WHEREAS, the citizenship clause of the Fourteenth Amendment clearly states that “All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside;”

WHEREAS, the Fourteenth Amendment is based on the longstanding English common law doctrine of *jus soli*, or citizenship by place of birth;

WHEREAS, the Fourteenth Amendment awards United States citizenship to all persons born or naturalized in the United States and subject to its jurisdiction;

WHEREAS, the Fourteenth Amendment has withstood challenges from opponents for over a century since its inception in 1868 because of its sound principles and values consistent with the values held by the drafters of the U.S. Constitution;

WHEREAS, the United States Supreme Court has upheld the Fourteenth Amendment and confirmed that people born in the United States and who are subject to United States jurisdiction are United States citizens at birth;

WHEREAS, the Supreme Court has clearly held that illegal aliens are “subject to the jurisdiction” of the United States in *Plyler v. Doe* (1982). The same principles were again reinforced by the Court in *INS v. Rios-Pineda* (1985) and *Hamdi v. Rumsfeld* (2004); and

WHEREAS, recent assaults on this long held interpretation of the Fourteenth Amendment are a misguided effort to strip citizenship from children born in the United States to undocumented aliens.

**THEREFORE BE IT RESOLVED** that NAPABA:

1. Fully supports the citizenship clause of the Fourteenth Amendment and supports the understanding that any person born or naturalized in the United States and who is subject to the jurisdiction of the United States is a United States citizen as clearly stated in the Fourteenth Amendment.

2. Denounces efforts by federal lawmakers and by any state or local municipality to change this longstanding doctrine.

3. Authorizes its president, board, and staff to communicate the content of this resolution to its members, affiliates, other bar associations, members of Congress, the Administration, the press, and others to take steps to implement this resolution, as they deem necessary.
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4. Supports this resolution as a policy priority until it is withdrawn or modified by subsequent resolution.