

# Citizenship

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Anonymous · 9 hours ago 🗨

Is it simply the case that Citizenship is granted by Conferral or on the basis of birth?

In other states Citizenship by birth is qualified by the status of the parents. If one or both parents are Citizens or permanent residents then a child born in that state is deemed to be a citizen. However if a child's parents do not hold citizenship or Permanent residency then the child assumes the citizenship of the parents.

The situation becomes even more complicated when the biological parent is different to the nurturing parent or the origin of the child is unknown,

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Joel Kovarsky · 8 hours ago 🗨

I am not clear if you are referring to late 18th century definitions, which as mentioned in the book and lectures were quite vague, or if you are referring to better defined and more modern regulations: [http://www.usconstitution.net/consttop\\_citi.html](http://www.usconstitution.net/consttop_citi.html) . That latter site is relatively detailed in terms of more modern definitions.

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Edward L Dunlay · 8 hours ago 🗨

If you are born in the U.S. and subject to U.S. jurisdiction, you are a citizen by operation of the 14th Amendment. That takes in everyone born in the U.S. except for the children of diplomats who are not subject to U.S. jurisdiction due to their diplomatic status. There are a variety of rather complex statutory provisions for citizenship at birth for individuals born outside the U.S. based on the citizenship of one or both parents. There is even a marvelously opaque provision for children of unknown origin found in the U.S.

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Anonymous · 8 hours ago

Indeed, the rules are quite convoluted, but here they are <http://travel.state.gov/content/travel/english/legal-considerations/us-citizenship-laws-policies/cit...>

One thing that seems odd about those rules is that they differ depending on whether the children is born to married parents or out of wedlock. Also, is the parents are not married and only one of the parents is a US citizen, the rules are a bit different depending on whether it is the mother or the father who claims US citizenship.

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Anonymous · 5 hours ago

That link relates to a child born abroad. I am referring to Citizenship by conferral born in the USA.

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Anonymous · 5 hours ago

If born on USA, unless children of diplomats, it's a US citizen. The rule is pretty simple [https://en.wikipedia.org/wiki/United\\_States\\_v.\\_Wong\\_Kim\\_Ark](https://en.wikipedia.org/wiki/United_States_v._Wong_Kim_Ark) .

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Anonymous · 5 hours ago

There is a need for an international convention on Citizenship. Common law of citizenship, If your on a temporary visa or have no other entitlement then the child should have the rights of citizenship of the parents citizenship. In some states (Country) a child born to non-citizen parents is entitled to apply for citizenship of the state they were born in if they have lived there for 10 years or more unbroken. Where the parentage is unknown then the child becomes a ward of the state.

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Anonymous · 5 hours ago

That doesn't apply to the US. In fact, there is a whole industry of so called "anchor babies" [https://en.wikipedia.org/wiki/Anchor\\_baby#Immigration\\_status](https://en.wikipedia.org/wiki/Anchor_baby#Immigration_status) . There are clinics that offer to expecting mothers "complete packages" so they come to the US to have their babies born

here. It is particularly popular among Mexican and Chinese upper classes  
[https://en.wikipedia.org/wiki/Birth\\_tourism#United\\_States](https://en.wikipedia.org/wiki/Birth_tourism#United_States) .

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