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Sociology 236A / Law 436
International Migration

Syllabus

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This is the first part in a sequence of three courses: Sociology 236A, B, and C. This course is also part of the School of Law curriculum as Law 436.

We seek to offer a comprehensive multi-disciplinary overview of the key current theoretical and policy debates in the study of international migration. Our goal is to explore comparatively (in both historical and cross-national dimensions) the North American, European and other global experiences of migration and the law's responses to migration at national and supranational levels. The emphasis is on exploring both the theoretical and policy debates of the field and the empirical data and case studies on which these debates hinge. The long term goal is to encourage students to undertake research and engage in policy work or policy-centered practice at the intersection of law and social science in the field of migration studies. We trust that with an enrollment that includes graduate and professional students from the School of Law, Department of Sociology, and other campus units, the discussions will reflect a variety of disciplinary perspectives to the benefit of all participants.

The field of international migration studies is, perhaps, unique in its interdisciplinary and methodologically pluralist nature: stretching from the demography and economics of migration, through law and political science, geographical and mainstream sociological approaches, to the ethnography and oral history of migrants. Migration is also a crucial research site for exploring the multitude of intersections between law and sociology, including the limits of law in regulating immigration, the relationship between immigration law on the books and immigration law in action, and the possibility of doing sociology 'beyond' the bounded nation-state-society focus of most sociological research. And, while opening the door to a crucial dimension of globalization, the comparative study of migration and migrants

in North America and Europe also offers opens up fresh perspectives on conceptions of nationhood, citizenship, constitutionalism, and the state.

We will begin with an orientation to the field and then proceed to consider two main components. International migration is an inherently a phenomenon of politics and law. Consequently, we principally focus on the development and implementation of laws and policies controlling movement across territorial borders and into the political communities that “immigrant” receiving states seek to enclose. We also consider options for law reform, including targeted and broad-scale legalization programs, and revised admission schemes for immigrants and temporary workers. Another area of focus is the structure of government decisionmaking and other matters of institutional design, including questions of federal versus state/local authority and separation of powers between branches of the federal government. Though in theory we aspire to a global orientation, in the main we settle for a comparative focus on Europe and the United States.

The more ‘classic’ issues of im-migration — assimilation, integration, race/ethnic relations, transnationalism — will be encountered in Soc 236b, to be taught in the spring quarter, and with particular attention to the United States. In lieu of Soc 236c, an occasional workshop (hopefully once month) will provide an opportunity for presentation of student research projects on international migration, whether at M.A., Ph.D., or en route levels.

Course requirements

The basic requirement is to do the readings. There are plenty of them, and you need to stay on top of the material at all times. Most of our class time will consist of structured discussion, interwoven with occasional brief overview lectures. This means that everyone should anticipate participating in class discussions; those who don’t raise hands can expect to be called on, *in every class*.

In addition, each student will be asked to write one “issues paper,” surveying, synthesizing, and critically assessing the readings for any one session starting October 8; the papers should be roughly five pages in length and posted to the website by the Sunday evening before the relevant class meeting. Please consider your preferences and send us an email, **by no later than September 30**, with three possible dates, listed in order of preference. While we will try to give you your choice, we will also need to ensure that the number of issues papers per session is evened out throughout the quarter and therefore may have to assign you your second or third preference. We will decide this quickly and will email assignments back to you by the end of the following day, October 2.

There will be a comprehensive, take-home final exam, due at the end of the law school exam period, Thursday, December 19.

There is one assigned book for purchase: Daniel Tichenor, *Dividing Lines: The Politics of Immigration Control in America*, Princeton: Princeton University Press, 2002. The bookstore at LuValle Commons has a small supply, and it is readily available from online booksellers.

Other readings are available online in one of two ways, as indicated for each selection:

(1) via the UCLA library website, marked “(LIB)” (for example, for journal articles and other materials available on JSTOR), or

(2) via the course website: <https://moodle2.sscnet.ucla.edu/course/view/13F-SOCIOL236A-1>, marked “(CW)”.

Note on connectivity: to access materials through the UCLA library website, you will need to access from campus, or through a computer on campus through remote desktop connection, VPN, or a functional equivalent.

Note to law students: to access the course website (which is not part of MyLaw), you will need to use your UCLA campus log-in, which may be different from your UCLA MyLaw or other law school log-in user name and password.

October 1: Session 1: Democracy, Community, and Freedom of Movement

Michael Walzer, *Spheres of Justice: A Defense of Pluralism and Equality*, pp. 31–63 (chapter 2). New York: Basic Books, 1983 (CW)

Joseph Carens, “Aliens and Citizens: The Case for Open Borders,” *Review of Politics*, 49(2), 1987: pp. 251–73 (LIB)

Lant Pritchett, *Let Their People Come: Breaking the Gridlock on Global Labor Mobility*, pp. 1–10 (Introduction), pp. 77–86 (chapter 3). Washington: Center for Global Development, 2006 (CW)

Martin Ruhs & Ha-Joon Chang, “The Ethics of Labor Immigration Policy,” *International Organization*, 58(1), 2004: pp. 69–100 (CW)

Overcoming Barriers: Human Mobility and Development, pp. 1–5 (overview). New York: United Nations Development Programme, 2009 (CW)

Roger Waldinger, *Crossing Borders: International Migration in the New Century*, *Contemporary Sociology*, 42(3), 2013: pp. 349–63 (CW)

October 8: Session 2: Theories of Migration

Timothy Hatton & Jeffrey G. Williamson, *Global Migration and the World Economy: Two Centuries of Policy and Performance*, pp. 51–62, 225–29. Cambridge: MIT Press, 2005 (CW)

Douglas Massey, et al. *Worlds in Motion: Understanding International Migration at the End of the Millennium*, pp. 1–59 (chapters 1 and 2). New York: Oxford Univ. Press, 1999 (CW)

Michael Piore, *Birds of Passage: Migrant Labor and Industrial Societies*, pp. 15–85 (chapters 2 and 3). Cambridge: Cambridge Univ. Press, 1979 (CW)

Lant Pritchett, *Let Their People Come: Breaking the Gridlock on Global Labor Mobility*, pp. 13–42 (chapter 1). Washington: Center for Global Development, 2006 (CW)

Overcoming Barriers: Human Mobility and Development, pp. 21–46 (chapter 2), 71–83 (chapter 4). New York: United Nations Development Programme, 2009 (CW)

J. Edward Taylor & Philip L. Martin, “Human Capital: Migration and Rural Population Change,” pp. 458–97; 500–03, in *Handbook of Agricultural Economics*. Amsterdam: Elsevier, 2001 (CW)

Valentina Mazzucato, “Informal Insurance Arrangements in Ghanaian Migrants’ Transnational Networks: The Role of Reverse Remittances and Geographic Proximity,” *World Development*, 37(6), 2009: pp. 1105–14 (LIB)

October 15, Session 3: International Migration and the State

- Daniel Tichenor, *Dividing Lines: The Politics of Immigration Control in America*, pp. 1–15 (chapter 1). Princeton: Princeton Univ. Press, 2002
- Aristide Zolberg, "Matters of State: Theorizing Immigration Policy," pp. 71–93, in C. Hirschman, et. al., *The Handbook of International Migration: The American Experience*. New York: Russell Sage, 2000 (CW)
- Gary Freeman, "Modes of Immigration Policies in Liberal Democratic Societies," *International Migration Review*, 29(4), 1995: pp. 881–902, plus comment by Brubaker (pp. 903–08), and Freeman response (pp. 909–13) (LIB)
- Randall Hansen, "Globalization, Embedded Realism and Path Dependence: The Other Immigrants to Europe," *Comparative Political Studies*, 35(3), 2002: pp. 259–80 (CW)
- Christian Joppke, "Immigration Challenges the Nation State," pp. 5–23, in Christian Joppke, ed., *Challenge to the Nation–State: Immigration in Western Europe and the United States*. New York: Oxford Univ. Press, 1998 (CW)
- Saskia Sassen, *Losing Control?: Sovereignty in an Age of Globalization*, New York: Columbia Univ. Press, 1996 (chapter 3):
<http://www.ciaonet.org/book/sassen/sassen13.html> (access from UCLA campus)

October 22: Session 4: U.S. Immigration Policy

- Ruth Ellen Wasem, *Permanent Legal Immigration to the United States: Policy Overview* (Cong. Research Serv. 2012) (CW)
- Claire Bergeron, *Going to the Back of the Line: A Primer on Lines, Visa Categories, and Wait Times* (Migration Policy Inst. 2013) (CW)
- Daniel Tichenor, *Dividing Lines: The Politics of Immigration Control in America*, pp. 16–86 (chapters 2 and 3), 115–49 (chapter 5), 167–75 (part of chapter 6), 176–218 (chapter 7), 242–88 (chapter 9). Princeton: Princeton Univ. Press, 2002
- Mae Ngai, *Impossible Subjects: Illegal Aliens and the Making of Modern America*, pp. 21–55 (chapter 1). Princeton: Princeton Univ. Press, 2004 (CW)
- Jeffrey S. Passel & D’Vera Cohn, *Unauthorized Immigrant Population: National and State Trends, 2010*. Washington: Pew Hispanic Center, 2011 (CW)

October 29: Session 5: Reforming U.S. Immigration Policy

- Thomas Alexander Aleinikoff, David A. Martin, Hiroshi Motomura & Maryellen Fullerton, *Immigration and Citizenship: Process and Policy*, pp. 1103–46. St. Paul: West, 7th ed. 2012 (CW)
- Betsy Cooper & Kevin O’Neil, *Lessons From the Immigration Control and Reform Act of 1986*. Washington: Migration Policy Institute, 2005 (CW)
- Marc R. Rosenblum, *U.S. Immigration Policy Since 9/11: Understanding the Stalemate over Comprehensive Immigration Reform*. Washington: Migration Policy Institute, 2011 (CW)
- Kate Brick, *Regularizations in the European Union: The Contentious Policy Tool*. Washington: Migration Policy Institute, 2011 (CW)
- Antje Ellermann, *States Against Migrants: Deportation in Germany and the United States*, pp. 52–83 (chapter 2). New York: Cambridge Univ. Press, 2009 (CW)

Madeleine Sumption & Claire Bergeron, *Remaking the U.S. Green Card System: Legal Immigration under the Border Security, Economic Opportunity, and Immigration Modernization Act of 2013*. Washington: Migration Policy Institute, 2013 (CW)

Hiroshi Motomura, *Immigration Outside the Law*, chapter 6. New York: Oxford Univ. Press, forthcoming 2014 (CW)

November 5: Session 6: Citizenship

Rogers Brubaker, *Nationhood and Citizenship in France and Germany*, pp. 1–34 (preface and chapter 1). Cambridge: Harvard Univ. Press, 1992 (CW)

Irene Bloemraad, *Becoming a Citizen: Incorporating Immigrants and Refugees in the United States and Canada*, pp. 1–16, 102–37 (Introduction and chapter 3). Berkeley: Univ. of California Press, 2006 (CW)

Marc Howard, *The Politics of Citizenship in Europe*, pp. 17–69 (chapters 1, 2, and 3). New York: Cambridge Univ. Press, 2009 (CW)

Ruud Koopmans et al., *Contested Citizenship: Immigration and Cultural Diversity in Europe*, pp. 1–16 (Introduction and chapter 1). Minneapolis: Univ. of Minnesota Press, 2005 (CW)

Christian Joppke, *Citizenship and Immigration*, pp. 1–33 (chapter 1). Cambridge: Polity Press, 2010 (CW)

November 12: Session 7: Rights and Multiculturalism

Yasemin Soysal, *Limits of Citizenship: Migrants and Postnational Membership in Europe*, pp. 1–8 (from Introduction), 136–62 (chapter 8). Chicago: Univ. of Chicago Press, 1994 (CW)

Virginie Guiraudon, “Citizenship Rights for Non-citizens: France, Germany and the Netherlands,” pp. 272–318, in Christian Joppke, ed., *Challenge to the Nation-State: Immigration in Western Europe and the United States*. New York: Oxford Univ. Press, 1998 (CW)

Ruud Koopmans et al, *Contested Citizenship: Immigration and Cultural Diversity in Europe*, pp. 50–73 (chapter 2). Minneapolis: Univ. of Minnesota Press, 2005 (CW)

Irene Bloemraad, *Becoming a Citizen: Incorporating Immigrants and Refugees in the United States and Canada*, pp. 138–60, 233–52 (chapter 4 and Conclusion). Berkeley: Univ. of California Press, 2006 (CW)

William Rogers Brubaker, “Membership Without Citizenship: The Economic and Social Rights of Noncitizens,” pp. 145–62, in William Rogers Brubaker ed., *Immigration and the Politics of Citizenship in Europe and North America*. New York: University Press of America, 1989 (CW)

Linda Bosniak, *The Citizen and the Alien: Dilemmas of Contemporary Membership*, pp. 37–76 (part of chapter 3). Princeton: Princeton Univ. Press, 2006 (CW)

November 19 Session 8: Guestworkers, Immigrants, and Citizens

Thomas Alexander Aleinikoff, David A. Martin, Hiroshi Motomura & Maryellen Fullerton, *Immigration and Citizenship: Process and Policy*, pp. 428–51. St. Paul: West, 7th ed. 2012 (CW)

Pia M. Orrenius, Giovanni Peri & Madeline Zavodny, *Overhauling the Temporary Work Visa System*. Washington: Hamilton Project & Brookings Institution, 2013.

Hiroshi Motomura, "Designing Temporary Worker Programs," 80 *University of Chicago Law Review* 263, 263–88 (2013) (CW)

November 26: Session 9: Government Structure and Immigration Decisionmaking

Thomas Alexander Aleinikoff, David A. Martin, Hiroshi Motomura & Maryellen Fullerton, *Immigration and Citizenship: Process and Policy*, pp. 1053–87. St. Paul: West, 7th ed. 2012 (CW)

Arizona v. United States, 132 S.Ct. 2492 (2012) (edited) (CW)

Adam B. Cox & Eric A. Posner, "The Second-Order Structure of Immigration Law," 59 *Stanford Law Review* 809, 809–35 (2007) (CW)

Adam B. Cox & Cristina M. Rodriguez, "The President and Immigration Law," 119 *Yale Law Journal* 458, 483–528 (2009) (CW)

December 3: Session 10: Implementation, Policing, Bordering

Didier Fassin, "Policing Borders, Producing Boundaries. The Governmentality of Immigration in Dark Times," *Annual Review of Anthropology*, 40, 2011: pp. 213–26 (LIB)

Peter Andreas, *Border Games: Policing the U.S.-Mexico Divide*, pp. 3–14, 85–114, 140–52 (chapters 1, 5, and 7). Ithaca: Cornell Univ. Press, 2d ed. 2009 (CW)

Audrey Singer; Douglas S. Massey "The Social Process of Undocumented Border Crossing among Mexican Migrants," *International Migration Review*, 32(3), 1998: pp. 561–92 (LIB)

Antje Ellermann, "Coercive Capacity and the Politics of Implementation: Deportation in Germany and the United States," *Comparative Political Studies*, 38(10), 2005: pp. 1219–44 (LIB)

Antje Ellermann, *States Against Migrants: Deportation in Germany and the United States*, pp. 1–14 (from Introduction), 28–31 (from chapter 1), 150–53 (from Conclusion). New York: Cambridge Univ. Press, 2009 (CW)

John Torpey, "Coming and Going: On the State Monopolization of the Legitimate" Means of Movement," *Sociological Theory*, 32(3), 1998: pp. 239–59 (LIB)

John Torpey, *The Invention of the Passport: Surveillance, Citizenship and the State*, pp. 143–58 (from chapter 5). Cambridge: Cambridge Univ. Press, 2000 (CW)

Miriam Wells, "The Grassroots Reconfiguration of U.S. Immigration Policy," *International Migration Review*, 38(4), 2004: pp. 1308–47 (LIB)

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