

# CALIFORNIA WESTERN INTERNATIONAL LAW JOURNAL

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### ARTICLES

The Reagan Administration Proposals on  
Immigration: The Problem of the  
Undocumented Alien in the United States

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This Article examines the recent proposals set forth by the Reagan Administration which attempt to alleviate the United States' growing illegal alien population. The authors analyze the recent proposals against the historical development of immigration law within both the United States and Germany. The current problems which have evolved within the United States as a result of the illegal alien population are addressed. In order to provide a thorough analysis, the relationship between the United States and Mexico is explored. Upon examining the various components of the Administration's proposals, the authors conclude that they are inadequate as an effective remedy to the complexities of illegal immigration.

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Congress has recently considered implementing restrictions on the jurisdiction of the federal judiciary, including the Supreme Court, under the Exceptions Clause of Article III, section 2. The author illustrates that many legal critics have expressed misgivings concerning the utilization of the Exceptions Clause because they believe a checkerboard constitution may result. It is then shown that a similar prospect for a Canadian checkerboard constitution occurred through 1981 and 1982. This Canadian experience is measured against the period of the framing of the United States Constitution to reveal that in both instances, the option of a checkerboard constitution was desired. As a result, the author concludes that Americans should not fear restrictions on the federal judiciary.

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