



DEPARTMENT OF DEFENSE
OFFICE OF GENERAL COUNSEL
WASHINGTON, D. C. 20301

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15 August 1969

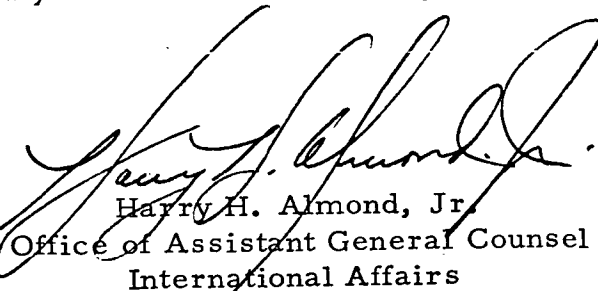
MEMORANDUM FOR MR. FRANK BARTIMO
ASSISTANT GENERAL COUNSEL
MANPOWER

MR. L. HOWARD BENNETT
ACTING DEPUTY ASSISTANT SECRETARY
CIVIL RIGHTS AND INDUSTRIAL RELATIONS

SUBJECT: Proposed Micronesia "Organic Act"

Provisions relating to citizenship in the United States Trust Territory of the Pacific Islands, to be named "Micronesia", are now being proposed for informal association with the United States include the attached section 102 on citizenship.

May we kindly have your views on this provision and whether it would in any way be contrary to the best interests of the Department of Defense particularly its concern with the internal security laws of the United States which will be made part of the laws applicable to Micronesia. It is possible that this provision might make Japanese or other alien nationals presently on the island, citizens of the United States or create dual nationality in such aliens contrary to United States interests.


Harry H. Almond, Jr.
Office of Assistant General Counsel
International Affairs

cc: Mr. Niederlehner
Master Chron
Circulating
Subj: ILP-Trust Territory

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→ Mr. Bennett
→ Civil
(SEP) 1/2/47

Citizenship

SEC. 102. (a) The following persons, and their children born after July 18, 1947, are hereby declared to be citizens of the United States as of the effective date of this Act, if, on such date, they were residents of an island of the Trust Territory of the Pacific Islands or other territory over which the United States exercises rights of sovereignty:

(1) All inhabitants of the islands of the Trust Territory of the Pacific Islands on July 18, 1947, including those temporarily absent from the islands of the Trust Territory of the Pacific Islands on that date, who were citizens of the Trust Territory of the Pacific Islands, who after that date continued to reside in the islands of the Trust Territory of the Pacific Islands or other territory over which the United States exercises sovereignty, and who have taken no affirmative steps to preserve or acquire foreign nationality; and

(2) All persons born in the islands of the Trust Territory of the Pacific Islands who resided in the islands of the Trust Territory of the Pacific Islands on July 18, 1947, including those temporarily absent from the islands of the Trust Territory of the Pacific Islands on that date, who after that date continued to reside in the islands of the Trust Territory of the Pacific Islands or other territory over which the United States exercises sovereignty, and who have taken no affirmative steps to preserve or acquire foreign nationality.

(b) All persons born or naturalized in the islands of the Trust Territory of the Pacific Islands on or after July 18, 1947, (whether before or after the date of this Act) who are subject to the jurisdiction of the United States, are declared to be citizens of the United States except that in the case of any person born after the date of this Act, who has taken affirmative steps to preserve or acquire foreign nationality.

(c) Any person hereinbefore described who is a citizen or national of a country other than the United States and desires to retain his present political status shall make a declaration under oath of such desire prior to two years after the date of this Act, said declaration to be in form and executed in the manner prescribed by regulations. From and after the making of such a declaration any such person shall be held not to be a citizen or national of the United States by virtue of this section.

Bill of Rights

SEC. 103. (a) No law shall be enacted in Micronesia respecting an establishment of religion or prohibiting the free exercise thereof, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble and to petition the government for a redress of their grievances.

(b) No soldier shall, in time of peace, be quartered in any house, without the consent of the owner, nor in time of war, but in a manner to be prescribed by law.

(c) The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall