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Congress of the United States
House of Representatives

April 17, 2013

Committees:
FOREIGN AFFAIRS
Chairman, Subcommittee on
Europe, Eurasia, and Emerging Threats
Subcommittee on Asia and the Pacific
SCIENCE, SPACE, AND TECHNOLOGY
(VICE CHAIRMAN)
Subcommittee on Space
Subcommittee on Environment

Sen. Marco Rubio
317 Hart Senate Office Building
Washington DC, 20510

Dear Sen. Rubio:

The supposedly “comprehensive” immigration reform bill that you and the rest of the “Gang of Eight” have put together does not address a major loophole in current law, the abuse of the “birthright citizenship” clause of the 14th Amendment. Flawed interpretation has opened the door to unregulated immigration and instant citizenship for large numbers of foreigners without any of the “rule of law” measures which you have championed in your bill. There is nothing in current law or your proposed reforms that prevents aliens even from countries of national security concern from establishing themselves in the United States.

For example, on April 11, the *People's Daily* of China (the official newspaper of the Communist Party) reported on Chinese women going to the United States to have a baby so it could become an American citizen. The article quotes a consultant to such women, “Giving birth abroad is no longer a privilege reserved for the wealthy,” adding that an increasing number of middle-class women are considering giving birth outside of China. The article claims, “Going to the U.S. to give birth, as well as returning to China with the child, usually proves to be relatively easy.” A burgeoning industry of “birth tourism” clinics has appeared in California and New York.

The story claims, “The 14th Amendment to the U.S. Constitution states that anyone born in the U.S. is a U.S. citizen and can obtain access to public education and vote, among other rights.” When the children become 21 years old, they can bring their families over from China as well. The Obama Administration would not assist me in investigating how many Chinese birthing clinics are in the United States. And China is not the only place from which women are coming. No one has taken into account how many immigrants will result from this practice.

Congress should use its legislative power to define the meaning of the 14th Amendment so it applies only to those who have a U.S. citizen as a parent or who has a lawful resident status.

Sincerely,

A handwritten signature in black ink that reads "Dana Rohrabacher".

Dana Rohrabacher
Chairman,
House Foreign Affairs Subcommittee on
Europe, Eurasia, Emerging Threats