Resilience Amidst Barriers: Understanding the Plight of Undocumented Filipino TNTs Navigating Restrictive US Immigration Laws from 1986 to the Present

Eileen Linchangco

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RESILIENCE AMIDST BARRIERS: UNDERSTANDING THE PLIGHT OF UNDOCUMENTED FILIPINO TNTS NAVIGATING RESTRICTIVE US IMMIGRATION LAWS FROM 1986 TO THE PRESENT

BY
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Abstract

This thesis examines the plight of undocumented Filipino immigrants, referred to as “TNT” or “tago nang tago” (hiding and hiding), within the context of an increasingly restrictive US immigration system. I argue that two key factors have driven more Filipinos to pursue unauthorized entry into the US since the 1980s despite heightened risks. First, US immigration policy changes enacted in the 1980s and 1990s implemented stricter numerical caps that severely limited available visas for Filipino immigrants to use legal immigration pathways into the United States. Second, enduring sociocultural constructs propagate the notion that Filipinos represent immigrant desirability for US citizenship. Caught between rising anti-immigrant legislation and persistent narratives lauding Filipino immigrant desirability, Filipino immigrants have increasingly turned to irregular and risker pathways, such as overstaying tourist visas, as a means to actualize their “American dream.” By analyzing immigration policy changes alongside ethnographic studies on Filipino immigrant discourse, I argue that conflicting forces of stricter immigration laws and enduring cultural narratives that promote Filipino immigrant desirability prompt more Filipino immigrants to opt for riskier unauthorized routes over recent decades, ultimately drawing attention to the resilience of Filipino TNTs amidst complex barriers in the US immigration system. I use this research as a platform to call out the broken system we live in, to advocate for immigration reform through policy change, and to bolster the need for community organizing efforts to foster a culture of resistance and empowerment for the undocumented Filipino TNT community.

Key terms: undocumented, Filipino, TNT, immigration pathways, immigration law, cultural narratives, immigrant desirability

I acknowledge that I currently reside on and wrote this thesis on the stolen ancestral lands of the Tongva-Gabrielino tribe in southern California. These lands, now occupied by Scripps College, carry the weight of a history marked by displacement and colonization. True empowerment of anti-colonial resistance efforts amongst marginalized communities in the United States starts with standing in solidarity with Indigenous struggle, history, and memory.
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My thesis is dedicated to the Filipino immigrant community in the United States. This country thrives from your hard work and sacrifices in hopes of providing a better future for our families. I am humbled to tell the version of our story that is often overlooked from our nation’s history. I am proud to come from a resilient community that has taught me so much about the realities of our past and present. I would first like to thank my readers, Owen and Sumita, for helping me cross the finish line with my thesis; it could not have been possible without you. Thank you to my huge family for all your love and support. Thank you to my sister, Evie, for the laughs and music we share. Thank you to all my friends who encourage me to stay authentic to who I am, and who challenge me to grow as a person. Thank you to my courageous Lolas and Lolo, who are radically honest with me and authentic in the time you spend with me. Your stories inspire me everyday in the work I do, and I hope to make you both proud in everything I do. Finally, thank you to my Mom and Dad who have given me unconditional support and love. You are the reason I chose this topic, and I am blessed that I have the privilege to share it with the world.
Introduction

The first time I learned the story of my family’s migration journey to Southern California from the Philippines was the first time I began to think deeply about the ways in which larger systems, policies, and historical legacies shaped the course of their lives and mine. These stories are seldom discussed because of the stigma that comes with being an undocumented immigrant in the United States. Bits and pieces of our family history are marked by trauma, shame, and uncertainty, but also by unfettered courage, resilience, and perseverance. The duality of this experience is not unique to just my family. Our immigration story occurs alongside an entire diaspora, whose lives unfold against the backdrop of ongoing colonial legacies, the decisions of United States (US) policymakers, and the current state of immigration politics.

Becoming undocumented immigrants is not the intention of a family who decides to permanently migrate to an entirely new country, yet it is the reality for many. Commonly told narratives of undocumented immigrants are associated with criminality and illegality, stories that paint a picture of immigrants committing a wrong, or knowingly doing something they should not have done, rather than coming from a place of understanding the vulnerability, danger, and the possibility of deportation that comes with navigating an immigration system as restrictive as that of the United States. Media representations have a powerful influence in shaping mainstream political discussions about “illegal” immigration, an issue that has increasingly become contentious in the past forty years. Mental images of undocumented immigrants typically bring to mind unregulated border crossings, inhumane detention centers, violent deportations, and family separation. These associations of illegal immigration reinforce the common framing that the problem stems from the crisis at the US-Mexico border, typically vilifying Latino
immigrants. But delving deeper into the topic reveals an immigration story less commonly told: that of the undocumented Filipino.

In the Filipino-American community, the experience of being an undocumented immigrant is commonly known about, even if it is not talked about out in the open and is only whispered about at Filipino house parties full of family and friends. Filipinos have coined the term for those living unauthorized in the United States as “tago nang tago” (TNT), a Tagalog term that means “hiding and hiding” (Partolan 2020; Aquino 2017; Pido 1986). To live as a TNT in the United States means to hide - hide your status, hide from authorities, hide from others who may report your status, hide to avoid deportation. This group of immigrants are Filipinos who immigrated under tourist visas and overstayed, thereby becoming undocumented but with the hope of naturalizing in the US to stay permanently (Pido 1996; Montoya 1997; Guevarra 2016). It is important to examine the Filipino TNT population as it is a sizable one, and the seventh-largest undocumented community with approximately 310,000 undocumented immigrants in the US as of 2018 (Department of Homeland Security; Baker 2021)\(^1\). However, these estimates may not be entirely accurate due to TNTs who hide from the authorities, which means that there are most likely more Filipino TNTs than are accounted for. It may come as a shock that Filipinos are undocumented, since this phenomenon is not widely known for these reasons, including that Filipino TNTs cannot risk being discovered by the immigration authorities, as well as the shame that comes with being “undocumented” as it is. As a result, not many Filipino TNTs willingly come forward to speak about their experience. Furthermore, the narratives of Filipinos who immigrate, become undocumented, and live their lives in the shadows are sorely lacking in current academic literature and political discussions. However, this

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\(^1\) Filipinos are also the oldest and largest ethnic immigrant group in the nation (Taggueg and Rodriguez 2022), and the fourth largest immigrant group with around 2 million Filipino immigrants residing in the United States as of 2021 (Davis and Batalova 2023).
issue should not remain silenced or in the shadows, as Filipino TNTs have the least number of institutional protections because they are undocumented. Through my research, I aim to expose the inadequacies of current US immigration policies and how they detrimentally impact the Filipino American and Filipino immigrant communities.

For many Filipino immigrants, being undocumented is not intentional, but still occurs commonly. What happens is that they initially come to the US with legal status but lose it from overstaying tourist visas or entering with false documents, sometimes unknowingly (Advincula 2017; Vargas 2011; Montoya 1997). In 2014, around 42% of undocumented immigrants present in the country were individuals who overstay their visas (Warren and Kerwin 2017). Furthermore, 62% of those who became undocumented that year had entered legally but overstayed their authorized period of stay (Warren 2019). These statistics show that a significant portion of undocumented immigrants were originally in the United States legally but fell into unauthorized status by overstaying their visas. This challenges the common perception that most undocumented immigrants enter the country illegally from the outset. If this is the case, why then would Filipinos immigrate through the pathway of overstaying their visas if they face the consequence of being undocumented? And should they not know this before immigrating to the US?

The puzzling aspect here is that Filipino immigrants often find themselves in undocumented status not by intentionally violating immigration laws, but rather due to circumstances that lead them to overstay their visas and lose legal status. This seems counterintuitive because one would expect immigrants to be aware of the risks of overstaying their authorized period of stay which can lead to undocumented status. Given the potential consequences of becoming undocumented, it is perplexing why Filipino immigrants would
knowingly choose a pathway that would lead to losing their legal status, such as overstaying a visa. One would expect them to be aware of and avoid such consequences. This raises the question of whether there are underlying factors that contribute to this phenomenon to a greater degree in the past forty years. This is the puzzle I investigate. With the increasingly restrictive US immigration policies from the 1980s to the present, immigrants face institutional, political, and societal barriers to simply regularizing their status as legal citizens of the US (Haas, Natter, and Vezzoli 2018). This suggests that the current immigration system leaves undocumented immigrants with few alternatives to legalize their status once they arrive in the United States, even if their initial entry was legal. The limited options available to them to adjust or obtain legal status are restrictive, such as seeking employment-based visas, family-based visas for immediate relatives of US citizens, or qualifying for narrow humanitarian programs like asylum or temporary protected status (Logan, Walker, and Hunt 2009). In general, the immigration system makes it hard for Filipinos to become documented due to immigration policies after the 1980s. Therefore, it is imperative to know how Filipino immigrants navigate the US immigration system as this helps us reach a deeper understanding of the transient nature of immigrants’ legal status and the effects of restrictive US immigration policy.

The research question I examine is: considering the increasing utilization of irregular immigration routes by Filipinos, what motivates Filipino immigrants to opt for these risky paths instead of pursuing legal and authorized channels for immigration to the US? How does this mode of irregular immigration pose challenges for undocumented Filipino TNTs in navigating and accessing legal immigration pathways to regularize their status? This thesis seeks to understand the underlying motivations that drive Filipinos to take irregular immigration routes, despite the risks of becoming undocumented, rather than utilizing more conventional and legally
sanctioned pathways for immigration. It aims to explain why Filipino immigrants opt for irregular means of entry which carry the potential for legal consequences, instead of pursuing authorized channels that offer a stable and more recognized path to lawful immigration status. Additionally, this research delves into the subsequent challenges faced by undocumented Filipino TNTs who have entered the United States through irregular pathways, in their attempts to navigate the complex legal immigration system.

As it stands, the experiences of Filipino TNTs and Filipino immigrants in the US are often underrepresented in the current discourse on US immigration. The prevailing narratives and research do not adequately reflect the complex and diverse experiences of this community, leading to a significant gap in our understanding of their unique challenges. Several factors contribute to this disparity. The first one is the lack of Filipino voices represented in academia and policy circles, leading to a disconnect between the lived realities of this community and the narratives portrayed about them. This hinders the amount of comprehensive studies specifically focused on Filipino TNTs within the broader context of Filipino immigration to the US, which leads to this community’s experiences remaining understudied or overlooked. Another is the oversimplification of the undocumented immigrant experience, where existing discussions of immigrants are generalized with the experiences of Latino or other immigrant groups. This, however, is not the case, as Filipino TNTs have a distinct experience from other immigrants who come to the US. A third factor is the societal stigma surrounding undocumented immigrants also contributes to the marginalization of Filipino TNT experiences within the Filipino immigrant community and mainstream discussions about immigration to the US. As a result of these factors, the current state of research on Filipino immigration to the US fails to fully capture the nuances of Filipino TNT experiences. This gap in understanding significantly impacts policy
development, community support, and the ability to address the specific needs faced by this often-overlooked segment of the Filipino immigrant community.

This thesis adds to the current academic literature and political discussions through an analysis of how undocumented Filipino immigrants navigate the US immigration system from the 1980s to the present. In Section 1, I first contextualize the history of US immigration law before and after the 1980s to demonstrate the shift in policy, and to pinpoint how these legal restrictions that changed the green card system affected the legal pathways Filipino immigrants could or could not utilize. By analyzing specific immigration policies that significantly impacted the green card backlogs in family-based immigration, I piece together why Filipino TNTs had a difficult time transitioning out of undocumented status from the 1980s to the present. In section 2, I then situate my analysis in context of how the paradoxical perception of Filipino immigrant desirability strongly influences the irregular migration paths taken by TNTs, reflecting the lingering impacts of US imperial legacies in the current political climate regarding immigration. In my thesis, I argue that the combination of stricter family reunification laws from the 1980s onwards and sociocultural norms portraying Filipinos as ideal immigrant workers, influenced by US colonial legacies, prompts Filipino immigrants to seek unauthorized and riskier pathways to immigrate to the US.
Methodology

The methodology I adopt to answer my research question centers institutional, historical, network, and interpretive analyses. I utilize these frameworks to explain the difficulty in navigating the US immigration system for Filipino TNTs after the 1980s, and to show why Filipinos end up immigrating through pathways that lead to them becoming undocumented. To fill in gaps from existing research, I combine these four approaches to address my research question in a new light that has not previously been argued, and to enhance the current discourse on this topic. Throughout my writing, I use the all-inclusive term “Filipino” to reflect the language usage of individuals from this community that refer to immigrants and children of immigrants who ethnically identify as Filipino, Filipina, Filipino-American, Filipinx, Pinoy, and Pinay.

Firstly, a historical analysis is useful to understand contemporary immigration patterns of Filipino immigrants that are rooted in historical colonial and imperial legacies of the United States. I apply the notion of immigrant desirability coined by Rosenberg (2022), who argues that the histories of colonialism and legalized racism produced the conditions that states now use as objective justifications for racist and restrictive immigration policies (p. 28). In the context of my research question, the notion of immigrant desirability is used to highlight the unique challenges faced by Filipino immigrants within the broader context of the US immigration system. Specifically, the concept of immigrant desirability underscores how historical narratives and cultural perceptions have shaped how certain immigrant groups are seen as more desirable for immigration into the United States. For Filipino immigrants, the notion of immigrant desirability plays a significant role in understanding their immigration experiences. Historically, Filipinos have been portrayed as ideal immigrants due to their perceived assimilability and cultural
familiarity with the US (San Juan Jr. 2011). This positive image has been reproduced through various channels, including media representations, government policies, and societal attitudes. Despite being seen as desirable in many respects, Filipinos still encounter substantial barriers to legal immigration pathways particularly after the 1980s. This discrepancy between perceived desirability and practical immigration pathways highlight the multifaceted impacts on Filipino immigrants. Furthermore, the concept of immigrant desirability sheds light on the factors driving Filipino immigrants to pursue unauthorized entry into the US. By applying the notion of immigrant desirability, the thesis underscores the disconnect between perceptions of Filipino immigrants and the realities they face within the US immigration system.

Additionally, I also center empire as a framework to understand migration theoretically within the Filipino immigrant experience in the United States (Taggueg & Rodriguez 2022, p. 119; Gonzalez 2022; Balce 2022). Drawing from the current discourse of critical Filipino-American studies, the theory of empire grounds my research in holding the United States accountable for its history as an imperial power in the Philippines. In Filipino diasporic studies and Filipinx studies, Balce (2022) refers to the theory of empire as a critical concept that describes the realities of Filipino and Filipino immigrant life that originate in historical experience of trauma from American conquest and violent occupation of the Philippines as the first and only formal colony of the US, which remains unrecognized and forgotten. Seeing how the historical legacies were shaped by US imperial culture furthermore contextualizes the reality of being undocumented in the United States, highlighting the significance of empire as a foundational framework that explains why Filipinos immigrate through pathways that are supported by the neocolonial relationship between the US and the Philippines. Some concrete examples of how US imperial and colonial legacies shaped Filipino migration patterns and
fluency in American culture include English language instruction in schools, US educational and professional training, consumer culture, internalized colonial mentality, and American military presence (Rodriguez 2010; San Juan Jr. 2011; Pila 2021). These show how the history of US imperialism in the Philippines distinguishes the immigration trajectory of Filipino immigrants from other diasporas when coming to the United States. Thus, my argument applies the framework of empire to construct a greater understanding of how the immigration pathways that Filipinos utilize are distinct from other immigrants.

To integrate the institutional analysis that examines the legal pathways affecting the legal status of Filipino immigrants, I employ the theories of legal status fluidity and liminal legality. Pila (2021) defines legal status fluidity as the ability of immigrants to maintain current legal status and transition between immigration statuses (p. 62). The theory of liminal legality challenges the binary constructions of legality and illegality, highlighting the gray areas when immigrants move between statuses (Menjívar 2006). This framework provides an overview of how Filipino TNTs have navigated the US immigration system into permanent residency or transitioned from documented to undocumented status. Through Pila's theory of liminal legality, I illustrate how US immigration policies implemented after 1980 create legal ambiguity for Filipino immigrants. Specifically, I apply this concept to show how the numerical caps and stricter requirements introduced in laws like the Immigration Reform and Control Act of 1986 and the Immigration Act of 1990 made it increasingly difficult for Filipino families to navigate legal immigration pathways, leading to extended waiting periods for family reunification visas, trapping many in a liminal state. By utilizing Pila's theoretical framework, I analyze how this legal limbo complicated the ability of Filipino immigrants to enter the US through authorized channels and created barriers for those already residing as undocumented individuals to
transition out of their irregular status. The prolonged visa backlogs and restrictive policies left many Filipino immigrants in a precarious state, unable to fully regularize their legal status or access rights and protections associated with documented residency.

Additionally, I apply a network analysis to illustrate the significance of social capital in the Filipino-American immigrant community. Boyd (1989) utilizes the framework of networks in studying migration as a social product from relations between family members, friends, colleagues, and romantic partners rather than solely institutional barriers. It is imperative to understand how Filipinos utilize their networks through family and friends to enter the US, obtain legal documentation in the US, navigate liminal legal status, and seek work opportunities. A network analysis works in tandem with the institutional analysis of immigration policy as a joint methodological approach to inform how undocumented Filipinos transition to legal status commonly through family reunification measures as a legal pathway after 1986.

Lastly, I apply interpretive methods to understand how Filipino immigrants make sense of their identities prior to and after immigrating to the United States, and to see what influences their decisions to immigrate to the US. This is relevant to understanding how Filipinos’ conception of their immigrant desirability influences their decisions to immigrate to the US, and what type of pathway they commonly take as a result of this. Somers (1994) explores this approach by looking at the idea of identity construction through narrative, arguing that our identities are not fixed but are continually shaped and formed through the stories we tell about ourselves. Moreover, the construction of identity involves individuals weaving together various experiences, beliefs, and events constructed about them into a narrative framework which in turn influences how they make sense of their lives, understand their place in the world, and make decisions based on the identity they perceive themselves as having. Somers’s approach serves as
a central framework to understanding why Filipino immigrants immigrate through family-reunification and labor pathways through legal means, and how their perspectives of themselves as immigrants is inherently influenced by their positionality as former US colonial subjects. This approach also informs how Filipinos are thought of as desirable or undesirable as immigrants, and how this ultimately shapes their immigration decisions. Through interpretive methods in reference to interviews that have been done with Filipino TNTs, I aim to construct a more comprehensive understanding of how certain narratives about Filipino immigrant identity in relation to the US specifically impacts undocumented Filipinos.

This multi-pronged methodological approach integrates institutional analysis of immigration policies and laws, historical analysis of the evolution of immigration patterns and socio-political contexts, network analysis of the role of social ties and community connections, and interpretive analysis of cultural narratives and personal experiences. Combining institutional and historical analyses allows me to examine the specific policy and legal barriers that have restricted immigration channels for Filipinos while also situating these barriers within the broader socio-political and historical context of evolving immigration patterns in the US. This dual lens provides insights into not only the tangible effects of evolving immigration policies, but also how these policies are shaped by and reflective of the larger historical narratives surrounding immigration. Layering network analysis onto this foundation enables me to understand how interpersonal connections, social ties, and community dynamics influenced individual immigration decisions and experiences. This perspective sheds light on the factors within Filipino immigrant communities that supported their pursuit of unauthorized routes when legal options became increasingly limited due to policy changes. Finally, incorporating interpretative analysis brings in the crucial dimension of personal narratives and cultural
meanings that drive immigration choices. By incorporating the lived experiences, perceptions of the “American Dream,” and the motivations behind risking undocumented status, I unpack the interplay between structural barriers, social influences, and individual agency in shaping immigration trajectories.

Overall, my research contributes to the current conversation surrounding undocumented immigration in the United States through an analysis that combines institutional, historical, network, and interpretive approaches to the ways in which Filipino TNTs navigate the US immigration system and how immigration law has influenced the legal pathways they take. While there is currently more research emphasizing a historical approach pertaining to the history of Filipino immigration and sociological approaches about the Filipino immigrant experience, my contribution fills the gaps in the literature through the interpretive and institutional analysis in relation to this particular community. It is important to understand the Filipino immigrant experience through a combination of multiple methodological approaches, as it helps inform the root of problems involving undocumented immigration of Filipino TNTs from a multitude of different factors that have not been used before. This integrated approach provides a holistic picture of the specific policy and institutional obstacles they face while also recognizing how these obstacles are embedded within larger historical and societal narratives. Understanding this phenomenon from various perspectives informs how to work towards more ethical and targeted policy solutions as well as community-based advocacy efforts that work in the interest of Filipino TNTs and vulnerable immigrant populations in the United States.
Literature Review

Undocumented Immigrants & US Immigration Policy

The undocumented immigrant experience in America is currently under-researched generally in political science and policy circles. Current literature on undocumented immigrants in the United States predominantly focuses on the Latino immigrant experiences and communities (De Genova 2002; Abrego 2006; Menjívar 2006; Gonzales 2011; Chavez, Monforti, and Michelson 2015). Additionally, the majority of literature about US immigration policies that address undocumented immigration since the 1980s primarily centers Latino immigrants (Massey and Pren 2012; Bean, Edmonston, and Passel 1990). Spanning from policy to public discourse, undocumented immigration is heavily racialized as a Latino issue. In this context, racialization refers to the process through which social groups are categorized and attributed certain characteristics or behaviors based on perceived racial or ethnic differences (Wolfe 2002; Omi & Winant 2014). Moreover, it involves the assignment of racial identities to individuals or groups by society, which then shapes how they are treated or perceived in social, cultural, or political contexts. The use of “racialized” indicates this perception is shaped by racial frameworks in society that ascribe certain stereotypical associations to the Asian immigrant identity, whether accurate or not. It highlights how racial lens can create diverging constructions of different immigrant groups as either legal and desirable or illegal and undesirable (Omi and Winant 2014). In this case, the racialization of Filipinos places them as a racial group into an implicit colonial relationship of domination and subjection with the US by depicting them as inherently suited for subordination positions or limited societal roles, such as domestic care work or nursing. It constructs these racial identities and ascribed traits as normative and immutable rather than socially constructed (Wolfe 2002). Even if explicit colonial rule or legal subjugation is not overly enforced, the racialization of Filipino immigrants reinscribes those unequal power
relations by making them appear natural or even inevitable. Certain racial or ethnic groups are stereotyped as being more likely to be undocumented or to engage in criminal behavior related to immigration, leading to discriminatory treatment and heightened scrutiny from the authorities. However, this overlooks the diversity of the undocumented immigrant population in the US, and ignores the nuances they experience interacting with the immigration system depending on their racial and ethnic background. By associating undocumented immigration with primarily Latino communities, other immigrant groups such as those from Asia are not associated with criminality in the same way that Latinos are due to a racialized discourse.

At the time of this writing, there are few studies that focus on the Filipino immigrant experience navigating US immigration pathways, and conclusions from these may not apply to all of the thousands of Filipinos who immigrate to the US each year. For the community I am looking at, there is a major stigma surrounding undocumented immigrants in political discussions. With the rising number of Filipino immigrants in the US in recent decades, I specifically focus on the undocumented Filipino TNT experience from the 1980s to the present. This draws attention to the risks involved with the process of remaining in an undocumented or liminal legal status upon immigrating to the US, leading them into greater vulnerability and exploitation without state protection (Tagguelg and Rodriguez 2022). While this phenomenon has been researched from the sociological perspective rooted in the lived experiences of how undocumented Filipino TNTs do not have legal status fluidity (Pila 2021) or how they conceptualize their immigrant identities (Guevarra 2016; Brown, Karen and Campos 2016), there is limited literature that discusses how specific US immigration policies since the 1980s create barriers for the immigration pathways that undocumented Filipino TNTs take, or that lead them to immigrate by overstaying their tourist visas. The phenomenon is unique to the Filipino
immigrant experience compared with other undocumented communities. This is the core of my research. It contributes to a more comprehensive understanding of how these policies specifically restricted the legal immigration pathways that Filipino TNTs take since the 1980s, connecting them to the imperialist history that underpins them. Understanding US immigration policies since the 1980s helps to contextualize the evolution of the contemporary landscape surrounding undocumented immigration, and how it has had a significant impact on the Filipino TNT community in the last forty years. I also draw on the existing literature to illustrate the racist foundations of US immigration law, which bleed into the contemporary moment. I specifically contextualize the evolution of US immigration policies within the broader framework of empires to illuminate how historical legacies of imperialism continue to shape contemporary migration dynamics for Filipino immigrants, and increasingly restrictive US immigration policies. I will examine the impacts of legislative acts such as the Immigration Reform and Control Act (IRCA) of 1986 and the Immigration Act of 1990 to showcase their role in shaping the immigration choices of Filipino TNTs. I will also analyze how family reunification pathways within these acts influenced Filipino migration patterns and contributed to the escalation of visa backlogs since the 1990s. Through this examination, I aim to unveil the direct link between US immigration policies, imperialist legacies, and the experiences of undocumented Filipino immigrants in navigating a restrictive and biased system.

Although existing research on undocumented Asian immigrants overlaps with Filipino TNT experiences (Buenavista 2018; Hsin and Aptekar 2022), it does not speak to the nuances between Asian immigrant communities. Imperial and colonial legacies distinguish the Filipino experience, and Filipinos thus hold a historical relationship to the US that is unique compared to other Asian diasporas. My research focus on Filipino TNTs challenges the assumption that Asian
immigrants have the same experience navigating the US immigration system, or utilize the same legal pathways across the Asian immigrant population in the US. While discussions on the Filipino American experience and Filipino immigrant community in the US is laid out below, the research on this community remains limited, not because of the lack of knowledge about this group but because of underrepresentation of Filipinos in policy circles, academia, and where this knowledge can be used to enact real change through institutions and social movements to support Filipino TNTs. My investigation contributes to the current academic and political discourse on contemporary migration and US immigration law by focusing on these under researched aspects, all of which are integral to generating a more comprehensive overview of the realities on undocumented immigrant experiences.

*Neocolonial History of Filipino Immigration in the 20th and 21st Centuries*

Filipino immigration to the United States spans an extensive history throughout the twentieth and twenty-first centuries. There is a sizable amount of research that maps out the history of Filipino immigration during this time period, as well as the distinct factors that caused migration of the Filipino diaspora, and links this history with the legacy of US imperialism throughout the twentieth and twenty-first centuries (Ocampo 2016; Bonus 2000; Melendy 1974; San Juan Jr. 2000; Allen 1977; Liu, Ong, & Rosenstein 1991; Obligacion & Obligacion-Arboleda 1994). Historians have documented and periodized the migration of Filipinos into three waves: the first wave from 1901 to 1934, the second wave of immigration from 1946 to 1965, and the third wave of immigration from 1965 to the present (Lee 2015). Each wave is marked by a distinct period in the (neo)colonial history of the US in the Philippines, and patterns of Filipino immigration were influenced by a combination of US historical legacies and US immigration laws. Pido (1997) draws attention to the macro and micro dimensions of
Filipino immigration to the United States, giving a broad overview of what migration scholars categorize into push and pull factors of migration. This approach, however, does not solely explain the contemporary migration patterns of Filipinos in the third wave of US-Filipino immigration. In my argument, I emphasize the theory of empire posed by Taggueg and Rodriguez (2022) and Gonzalez (2022) to make sense of diasporic politics and immigration politics as part of Filipino American history, and to demonstrate how the colonial and imperial legacy of the US has concrete manifestations in how Filipinos conceptualize their identity in terms of immigrant desirability narratives. This provides context for the direction I take my research in, fills in the missing gaps from the existing literature, and shines a light on why Filipino immigration has significant implications for how Filipino TNTs navigate US immigration pathways from the 1980s to the present.

To understand the history of immigration between the US and the Philippines, I apply the theoretical framework of empire to illuminate how historical colonial domination by the US over the Philippines has profoundly influenced contemporary migration patterns and policies. Much of the literature on Filipino immigration covers the first and second waves, informed through historical analyses of US colonial legacies in the Philippines (Pido 1997; Lee 2014; Baldoz 2004; Espiritu 1995). The evolution of US immigration law reveals the racist underpinnings of immigration policymaking (Daniels 2005; Jones 2021; Lee 2014; Rosenberg 2022; Ngai 2014). Immigration scholars have shown how domestic policies before 1980 were created to exclude groups of immigrants based on race. With the first wave of migration from 1901-1934, the immigration of Filipinos to the US was unregulated and began in large numbers directly after the Philippine-American War in 1899 (Pido 1997; Lee 2014). The colonial relationship between the US and the Philippines meant that Filipinos could travel to and from the US freely as US
nationals (Pila 2021). Seeing that the Philippines became a colony of the US after the Philippine-American war, the US colonial influence on the Philippines facilitated the movement of Filipinos to the US for cheap labor.

The second wave of Filipino immigration to the US from 1946 to 1964 was after World War II. When the Philippines gained independence from the US in 1946, Filipinos lost their “US national” status, which restricted migration pathways (Pido 1997). Before independence in 1946, being US nationals granted Filipinos certain rights and privileges, including the ability to travel and work in the United States relatively freely. More specifically, the major change was the Immigration and Nationality Act of 1952, which maintained national origin quotas but abolished racial restrictions, and allowed immigrants to adjust their status to lawful permanent residence on the basis of family unity (Mercer 2008). This marked the start of when Filipinos started using family reunification pathways to immigrate. However, in 1965, the Hart-Celler Act was instrumental in that it abolished nationality quotas, and prioritized family reunification over labor migration (Pila 2021). While this policy brought more Filipino immigrants into the United States, it also contributed to the growth of undocumented immigrant populations.

Existing research on the third wave of Filipino immigration from 1965 to the present mainly draws attention to the open migration through family reunification. This is important in my research, as this law still currently impacts the course of Filipino immigration today. The passage of the Immigration and Nationality Act of 1965 was a landmark immigration bill in that it abolished national-origin quotas, which allowed US citizen immigrants to sponsor their immediate family members without limitations for their relatives (Lee 2014). This policy allowed more immigrants from the Global South to immigrate. It especially increased and diversified Filipino immigration to the US, particularly because of the two countries’
long-established history. Family reunification and labor-based pathways were the main legal channels through which Filipino immigrants utilize, which will inform my overall argument.

Current literature provides explanations of how US colonial legacies shaped the course of Filipino migration to the United States. Such legacies in the Philippines include the political structure, the education system, the legal system, military presence, economic ties, cultural influences, and language to name a few. The imperial connection between the US and the Philippines deeply influenced migration in the first and second waves, initially driven by labor demands during American colonization and later by policies allowing family reunification and skilled migration. What is missing in the literature is how this concretely affects Filipino TNTs in the third wave from 1965 to the present. Built on these past rounds of migration histories, I aim to establish that these different episodes inform the current reality for Filipino TNTs. With the rising number of Filipino immigrants in the US in recent decades, I specifically focus on the undocumented Filipino TNT experience from the 1980s to the present. Although it is known that this population has grown since then, little is known about how immigration policies created challenges for accessing legal immigration pathways available for Filipino TNTs during this time period. This historical colonial relationship continues to influence migration, notably seen in the third wave, particularly from the 1980s and after. Hence, I aim to establish that the enduring colonial ties between the Philippines and the United States continue to shape and constrain immigration pathways for Filipino TNTs from the 1980s onwards. While little research has focused on this undocumented population, their experiences must be understood within the broader historical context of the US-Philippine imperial relationship driving over a century of Filipino migration to the US.
Therefore, the purpose of my thesis is to fill this gap in the literature by showcasing how Filipino TNTs in the US conceptualize their identity as immigrants in the contemporary moment, as well as navigate current immigration laws that are a continuation of the US neocolonial legacy. My goal in this research is to generate greater context when examining the challenges faced by undocumented Filipino TNTs who encounter obstacles in accessing legal immigration pathways increasingly in the third wave of Filipino-US immigration, often due to visa limitations and complex bureaucratic processes. Exploring the third wave of Filipino-US immigration sheds light on the need for more accessible pathways for undocumented individuals seeking legal status.
Section 1: Contemporary Filipino TNT Challenges with Legal Immigration Pathways

In this section, I delve into the evolution of US immigration policies during the 1980s and 1990s that introduced a wave of restrictions that significantly shaped the immigration pathways available to Filipinos. The implementation of anti-immigrant policies targeting family reunification had far-reaching consequences on Filipino TNTs. These policies imposed formidable barriers for Filipinos trying to navigate the green card backlogs, hindering their ability to immigrate through established legal channels. As a result, many Filipinos found themselves compelled to overstay their tourist visas as an alternative pathway, leading to undocumented status. This, in turn, obstructed and delayed their capacity to adjust their legal standing upon immigrating to the United States, underscoring the significant hurdles posed by current US immigration policies that challenge the narrative of Filipino immigrant desirability. I argue that Filipino TNTs make migration choices not solely based on restrictive laws but through familiar means facilitated by their support systems.

While the Filipino TNT experience generally remains under the radar, personal experiences of undocumented Filipinos are a direct testament to how this community faces deep-seated issues with US immigration policy. Discussions of these issues amongst Filipinos are not typically critical of the institutions at work due to an overly romanticized perception of American culture and the “American Dream” from the strong influence of US colonial legacies. One media representation of the Filipino TNT reality was portrayed in the NBC show, Superstore. A short scene shows the Filipino character, Mateo, who works at a convenience store, discovering that his green card is fake after a conversation with his coworker (Superstore, 2016, Mateo Is Undocumented). Mateo rants to his coworker that he knows he is an American citizen from going to the “green card store” with his grandmother, only to be met with a puzzled
reaction. The scene then cuts to Mateo on the phone with his grandmother, conversing in a mix of Tagalog and English: “So yung green card ngayon…counterfeit? So ibig sabihin hindi ako American citizen?” In English, this means, “So the green card is counterfeit? So you’re saying I’m not an American citizen?” This scene captures the morbid reality of many Filipino TNTs. Additionally, the American Filipino musical-drama released in 2019, Yellow Rose, exposes the Filipino undocumented experience in a more horrific way (Green 2019). The plot follows Rose, a Filipina undocumented immigrant who puts her dreams of becoming a country musician on hold when her mother is taken by Immigration and Customs Enforcement (ICE). In these representations, the experience of the undocumented Filipino TNT is gradually coming to the forefront of immigration discourse, as Filipinos are telling their stories about navigating the difficulties of being undocumented in the United States. These various representations humanize a harsh reality that undocumented Filipinos face, and reveal a new perspective about the undocumented immigrant experience. The experience of Filipino TNTs realizing they are undocumented comes from the pathway that Filipino immigrants commonly take: overstaying tourist visas.

Before knowing how Filipino TNTs navigate difficulties from restrictive US immigration policies from the 1980s and onward, it is first important to track the typical immigration journey that a Filipino TNT family would experience in navigating the immigration pathways legally. The lack of viable legal pathways within the system inevitably leads Filipino immigrants to make difficult choices, influencing their trajectory by taking the riskier route of overstaying their visas and becoming undocumented. The typical trajectory of a Filipino TNT does not start with becoming undocumented but rather begins with someone who aspires to immigrate legally with their family but encounters numerous hurdles within the US immigration system (Montoya
First, what normally happens involves a Filipino family who is eager to secure a better future in the United States, hoping to explore work and educational prospects, and who has the option of applying for a family-based immigrant visa to reunite with their relatives or networks who are lawful permanent residents (Posadas 1999; Lee 2014). However, the backlog for these visas from the Philippines creates extensive delays (US State Department 2019; Choy 2003), stretching their wait time for legal entry into the US for several years, if not decades. The lengthy wait causes reasonable frustration, resulting in a member of this family applying for and receiving a tourist visa to the US as a short-term solution to long-term family separation (Pila 2021). Montoya (1997) notes that one interviewee, Eric, attests to this reality:

> I came to this country when I was 6 years old. My dad was a student taking up his master’s degree, and we decided to stay. My dad got a working visa and eventually applied for permanent residency. I could never really explain my immigration status while waiting for the petition….Things got worse when I turned 21 because I was now over the age limit for family petitions. You work hard, pay your taxes, study well, and then something happens in your life, and all of a sudden, you fall out of the immigration categories. Go figure… (Eric, 24 years old, p. 115).

As the expiration dates of their tourist visas near, Filipino immigrants like Eric’s family face the reality of the prolonged backlog for immigrant visas, with no immediate solution in sight. Faced with the fear of returning to limited opportunities in the Philippines and the desire to stay with their family, Filipino immigrants decide to overstay their visas, making them undocumented and leaving the rest of their family, like Eric, without papers. As a result, many Filipino TNTs grapple with the challenges of living without legal status, restricting their access to stable employment, healthcare, education, and housing. While exploring options to rectify their undocumented status, this in turn causes greater stigma in seeking help for fear of being caught by immigration authorities, deterring them from pursuing support. This typical life trajectory underscores the interplay between aspirations of a better life in America and the
limitations within the immigration system, leading to difficult choices that perpetuate the cycle of undocumented status.

In focusing on the changes in US immigration policy since the 1980s, the current political landscape of harsh anti-immigrant policies make it increasingly difficult for Filipino immigrants to navigate the US immigration system with restricted legal pathways. Changes in immigration laws over the past forty years have resulted in green card backlogs that contribute to the barriers created for immigrants, making lawful immigration difficult and sometimes impossible. The rise of undocumented immigration in the United States began in the 1980s and into the 1990s from the passage of legislation intended to regulate “illegal” immigration with obvious anti-immigrant sentiment (Bean, Telles, and Lowell 1987; Passel 1986). Starting with the Immigration Reform and Control Act (IRCA) of 1986 that resulted in a rise in undocumented immigrants, this legislation restricted the legal channels to gain green cards. The congressional immigration debate of the 1980s revolved around two key legislative aims. The first was to push for strengthening border security and curbing unauthorized entries into the US (Arp, Dantico, & Zatz 1990). The second centered on granting legal status and bringing out of the shadows those undocumented immigrants who had established lives in American communities, living in the shadows of society (Arp, Dantico, & Zatz 1990). In the words of Representative Rodino who was one of the sponsors for the bill, those objectives were a) “control of our borders”, and b) “legitimization of the status of those who lived in the shadows of society” (Congressional Record; 1984: H5543). The Democratic stance reflected support for amnesty provisions to allow certain undocumented immigrants to gain legal status, opposing harsh employer sanctions, favoring expanding pathways, a more robust guest worker program for agriculture, and more pro-immigrant rhetoric around family reunification (Kammer 2016; Plumber 2013). In contrast,
the Republican stance demonstrated greater skepticism for broad amnesty, preferring stricter eligibility criteria for gaining legal status, supported employer sanctions as a deterrent to hiring undocumented workers, pushed for lower caps on legal permanent immigration levels, advocated for increased border security funding and enforcement measures, opposed a large-scale guest worker program, and xenophobic rhetoric (Kammer 2016; Plumber 2013).

IRCA contained provisions that aligned with both parties at the time of its passage in 1986 with bipartisan support during the Reagan administration. Despite the Republican stance that aimed to crack down on illegal immigration, the bill did the opposite effect. The effects of IRCA lasted long after 1986, resulting the growth in illegal immigration because the US government did not want to increase green cards and widen legal channels, making the law set up so that only a certain percentage of people could get green cards (Bean, Edmonston, and Passel 1990; Lowell, Teachman, and Jing 1995). The irony of the IRCA Act of 1986 lies in how its measures to control “illegal immigration” inadvertently led to an increase in undocumented migration due to the surge in unauthorized entries following the act’s implementation. This was also the point in time when increased visa backlogs in the green card system resulted in the unprecedented rise in Filipino TNTs. Further restrictions came with the passage of the Immigration Act of 1990, which limited the definition of family to only the immediate nuclear family and set caps for other family relationships such as unmarried children over the age of 21 and their siblings (US State Department 2019). Hence, the stricter family visa caps and narrow definitions of eligible families in the 1980s and 1990s created barriers for Filipino immigrants, making it harder to immigrate through legal channels.

This restriction can be directly traced back to the colonial legacy between the US and the Philippines, namely because the arbitrary visa caps failed to account for the disproportionate
impact on countries like the Philippines that had outsized demand for family reunification due to the high desirability to immigrate to the US. In other words, Filipinos had a high desire to immigrate because of US colonial influence in the Philippines, often associated with positive connotations for what kind of opportunities the US has in store for Filipinos after immigrating. These arbitrary caps on family reunification prolong family separation (Dreby 2015; Hagan, Eschbach, and Rodriguez 2008; Zayas and Bradlee 2014). Moreover, the IRCA Act of 1986 and the Immigration Act of 1990 did not affect Filipino immigrants in the same way other immigrants were impacted. Gubernskaya and Dreby (2018) point out that the family backlog is due to the inadequacy of the generic 480,000 slots per country regardless of the country’s population, meaning that high immigrant sending-countries such as the Philippines are hit with years of backlog since their applications are processed slower than countries with smaller populations. This backlog system since 1986 did not prioritize families, which explains why the Philippines - a country with a high number of applicants who want to come to the US - is backlogged. Undocumented immigration for Filipinos drastically increased after the IRCA Act of 1986 and the Immigration Act of 1990 were passed, creating green card backlogs that blocked legal immigration pathways for aspiring Filipino immigrants. From IRCA and the Immigration Act of 1990, the restrictions in immigration law increased with stricter numerical quotas and limited definitions of family for reunification, which significantly determined the paths Filipino immigrants chose for migration.

For the Filipino community in the US, it is common for family members to become undocumented after overstaying visas while awaiting approval for family-based immigration petitions, impacting their access to legal employment and leading to extended family separation and intermittent legal status. The limitations on family reunification due to visa caps and
restrictive policies led to situations where some family members entered legally but later became undocumented, while others remained in the Philippines due to difficulties in obtaining visas. With 71% of Filipinos receiving green cards through family reunification channels, these restrictions hindered Filipino immigrants attempting to migrate through legal pathways, leading to long waiting periods, sometimes decades, for family reunification. As of 2019, children of Filipino US citizens had to wait 12 to 24 years for permanent residency, missing important life milestones (Asian Americans Advancing Justice). Even when immigrating through family-based pathways, Filipinos often lose legal status due to policies making it impossible for undocumented immigrants to adjust their status. Without straightforward mechanisms to apply for residency or visas from within the US after overstaying a visa or entering illegally, and with huge backlogs in immigration courts, Filipino TNTs are stuck in undocumented status long-term as they have virtually no route to adjust from illegal to legal status while remaining in the US under current stringent laws and policies (Pila 2021). Consequently, Filipinos attempting to immigrate through authorized avenues are unable to due to lengthy green card backlogs, leading them to overstay tourist visas as a solution to long-term separation but resulting in undocumented status.

Despite these obstacles with restrictive immigration laws, Filipinos leverage their family and support networks not only to figure out ways to immigrate either through legal pathways or alternative pathways, but also to cope with the challenges of undocumented status in the US. Anyone familiar with Filipino culture and communities knows that their networks are strong, welcoming, and supportive, especially among new immigrants in the US. Filipino networks are the backbone of the journey and ensure survival for Filipino TNTs, particularly in how they rely on established immigration pathways that have been used in the past associated with the neocolonial relationship between the Philippines and the US (Pila 2021). Because being TNT is a
stigma in itself, Filipino TNTs likely lean on trusted social and family ties for support to help them navigate life despite barriers created by their undocumented status. The importance of Christian faith in the immigration and acculturation experiences of Filipino American youth is common, where Filipino church communities helped new Filipino immigrants ease their transition into mainstream American culture and feel a greater sense of connection with each other (Gabriel 2022). Gonzalez (2009) discusses how Filipino-American church involvement offers opportunities for empowerment and civic engagement, illuminating how Filipino immigrants rely on social ties. Having a strong network, like Filipino American church communities do, would ideally shape the immigration pathways Filipino TNTs take from the knowledge they exchange with others who share from their own experiences, as well as provide them with employment opportunities that would help them integrate once they acclimate. Nonetheless, social networks with friends and family in the Filipino immigrant community explains why Filipino TNTs still overstay their visa despite the riskier possibility of becoming undocumented because having strong networks gives them the necessary information to pursue alternative pathways and overcome the barriers of restrictive immigration laws.

Overall, I argue that the lived experiences of Filipino TNTs expose how current US immigration policies create barriers for Filipinos to immigrate through legal pathways, yet Filipinos utilize strong social support networks that influence the pathways they immigrate through. This explains why Filipino TNTs make the choices they do. From the 1980s and 1990s, increased restrictions in immigration policies - such as stricter numerical caps on visa numbers for family-based immigration categories and narrow categories of “family” eligible for reunification - majorly affected Filipino immigrants and the pathways they took to immigrate. Anti-immigrant policies on family reunification resulted in the separation of immigrant families
which posed a significant barrier for Filipinos to immigrate legally from the green card backlogs after 1986. This leads them to overstay their visas and consequently fall into undocumented status, thus preventing and delaying their ability to adjust their status once they immigrate to the United States. As we can see with the Filipino immigrant community, TNTs do not immigrate purely by the laws that attempt to restrict their immigration, but rather they immigrate to the US through familiar pathways used by strong social support networks from family, friends, and church communities.
Section 2: The Paradox of (Un)desirability for Filipino TNTs in the United States

The immigration patterns of Filipinos to the United States are often shaped by multifaceted sociopolitical factors. This section delves further into the context of why Filipinos overstay their visas as a common pathway to the US, exploring the paradoxical narratives that Filipino immigrant desirability has in shaping the choices of Filipino TNTs. By examining historical contexts, societal perceptions, and the reinforcement of dualistic narratives, this section aims to unravel the nuanced dynamics that drive Filipino immigrants towards the United States, shedding light on the intricate relationship between their perceived desirability and undesirability as immigrants that influences their chosen migration trajectories. Applying Rosenberg’s framework of immigrant desirability, I illustrate how the US as an imperial power created the conditions that produced a narrative of immigrant desirability that increasingly reinforces restrictions today. More specifically, I will show how these narratives supporting Filipinos as “desirable” immigrants reproduce US colonial legacies in the present day, which in turn lead Filipinos to immigrate because of their belief they are desirable immigrants for the US in terms of the labor they can provide. I also employ the theory of empire to show the enduring legacy of US imperialism which influences the construction of narratives about Filipino immigrants, and ultimately shape their immigration choices. Central to my argument is the examination of how undocumented Filipinos TNTs are encapsulated in a dichotomous portrayal as both desirable and undesirable immigrants, and that their immigration choices and struggles are made as a result of how they internalize and navigate these paradoxical perceptions of their immigrant identities in context of US colonial legacies.

Throughout the twentieth century and into the twenty-first, Filipinos’ distinct historical relationship with the United States sets their immigration trajectory apart from others,
profoundly shaping their pursuit of legal status upon seeking permanent settlement in the country. Filipino immigrants are uniquely positioned in the sense that they can access legal immigration pathways through family reunification and labor-based channels due to the neocolonial relationship between the United States and the Philippines even after formal Philippine independence from the US in 1946 (Lee 2014; Espiritu 1996; Pido 1997; Taggueg and Rodriguez 2022). These pull factors are what incentivize Filipinos to come to the US shaped by the familiarity of US culture rooted in colonial and imperial legacies. Espiritu (1996) illuminates this point saying:

Unlike European or other Asian immigrants, Filipinos come from a homeland that was once a US colony. The cultural, economic, and political relationships between the Philippines and the United States, imposed and maintained for more than ninety years of colonial and post-colonial rule, have provided and continue to provide the context within which Filipino immigrants and have thus indirectly affected their process of group formation and differentiation in the United States…The US colonial policies, recruitment practices and labor conditions have affected the regional and class composition of Filipinos in the United States (p. 43)

Moreover, most of the immigrant pathways that encourage Filipinos to migrate to the United States are influenced by the ways in which Filipinos conceptualize their identity in relation to the US as former colonial subjects, and how they are conceptualized in the US cultural imaginary. My research further adds to this argument by demonstrating how the pathways that Filipino TNTs utilize in the third wave of Filipino-US immigration are a manifestation of US colonial and imperial legacies, but challenges previous research by claiming that these pathways are not always consistent in allowing them to adjust their legal status due to restrictive immigration laws that create further barriers for Filipino immigrants and Filipino TNTs.

Rosenberg’s framework highlights how imperial powers like the US have historically constructed hierarchies and categories of “desirable” and “undesirable” immigrant populations. This process is deeply intertwined with the colonial legacies and power relations established
through US imperial conquest and subjugation of the Philippines. In the case of Filipino immigration to the US, this can be traced back to the colonial period when the Philippines was a US territory from 1898-1946. During this time, Filipino migration to the continental US was actively facilitated and even encouraged by the colonial administration as a source of low-wage labor, especially for agriculture, domestic work, and the military (Lee 2015; Espiritu 1995). This represented the US empire’s creation of Filipinos as a “desirable” pool of exploitable immigrant labor. It established migration pathways and laid the cultural and political groundwork for Philippine incorporation into the US imperial sphere of influence. However, after Philippine independence in 1946, the desirability narrative began shifting. Annual immigration caps that were enacted treated Filipinos the same as other “alien” nationalities rather than the previously favored colonial labor stream. This marked the start of their transition towards being constructed as potentially “undesirable” immigrants through increasing restrictions by the imperial power they had once been the colonial subjects of. The racist and xenophobic logic underpinning the shift from “desirable” colonial labor to “undesirable” immigrant is what allowed for the steady ramping up of immigration barriers targeting Filipinos in subsequent decades, despite their historical ties to the US empire. As outlined in the previous section, legislation like IRCA in 1986 and the Immigration Act of 1990 represented the US imperial power through reassertion and control of “undesirability” narratives around Filipinos through narrowed family definitions and stricter numerical caps - all while failing to provide viable legal alternatives. In essence, Rosenberg’s framework of immigrant desirability reveals how the transition of Filipinos from an imperially “desirable” labor source to “undesirable” immigrant population enabled and justified the ongoing policy restrictions of immigrant illegality they face today as former colonial subjects.
There are two general narratives that characterize Filipino immigrants in the context of the United States: the model immigrant and the model outlaw. Ngai (2004) notes that, “Filipino migrants were the corporeality of contradictions that existed in American colonial policy and practice” (97). In the present context, Filipino TNTs occupy a contradictory position, wherein they are viewed as “model workers” while also being seen as “outlaws” for being undocumented. On the one hand, their desirability as immigrants stems from their value as former colonial subjects of the US, propped up as the “model migrant” who have the necessary background to integrate seamlessly into American society (Guevarra 2016). In contrast, Filipino TNTs are also made out to be outlaws, a narrative primarily relies on xenophobic tropes and focuses on the criminality of being undocumented immigrants (Vargas 2018; Rodriguez 2010). It furthermore challenges the notion of Filipino immigrant desirability and the narrative of the “model immigrant” by highlighting their marginalized status as undocumented immigrants, and the barriers they encounter in accessing rights and opportunities in the US. This paradoxical portrayal racializes Filipinos in America’s sociopolitical imaginary by rigidly boxing them into an overly-simplistic racialized binary. In reference to Rosenberg’s framework of immigrant desirability, the racialization of Filipinos is rooted in US colonial legacies. During the period of US colonial rule in the Philippines, Filipinos were often depicted as “civilized” or “Americanized” subjects, which allowed for their partial inclusion in American society based on the low-wage labor they could provide. However, this inclusion was conditional and selective, as Filipinos were still subjected to racial discrimination and exclusion based on their supposed racial and cultural differences. In turn, these stereotypes, such as being ideal immigrants for domestic care work or nursing, influenced Filipino immigrants to conform to racialized expectations that pigeonhole them to take certain immigration pathways. Therefore, racialization
of Filipinos places them into a colonial relationship of domination by the US, and it does that by naturalizing subjugated positions of Filipinos in American society, it points out that racialization involves certain US colonial relations being reenacted in the present day, even if it is not being done explicitly.

The model Filipino immigrant identity that benefits US society is constructed and propagated by both the Philippine state and US foreign employers, who reinforce the notion that Filipino cultural traits make them desirable immigrants that willingly conform to this expectation. From the Philippine perspective, the Philippine Labor Secretary stated in 2009 that foreign employers prefer overseas Filipino workers “because of their willingness to do any kind of work even for the smallest pay…and because of their positive attitudes such as their facility with the English language, their industry, flexibility, ability to learn easily, and their happy disposition” (Ubalde 2009). Moreover, the types of jobs and visas available to Filipino overseas workers are often connected to US colonial legacies, economic conditions in the Philippines, and labor market demands in destination countries. Filipino workers often find employment in sectors such as healthcare, domestic work, and hospitality (Espiritu 2016). However, the availability of these jobs is often influenced by the US labor market demands and regulatory policies. These have been shaped by colonial legacies that have perpetuated economic disparities between the Philippines and the US, mainly due to the colonial mindset of treating certain groups as sources of cheap labor (Tejero and Fowler 2011). In the case of immigrants from the Philippines or other formerly colonized regions, the US has often recruited them for low-wage, labor-intensive jobs, perpetuating a cycle of exploitation and economic marginalization. Additionally, the demand for Filipino domestic care workers is influenced by historical associations with colonial labor structures, where Filipinos were employed as domestic servants.
during the US colonial period in the Philippines (Espiritu 2016; Guevarra 2016). The narrative of Filipino immigrant labor desirability is also reinforced by US employers who value cheap foreign laborers who are easy to work with. An example of this is seen with the hotel industry in Arizona that recruited overseas Filipino workers in 2007 because they are perceived to be “better than Mexican workers not only because of their English-language proficiency and high levels of educational attainment, but more importantly, because they are perceived to be less likely to overstay their visas” (Paterik 2007). Both these contemporary narratives created by both the Philippine state and US foreign employers bring to light how Filipinos supposedly have greater access to immigration pathways as a result of high educational attainment, socioeconomic status, English language fluency, and compatible skills for a highly skilled labor market (Dumanig, David, and Symaco 2012; Feliciano 2005), or having family members with US citizenship or legal permanent residency (Enchautegui and Menjivar 2015). These examples also demonstrate the lasting effects that the cultural stereotypes of Filipinos rooted in US colonial and imperial history have on Filipinos even in the present day, and how they conceptualize their identities as immigrants in relation to the US. Such cultural stereotypes of Filipinos include being the most “westernized, christianized, and civilized” of Asian ethnic groups, being “passive, nonresistant, and hospitable people” who welcomed American colonialism as a benevolent force, or being naturally inclined in roles such as homemaking and obedient domestic service roles (Espiritu 1996), even if these stereotypes are false and racist. While outdated, the colonial-era stereotypes still linger in societal perceptions and self-conceptions of Filipinos. They impact how Filipino immigrants in the present day conceptualize their identities in relation to persistent undercurrents of colonial mentalities in US mainstream society they navigate. This perpetuates the supply and demand of Filipino workers (Rodriguez 2010; Tigno 2014), which furthermore facilitates both
push and pull factors. These narratives draw attention to an important point being made: that the neocolonial history between the US and the Philippines positions Filipino immigrants at an advantage over others, as it helps prepare them to emigrate and benefits them once they immigrate to the US.

These cultural stereotypes are how Filipinos commonly view themselves as immigrants in the US, without giving much thought to criticizing the institutions that create barriers for them. Many Filipino immigrants see Philippine nationality as an asset for those wanting to immigrate due to the neocolonial history between the two countries. Interviews conducted between 2015 and 2018 in a sociological study by Pila (2021) with Filipino TNTs confirm these perceptions of Filipino immigrant desirability for the US. One interviewee, Regina, articulated the prevalence of US employers’ preference of recruiting Filipino workers:

The US wants to take them and have them work for them, especially knowing that Filipinos, we’re nice people. We treat people well. We’re very loving, I guess. I’ve heard employers say that so that’s why I’m gonna put that out there. I’ve got employers say, “Oh, do you know anymore Filipinos because I love Filipino workers” da da da da. So that’s why I’m gonna put that out there because I think they value that. So, I think they are more accepting in comparison to other races in the cities. (p.144)

This interview highlights how one Filipino believes that cultural traits such as being “nice” and “loving” are what US employers find desirable in Filipinos compared to other immigrants, and that the Philippine state also attempts to emphasize this as a way for Filipinos to migrate to the US. The belief that Filipinos are desirable as immigrants for these traits are reflected in the actions that Filipino immigrants take because of how they perceive their value in context of the US cultural imaginary. Regina’s interview also showcases the enduring historical conception of ideal cultural traits of Filipinos in the contemporary moment.

Another interviewee, Abby, indicated how the neocolonial relationship was beneficial and advantageous for Filipinos:
The US immigration system treats Filipinos really well. I think, being a Filipino is an advantage in terms of immigration, and - that’s just kind of what I was told growing up. Especially with like the relationship between being a nurse and getting a work visa here. I remember even when I was at school in the Philippines, a lot of my cousins were like “oh, we’re a shoo-in [sic] because we’re doing nursing, the US needs nurses and we’ll get in.” And it’s true. They’re all here now. So, I’d like to think from my family, being Filipino is an advantage (p. 142)

This interview moreover points to the assumptions operating on how Filipino immigrants fit the “model immigrant” framework that allows them access to legal immigration pathways to the US. The nursing profession provided a key avenue for Filipino immigration to the US due to high demand for nurses in the US healthcare system that was molded with the stereotype of Filipinos. This became a prime pathway for Filipino immigration for several reasons. First, nursing as a labor pathway became and remains a strategic choice to leverage labor needs into immigration eligibility for aspiring Filipino immigrants (Guevarra 2016), especially with less waiting time compared to family applications. Under US colonial rule, nursing was actively promoted as an appropriate vocation for Filipina women, playing into Western patriarchal ideals of femininity rooted in caregiving and nurturing roles (Espiritu 2016; Tejero and Fowler 2011). The Immigration Act of 1965 also highly preferred the immigration of nurses, signaling to many Filipinos that healthcare careers provided more viable immigration potential and directed many to enter these fields (Lee 2015). Another important factor in the push for the outmigration of Filipino nurses through overseas contracts was the dictatorship of Ferdinand Marcos from 1972 to 1986, which brought remittances to support the Philippine economy (Rodriguez 2010; Espiritu 2003, San Juan Jr. 2011; Parreñas 2008; Guevarra 2009; Choy 2003). With about 150,000 Filipinos now working in the US healthcare industry, American nurse recruiting patterns that originate from US imperial legacies opened a gateway for aspiring Filipino immigrants that remains influential into the present (Robredo, Ong, Eala, Naguit 2022). Therefore, the cultural
emphasis on caregiving roles as well as fluency with the English language - both of which are vestiges of American colonial rule - are seen as assets for recruiting Filipino nurses over other nationalities since American hospitals value Filipinos’ educational training, work ethic, and communication skills that stem from US colonial influence (Espiritu 1995).

With these processes being highly gendered, the way in which Filipina migrant workers conceptualize their identity in relation to the US is both an economic push and pull factor due to narratives and legal incentives pushed forth by the Philippine state and the US. In essence, this caregiving cultural emphasis and English fluency were not necessarily innate Filipino traits, but rather were deliberately inculcated by American colonial institutions to produce an ethnically-stratified labor force tailored to colonial needs - a phenomenon now enabling their commodification as selling points for Filipino nursing recruits generations later. The significance of Filipina women’s perception of their value as immigrants is shaped by the labor they produce. Informed by the framework posed by Rosenberg (2022), it is clear that the imperial legacy of the US established circumstances that shaped a narrative of favoring desirable immigrants from the Philippines, especially in deeming certain Filipino labor as valuable while infantilizing Filipino culture and people through colonial lenses (Espiritu 2016; Tejero and Fowler 2011). This phenomenon informs the glorification of Filipina women as “model immigrants” in the US, thereby affording them greater access to immigration opportunities in the country through labor pathways.

From these interviews with Filipino TNTs, the narrative of desirability that they identify their identities with are in line with those reinforced by the Philippine state and US foreign employers. The interviewees’ statements demonstrate how the Filipino historical link with American culture showcases the advantage they have in attaining better job opportunities from
having access to financial capital, social capital, and cultural competency to have legal status fluidity (Rodriguez 2010; San Juan Jr. 2011). The colonial-era constructions created binaries of Filipinos as simultaneously desirable for their Americanized labor potential, yet undesirable for their racialized infantilization as uncivilized subjects requiring patriarchal guidance. Troublingly, these colonial-era perceptions and demand for particular Filipino migrants in domestic, healthcare, and caregiving roles persist today, facilitated by contemporary nursing recruitment programs and labor export policies catering to former imperial interests (Espiritu 2016; Tejero and Fowler 2011). The imperial legacy inherently shaped lasting narratives about the desirability of Filipino migrants, with many qualities deemed desirable - such as domestic service abilities, healthcare training, and serviceability - stemming directly from the continuing U.S. colonial legacy that bound Filipinos as former colonial subjects. This colonial influence indirectly incentivizes Filipino migration to the U.S. while perpetuating a racialized power dynamic and economic dependency, despite Philippine post-colonial independence.

The idealization of Filipino immigrants being the “model migrant” is furthermore underlined in the model-minority stereotype that applies more broadly to Asian Americans in the United States. This stereotype is relevant to the treatment of Filipino immigrants, as it positions them as hardworking, academically successful, and economically prosperous. This perception potentially increases their attractiveness to the US immigration system. Since Filipino TNTs fit the “model immigrant” who comes to the US already having high educational achievement or socioeconomic status, this helps Filipinos be read as culturally fluent with the American way of life that other immigrants supposedly lack, and are therefore not associated with illegality even though they become undocumented. Compared to Latinos, undocumented Filipino immigrants receive less attention in mainstream discourse about undocumented immigration, as this issue
does not conform with the model-minority stereotype that Asians face (Cho 2017; Chan 2010). As such, Asian immigrants are not usually racialized as “illegal” immigrants, but rather as hardworking immigrants who achieve high socioeconomic status and high educational attainment, and utilize legal immigration pathways to gain legal status once in the United States. Rather than the negative racialized narratives that exist around other immigrant groups being persistently portrayed as “illegal,” Asian immigrants tend to be racialized in ways that uphold their perception as a “good” or “desirable” immigrant group adhering to the rules and achieving conventional success metrics according to American society. Positive stereotypes about Filipino work ethic or success still relegates them to a conditional acceptance contingent on fulfilling economic niches or model minority ideas defined by the dominant racial framing that suits the US interests (Tejero and Fowler 2011). In the case of Filipino immigrants being racialized as hardworking and educational achievers, this perception stems from colonial-era discourses that highlighted their utility as an exploitable labor force deserving of conditional inclusion based on service to the US as a former colonial power (Espiritu 2016). Their racialization was not divorced from rationalizing forms of economic subjugation. So while framed as a positive racialization, it nevertheless recreates colonial hierarchies by naturalizing Filipino immigrants as productive, compliant workers content with systematic barriers as long as they can access highly-skilled immigration pathways that benefit national interests. By making these colonial roles and bounded identities seem innate and coherent, the racialization process fundamentally obfuscates how its very logic replicates the power structures and subjugation of colonial paradigms - even if the overt symbols of colonial rule have been dismantled. The racialized lens reconstructs those dominant and subordinate positions anew. Under this premise, the model
minority stereotype and racialization of Filipino immigrants suggests another reason for the perceived high desirability associated with Filipino immigrants in the US.

However, the reality for many undocumented Filipino TNTs contradict this stereotype of the model immigrant and model minority in the US, as this oversimplified narrative reveals a paradox. Despite the positive perception of the Filipinos as the model immigrant, Filipino TNTs still face major challenges in accessing legal pathways to immigration due to visa backlogs, bureaucratic complexities, or changes in immigration policies - all of which I discuss in Section 1. In fact, Filipino TNTs in the US are made out to be “outlaws” due to the stigma of being undocumented on top of being in the backdrop of xenophobic anxieties that have long existed in the US (Guevarra 2016). Ngai (2004) argues that undocumented Filipinos are constructed as “undesirable aliens,” challenging the framework that paints Filipinos out to be valuable and desirable as immigrants in the ways we have seen. The illegality of undocumented Filipino TNTs vilifies them as criminals for their undocumented status out of no choice of their own, but rather a product of restrictive immigration laws and negative connotations associated with undocumented status.

One of the first major figures in the Filipino-American community that exposed this reality was Jose Antonio Vargas, a Pulitzer Prize winning journalist and immigrant rights activist. In his memoir published in 2018, Dear America: Notes of an Undocumented Citizen, Vargas chronicles his personal account of navigating the challenges of living as an undocumented Filipino TNT living in the US as a teenager. The memoir delves into Vargas’s internal struggles, his efforts to forge a successful career in journalism despite his undocumented status, and the emotional toll of living with the constant fear of being discovered and deported. Vargas powerfully sheds light on the stigma attached to undocumented immigrants:
In the eyes of the law, I am no different from the worst criminals this country has ever known. In the eyes of the government, I am a threat, an outlaw, a person to be feared and shunned. But I am not a criminal. I have committed no crime except seeking a better life, a chance to contribute, to belong. I am not a problem. I am a human being. And like countless others who live in the shadows, I am not a statistic or a stereotype. I am a person with dreams, with hopes, with a story that deserves to be heard and understood, not dismissed as illegal or criminal (p. 50).

This starkly highlights the dehumanizing perception imposed on undocumented TNTs, not only challenging the narrative that emphasizes criminality and illegality, but also emphasizes their intrinsic humanity. Through his deeply moving personal account, Vargas disrupted the common discourse around illegal immigration that primarily centered Latino communities, and became a necessary voice whose story humanizes and represents the lived experiences of the Filipino TNT community. The narrative of Vargas brings to the forefront of the immigration debate a significant point about the immigrant desirability narrative: that despite their perceived desirability within the model immigrant framework, Filipino TNTs still face challenges with the US immigration system due to restrictive policies that stigmatize and equate undocumented status with “undesirability.”

The barriers encountered by Filipino TNTs within the US immigration system starkly contrast the narrative of their supposed desirability. Many Filipinos who have immigrated, consider immigrating, or have strong community ties with others who have immigrated attest to this. Many critical Filipino studies scholars support this point (Rodriguez 2010; Guevarra 2016; Ngai 2004). Despite being viewed as desirable, highly employable, and supposedly treated well under the current immigration system, the lived realities of Filipino TNTs in the US from the 1980s to the present are counter to this argument. Contrary to being in the interest of Filipino immigrants, the narrative of the “model immigrant” is strategically reproduced through labor exploitation and cultural stereotypes that ultimately benefits the Philippine state and US foreign
employers (Rodriguez 2010). The glorification of overseas Filipino labor demands ignores the fact that as US immigration policy becomes more restrictive, Filipinos are having greater difficulty accessing avenues to immigrate legally. Other interviews conducted by Pila (2021) from 2015 to 2018 show how Filipinos conceptualize the difficulty in utilizing legal immigration pathways. One interviewee, Jose, gave insight on the long process of applying for a visa: “it’s like now, Filipinos are forced to be TNT…I don’t know, I can’t say for sure that the system is unfair to Filipinos or if it is really just the system. It’s still vague for me” (p. 146). Regardless of the positive attributes associated with Filipino cultural stereotypes that convince people that Filipinos would be less likely to overstay their visas (Paternik 2007), the US immigration system appears to make it harder for Filipinos to immigrate legally in the last forty years. Limited legal avenues from visa backlogs, lengthy wait times for family reunification, less pathways for employment have in turn caused TNTs to choose the riskier pathway of overstaying their visa and becoming undocumented. Consequently, this status results in greater vulnerability from lack of access to rights and services, as well as the constant fear of deportation - all of which are painted out to be “undesirable” characteristics of immigrants by the system itself. This pushes Filipino TNTs into greater invisibility and further hiding for fear of getting caught by the immigration authorities, thus worsening the stigma of undocumented status and prevents productive solutions to help Filipino TNTs navigate restrictive US immigration laws. Therefore, the paradox comes from how the system’s restrictions create a dichotomy where the actual experiences of Filipino TNTs contradict the favored status they are purported to hold, drawing attention to the discrepancy between their perceived desirability as immigrants and the way they are actually treated within the immigration system.
In this section, I argue that the paradox of immigrant desirability for Filipino TNTs shapes the immigrant pathways they take, and are a clear manifestation of US colonial legacies in the contemporary political moment. Current legal immigration pathways through family reunification and employment channels encourage Filipinos to immigrate to the US reinforced by US colonial legacies, yet US immigration policy creates impossible barriers for Filipino TNTs to immigrate legally, thereby becoming undocumented. This speaks volumes to the real priorities of the US, in that the discourse on how Filipinos view their identities as immigrants are largely dependent on how they are deemed “desirable” in the eyes of a former colonial power that is also the top country Filipinos immigrate to. What we see is that certain categories of belonging relating to Filipino immigrants get deployed in the US cultural imaginary, and reappear in the contemporary context similarly to its historical one. The framing of colonial vestiges as adding value and desirability to Filipino immigrants today demonstrates an intersection at work between past racial subjugation and present model immigrant expectations projected onto Filipinos due to that enduring colonial legacy. This refers to how the positive cultural traits desired in Filipinos like English-language ability, nursing skills, and caregiving roles have roots in colonial educational systems, cultural indoctrination, and social hierarchies imposed under historic US colonial rule of the Philippines. The binary frames of the model immigrant and the model outlaw for Filipino TNTs appear to be certain ways of controlling access to institutions from the ongoing legacy of US colonialism, and also as a way of establishing a relationship of domination and dispossession that is reproduced and reenacted in contemporary contexts.
Conclusion

Main Findings and Discussion

In this thesis, I argue that post-1980s US immigration restrictions coupled with the notion of Filipinos as desirable immigrants tied with US imperial legacies push Filipino TNTs towards immigration pathways that hinder legal immigration, steering them away from legally incentivized options and compelling them to opt for unsupported immigration routes. In exploring the complexities behind Filipinos overstaying tourist visas to immigrate to the US instead of pursuing legal avenues sanctioned by US immigration laws, it becomes evident that multifaceted circumstances underpin this phenomenon. I highlight in Section 1 that the firsthand encounters of Filipino TNTs shed light on the hurdles in US immigration policies for legal entry, and that strong social support networks influence their chosen immigration trajectories. I illustrated in Section 2 that the paradoxical perception of immigrant desirability significantly molds the immigration routes undertaken by Filipino TNTs, serving as a tangible reflection of the enduring US imperial legacies within the current political context.

In examining the intricate interplay between post-1980s US immigration policies and the perception of Filipinos as desirable immigrants, there are compelling factors propelling Filipino TNTs towards specific immigration pathways. The stringent restrictions imposed on immigration by the US since the 1980s help us understand the US immigration system that Filipino TNTs navigate. These policies have created formidable barriers, constraining legal immigration avenues and amplifying the hurdles faced by Filipinos who aspire to enter the country through sanctioned channels. The scarcity of viable legal pathways prompts Filipino TNTs to explore alternative means, triggering a paradigm shift towards routes unsupported by legal incentives. The paradoxical depiction of Filipino TNTs as both desirable and undesirable not only influences societal perceptions that profoundly impacts the decisions made by Filipino TNTs in their pursuit
of a life in the US. The allure of family reunification pathways, stemming from the influence of US imperial legacies, becomes a pull factor for many Filipinos, despite its hindrance to legal immigration. The inherent limitations embedded in these family-based routes redirect individuals away from legally incentivized options, presenting a stark reality: the more desirable route is not always the legally supported one. As a consequence, Filipino TNTs find themselves caught in a conundrum of post-1980s immigration restrictions, the contradictory portrayal of desirability, and the persistent echoes of US imperialism, all of which converge to shape their immigration trajectories. This combination of factors perpetuates a cycle where legally supported options become elusive, nudging Filipino TNTs towards pathways not supported by legal incentives thereby causing undocumented status. Addressing this multifaceted challenge necessitates a nuanced approach involving a reevaluation of immigration policies and intentional community organizing efforts that properly support the undocumented Filipino TNT community.

Policy and Advocacy Implications

I use this research as a platform to advocate for immigration reform, to call out the broken system we live in, and to highlight how the law is currently structured to work against the very communities it should be supporting. Now more than ever, the Filipino community needs more research like this. The discussion in academic and policy circles of the struggles that undocumented Filipino TNTs face is instrumental to construct a more ethical US immigration policy. It is critical for the United States to implement policies that account for an ever-changing political landscape and new forms of migration. I advocate the need for more humane immigration laws in the United States to support undocumented Filipino TNTs, and suggest ways to support undocumented immigrants who seek permanent legal status in the United States.
This being said, green card backlogs are a result of Congress’s failure to reform the immigration system. The COVID-19 response further restricted family-based immigration with backlogs growing larger, resulting in a decline in legal immigration (Nowrasteh 2022). Family reunification should remain a priority in US immigration policy. This should be enacted to reform the broken immigration system and give those who are undocumented a way to come out of the shadows with support. Going forward, Congress and the Biden administration should seek out ways to enhance family-based immigration as opposed to undermining it. For instance, wait times in immigration applications should be reduced to prevent immigrants like Filipinos from falling out-of-status, which would decrease “illegal” immigration. This can be made possible with the “Reuniting Families Act” which was reintroduced by Congressional Asian Pacific American Caucus (CAPAC) members and Asian immigrant rights activists in September 2023 and focuses on the reunification of Asian immigrant families (Carbonilla 2023). With this act first introduced by Representative and CAPAC Chair Judy Chu (CA-28) in February 2018, the Reuniting Families Act aims to make it easier for family members, such as spouses, children, and parents, to reunite with families who are US citizens or legal permanent residents (Carbonilla 2023). In a press conference near Capitol Hill in September 2023, Rep. Judy Chu expressed that these reforms would involve changes such as “eliminating visa backlogs by carrying over unused visas, exempting specific family members like children and spouses from numerical restrictions, capping green card processing at 10 years, and increasing per-country visa limits to 15 percent, which will more than double the number of family preference visas available in visa categories” (Carbonilla 2023). Eliminating backlogs would bring immediate relief to Filipino families that have to wait decades to reunify. This kind of immigration reform would significantly benefit Filipinos, and until it is fixed, it will remain a problem that will not go away. From this, I
advocate for immigration reform in policy that facilitates the reunification of immigrant families to eliminate backlogs that heavily impact Filipino TNTs, and restrict their ability to transition out of undocumented status.

Policy change must also be coupled with community organizing efforts to foster a culture of resistance and empowerment for the undocumented Filipino TNT community. Looking at what has been done thus far to support Filipino TNTs in grassroots activism to combat restrictive immigration policies is the first step to empowering undocumented immigrants with the resources and legal services they need to survive and live in the US. Such organizations exist all over the US, including Asian Americans Advancing Justice, Filipino Migrant Center, Afire Chicago, Filipino Community Center, Filipino Bayanihan Center, Damayan Migrant Workers Association, Alliance of Filipinos for Immigrant Rights and Empowerment, Immigrants Are LA, and many more. These organizations show promise for the growth and development of coalitions that provide a space to organize and participate in activism for immigration reform, as well as provide direct services for Filipino immigrants. Forming coalitions with other immigrant populations in the US is an effective way of fostering solidarity among all immigrant groups to make change in our communities at the local level. Grassroots efforts are the key to pushing policy forward, and the Filipino TNT community can use all the support they can get.
Bibliography

Abrego, Leisy J. 2006. “‘I Can’t Go to College Because I Don’t Have Papers’: Incorporation Patterns of Latino Undocumented Youth.” *Latino Studies* 4(3):212–31


