

A Framework for Legislation to Accomplish Comprehensive Immigration Reform

The overriding principle and end goal – There are only three categories of people who should be within the borders of the United States of America. The first group is US Citizens. The second group is Legal Migrants who will be allowed to stay within the borders of the country (see below). The third group is Legal Migrants who are in the country on a temporary basis for education, temporary work, tourism or other reasons. For this third group, there should be a fixed date of their departure from the country. Anyone else is an Illegal Alien and will be deported as soon as practicable.

Constituencies – American Citizens, American Taxpayers, Businesses / Employers, Politicians, Illegal Aliens, Families of Illegal Aliens, Families of Victims of the Cartels and Illegal Aliens

Principles / Issues – The Rule of Law; Financial Costs; The Past (which cannot be changed) / The Current Situation / The Future; Every Illegal Alien has committed a serious crime by entering our country illegally; International Amnesty Rules; “Domestic” Amnesty; the Fourteenth Amendment and Birthright Citizenship

Other Considerations – The issue of “Fairness” (this is a challenge, because there will never be complete agreement, but once Congress passes these laws, these updated rules and regulations will be enforced by the Executive branch of the federal government; Past and Future Relationships and Coordination with other countries

Principles and Issues:

Our country currently has laws on the books that need to be enforced and not ignored. Executive Orders are not laws – existing Executive Orders can be incorporated into laws passed by Congress. These laws will include the laws that relate to the process of Legal Immigration and Asylum applications for people who want to live in our country legally.

Our country currently has an untenable and unresolved problem regarding Illegal Aliens who have been allowed to enter our country. Therefore, our country needs to do both - deal with the current Illegal Aliens, and then commit to never allow our Legal Immigration laws to ever be subverted again in the future. This principle also requires re-visiting the current laws and making any changes that might be needed. It is anticipated that most existing laws do not need to be amended, just enforced. The one area where new or amended laws need to be passed by Congress deal with the process of how we admit Legal Migrants. The “Remain in Mexico” concept needs to be expanded and needs to apply to all migrants from any country in the world – a migrant will remain in their home country until their application to migrate to the US is approved. There will no longer be an opportunity for an illegal alien to enter the country and be released within the country on the hope that they will appear for their future court date. Also, because certain migrants have illegally entered the country during the past few years without proper health screening, the federal government will enforce the provisions of Title 42, which means that any person who enters our country illegally in the future will be immediately expelled. The invasion will stop.

The financial issues are massive and complex. A fundamental principle must be that US Taxpayer dollars (or taxpayer provided “services” in lieu of dollars) should NEVER be given to criminals / Illegal Aliens. A second issue relates to employment by businesses and the wages that are paid to individuals – citizens and legal migrants. There is a cost / benefit issue that needs to be considered regarding welfare versus work. For the individual, the benefits of welfare (dollars and intangibles) should never exceed the cost of employment (time spent, commuting costs, etc). There should never be an incentive to not work. For businesses, the same principle exists – the value of wages paid must exceed the value of welfare benefits. Businesses / employers need workers. It is natural that businesses will employ the most cost-effective resources available to them. The cost of employment for any businesses that might consider employing an Illegal Alien should be increased via fines, penalties and injunctions to make that cost exceed the cost of hiring a US citizen.

Existing "International Amnesty" rules need to be enforced / not “re-interpreted” by the Left. To be granted amnesty, a person must contact the US and must prove their case – BEFORE they are allowed to arrive at the border or come into our country. There will be an end to the “catch and release” policies of the Biden administration. Applicants must be subjected to a criminal background and security check, and must then navigate a complex and lengthy process, involving multiple government agencies, in order to prove that they have a well-founded fear of persecution. (Note: the provisions in the preceding sentence were obtained from an ACLU website). It is acknowledged that there are people being tortured, attacked, or imprisoned solely because of who they are or what they believe. These people are eligible to apply for amnesty. However, there is NO amnesty criterion for allowing a person to enter our country solely due to their desire to improve their own personal economic situation.

Dealing with the past and the current situation

Politicians need to re-visit our current immigration policies for Legal Migration and make any changes that are economically sound. Immigration that is based on the ideology of Diversity, Equity and Inclusion (DEI) will no longer occur. Our country’s legal immigration decisions need to balance the costs / benefits of US citizens, US Taxpayers, and businesses / employers. Our country’s economy requires a certain amount of legal immigration. Immigration must be a win-win for both the country and for the Legal Migrant. Preference will be given to immigrants who are joining other family members who are US citizens AND are on a list of “needs” for the economy. As a requirement, any immigrant who seeks to become a US citizen must learn English, must have employment opportunities already pre-arranged, and must complete the requirements to become a citizen within a certain pre-defined time frame. A challenge for politicians will be to determine the “fair” number of Legal Migrants who will be allowed to apply each year. Unfortunately, people will disagree on what is “fair,” but this should be established in legislation that is passed by Congress each year. Other legal migrants who do not seek to become a US citizen may enter the country after obtaining a tourist visa, a temporary work visa or an education visa (i.e., a green card) which would include specific rules and requirements, including a known date when the migrant must leave the country.

In regards to the past, the issue of “Domestic Amnesty” for Illegal Aliens is a much more complex issue. This proposed framework for future legislation covers two groups of Illegal Aliens - Illegal

Aliens who were in the country as of January 20, 2021, and any other migrant who entered the country illegally after that date. Anyone who entered the country illegally after January 20, 2021 (who, similar to all other Illegal Aliens, is a criminal) will be immediately deported. The highest priority will be Illegal Aliens who have committed an additional crime beyond having entered the country illegally. For Illegal Aliens who have not committed any additional crimes, even though they will be immediately be deported, they can “get back in line” and apply under the existing International Amnesty rules (which, as noted above, do not include a provision relating to personal economic reasons). An Illegal Alien who has committed any additional crime will never be allowed to re-enter our country.

The following proposed Domestic Amnesty program is for the Illegal Aliens who were in the country prior to January 20, 2021. By definition, they are a criminal, and therefore, in order to participate in this Domestic Amnesty program, they are required to come forward out of the shadows. They will receive a special Social Security Number, starting with the alpha character “A”. They must possess appropriate documentation to prevent the possibility of being inadvertently deported. As a self-proclaimed criminal, they will never be allowed to become a US citizen or be allowed to vote - ever - in any federal, state, or local election. That right is reserved to US citizens. They must pay a fine of \$25,000 over 5 years, as restitution for being a criminal. If not already proficient, they must be able to pass an English proficiency test within 6 months or be deported.

The beneficial aspect of this amnesty is that they will not be deported, provided they never commit another crime. All Illegal Aliens will have 3 months to comply once this Domestic Amnesty program is announced. Afterwards, if they are ever apprehended without having complied and they do not have appropriate documentation, they will be immediately deported. Similarly, any new Illegal Alien who manages to enter our country after the implementation of these new laws (and who by definition, do not have appropriate documentation) will also be immediately deported.

Once an Illegal Alien has complied with this Domestic Amnesty program and has received their specialized Social Security number, they will, in effect, have been granted a permanent work permit, and will have the blessing of full participation in our country’s economy, and will assume the full responsibility to pay the same type of taxes, just like a US citizen. Subsequent failure to appropriately pay all required taxes will be grounds for immediate deportation, unless rectified.

If an Illegal Alien who was in the country prior to January 20, 2021, can successfully prove a need for legitimate asylum status (as spelled out in the statutes) they will be allowed to apply for citizenship, provided they fulfill all of the required obligations to become a citizen, pass the citizenship test, and pass the English language proficiency test. Upon completion of the above, they will become a US citizen and be given a new (regular) Social Security Number.

The direct children of any Illegal Alien (mother OR father who was in the country prior to January 20, 2021, and who took advantage of this amnesty program) will also be given a special “A-prefix” Social Security number and will also never be allowed to become a US citizen or vote. The one avenue available for possible citizenship for such a child of an Illegal Alien is if they serve a minimum of 5 years in the US military and are honorably discharged. The next generation of their children who are born in America will be able to become a US citizen at birth.

For young children of any Illegal Alien (mother OR father) who was born in the US after January 20, 2021, they will be deported with their parent(s) because young children should never be separated from their parents. The issue of “birthright” citizenship under the Fourteenth Amendment has not yet been addressed by the Supreme Court. However, under this framework for future legislation, these young children who were deported with their parent(s) will be allowed to enter the US as a citizen at the age of eighteen, if they choose to do so, and will be assigned a regular Social Security number.

Missing Unaccompanied Minor Children

An unknown number of unaccompanied minor children (estimated to be at least 340,00 - or more) are missing within the borders of our country. This is the single most horrifying aspect of the Biden Administration’s Open Borders policies. The federal government must find these children and provide for their needs until they reach the age of 18. The first step is to force the NGOs (nongovernmental organizations) to provide a full accounting for every unaccompanied minor child that they helped traffic. This includes providing all of the information contained within their records as to the child’s name, country of origin, the names of the child’s parents, the last known location of that child, and the individual or organization that was “sponsoring” that child. Failure to provide those details will result in a fine of \$25,000 for each missing child. Once these new laws are announced, any organization or individual who has custody of such a missing child must come forward within three months to start the process of becoming the legal guardian of such a child. Failure to comply will result in fines, imprisonment or deportation.