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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To amend the Immigration and Nationality Act to impose limits on birthright citizenship for aliens and illegal migrants.

IN THE HOUSE OF REPRESENTATIVES

Mr. STEUBE introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Immigration and Nationality Act to impose limits on birthright citizenship for aliens and illegal migrants.

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. SHORT TITLE.**

4 This Act may be cited as the “Birthright Citizenship
5 Limits for Aliens and Illegal Migrants Act of 2026” or
6 as the “Birthright CLAIM Act of 2026”.

7 **SEC. 2. EXCEPTIONS TO CITIZENSHIP AT BIRTH.**

8 (a) IN GENERAL.—Section 301(a) of the Immigra-
9 tion and Nationality Act (8 U.S.C. 1401(a)) is amended

1 by inserting after “, and subject to the jurisdiction there-
2 of” the following: “, except in the case of a person born
3 to parents who, at the time of such birth, are both not
4 citizens or nationals of the United States, and at least one
5 of whom was unlawfully present in the United States, or
6 present in a lawful status other than lawful permanent
7 residency”.”.

8 (b) OUTSIDE GEOGRAPHICAL LIMITS.—Section
9 301(g) of the Immigration and Nationality Act (8 U.S.C.
10 1401(g)) is amended, by striking “for a period or periods
11 totaling not less than five years, at least two of which were
12 after attaining the age of fourteen years” and inserting
13 “for a period or periods totaling not less than 10 years,
14 at least 4 of which were after attaining the age of 14
15 years, and 3 of which were in the 5 year period imme-
16 diately preceding the birth of such person”.

17 **SEC. 3. PATERNITY VERIFICATION.**

18 Chapter 1 of title III of the Immigration and Nation-
19 ality Act (8 U.S.C. 301 et seq.) is amended by adding
20 at the end the following:

21 **“SEC. 309A. PATERNITY VERIFICATION.**

22 “(a) IN GENERAL.—If a person is born in the United
23 States to a mother who is not lawfully present in the
24 United States, and such person is alleged to be a citizen
25 at birth under this chapter pursuant to section 301(a) by

1 reason of the father being a United States national or an
2 alien lawfully admitted for permanent residence, such per-
3 son shall not be considered a citizen of the United States
4 at birth until biological paternity by the father is deter-
5 mined according to a DNA test in accordance with this
6 section.

7 “(b) DNA TESTING.—A DNA test for purposes of
8 subsection (a) shall be conducted by a laboratory accred-
9 ited by the Secretary of Health and Human Services, in
10 coordination with the Secretary of Homeland Security, to
11 conduct verification of paternity by DNA. The cost of such
12 testing shall be born by the parents or legal guardians of
13 the person alleged to be a citizen at birth.

14 “(c) NO CITIZENSHIP PENDING VERIFICATION.—No
15 agency or department of the Federal Government may
16 issue a passport, certificate of citizenship, social security
17 number, or other document premised on the United States
18 citizenship of a person described in subsection (a) until
19 verification of paternity through DNA testing has been es-
20 tablished.”.