

STAND. COM. REP. NO.

1037

Honolulu, Hawaii

APR 01 2011

RE: S.C.R. No. 63  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Public Safety, Government Operations, and Military Affairs, to which was referred S.C.R. No. 63 entitled:

"SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO UPHOLD THE CITIZENSHIP CLAUSE OF THE FOURTEENTH AMENDMENT OF THE UNITED STATES CONSTITUTION,"

begs leave to report as follows:

The purpose and intent of this measure is to urge the United States Congress to uphold the longstanding right of citizenship, provided for in the Fourteenth Amendment of the United States Constitution, to all persons born in the United States.

Your Committee received testimony in support of this measure from the American Civil Liberties Union of Hawai'i. Your Committee received comments on this measure from one individual.

Your Committee finds that America is a nation of immigrants, and generations of Americans have understood that children born in the United States are entitled to United States citizenship, regardless of the nationality of their parents. The idea of eliminating automatic citizenship for the children of unlawful immigrants is gaining traction as a method of curbing illegal immigration, despite several United States Supreme Court decisions affirming the fundamental right of citizenship for all people born within the United States.

Your Committee believes that the right to United States citizenship should be extended to all persons born in this country

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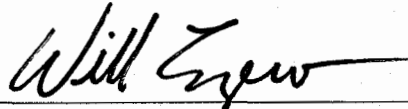


regardless of the immigration status of parents of children born in the United States. Your Committee finds that Hawaii is particularly fortunate to have many immigrant parents with children born in this State, who learn the value of hard work and a good education and contribute to the productivity, diversity, and growth of the State.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Public Safety, Government Operations, and Military Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 63, as amended herein, and recommends that it be referred to the Committee on Judiciary and Labor, in the form attached hereto as S.C.R. No. 63, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Public Safety,  
Government Operations, and  
Military Affairs,



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WILL ESPERO, Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Public Safety, Government Operations, and**  
**Military Affairs**  
**PGM**

Bill / Resolution No.:* <i>SCR 63</i>	Committee Referral: <i>PGM, JDL</i>	Date: <i>3-31-11</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	/			
KIDANI, Michelle N. (VC)	/			
BAKER, Rosalyn H.	/			
RYAN, Pohai	/			
SLOM, Sam				/
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes