

105TH CONGRESS  
2D SESSION

# H. R. 4853

To modify retroactively the residence requirement for transmission of citizenship to certain individuals born abroad before 1953 to one citizen parent and one alien parent.

---

## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 19, 1998

Mrs. MINK of Hawaii introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To modify retroactively the residence requirement for transmission of citizenship to certain individuals born abroad before 1953 to one citizen parent and one alien parent.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. MODIFICATION OF RESIDENCE REQUIREMENT**  
4               **FOR TRANSMISSION OF CITIZENSHIP.**

5       (a) IN GENERAL.—Notwithstanding section 201(g)  
6       of the Nationality Act of 1940 (providing for citizenship  
7       for a person born outside the geographical limits of the  
8       United States and its outlying possessions of parents one  
9       of whom is an alien, and the other a citizen of the United

1 States who, prior to the birth of such person, resided in  
2 the United States or its outlying possessions for a period  
3 or periods totaling not less than 10 years, at least 5 of  
4 which were after attaining the age of 16 years), the resi-  
5 dence requirement in such section shall be considered to  
6 be satisfied by a citizen who otherwise satisfies the re-  
7 quirement, but who, after attaining the age of 16 years,  
8 resided in the United States or its outlying possessions  
9 only for a period or periods totaling 3 years (or more).

10 (b) RETROACTIVE APPLICATION.—The immigration  
11 and nationality laws of the United States shall be applied  
12 to persons born before the date of the enactment of this  
13 Act as though subsection (a) had been in effect as of the  
14 date of their birth.

○