

**Member Day Testimony to the House Committee on
Oversight and Reform
Congressman Mo Brooks (AL-05)
(March 27, 2019)
Alabama and the 2020 Census**

Chairman Cummings and Ranking Member Jordan:

**Including the Citizenship Question on the next Census
is not only common sense, it is a Constitutional requirement!**

**A 2016 Study by MIT's Mohammad Fazel-Zarandi,
Jonathan Feinstein, and Edward Kaplan of Yale found that
our nation is likely miscalculating the total number of illegal
aliens residing within the United States. [[According to Linked
Bloomberg article linked](#)] They wrote, [quote]"Our model
estimates indicate that the true number is likely to be larger,
with an estimated 95 percent probability interval ranging
from 16.2 to 29.5 million undocumented immigrants."¹ [end
quote]**

¹*MIT-Yale Study Doubles Estimates of U.S. Undocumented Immigrants*, Bloomberg News, Scott Lanman (September 21, 2018); <https://www.bloomberg.com/news/articles/2018-09-21/mit-yale-study-doubles-estimates-of-u-s-undocumented-immigrants>

That is, at a minimum, millions more illegal aliens than the 11 million estimated by the Census Bureau. And at most, more than double the total number of noncitizens present within the country than is being reported by the mainstream media.²

**Article I, Section 2 of the United States Constitution describes the decennial census, stating: [quote]
"[Representatives and direct Taxes shall be apportioned among the several States ... according to their respective Numbers]³ The actual Enumeration shall be made within three Years after the first meeting of the Congress of the United States, and within every subsequent Term of ten Years." [end quote]**

Further, the 14th Amendment of the Constitution makes clear the standards that should be used for the Census, counting citizens for Congressional Apportionment, which is the Constitutional purpose and defined role of the Census.

² *20 metro areas are home to six-in-ten unauthorized immigrants in U.S.*, Pew Research, Jeffrey Passel and D'Vera Cohn, March 11; 2019; found at <https://www.pewresearch.org/fact-tank/2019/03/11/us-metro-areas-unauthorized-immigrants/>

to quote, "Most of the United States' 10.7 million unauthorized immigrants live in just 20 major metropolitan areas, with the largest populations in New York, Los Angeles, Houston and Dallas-Fort Worth, according to new Pew Research Center estimates based on government data."

³ 14th amendment made changes to this clause of the Constitution.

Section 1 of the 14th Amendment reads, [quote] “All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside.” [end quote]

To continue reading from the Constitution, Section 2 of the 14th Amendment reads, [quote] "Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed." [end quote]

The 14th Amendment makes it clear, only citizens should be included in the Census apportionment count.

“Audemus jura nostra defendere,” the state motto of Alabama, translates from Latin as “We Dare Defend Our Rights.”

I am here today to defend the rights of Alabamians across my great state. Alabama is poised to lose a congressional seat, an electoral college elector, and our fair

share of federal monies if illegal aliens are included in the 2020 congressional apportionment count.

The first duty of Congress should be to protect the rights of Americans. But open borders forces seek to reduce the standing of the American citizen to elevate the status of illegal aliens within the United States. Frankly, open borders forces do not like the current American electorate and would like to see it changed.

Failing to distinguish between citizen and noncitizen on the Census is an injustice to the American people when it comes to Congressional Apportionment.

This injustice flies in the face of the Rule of Law and encourages more illegal immigration to America.

Including illegal aliens in the 2020 Census apportionment count dilutes the “one man, one vote” and equal protection rights of the Alabama citizens I represent, and all American citizens.

There are numerous bills pending before this committee that would address the injustice I'm describing. And, I encourage the committee to take them up.