

ANGELA M. BANKS

Charles J. Merriam Distinguished Professor of Law
Arizona State University
Sandra Day O'Connor College of Law
111 E. Taylor Street
Phoenix, AZ 85004

Angela.M.Banks@asu.edu
ssrn.com/author=634441
[@profangelabanks](https://twitter.com/profangelabanks)
+1.480.965.9024

Research interests

Immigration, citizenship, human rights, international law, gender, and post-conflict state reconstruction

Education

- 2000 **Harvard Law School**
Juris Doctor
Harvard Law Review, Editor
Harvard International Law Journal, Editor
- 1998 **University of Oxford**
Master of Letters
1995 British Marshall Scholar
Thesis: The 1857 Divorce and Matrimonial Causes Bill: A Case Study in the Law-Making Process
- 1995 **Spelman College**
Bachelor of Arts in Sociology
summa cum laude
Thesis: The Social Construction of the 'At-Risk' Concept in Education

Appointments

- 2017-present **Arizona State University, Sandra Day O'Connor College of Law**
Charles J. Merriam Distinguished Professor of Law
Courses: Immigration & Citizenship, Global Approaches to Immigration & Citizenship (seminar), Contracts
- 2014-2017 **William & Mary School of Law**
Professor of Law
- 2013-2014 Cabell Research Professor of Law
- 2011-2013 Associate Professor
- 2007-2011 Assistant Professor
- Courses: Immigration & Citizenship, Global Approaches to Immigration & Citizenship (seminar), Gender and Human Rights (seminar), Contracts

Harvard Law School

2005-2006 Reginald F. Lewis Fellow for Law Teaching

Research examined democratic reforms to increase public participation in post-conflict societies, specifically within the context of constitution drafting.

Experience

Iran-United States Claims Tribunal

2002-2005 Legal Adviser to Judge Gabrielle Kirk McDonald (2002-2005)

Conducted legal research and analysis on questions of public international law and commercial international law; provided legal advice on the application and interpretation of the Tribunal's rules of procedure; interpreted statutes, treaties, agreements, regulations and rules, and other legal materials relevant to the work of the Tribunal; and assisted Judge McDonald in researching and drafting speeches and articles on a variety of international law topics, including international criminal law.

United States Court of Appeals for the Tenth Circuit

2001-2002

Law Clerk to Judge Carlos F. Lucero

Responsibilities included researching legal issues, drafting opinions, and making recommendations regarding the disposition of cases.

Wilmer, Cutler & Pickering (now WilmerHale)

2000-2001

Associate

Associate in the international trade practice group. Work focused on international trade litigation and policy. Litigation experience included brief writing in International Trade Commission cases, preparation of an antidumping and countervailing duty petition, and drafting research memoranda. Policy work included developing literature highlighting the benefits of free trade for consumers, businesses, and governments within Latin America, drafting congressional testimony, and preparing comments submitted to various trade-related U.S. agencies.

Publications

1. Articles

Precarious Citizenship: Asian Immigrant Naturalization 1918 to 1925

37 *Law & Inequality* (forthcoming 2019)

Respectability & the Quest for Citizenship

83 *BROOKLYN L. REV.* 1 (2017)

Bringing Culture Back: Immigrants' Citizenship Rights In The Twenty-First Century

57 *SANTA CLARA L. REV.* 315 (2017)

The Normative & Historical Cases for Proportional Deportation

62 *EMORY L.J.* 1243-1307 (2013)

Reprinted in 34 *IMMIGR. & NAT'LITY L. REV.* 433 (2013) (anthology of seminal articles on immigration law from the prior year)

Members Only: Undocumented Students & In-State Tuition

2013 B.Y.U. L. REV. 1425-1455 (2013) (invited symposium)

The Curious Relationship Between “Self-Deportation” Policies and Naturalization Rates

16 LEWIS & CLARK L. REV. 1149-1213 (2012)

Deporting Families: Political Question or Legal Issue?

27 GA. STATE. U. LAW REV. 489-563 (2011)

The Trouble with Treaties: Immigration & Judicial Review

84 ST. JOHN’S LAW REV. 1219-1271 (2010)

Proportional Deportation

55 WAYNE L. REV. 1651-1682 (2009) (invited symposium)

CEDAW, Compliance, and Custom: Human Rights Enforcement in Sub-Saharan Africa

32 FORDHAM INT’L LAW J. 781-845 (2009)

Expanding Participation in Constitution Making: Challenges and Opportunities

49 WM & MARY L. R. 1043-1069 (2008) (invited symposium)

Challenging Political Boundaries in Post-Conflict States

29 U. PENN. J. INT’L L. 105-168 (2007)

Moderating Politics in Post-Conflict States: An Examination of Bosnia and Herzegovina

10 UCLA J. INT’L L. & FOREIGN AFF. 1-65 (2005)

2. Book Chapters

Citizenship, Culture, & Race in the United States

in CITIZENSHIP EDUCATION AND GLOBAL MIGRATION: IMPLICATIONS FOR THEORY, RESEARCH, AND TEACHING (James A. Banks, ed. 2017)

Closing the Schoolhouse Doors: State Efforts to Limit K-12 Education for Unauthorized Migrants

in THE RESEGREGATION OF SCHOOLS: RACE AND EDUCATION IN THE TWENTY-FIRST CENTURY (Jamel K. Donnor & Adrienne D. Dixson, eds. 2013)

3. Shorter Works

The Need for Facts in Immigration Policymaking

JOTWELL (June 6, 2018)

Reviewing Ming H. Chen, Leveraging Social Science Expertise in Immigration Policymaking, 112 NORTHWESTERN L. REV. ONLINE (forthcoming 2018)

[[www](#)]

Protecting The Right To Family Life In Immigration Law

JOTWELL (October 16, 2017)

Reviewing Kerry Abrams, *Family Reunification and the Security State*, CONSTITUTIONAL COMMENTARY (forthcoming 2017)

[[www](#)]

Undocumented Migrants and International Law

JOTWELL (June 30, 2016)

Reviewing Jaya Ramji-Nogales, *“The Right to Have Rights”: Undocumented Migrants and State Protection*, 63 KAN. L. REV. 1045 (2015)
[[www](#)]

Cultural Narratives and Legal Rights

JOTWELL (September 9, 2015)

Reviewing Jennifer J. Lee, *Outsiders Looking In: Advancing the Immigrant Worker Movement Through Strategic Mainstreaming*, 2014 UTAH L. REV. 1063 (2015)

[[www](#)]

The Substantive Criteria Underlying Birthright Citizenship

JOTWELL (June 6, 2014)

Reviewing D. Carolina Núñez, *Beyond Blood and Borders: Finding Meaning in Birthright Citizenship*, 78 BROOKLYN L. REV. 835 (2013)

[[www](#)]

Introduction: Noncitizen Participation in the American Polity

21 WM & MARY BILL RTS J. 333-337 (2012)

Equal Educational Opportunities Act of 1974

in ENCYCLOPEDIA OF DIVERSITY IN EDUCATION

(James A. Banks, ed. 2012)

Lau v. Nichols

in ENCYCLOPEDIA OF DIVERSITY IN EDUCATION

(James A. Banks, ed. 2012)

Plyler v. Doe (1982)

in ENCYCLOPEDIA OF DIVERSITY IN EDUCATION

(James A. Banks, ed. 2012)

Sovereignty, Deference, and Deportation: Allocating and Enforcing Immigrants’ Rights in the United States and Europe

103 AM. SOC’Y INT’L L. PROC. 227-229 (2009)

Participatory Constitution Making in Post-Conflict States

101 AM. SOC’Y INT’L L. PROC. 138-141 (2007)

Carla Del Ponte: Her Retrospective of Four Years in The Hague

6 INT’L L. FORUM 37-42 (2004)

The Growing Impact of Non-State Actors on the International and European Legal Systems

5 INT’L L. FORUM 293-299 (2003)

The Relationship Between Equality and Access in Law School Admissions

113 HARV. L. REV. 1449-1466 (2000) (Note)

The Supreme Court 1998 Term — Civil Rights Act of 1991 — Employer Liability for Punitive Damages in Title VII Claims: *Kolstad v. American Dental Association*, 119 S. Ct. 2118 (1999)

113 HARV. L. REV. 359-368 (1999) (Supreme Case Comment)

Foreign Affairs Power — The Massachusetts Burma Law is Found to Encroach on the Federal Government’s Exclusive Constitutional Authority to Regulate Foreign Affairs. — National Foreign Trade Council v. Baker, 26 F. Supp. 2d 287 (D. Mass. 1998)
112 HARV. L. REV. 2013-2018 (1999) (Recent Case Comment)

4. Commentary

Note to Trump: Know what you call Muslims who reject radical Islam? Refugees
RICHMOND TIMES-DISPATCH (Feb. 2, 2017)
[[www](#)]

Federal Immigration Authority Affirmed
JUSTICE WATCH (June 26, 2012)
[[www](#)]

What’s at Stake in Arizona v. United States
JUSTICE WATCH (Apr. 20, 2012)
[[www](#)]

5. Reports

Sexual Violence and International Criminal Law: An Analysis of the Ad Hoc Tribunals’ Jurisprudence & the International Criminal Court’s Elements of Crimes
authored for Women’s Initiatives for Gender Justice, The Hague, Netherlands (Fall 2005)
[[www](#)]

Democracy and Diversity: Principles and Concepts for Educating Citizens in a Global World
Center for Multicultural Education, University of Washington
International Review Panel Member (2005)

6. Works in progress

“The Stories We Tell & The Law We Make”

Awards

2015 Plumeri Award for Faculty Excellence, College of William & Mary

1995 British Marshall Scholarship

Presentations

1. Workshops

The Stories We Tell and the Law We Make
Immigration Law Teachers Workshop, Drexel University, May 25, 2018

Precarious Citizenship: Asian Immigrant Naturalization 1852 to 1925
Texas A&M Faculty Workshop, February 21, 2018

Immigrants' Citizenship Rights In The Twenty-First Century
McGeorge School of Law, University of Pacific, February 8, 2018

Cultural Citizenship Strikes Back
ASIL Research Forum, University of Washington Law School, November 11, 2016

Citizenship and the Politics of Respectability
BYU Plenary Power Colloquium, September 30, 2016

Respectability Matters: How Citizenship Law Requires Cultural Conformity
Immigration Law Teachers Workshop, Michigan State University, May 20, 2016

#speakamerican: Citizenship, Identity, and the Politics of Safety
Immigration Law Teachers Workshop, U.C. Irvine, May 23, 2014

Cultural Citizenship
University of Richmond Faculty Colloquy, Fall 2013
Emerging Immigration Law Scholars and Teachers Workshop, U.C. Irvine, June 13, 2013
Lutie A. Lytle Black Women Law Faculty Writing Workshop, UNLV, June 29, 2013

The Curious Relationship Between "Self-Deportation" Policies and Naturalization Rates
Immigration Law Teachers Workshop, Hofstra School of Law, June 2, 2012
Wake Forest School of Law Faculty Workshop, May 10, 2012

Winning the Battle, But Losing the War: Immigration Enforcement & Immigrant Incorporation
Seattle University School of Law Faculty Workshop, April 2, 2012
Rutgers School of Law-Camden Faculty Workshop, March 5, 2012
Hofstra Colloquium on Law and Citizenship, February 7, 2012

A Right to Remain: Crime, Deportation, & Proportionality
Emerging Immigration Law Scholars Conference, American University, May 19, 2011

When Do Noncitizen Criminals Become Our Criminals?: Proportionality Decisions in Immigration
U.C. Davis Faculty Workshop, March 31, 2011
American University Faculty Workshop, February 4, 2011

Becoming American
SE Regional Junior Faculty Working Papers Conference, University of Florida, December 3-4, 2010

The Trouble with Treaties: Immigration & Judicial Review
St. Louis University Faculty Workshop, October 13, 2010
Immigration Law Teachers Workshop, DePaul University, May 25, 2010
Washington & Lee School of Law Faculty Workshop, March 15, 2010

Sovereignty, Deference, & Deportation: Allocating and Enforcing Immigrants' Rights in the United States and Europe
University of Maryland Faculty Workshop, March 26, 2009

2. Conferences

Reconceptions of International Law

Commentator, ASIL Research Forum, UCLA School of Law, November 9, 2018

Alternation Denied: Africa's Presidential 30+ Club

Panelist, International Law Weekend, Fordham Law School, October 29, 2016

The Cultural Substance of American Citizenship

Panelist, International Association for Intercultural Education Conference 2016, Budapest, Hungary, September 9, 2016

Panelist, Global Migration, Structural Inclusion and Citizenship Education Across Nations Conference, Center for Multicultural Education at the University of Washington, Seattle, WA, June 23, 2015

The Politics of Respectability and Immigrants

Moderator, Law and Society Annual Meeting, New Orleans, June 2, 2016

Inclusion of Women, Youth, and Minority Groups

Panelist, Presidential Precinct Conference, University of Virginia, March 29, 2016

The Refugee Crisis in the Mediterranean

Panelist, Christopher Newport University, November 10, 2015

Migration

Commentator, ASIL Research Forum, Washington College of Law, American University, Washington, DC, October 23, 2015

Erasing Difference With Assimilation Narratives

Panelist, Law & Society Annual Meeting, Seattle, WA, May 31, 2015

Members Only: Undocumented Students & In-State Tuition

Panelist, Illegality, Youth, & Belonging Symposium, Harvard Graduate School of Education, October 26, 2013

Diversity and Citizenship Education

Panelist, International Association of Intercultural Education Conference 2013, University of Zagreb, Croatia, September 19, 2013

Historical Perspectives on American Immigration & Citizenship Law

Panelist, Law & Society Annual Meeting, Boston, MA, June 1, 2013

Immigrant Diversity & the Implications for Proportional Deportation

Panelist, Discretion and Deference: Immigrants, Citizens, and the Law, Brigham Young University, J. Reuben Clark Law School Symposium, January 24-25, 2013

New Rights and Remedies—Pushing the Boundaries of International Law

Discussant, ASIL Research Forum, University of Georgia, September 21, 2012

The Curious Relationship Between “Self-Deportation” Policies and Naturalization Rates

Plenary Session Speaker, Immigration to the Southeast, Kennesaw State, October 19-20, 2012

Teaching Immigration Law

Panelist, Immigration Law Teachers Workshop, Hofstra School of Law, June 1, 2012

Understanding the Complexity of Citizenship: A Prerequisite for Developing Effective Citizenship Education Programs

Panelist, American Educational Research Association Annual Meeting, Vancouver, British Columbia, Canada, April 14, 2012

Social Unrest and the Response of Contemplative Lawyering

Panelist, Mid-Atlantic People of Color Conference, Howard Law School, Washington, D.C., January 27, 2012

Author Meets Critic—Outsourcing War and Peace, by Laura Dickinson

Reader, Law & Society Annual Meeting, San Francisco, CA, June 4, 2011

Citizen/Noncitizen, Documented/Undocumented, and Maintaining/Blurring Legal Boundaries: Appropriate Distinctions or False Dichotomies?

Panelist, Law & Society Annual Meeting, San Francisco, CA, June 3, 2011

Trade & Investment in Africa

Moderator, ASIL Annual Meeting, Washington, D.C., March 26, 2011

The Rising Use of International Law by African Judiciaries

Moderator, ASIL Annual Meeting, Washington, D.C., March 26, 2010

Proportional Deportation, Immigration Reform: Problems, Possibilities, and Pragmatic Solutions

Panelist, Wayne State University Law School, February 4, 2010

Balancing Sovereignty and Individual Rights in Deportation Proceedings

Panelist, Law & Society Annual Meeting, Collective Human Rights—International Human Rights: Methodology and Ethics, Denver, CO, May 30, 2009

Sovereignty, Deference, & Deportation: Allocating and Enforcing Immigrants' Rights in the United States and Europe

Panelist, ASIL Annual Meeting, New Voices: Issues in the Human Side of International Law, Washington, D.C., March 27, 2009

Rights without Remedies: Protecting Substantive Rights in Deportation Proceedings

Panelist, AALS Annual Meeting, New Voices in Human Rights, San Diego, CA, January 7, 2009

Gender, Cultural Identity, and International Law Roundtable

Panelist, LatCrit XIII: Representation and Republican Governance: Critical Interrogation of Election Systems and the Exercise of the Franchise, Seattle University, Seattle, WA, October 3, 2008

Social Movements and the Development of Sexual Violence Jurisprudence within International Criminal Law

Panelist, International Society for the Reform of Criminal Law 22nd International Conference: Plenary X: Sexual Assault, Dublin, Ireland, July 15, 2008

Bridging the Domestic/International Divide

Commentator, Junior International Law Scholars Conference, New York Law School, February 29, 2008

Teaching Compliance: Human Rights Treaty Bodies & State Behavior, Multiscalar Civil Society?: Legal Pluralism and Inequality

Panelist, University of Oregon, February 15, 2008

Interdisciplinary Approaches to International Law: Reflections on Benefits and Challenges

Panelist, International Law Weekend, New York, NY, October 27, 2007 (sponsored by the American Branch of the International Law Association)

The Power of Politics and Culture: Participatory Constitution Making in Post-Conflict States

Panelist, LatCrit XII: critical localities: Epistemic Communities, Rooted Cosmopolitans, New Hegemonies, and Knowledge Processes, Florida International University College of Law, October 5, 2007

Social Movements and Human Rights: Increasing State Compliance

Panelist, The Third World and International Law Conference III, Albany Law School, April 20, 2007

Beyond Consultation: Participatory Constitution Making in Rwanda

Panelist, American Society for International Law Annual Meeting, Africa: A New Voices Panel, Washington, D.C., March 29, 2007

Panelist, Constitution Drafting in Post-Conflict States (Institute of Bill of Rights Law Symposium), William & Mary School of Law, Feb. 17, 2007

3. Speeches

Inventing Outsiders

Arizona Black Bar Hayzel B. Daniels Scholarship Dinner Keynote Address, Phoenix, AZ, October 12, 2018

Seeking Safety in the United States & Europe

Great Decisions Series, March 8, 2016, Williamsburg Public Library, sponsored by the League of Women's Voters

Equality, Culture, & Citizenship

James City County Rotary Club, Williamsburg, VA, April 5, 2016

Daughters of the American Revolution/Colonial Williamsburg Naturalization Ceremony

Keynote Speaker, December 17, 2015

The Politics of Respectability & The Quest for Citizenship

2015 Blackstone Lecture, William & Mary Law School, October 30, 2015

The Right to Asylum and International Law

Exeter University, August 8, 2013

AUC-UNCF/Mellon Undergraduate Fellows Luncheon Speaker

Spelman College, April 21, 2010

Alpha Kappa Delta Honor Society Dinner Speaker

Spelman College, April 20, 2010

4. Video Presentation

Constitutional Dilemmas: Arizona's Immigration Legislation

William & Mary Law School (Apr. 2011)

[[www](#)]

Invited Conferences

Global Migration, Structural Inclusion and Citizenship Education Across Nations Conference

Center for Multicultural Education at the University of Washington, Seattle, WA, June 22-26, 2015

International Law/International Relations Roundtable

Commentator, Vanderbilt Law School, April 10-11, 2009

Sociolegal Methods in International Law Workshop

University of Pittsburgh Law School, September 4-5, 2008

Enlarged Europe: Good News or Bad for Transatlantic Relations?

The Council for the United States and Italy, 22nd Young Leaders Conference, Venice, Mestre, & Padua, Italy, October 5-7, 2006

Selected Media Appearances

The Show, KJZZ, U.S. Foreign-Born Population At Historic High, September 18, 2018 [[www](#)]

Horizonte, DACA Update, August 9, 2018 [[www](#)]

Fronteras, Separate Federal Court Rulings Give Migrant Parents Different Options, July 10, 2018 [[www](#)]

3TV/CBS 5, Public Records: Only 1 parent prosecuted during 1 month of family separations at border, June 28, 2018 [[www](#)]

Horizonte, President Trump signs executive order to stop separating immigrant parents and children, June 21, 2018 [[www](#)]

Arizona Horizon, Separating Kids, Unvaccinated Kids, Child Life, June 18, 2018 [[www](#)]

Arizona Horizon, Experts analyze President Trump's first State of the Union, January 30, 2018 [[www](#)]

Horizonte, President Trump's immigration plan ends family migration, January 25, 2018 [[www](#)]

Sarah Ruiz-Grossman, *Immigration Agents Raid Nearly 100 7-Eleven Stores Nationwide In Show Of Force*, HUFFPOST, January 10, 2018 [[www](#)]

The Show, KJZZ, Why Did Roughly 36,000 DACA Recipients Fail To Renew?, October 6, 2017 [[www](#)]

Arizona Horizon/Horizonte, DACA, September 28, 2017 [[www](#)]

12 News (NBC) Evening News, What Gave Motel 6 Legal Right To Hand Over Guest Lists To Ice?, September 16, 2017 [[www](#)]

The Show, KJZZ, More Green Card Applicants Will Be Required To Go Through Interview Process, September 12, 2017 [[www](#)]

Arizona Horizon, Legal and Economic Issues of DACA, September 5, 2017 [[www](#)]

Service

Sandra Day O'Connor College of Law, Arizona State University

2018 – present Appointments
2018 – present Faculty Advisory Council
2018 – present Inclusion Working Group
2018 – present Curve Committee
2017 – present Major Lectures Committee
2018 – present BLSA Faculty Advisor

Arizona State University

2017 – present Regents' Professor Selection Committee

William & Mary School of Law

2014, 2016-17 Appointments
2016-2017 Clerkship Committee
2016-2017 ABA Self Study Committee
2015-2016 Student Fee (“Class of 2019”) Professor Selection Committee
2014, 2016-17 Faculty Advisor, Journal of Women & the Law
2014, 2016-17 Faculty Advisor, Women’s Law Society
20xx Faculty Advisor, Immigration Law & Service Society
2011-2012 Faculty Advisor, Bill of Rights Journal Symposium: Noncitizen Participation in the American Polity
2012-2013 Dean’s Advisory Committee
2012-13, 2016 International Matters Ad Hoc Committee
2010 Reference Librarian Faculty Interview Committee
2009-2010 Faculty Secretary
2008-2009 Curriculum Committee
2008-2009 ABA Self Study Committee
2008-2009 Assistant Director of International Studies Search Committee
2007-2013 Enrichment & Scholarship Committee

The College of William & Mary

2015-2016 Gender, Sexuality, and Women’s Studies Prizes and Awards Committee
2012-2015 Women’s Studies Executive Committee
2011-2017 William & Mary Scholars Undergraduate Research Experience (WMSURE) Mentor
2011-2014 Women’s Network Executive Committee
2010, 2011 Murray Scholars Selection Committee
2009-2011 Strategic Planning Subcommittee 3 (Fostering a lifelong commitment to W&M)
2009-2010 Planning Steering Committee for Strategic Planning

2007-2016 Marshall/Mitchell/Rhodes Nominating Committee

Profession

2017-present American Society for International Law Operations Committee
2017-present AALS Membership Review Committee
2014-2017 American Society of International Law Executive Committee
2014-present JOTWELL Lex: Immigration Editor
2015-2016 American Society of International Law Honors Committee
2015 AALS Scholarly Paper Committee
2012-2014 African Journal of Legal Studies, editorial board member
2011 Emerging Immigration Law Scholars Conference Planning Committee
2010-2013 American Society for International Law, Co-Chair Africa Interest Group
2010 American Society for International Law, Annual Meeting Planning Committee

Bar Admissions

District of Columbia Bar
New York State Bar
United States Court of Appeals for the Tenth Circuit

Professional Organizations

American Society for International Law
Law and Society Association