

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 1022

By: Dahm

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5
6 AS INTRODUCED

7 An Act relating to Oklahoma citizenship; defining
8 terms; requiring certain citizenship designation;
9 providing limitations of Oklahoma citizenship;
10 declaring requirement for certain citizenship status;
11 prohibiting effect of certain laws; 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 3120 of Title 74, unless there
16 is created a duplication in numbering, reads as follows:

17 A. As used in this section:

18 1. "Equal protection of the laws" shall be defined as laws in
19 the Constitutions of the United States and the State of Oklahoma
20 intended to protect individual rights such as life, property and due
21 process and shall be provided to all people within the borders of
22 this state provided that any limitations on state services,
23 resources or protections that would be limited for those Oklahoma
24 citizens who have been arrested or convicted of a crime would also

1 be limited for any foreign national who has entered the United
2 States in violation of federal immigration law;

3 2. "Naturalized" shall mean those individuals who have
4 successfully completed naturalization for the granting of
5 citizenship by the United States government;

6 3. "Residing in the State of Oklahoma" shall be defined as any
7 person over eighteen (18) years of age who is a citizen of the
8 United States and:

9 a. maintains a domicile either by owning, leasing,
10 renting, or habitation within the borders of the
11 state,

12 b. pays taxes to this state in the form of personal
13 income tax, vehicle registration tax, or similar
14 taxes,

15 c. has a valid driver license in this state,

16 d. is registered to vote in this state, provided they are
17 not also registered to vote in any other state or
18 territory of the United States,

19 e. is stationed at a military base within the borders of
20 this state,

21 f. is a student at an institution of Higher Education
22 within the State of Oklahoma, or

23 g. is under the age of eighteen (18) and is the child of
24 at least one United States citizen who also meets one

1 of the requirements in subparagraphs a through f of
2 this subsection;

3 4. "Subject to the jurisdiction thereof" shall mean those
4 individuals who have United States citizenship, those individuals
5 born in the United States to at least one parent with United States
6 citizenship, those individuals born outside the borders or
7 territories of the United States to at least one parent with United
8 States citizenship at the time of the child's birth who conferred
9 United States citizenship on the child born outside the United
10 States, and shall not mean or include any foreign national within
11 the borders of the United States who is not a citizen of the United
12 States or any child born to a foreign national within the borders of
13 the United States if at least one of the parents is not a citizen of
14 the United States at the time of the child's birth; and

15 5. "United States citizen" shall mean all persons born or
16 naturalized in the United States and subject to the jurisdiction
17 thereof.

18 B. All United State citizens residing in this state shall also
19 be citizens of Oklahoma in conformity with the 14th Amendment to the
20 United States Constitution.

21 C. Oklahoma citizenship shall not extend to:

22 1. Foreign nationals working, visiting or studying in this
23 state on a visa authorized by the United States government,
24 including, but not limited to, lawful permanent residents,

1 nonimmigrants or students at an institution of Higher Education in
2 this state;

3 2. Foreign nationals representing their country in a diplomatic
4 position;

5 3. Foreign nationals having entered the United States in
6 violation of any federal immigration laws; or

7 4. Children born to foreign nationals, one parent of which is
8 not a United States citizen who also meets one of the requirements
9 of subparagraphs a through f of paragraph 3 of subsection A of this
10 section.

11 D. For the purposes of this section, only persons born in the
12 United States and subject to the jurisdiction thereof shall be
13 deemed to be citizens of Oklahoma upon meeting the residency
14 requirements of this section.

15 E. No law of this state shall abridge the privileges or
16 immunities of citizens of the United States; deprive any person of
17 life, liberty or property, without due process of law; nor deny to
18 any person within its jurisdiction the equal protection of the laws.

19 SECTION 2. This act shall become effective November 1, 2019.
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