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U.S. CONGRESSIONAL ACTS & BILLS

1947-1949

78/177

C

Calendar No. 1240

80TH CONGRESS  
2D SESSION

# H. R. 3566

[Report No. 1204]

## IN THE SENATE OF THE UNITED STATES

JULY 8 (legislative day, JULY 7), 1947

Read twice and referred to the Committee on the Judiciary

APRIL 30, 1948

Reported by Mr. WILEY, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

## AN ACT

To amend subsection (c) of section 19 of the Immigration Act of 1917, as amended, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 That subsection ~~(c)~~ of section 19 of the Immigration Act

4 of February 5, 1917, as amended (~~54 Stat. 671; 56 Stat.~~

5 ~~1044; 8 U. S. C. 155 (c)~~), is further amended to read as

6 follows:

7 “~~(c)~~ In the case of any alien ~~(other than one to whom~~

8 subsection ~~(d)~~ is applicable) who is deportable under any

9 law of the United States and who has proved good moral

10 character for the preceding five years; the Attorney General

11 may ~~(1)~~ permit such alien to depart the United States to



1 any country of his choice at his own expense, in lieu of depor-  
2 tation; or (2) suspend deportation of such alien if he is not  
3 ineligible for naturalization or if ineligible, such ineligibility  
4 is solely by reason of his race, if he finds (a) that such  
5 deportation would result in serious economic detriment to  
6 a citizen or legally resident alien who is the spouse, parent,  
7 or minor child of such deportable alien; or (b) that such  
8 alien has resided continuously in the United States for seven  
9 years or more and is residing in the United States upon the  
10 effective date of this Act. If the deportation of any alien is  
11 suspended under the provisions of this subsection for more  
12 than six months, all of the facts and pertinent provisions of  
13 law in the case shall be reported to the Congress with the  
14 reasons for such suspension. These reports shall be sub-  
15 mitted on the 1st and 15th day of each calendar month in  
16 which Congress is in session. If during the session of the  
17 Congress at which a case is reported, or if a case is reported  
18 less than thirty days prior to the close of the session, then  
19 during the next session of the Congress, either of the two  
20 Houses passes a resolution stating in substance that it does  
21 not favor the suspension of such deportation, the Attorney  
22 General shall thereupon deport such alien in the manner  
23 provided by law. If during the session of the Congress at  
24 which a case is reported, or if a case is reported less than  
25 thirty days prior to the close of the session, then during the



1 next session of the Congress, either of the two Houses does  
2 not pass such a resolution, the Attorney General shall cancel  
3 deportation proceedings upon the termination of such session,  
4 except that such proceedings shall not be canceled in the  
5 case of any alien who was not legally admitted for per-  
6 manent residence at the time of his last entry into the United  
7 States, unless such alien pays the Commissioner of Immi-  
8 gration and Naturalization a fee of \$18 (which fee shall be  
9 deposited in the Treasury of the United States as miscellane-  
10 ous receipts). Upon the cancellation of such proceedings in  
11 any case in which fee has been paid the Commissioner shall  
12 record the alien's admission for permanent residence as of the  
13 date of his last entry into the United States and the Secretary  
14 of State shall, if the alien was a quota immigrant at the time  
15 of entry and was not charged to the appropriate quota, reduce  
16 by one the immigration quota of the country of the alien's  
17 nationality as defined in section 12 of the Act of May 26,  
18 1924 (U. S. C., title 8, sec. 212), for the fiscal year then  
19 current at the time of cancellation or the next following year  
20 in which a quota is available: *Provided*, That no quota shall  
21 be reduced by more than 50 per centum in any fiscal year:  
22 *Provided further*, That the provisions of clause (2) of this  
23 subsection shall not apply to cases in which bills have been  
24 introduced in Congress and which have been considered by  
25 a committee of Congress on their merits but which have not



1 received favorable action by such committee prior to the date  
2 of enactment of this amendatory subsection."

3 SEC. 2. No private bill or resolution authorizing or  
4 directing the relief of any alien under the immigration and  
5 naturalization laws shall be introduced unless the Attorney  
6 General shall submit a report to the Congress in an individual  
7 case setting forth that such alien has exhausted all adminis-  
8 trative remedies under existing law.

9 That subsection (c) of section 19 of the Immigration Act  
10 of February 5, 1917, as amended (54 Stat. 671; 56 Stat.  
11 1044; 8 U. S. C. 155 (c)), is further amended to read as  
12 follows:

13 "(c) In the case of any alien (other than one to whom  
14 subsection (d) is applicable) who is deportable under any  
15 law of the United States and who has proved good moral  
16 character for the preceding five years, the Attorney General  
17 may (1) permit such alien to depart the United States to  
18 any country of his choice at his own expense, in lieu of  
19 deportation; or (2) suspend deportation of such alien if he  
20 is not ineligible for naturalization or if ineligible, such  
21 ineligibility is solely by reason of his race, if he finds (a)  
22 that such deportation would result in serious economic detri-  
23 ment to a citizen or legally resident alien who is the spouse,  
24 parent, or minor child of such deportable alien; or (b) that  
25 such alien has resided continuously in the United States for



1 seven years or more and is residing in the United States  
2 upon the effective date of this Act. If the deportation of  
3 any alien is suspended under the provisions of this subsection  
4 for more than six months, a complete and detailed statement  
5 of the facts and pertinent provisions of law in the case shall  
6 be reported to the Congress with the reasons for such sus-  
7 pension. These reports shall be submitted on the 1st and  
8 15th day of each calendar month in which Congress is in  
9 session. If during the session of the Congress at which a  
10 case is reported, or if a case is reported less than ninety days  
11 prior to the close of the session, then during the next session  
12 of the Congress, the Congress passes a resolution stating in  
13 substance that it favors the suspension of such deportation,  
14 the Attorney General shall cancel deportation proceedings.  
15 If during the session of the Congress at which a case is re-  
16 ported, or if a case is reported less than ninety days prior  
17 to the close of the session, then during the next session of the  
18 Congress, the Congress does not pass such a resolution, the  
19 Attorney General shall thereupon deport such alien in the  
20 manner provided by law. Deportation proceedings shall not  
21 be canceled in the case of any alien who was not legally  
22 admitted for permanent residence at the time of his last entry  
23 into the United States, unless such alien pays the Commis-  
24 sioner of Immigration and Naturalization a fee of \$18  
25 (which fee shall be deposited in the Treasury of the United



1 *States as miscellaneous receipts). Upon the cancellation of*  
2 *such proceedings in any case in which fee has been paid the*  
3 *Commissioner shall record the alien's admission for perma-*  
4 *nent residence as of the date of his last entry into the United*  
5 *States and the Secretary of State shall, if the alien was a*  
6 *quota immigrant at the time of entry and was not charged*  
7 *to the appropriate quota, reduce by one the immigration quota*  
8 *of the country of the alien's nationality as defined in section*  
9 *12 of the Act of May 26, 1924 (U. S. C., title 8, sec. 212),*  
10 *for the fiscal year then current at the time of cancellation or*  
11 *the next following year in which a quota is available: Pro-*  
12 *vided, That no quota shall be reduced by more than 50 per*  
13 *centum in any fiscal year."*

Passed the House of Representatives July 7, 1947.

Attest:

JOHN ANDREWS,

Clerk.



Calendar No. 1240

80TH CONGRESS  
2D SESSION

# H. R. 3566

[Report No. 1204]

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## AN ACT

To amend subsection (c) of section 19 of the  
Immigration Act of 1917, as amended, and  
for other purposes.

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JULY 8 (legislative day, JULY 7), 1947

Read twice and referred to the Committee on the  
Judiciary

APRIL 30, 1948

Reported with an amendment



*House concurred in Senate amendments  
on May 18.*

*John Kala  
Vet.*

*Public  
Law 567*

80TH CONGRESS  
2D SESSION

Calendar No. 1242

# H. R. 5193

[Report No. 1207]

*Signed  
June 1, 1948.*

## IN THE SENATE OF THE UNITED STATES

MARCH 2 (legislative day, FEBRUARY 2), 1948

Read twice and referred to the Committee on the Judiciary

APRIL 30, 1948

Reported by Mr. WILEY, with amendments

[Omit the part struck through and insert the part printed in italic]

## AN ACT

To amend the Nationality Act of 1940.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 That the Nationality Act of 1940, as amended (54 Stat.
- 4 1137; 8 U. S. C. 907), be amended by adding a new section
- 5 to be known as section 324A, as follows:
- 6 "SEC. 324A. (a) Any person not a citizen who is
- 7 ~~serving~~ *or* has served honorably in an active-duty status in
- 8 the military or naval forces of the United States during
- 9 either World War I or ~~World War II~~ *during a period be-*
- 10 *ginning September 1, 1939, and ending December 31, 1946,*
- 11 or who, if separated from such service, was separated under
- 12 honorable conditions, may be naturalized as provided in



1 this section if (1) at the time of enlistment or induction  
2 such person shall have been in the United States or an out-  
3 lying possession (including the Panama Canal Zone, but  
4 excluding the Philippine Islands), or (2) at any time sub-  
5 sequent to enlistment or induction such person shall have  
6 been lawfully admitted to the United States for permanent  
7 residence. The executive department under which such  
8 person served shall determine whether persons ~~are serving or~~  
9 have served honorably in an active-duty status, and whether  
10 separation from such service was under honorable conditions:  
11 *Provided, however,* That no person who is or has been sepa-  
12 rated from such service on account of alienage, or who was  
13 a conscientious objector who performed no military or naval  
14 duty whatever or refused to wear the uniform, shall be  
15 regarded as having served honorably or having been sepa-  
16 rated under honorable conditions for the purposes of this  
17 section.

18 “(b) A person filing a petition under subsection (a)  
19 of this section shall comply in all respects with the require-  
20 ments of this chapter except that—

21 “(1) he may be naturalized regardless of age, and  
22 notwithstanding the provisions of sections 303 and 326  
23 of this Act;

24 “(2) no declaration of intention, no certificate of



1 arrival, and no period of residence within the United  
2 States or any State shall be required;

3 “(3) the petition for naturalization may be filed in  
4 any court having naturalization jurisdiction regardless of  
5 the residence of the petitioner;

6 ~~“(4) the petitioner shall not be required to speak~~  
7 ~~the English language, sign his petition in his own hand-~~  
8 ~~writing, or meet any educational test;~~

9 ~~“(5) no fee shall be charged or collected for mak-~~  
10 ~~ing, filing, or docketing the petition for naturalization,~~  
11 ~~or for the final hearing thereon, or for the certification~~  
12 ~~of naturalization, if issued;~~

13 ~~“(6) (4) there shall be included in the petition the~~  
14 ~~affidavits of at least two credible witnesses, citizens of~~  
15 ~~the United States, stating that each such witness per-~~  
16 ~~sonally knows the petitioner to be a person of good~~  
17 ~~moral character, attached to the principles of the Con-~~  
18 ~~stitution of the United States, and well disposed to the~~  
19 ~~good order and happiness of the United States.~~

20 ~~“(7) (5) when serving in the military or naval~~  
21 ~~forces of the United States, the service of the petitioner~~  
22 ~~shall be proved either (1) by affidavits forming part of~~  
23 ~~the petition, of at least two citizens of the United States,~~  
24 ~~members of the military or naval forces of a noncom-~~  
25 ~~missioned or warrant officer grade, or higher (who may~~



1 be the same witness described in clause ~~(5)~~ (4) of this  
2 subsection), or (2) by a duly authenticated certification  
3 from the executive department under which the peti-  
4 tioner is serving. Such affidavits or certifications shall  
5 state whether the petitioner ~~is serving or~~ has served  
6 honorably in an active-duty status during either World  
7 War I or ~~World War II~~ *during a period beginning Sep-*  
8 *tember 1, 1939, and ending December 31, 1946;*

9 ~~(8)~~ (6) if no longer serving in the military or naval  
10 forces of the United States, the service of the petitioner  
11 shall be proved by a duly authenticated certification from  
12 the executive department under which the petitioner  
13 served, which shall state whether the petitioner served  
14 honorably in an active-duty status during either World  
15 War I or ~~World War II~~ *during a period beginning*  
16 *September 1, 1939, and ending December 31, 1946,*  
17 and was separated from such service under honorable  
18 conditions; and

19 ~~(9)~~ (7) notwithstanding section 334 (e) of this  
20 Act, the petitioner may be naturalized immediately if  
21 prior to the filing of the petition the petitioner and the  
22 required witnesses shall have appeared before and been  
23 examined by a representative of the Service.

24 “(c) Citizenship granted pursuant to this section may  
25 be revoked in accordance with section 338 of this Act if at



1 any time subsequent to naturalization the person is separated  
2 from the military or naval forces under other than honorable  
3 conditions, and such ground for revocation shall be in addi-  
4 tion to any other provided by law. The fact that the natural-  
5 ized person was separated from the service under other than  
6 honorable conditions shall be proved by a duly authenticated  
7 certification from the executive department under which the  
8 person was serving at the time of separation.”

9 SEC. 2. The eligibility for naturalization of any person  
10 who filed a petition for naturalization prior to January 1,  
11 1947, under section 701 of the Nationality Act of 1940, as  
12 amended (8 U. S. C., Supp. V, sec. 1001), and which is  
13 still pending on the date of approval of this Act, shall be  
14 determined in accordance with section 324A of the Nation-  
15 ality Act of 1940, as added by section 1 of this Act.

Passed the House of Representatives March 1, 1948.

Attest:

JOHN ANDREWS,

*Clerk.*



Calendar No. 1242

80TH CONGRESS  
2D SESSION

**H. R. 5193**

[Report No. 1207]

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**AN ACT**

To amend the Nationality Act of 1940.

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MARCH 2 (legislative day, FEBRUARY 2), 1948  
Read twice and referred to the Committee on the  
Judiciary

APRIL 30, 1948  
Reported with amendments



81ST CONGRESS  
1ST SESSION

# H. R. 199

[Report No. 65]

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 1949

Mr. JUDD introduced the following bill; which was referred to the Committee on the Judiciary

FEBRUARY 10, 1949

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Omit the part struck through and insert the part printed in italic]

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## A BILL

To provide the privilege of becoming a naturalized citizen of the United States to all immigrants having a legal right to permanent residence, to make immigration quotas available to Asian and Pacific peoples, and for other purposes.

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

3 NO DENIAL OR ABRIDGMENT OF NATURALIZATION BECAUSE

4 OF RACE, SEX, OR MARITAL STATUS

5 SECTION 1. That section 302 of the Nationality Act of  
6 1940, as amended (60 Stat. 416; 8 U. S. C., 702), is  
7 hereby amended to read as follows:

8 "SEC. 302. The privilege of becoming a naturalized  
9 citizen of the United States shall not be denied or abridged



1 because of race or sex, or because a petitioner for natural-  
2 ization is married."

3 REPEAL OF RACIAL RESTRICTIONS UPON NATURALIZATION

4 SEC. 2. Section 303 of the Nationality Act of 1940, as  
5 amended (60 Stat. 416; 8 U. S. C., Supp. 703), and  
6 section 2169, United States Revised Statutes, are hereby  
7 repealed.

8 AMENDING NON-QUOTA PROVISIONS

9 SEC. 3. Section 4 (a) of the Immigration Act of 1924,  
10 as amended (43 Stat. 155; 44 Stat. 812; 45 Stat. 1009;  
11 46 Stat. 854; 47 Stat. 656; 8 U. S. C. 204), is hereby  
12 amended to read as follows:

13 "(a) An immigrant otherwise chargeable to an  
14 annual quota of two hundred or more, who is the  
15 unmarried child under twenty-one years of age, or the  
16 wife, or the husband, of a citizen of the United States:  
17 *Provided*, That the marriage shall have occurred prior  
18 to the issuance of the immigration visa and, in the cases  
19 of husbands of citizens, prior to January 1, 1948."

20 ENUMERATION OF PREFERENCES WITHIN QUOTAS; TIME FOR  
21 GIVING OF PREFERENCE; PERCENTAGE OF PREFERENCES

22 SEC. 4. Section 6, subdivisions (a) (1) and (c), of  
23 the Immigration Act of 1924, as amended (43 Stat. 155-  
24 156; 47 Stat. 656; 45 Stat. 1009; 8 U. S. C. 206), are  
25 hereby amended to read as follows:



1        *SEC. 4. Section 6 of the Immigration Act of 1924 as*  
2        *amended (43 Stat. 155-156; 47 Stat. 656; 45 Stat. 1009;*  
3        *8 U. S. C. 206) is hereby amended by amending subdivision*  
4        *(a) (1) and adding a new subdivision (c) to read as follows:*

5        “(a) Immigration visas to quota immigrants shall be  
6        issued in each fiscal year as follows:

7                (1) Fifty per centum of the quota for each quota  
8        area for such quota year shall be made available in such  
9        year for the issuance of immigration visas to the follow-  
10       ing classes of immigrants, without priority of preference  
11       as between such classes: (A) Quota immigrants who  
12       are the fathers or mothers of citizens of the United  
13       States who are twenty-one years of age or over, or who  
14       are the husbands of citizens of the United States by  
15       marriages occurring on or after January 1, 1948, or  
16       who are the wives, unmarried minor children, or hus-  
17       bands, of citizens of the United States, such immigrants  
18       being chargeable to an annual quota of less than two  
19       hundred; and (B) in the case of any quota area the  
20       quota for which is three hundred or more, quota immi-  
21       grants who are skilled in agriculture, and the wives,  
22       and the dependent children under the age of eighteen  
23       years, of such immigrants skilled in agriculture, if  
24       accompanying or following to join them.”



1       “(c) Within the preference and nonpreference classes  
2 provided within an annual quota, a priority up to 75 per  
3 centum of the quota of any quota area to which aliens immi-  
4 grating to the United States are chargeable under subdivision  
5 (b) of section 12 of this Act shall be given to persons born  
6 and resident therein.”

7       SEC. 5. Section 11 of the Immigration Act of 1924 (43  
8 Stat. 159-160; 8 U. S. C. 211 (a)-211 (g)), is hereby  
9 amended to read as follows:

10       “NUMERICAL LIMITATIONS: ANNUAL QUOTA BASED UPON  
11               NATIONAL ORIGIN; MINIMUM QUOTAS

12       “SEC. 11. (a) The annual quota of any quota area, for  
13 the fiscal year beginning July 1, 1948, and for each fiscal  
14 year thereafter, shall be one-sixth of 1 per centum of the  
15 number of inhabitants in continental United States in 1920  
16 attributable by national origin to that quota area, which shall  
17 be ascertained as hereinafter provided in this section, but,  
18 notwithstanding the repeal of sections 2 and 3 of the Act ap-  
19 proved December 17, 1943, as amended (57 Stat. 600), the  
20 existing quotas for China and Chinese persons shall not be  
21 disturbed, and the minimum quota for any quota area shall  
22 be one hundred.

23               “DETERMINATION OF NATIONAL ORIGIN

24       “(b) For the purpose of subdivision (a) of this section  
25 national origin shall be ascertained by determining as nearly



1 as may be, in respect of each quota area provided for under  
2 section 12 (except the countries specified in subdivision (c)  
3 of section 4), the number of inhabitants in continental United  
4 States in 1920 whose origin by birth or ancestry is attrib-  
5 utable to such quota area. Such determination shall not be  
6 made by tracing the ancestors or descendants of particular  
7 individuals, but shall be based upon statistics of immigration  
8 and emigration, together with rates of increase of population  
9 as shown by successive decennial United States censuses, and  
10 such other data as may be found to be reliable.

11 "INHABITANTS IN CONTINENTAL UNITED STATES IN 1920

12 " (c) For the purposes of subdivision (a) the term  
13 'inhabitants in continental United States in 1920' does not  
14 include (1) immigrants from the countries specified in sub-  
15 division (c) of section 4 or their descendants, (2) the  
16 descendants of slave immigrants, or (3) the descendants  
17 of American aborigines.

18 "DETERMINATION OF NATIONAL ORIGIN: PRESIDENTIAL

19 PROCLAMATION OF QUOTAS

20 " (d) The determination provided for in subdivision  
21 (b) of this section shall be made by the Secretary of State,  
22 the Secretary of Commerce, and the Attorney General,  
23 jointly. In making such determination such officials may  
24 call for information and expert assistance from the Bureau  
25 of the Census. Such officials shall, jointly, report to the



1 President the quota of each quota area, determined as  
2 provided in subdivision (a), and the President shall pro-  
3 claim and make known the quotas so reported. Such  
4 proclamation shall be made on or before June 1, 1949, or  
5 as soon thereafter as may be feasible. Quotas proclaimed  
6 therein shall take effect on the first of the month next  
7 following the expiration of thirty days after the date of  
8 the proclamation. After the making of a proclamation under  
9 this subdivision the quotas proclaimed therein shall continue  
10 with the same effect as if specifically stated herein and  
11 shall be final and conclusive for every purpose, except (1)  
12 insofar as it is made to appear to the satisfaction of such  
13 officials and proclaimed by the President, that an error of  
14 fact not affecting the total of all quotas has occurred in  
15 such determination or in such proclamation, or (2) in the  
16 case provided for in subdivision (d) of section 12.

17 "IMMIGRATION VISAS LIMITED TO QUOTAS: MONTHLY  
18 ISSUE

19 "(e) There shall be issued to quota immigrants charge-  
20 able to any quota area (1) no more immigration visas in  
21 any fiscal year than the quota for such quota area, and (2)  
22 in any calendar month of any fiscal year no more immigration  
23 visas than 10 per centum of the quota for such quota area.



1 "ISSUE OF VISA TO NONQUOTA IMMIGRANT AS QUOTA

2 IMMIGRANT

3 "(f) Nothing in this Act shall prevent the issuance  
4 (without increasing the total number of immigration visas  
5 which may be issued) of an immigration visa to an immigrant  
6 as a quota immigrant even though he is a nonquota immi-  
7 grant."

8 SEC. 6. Section 12 of the Immigration Act of 1924 (43  
9 Stat. 160-161; 8 U. S. C. 212 (a)-212 (e)) is hereby  
10 amended to read:

11 "DETERMINATION OF QUOTA TO WHICH AN IMMIGRANT  
12 IS CHARGEABLE

13 "SEC. 12. (a) For the purposes of this Act, the annual  
14 quota to which an immigrant is chargeable shall be deter-  
15 mined by birth within a 'quota area', treating as a separate  
16 quota area each independent country, self-governing do-  
17 minion, mandated territory, and territory under the inter-  
18 national trusteeship system of the United Nations, and at-  
19 tributing to 'quota areas' all other inhabited lands other  
20 than those of the United States and its possessions and the  
21 countries specified in subdivision (c) of section 4, in a  
22 manner consistent with the intent of this Act and approved  
23 by the Secretary of State, except that—

24 "(1) the quota area to which an unmarried child  
25 under twenty-one years of age not born in the United



1 States or its possessions, accompanied by its alien parent  
2 or parents not born in the United States or its posses-  
3 sions, is chargeable may, in order to prevent the  
4 separation of the child from its parent or parents, be  
5 determined by the quota area of either parent if such  
6 parent is entitled to an immigration visa;

7 “(2) if a wife is chargeable to a different quota  
8 area from that of her alien husband and the entire num-  
9 ber of immigration visas which may be issued to quota  
10 immigrants of her quota area for the calendar month has  
11 already been issued, the quota area to which she is  
12 chargeable may be determined by the quota area of her  
13 husband if she is accompanying him and he is entitled  
14 to an immigration visa, unless the total number of  
15 immigration visas which may be issued to quota immi-  
16 grants chargeable to the quota area of the husband for  
17 the calendar month has already been issued. An  
18 immigrant born in the United States who has lost his  
19 United States citizenship shall be considered as having  
20 been born in the country of which he is a citizen or  
21 subject, or if he is not a citizen or subject of any country,  
22 then in the country from which he comes; and

23 “(3) notwithstanding the provisions of paragraphs  
24 (1) and (2) of this subdivision, any alien who is attrib-  
25 utable by as much as one-half of his ancestry to a people



1 or peoples indigenous to the Asia-Pacific triangle de-  
2 fined in subdivision (b) of this section, unless such  
3 alien is covered by subdivision (b), (d), (e), or (f)  
4 of section 4 of the Immigration Act of 1924, shall be  
5 chargeable to a quota as specified in subdivision (b)  
6 of this section.

7 "QUOTA AREAS WITHIN AN ASIA-PACIFIC TRIANGLE

8 "(b) With reference to determination of the quota to  
9 which shall be chargeable an alien immigrating to the United  
10 States who is attributable by as much as one-half of his  
11 ancestry to a people or peoples indigenous to the Asia-Pacific  
12 triangle comprising all quota areas and all colonies and other  
13 dependent areas situate wholly east of the meridian  
14 sixty degrees east of Greenwich, wholly west of the meridian  
15 one hundred and sixty-five degrees west, and wholly north  
16 of the parallel twenty-five degrees south latitude; except for  
17 those classes of aliens specified in subsection (3) of sub-  
18 division (a) of this section—

19 "(1) there is hereby established, in addition to  
20 quotas for separate quota areas comprising independent  
21 countries, self-governing dominions, and territories under  
22 the international trusteeship system of the United Na-  
23 tions situate wholly within said Asia-Pacific triangle, an  
24 Asia-Pacific quota of one hundred annually;



1           “(2) such alien born within a separate quota area  
2       situate wholly within said Asia-Pacific triangle shall not  
3       be chargeable to the Asia-Pacific quota, but shall be  
4       chargeable to the separate quota area in which he was  
5       born;

6           “(3) such alien born within a colony or other  
7       dependent area situate wholly within said Asia-Pacific  
8       triangle shall be chargeable to the Asia-Pacific quota;

9           “(4) such alien born outside the Asia-Pacific tri-  
10      angle who is attributable by as much as one-half of his  
11      ancestry to a people or peoples indigenous to not more  
12      than one separate quota area, situate wholly within the  
13      Asia-Pacific triangle, shall be chargeable to the quota  
14      of that quota area;

15          “(5) such alien born outside the Asia-Pacific tri-  
16      angle who is attributable by as much as one-half of his  
17      ancestry to a people or peoples indigenous to one or  
18      more colonies or other dependent areas situate wholly  
19      within the Asia-Pacific triangle, shall be chargeable  
20      to the Asia-Pacific quota;

21          “(6) such alien born outside the Asia-Pacific tri-  
22      angle who is attributable by as much as one-half of  
23      his ancestry to peoples indigenous to two or more  
24      separate quota areas situate wholly within the Asia  
25      Pacific triangle, or to a quota area or areas and one



1 or more colonies and other dependent areas situate  
2 wholly therein, shall be chargeable to the Asia-Pacific  
3 quota.

4 "LIMITATION UPON COLONIES AND OTHER DEPENDENT  
5 AREAS

6 "(c) Any alien immigrating to the United States born  
7 in a colony or other dependent area for which no separate  
8 quota has been established, unless a nonquota immigrant  
9 as provided in section 4 of the Immigration Act of 1924,  
10 shall be chargeable to the quota of the governing country:  
11 *Provided*, That not more than one hundred persons born in  
12 any one colony or other dependent area shall be chargeable  
13 to the quota of its governing country in any one year, and  
14 except that such alien, if attributable by as much as one-half  
15 of his ancestry to a people or peoples indigenous to the Asia-  
16 Pacific triangle, shall be chargeable to a quota as provided  
17 in subdivision (b) of this section.

18 "PROVISION OF QUOTAS TO HAVE NO POLITICAL  
19 SIGNIFICANCE

20 "(d) The provision of an immigration quota for a quota  
21 area shall not constitute recognition by the United States  
22 of the transfer of territory from one country to another, or  
23 recognition of a government not recognized by the United  
24 States.



1 "REVISION OF QUOTAS NECESSITATED BY TERRITORIAL

2 CHANGES

3 "(e) After the determination of quotas has been made  
4 as provided in subdivision (d) of section 11, revision of the  
5 quotas shall be made by such officials, jointly, whenever  
6 necessary, to provide for any change of boundaries resulting  
7 in transfer of territory from one sovereignty to another, a  
8 change of administrative arrangements of a colony or other  
9 dependent area, or any other political change requiring a  
10 change in the list of quota areas or of the territorial limits  
11 thereof, but any increase in the number of minimum quota  
12 areas above fifty shall result in a proportionate decrease in  
13 each minimum quota in order that the sum total of all mini-  
14 mum quotas shall not exceed 5,000."

15 ALIENS INELIGIBLE TO CITIZENSHIP NOT TO BE ADMITTED,

16 AND SO FORTH

17 SEC. 7. Section 13 (c) of the Immigration Act of  
18 1924 (43 Stat. 161-162; 46 Stat. 581; 8 U. S. C. 213  
19 (c)) is hereby amended to read as follows:

20 "SEC. 13. (c) No alien ineligible to citizenship shall  
21 be admitted to the United States unless such alien (1)  
22 is admissible as a nonquota immigrant under the provision  
23 of subdivision (b) of section 4, or (2) is not an immigrant  
24 as defined in section 3."



1 AMENDING SECTION 321 A OF THE NATIONALITY ACT  
2 OF 1940

3 SEC. 8. Section 321 A of the Nationality Act of  
4 1940 (60 Stat. 417) is hereby amended to read as follows:

5 "Certificates of arrival or declarations of intention shall  
6 not be required of persons who were noncitizen nationals of  
7 the United States and were also citizens of the Common-  
8 wealth of the Philippines on July 3, 1946, and who entered  
9 the United States prior to May 1, 1934, and have since  
10 continuously resided in the United States."

11 GENERAL DEFINITIONS

12 SEC. 9. Section 28 of the Immigration Act of 1924  
13 (43 Stat. 168-169; 8 U. S. C. 224) is hereby amended by  
14 amending subdivision (c) and adding a new subdivision (o)  
15 to read as follows:

16 "(c) The term 'ineligible to citizenship', when used in  
17 reference to any individual, includes an individual who is  
18 debarred from becoming a citizen of the United States under  
19 section 306 of the Nationality Act of 1940, as amended  
20 (54 Stat. 1141; U. S. C., title 8, sec. 706), or is or was  
21 so debarred under section 3 (a) of the Selective Training  
22 and Service Act of 1940, as amended (55 Stat. 845;  
23 U. S. C., title 50, App. Supp. III), or under any law amend-  
24 atory of, supplementary to, or in substitution for, any such



1 sections, or any other law which may disqualify aliens from  
2 citizenship;

3 “(o) The term ‘nationality’ relates to the quota area to  
4 which an immigrant is chargeable.”

#### 5 REPEAL PROVISIONS

6 SEC. 10. That portion of section 3 of the Immigration  
7 Act of February 5, 1917, as amended, which excludes aliens  
8 merely because they are natives of certain Pacific islands  
9 and of a portion of the continent of Asia from admission  
10 to the United States (8 U. S. C. 136 (n) ) ; sections 2 and  
11 3 of the Act approved December 17, 1943, as amended  
12 (57 Stat. 600) ; sections 1, 4, and 5 of the Act approved  
13 July 2, 1946 (60 Stat. 416) ; the Act approved August 9,  
14 1946 (60 Stat. 975) ; and all other Acts or parts of Acts  
15 inconsistent with this Act are hereby repealed.

#### 16 TIME OF TAKING EFFECT

17 SEC. 11. The provisions of this Act which are consid-  
18 ered by the Secretary of State and the Attorney General to  
19 be dependent upon the issuance of a new quota proclamation  
20 shall not take effect until such proclamation becomes effective.



Union Calendar No. 22

81<sup>ST</sup> CONGRESS  
1<sup>ST</sup> SESSION

## H. R. 199

[Report No. 65]

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### A BILL

To provide the privilege of becoming a naturalized citizen of the United States to all immigrants having a legal right to permanent residence, to make immigration quotas available to Asian and Pacific peoples, and for other purposes.

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By Mr. JUDD

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JANUARY 3, 1949

Referred to the Committee on the Judiciary

FEBRUARY 10, 1949

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed