

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 897

By: Shortey

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5
6 AS INTRODUCED

7 An Act relating to citizenship; creating the
8 Interstate Compact for Birth Certificates Act;
9 providing short title; providing purpose of the
10 compact; stating duties of the compacting states;
11 declaring when compact may take effect; providing for
12 codification; and providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 1331 of Title 25, unless there
16 is created a duplication in numbering, reads as follows:

17 This act shall be known and may be cited as the "Interstate
18 Compact for Birth Certificates Act".

19 SECTION 2. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 1332 of Title 25, unless there
21 is created a duplication in numbering, reads as follows:

22 A. The compacting states to this Interstate Compact recognize
23 that each state is responsible for the proper issuance of birth
24 certificates to persons born within the jurisdiction of the United
States.

1 B. The signatories to this compact shall make a distinction in
2 the birth certificates, certifications of live birth, or other birth
3 records issued in the signatory states, between persons born in the
4 signatory state who are born subject to the jurisdiction of the
5 United States and persons who are born not subject to the
6 jurisdiction of the United States. Persons born subject to the
7 jurisdiction of the United States shall be designated as natural-
8 born United States Citizens.

9 C. "Subject to the jurisdiction of the United States" has the
10 meaning that it bears in Section 1 of the Fourteenth Amendment to
11 the United States Constitution, namely that the person is a child of
12 at least one parent who owes no allegiance to any foreign
13 sovereignty, or a child without citizenship or nationality in any
14 foreign country. For the purposes of this compact, a person who
15 owes no allegiance to any foreign sovereignty is:

- 16 1. A United States citizen or national;
- 17 2. An immigrant accorded the privilege of residing permanently
18 in the United States; or
- 19 3. A person without citizenship or nationality in any foreign
20 country.

21 D. This compact shall not take effect until Congress has given
22 its consent, pursuant to Article I, Section 10, Clause 3 of the
23 United States Constitution.

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SECTION 3. This act shall become effective November 1, 2011.

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