 1994, to provide the descendants of the children of female United States citizens born abroad before May 24, 1934, with the same rights to United States citizenship at birth as the descendants of children born of male citizens abroad.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Equity in Trans-
5 mission of Citizenship Act of 1997”.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) since the children born abroad to United
4 States citizen mothers before May 24, 1934, only be-
5 came entitled to claim United States citizenship, ac-
6 quired at birth, as of October 25, 1994, with the en-
7 actment of Public Law 103–416, they were not le-
8 gally admissible into the United States as citizens
9 prior to that date; and

10 (2) therefore, they could not meet the residency
11 requirements to transmit United States citizenship
12 onto their children as the children of male United
13 States citizens could.

14 **SEC. 3. EQUAL TREATMENT OF CHILDREN BORN ABROAD**
15 **OF FEMALE UNITED STATES CITIZENS IN**
16 **CONFERRING CITIZENSHIP TO CHILDREN**
17 **BORN ABROAD.**

18 (a) IN GENERAL.—Section 101 of Public Law 103–
19 416 is amended by amending subsection (d) to read as
20 follows:

21 “(d) WAIVER OF TRANSMISSION REQUIREMENTS.—
22 The parental physical presence requirement contained in
23 section 301(g) of the Immigration and Nationality Act
24 shall not apply to any person born before the date of en-
25 actment of this Act who claims United States citizenship
26 based on such person’s descent from an individual de-

1 scribed in section 301(h) of the Immigration and Nation-
2 ality Act.”.

3 (b) **EFFECTIVE DATE.**—The amendment made by
4 subsection (a) shall be deemed to have become effective
5 as of October 25, 1994.

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