

CONSTITUTIONAL EROSION ANALYSIS SYSTEM



EO_14160.PDF

EO 14160 — Multi-Model Comparison Report

AVG THREAT LEVEL: HIGH [66/100]

Models Compared: glm-5 • gpt-4o-mini • deepseek-r1-0528 • qwen3.5-397b-a17b • kimi-k2.5
• gemini-3-flash-preview • deepseek-v3.2

Models Analyzed

7

Score Range

45 – 88

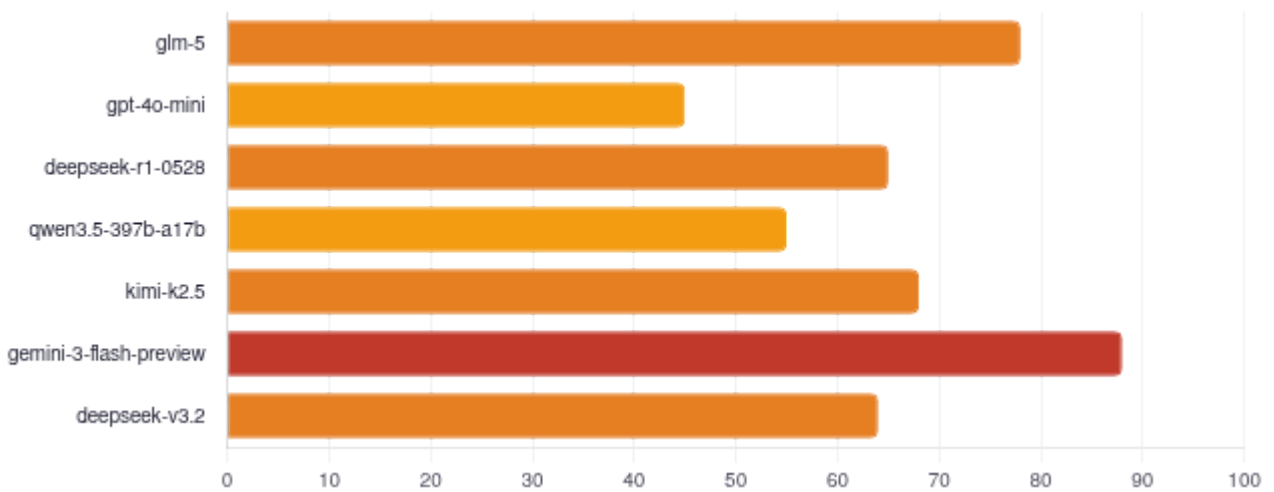
Model Agreement

87%

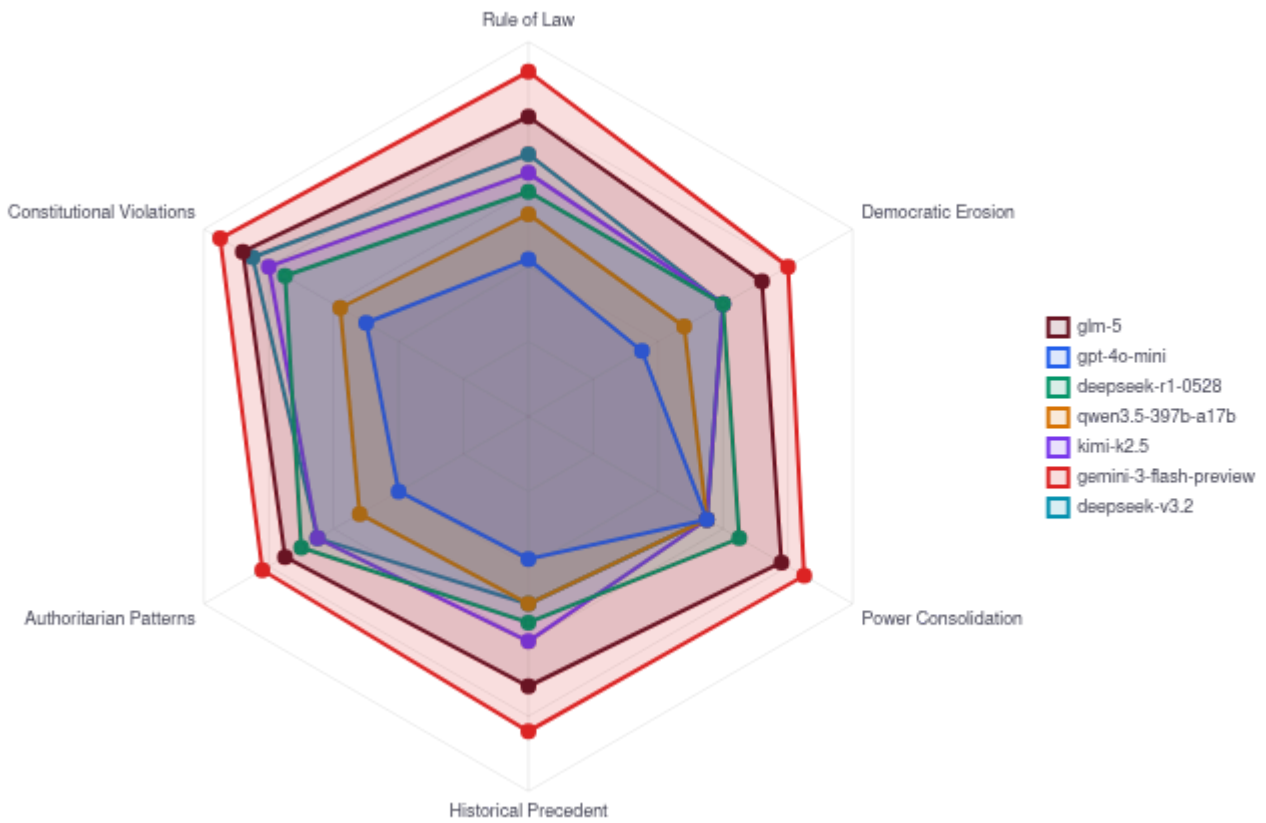
Generated

February 23, 2026

Overall Score Comparison



Framework Score Comparison (Radar)



Models Compared

7

Average Score

66

Score Range

45–88

Model Agreement

87%

Highest Score

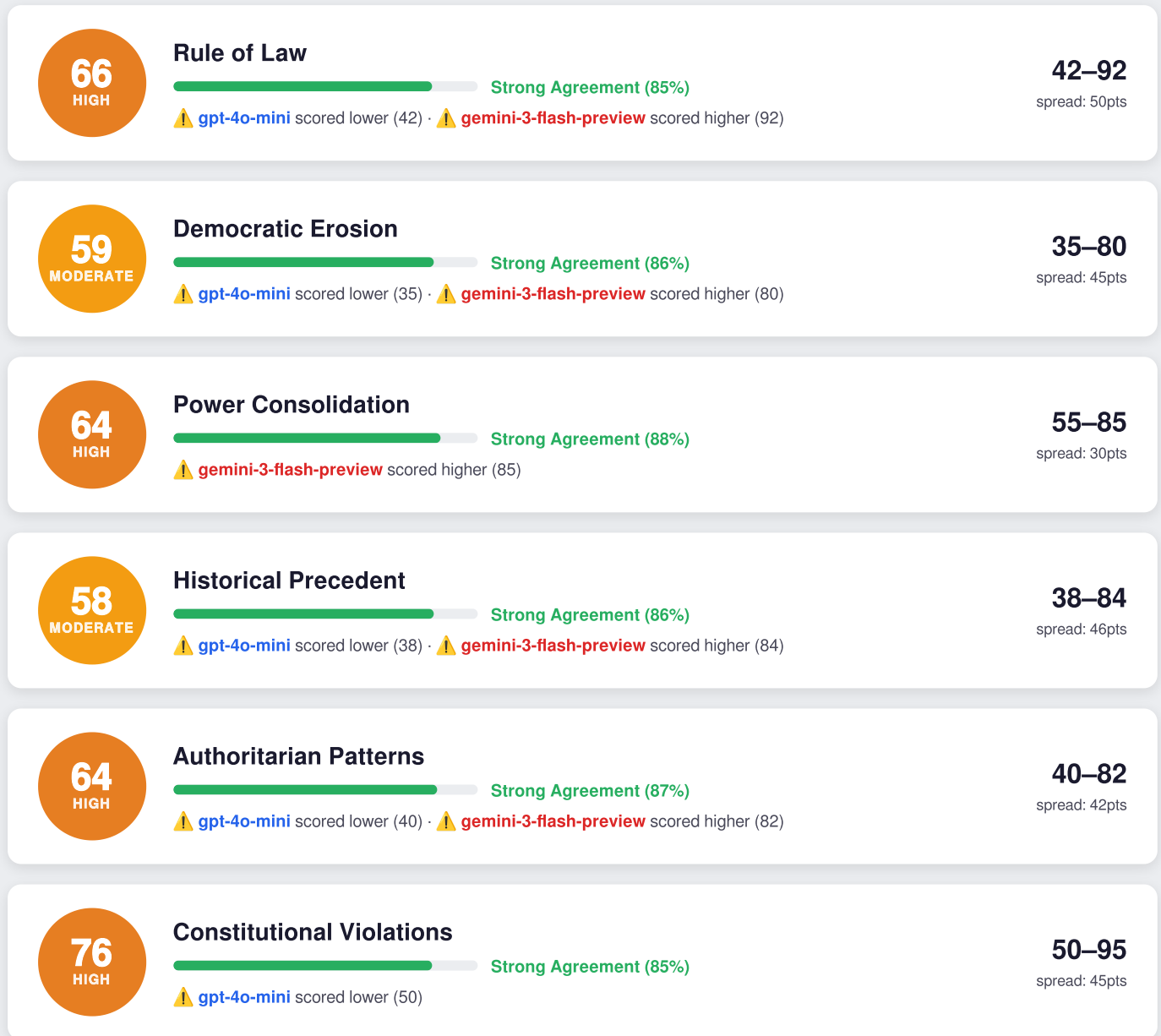
88
gemini-3-flash-preview

Lowest Score

45
gpt-4o-mini

Consensus Scorecard

Average scores across 7 models per framework, with agreement levels and outlier detection.



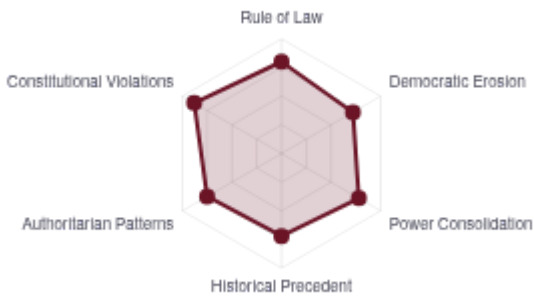
Model Comparison Matrix

Score heatmap across all 7 models and 6 analysis frameworks. Color intensity indicates threat level.

Framework	glim-5	gpt-4o-mini	0528 deepseek-r1	a17b qwen3.5-397b	kimik2.5	flash-preview gemini-3	deepseek-v3.2	AVG
Rule of Law	80 HIGH	42 MODERATE	60 MODERATE	54 MODERATE	65 HIGH	92 CRITICAL	70 HIGH	66 AVG
Democratic Erosion	72 HIGH	35 LOW	60 MODERATE	48 MODERATE	60 MODERATE	80 HIGH	60 MODERATE	59 AVG
Power Consolidation	78 HIGH	55 MODERATE	65 HIGH	55 MODERATE	55 MODERATE	85 CRITICAL	55 MODERATE	64 AVG
Historical Precedent	72 HIGH	38 LOW	55 MODERATE	50 MODERATE	60 MODERATE	84 CRITICAL	50 MODERATE	58 AVG
Authoritarian Patterns	75 HIGH	40 LOW	70 HIGH	52 MODERATE	65 HIGH	82 CRITICAL	65 HIGH	64 AVG
Constitutional Violations	88 CRITICAL	50 MODERATE	75 HIGH	58 MODERATE	80 HIGH	95 CRITICAL	85 CRITICAL	76 AVG
OVERALL THREAT	78 HIGH	45 MODERATE	65 HIGH	55 MODERATE	68 HIGH	88 CRITICAL	64 HIGH	66 AVG

Threat Level: Minimal Low Moderate High Critical

Framework Scores



Rule of Law	80
Democratic Erosion	72
Power Consolidation	78
Historical Precedent	72
Authoritarian Patterns	75
Constitutional Violations	88

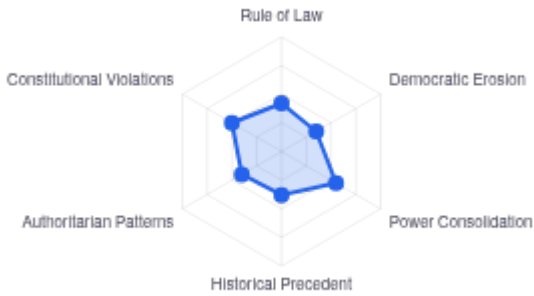
Executive Summary

Executive Order 14160 represents a fundamental challenge to constitutional governance by attempting to unilaterally redefine the 14th Amendment's Citizenship Clause through executive action. The order creates hereditary categories of exclusion from birthright citizenship, directly contradicting both the constitutional text and Supreme Court precedent (Wong Kim Ark, 1898). This action simultaneously exhibits multiple authoritarian patterns: executive override of constitutional provisions, creation of a hereditary underclass, bypassing democratic legislative processes, and testing the limits of executive power. The historical irony of citing Dred Scott while creating new ancestry-based citizenship restrictions underscores the severity of this action. If implemented, it would create a class of stateless persons born on U.S. soil, violating both domestic constitutional law and international human rights norms. While courts will likely strike this down, the order represents a significant escalation in executive overreach and democratic backsliding.

Top Key Findings

- ✓ **[Rule of Law]** Direct contradiction of settled Supreme Court precedent (Wong Kim Ark, 1898)
- ✓ **[Rule of Law]** Creates legal limbo for newborns - potentially stateless persons with no citizenship anywhere
- ✓ **[Democratic Erosion]** Rejection of established constitutional rules of the game (Levitsky & Ziblatt's first warning sign)

Framework Scores



Rule of Law	<div style="width: 42%;"></div>	42
Democratic Erosion	<div style="width: 35%;"></div>	35
Power Consolidation	<div style="width: 55%;"></div>	55
Historical Precedent	<div style="width: 38%;"></div>	38
Authoritarian Patterns	<div style="width: 40%;"></div>	40
Constitutional Violations	<div style="width: 50%;"></div>	50

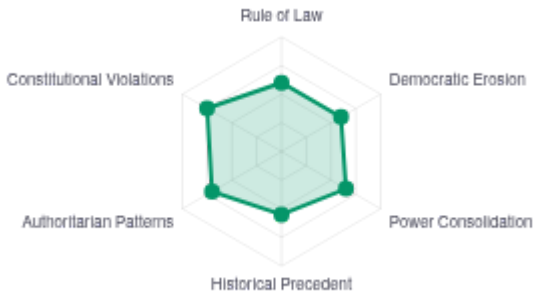
Executive Summary

The Executive Order represents a moderate threat to democracy and constitutional governance by establishing exclusionary citizenship criteria that undermine established legal precedents and erode foundational democratic norms. The consolidation of power within the executive branch and the potential for discriminatory enforcement further exacerbate concerns regarding the rule of law.

Top Key Findings

- ✓ **[Rule of Law]** The order creates a legal framework that could lead to arbitrary decisions regarding citizenship.
- ✓ **[Rule of Law]** It raises concerns about the equal application of the law to all individuals.
- ✓ **[Democratic Erosion]** The order reflects a broader trend of undermining foundational democratic principles in the U.S.

Framework Scores



Rule of Law	60
Democratic Erosion	60
Power Consolidation	65
Historical Precedent	55
Authoritarian Patterns	70
Constitutional Violations	75

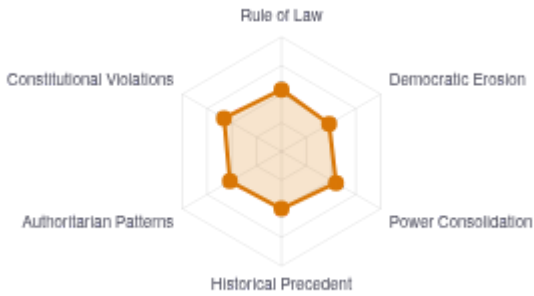
Executive Summary

This executive order represents a significant constitutional breach by unilaterally redefining birthright citizenship contrary to 14th Amendment jurisprudence and Supreme Court precedent. It consolidates executive power over fundamental rights determinations, creates discriminatory classifications based on parental status, and undermines separation of powers by bypassing congressional authority. While limited to prospective application, its reinterpretation of 'subject to the jurisdiction' threatens core democratic principles of inclusion and equal protection.

Top Key Findings

- ✓ **[Rule of Law]** Violation of legal certainty through retroactive reinterpretation
- ✓ **[Rule of Law]** Creation of second-class birth status without due process
- ✓ **[Democratic Erosion]** Bypassing legislative process on fundamental rights issue

Framework Scores



Rule of Law	<div style="width: 54%;"></div>	54
Democratic Erosion	<div style="width: 48%;"></div>	48
Power Consolidation	<div style="width: 55%;"></div>	55
Historical Precedent	<div style="width: 50%;"></div>	50
Authoritarian Patterns	<div style="width: 52%;"></div>	52
Constitutional Violations	<div style="width: 58%;"></div>	58

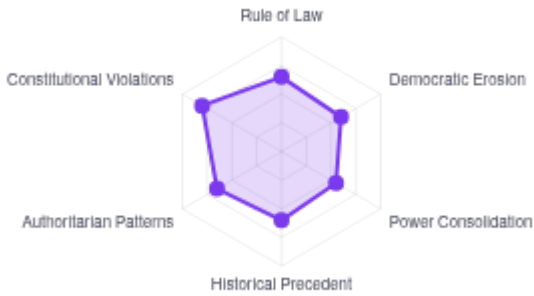
Executive Summary

This Executive Order represents a significant attempt to reinterpret 14th Amendment citizenship provisions through executive action rather than constitutional amendment or legislation. While the order includes some limiting provisions (30-day implementation delay, exclusion of lawful permanent resident children, acknowledgment of applicable law), the core action of redefining constitutional citizenship standards through executive order raises substantial constitutional questions. The threat level is elevated because it attempts to bypass established judicial precedent and legislative processes for fundamental rights determination. However, it does not reach critical levels because it includes implementation caveats, doesn't suspend judicial review, and acknowledges it must be consistent with applicable law. The order would likely face immediate legal challenges, and its ultimate constitutionality would be determined by the courts.

Top Key Findings

- ✓ **[Rule of Law]** Executive order claims authority to interpret constitutional provisions
- ✓ **[Rule of Law]** Creates potential conflict between executive and judicial branches
- ✓ **[Democratic Erosion]** Bypasses legislative process for policy change affecting fundamental rights

Framework Scores



Rule of Law	65
Democratic Erosion	60
Power Consolidation	55
Historical Precedent	60
Authoritarian Patterns	65
Constitutional Violations	80

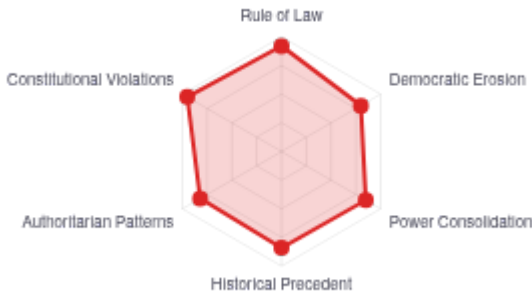
Executive Summary

This document shows moderate constitutional concerns with an overall threat score of 68/100. Key concerns include: Executive claim of authority to determine who is 'subject to the jurisdiction' of the United States contrary to established constitutional text, effectively asserting power to strip citizenship from American-born persons by administrative decree; The EO misinterprets 'subject to the jurisdiction thereof' to exclude persons who are clearly subject to US law (temporary visitors and undocumented immigrants are subject to US criminal and civil jurisdiction, unlike foreign diplomats with immunity).

Top Key Findings

- ✓ **[Rule of Law]** Rejection of stare decisis and settled constitutional interpretation established in Wong Kim Ark
- ✓ **[Rule of Law]** Creation of legal uncertainty and potential statelessness for persons born on US soil
- ✓ **[Democratic Erosion]** Executive aggrandizement: President claiming unilateral power to interpret and effectively amend constitutional provisions

Framework Scores



Rule of Law	92
Democratic Erosion	80
Power Consolidation	85
Historical Precedent	84
Authoritarian Patterns	82
Constitutional Violations	95

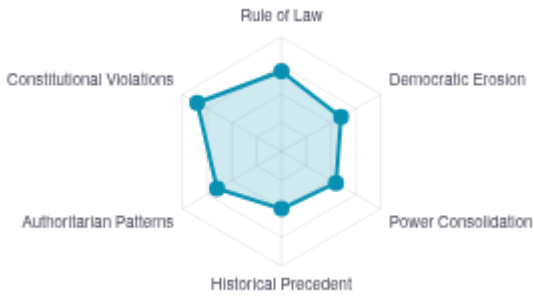
Executive Summary

This Executive Order represents a critical threat to the United States constitutional order. By unilaterally reinterpreting the 14th Amendment's Citizenship Clause, the executive branch is attempting to seize a power—defining the criteria for citizenship—that the Constitution explicitly grants to the text of the Amendment itself and the collective 'People' through the Article V amendment process. The order creates a subset of residents born on U.S. soil who are denied the rights of citizenship based on the legal status of their parents, effectively creating a hereditary legal caste system. This move bypasses the judiciary and the legislature, signaling a shift toward 'rule by decree' on fundamental matters of national identity.

Top Key Findings

- ✓ **[Rule of Law]** Creation of legal instability by ignoring the principle of stare decisis regarding the 14th Amendment.
- ✓ **[Rule of Law]** Introduction of administrative chaos by requiring agencies to verify parental status at birth for document issuance.
- ✓ **[Democratic Erosion]** Rejection of long-standing democratic norms regarding birthright citizenship.

Framework Scores



Rule of Law	70
Democratic Erosion	60
Power Consolidation	55
Historical Precedent	50
Authoritarian Patterns	65
Constitutional Violations	85

Executive Summary

Executive Order 14160 represents a significant threat to constitutional governance by attempting to unilaterally reinterpret the Fourteenth Amendment's Citizenship Clause. Across all frameworks, the document exhibits patterns of democratic erosion: it concentrates power in the executive, disregards judicial precedent, targets vulnerable populations for exclusion, and revives historically discredited approaches to citizenship. While the order includes standard implementation clauses, its substantive provisions directly challenge the constitutional order and rule of law. The threat is heightened by the mobilization of federal agencies to enforce this reinterpretation without legislative approval or judicial endorsement.

Top Key Findings

- ✓ **[Rule of Law]** Disregards established Supreme Court precedent on birthright citizenship
- ✓ **[Rule of Law]** Orders federal agencies to act contrary to existing statutory and constitutional interpretations
- ✓ **[Democratic Erosion]** Undermines the inclusive, multiethnic conception of citizenship essential to democratic stability

Consensus Analysis

Where models agree and disagree across the 7 analyses.

✓ Areas of Agreement (<10pt spread)

No frameworks had close agreement (<10pt spread).

⚠ Areas of Disagreement (≥10pt spread)

⚠ Rule of Law	Range: 42–92 — Spread: 50pts High variance between models
⚠ Historical Precedent	Range: 38–84 — Spread: 46pts High variance between models
⚠ Democratic Erosion	Range: 35–80 — Spread: 45pts High variance between models
⚠ Constitutional Violations	Range: 50–95 — Spread: 45pts High variance between models
⚠ Authoritarian Patterns	Range: 40–82 — Spread: 42pts High variance between models
⚠ Power Consolidation	Range: 55–85 — Spread: 30pts High variance between models

📋 Consolidated Recommendations

Merged and deduplicated across all 7 models — prioritized by how many models suggested each.

Agency guidance should preserve due process rights for affected individuals

Suggested by 1 model: qwen3.5-397b-a17b

Civil society organizations should prepare legal assistance for affected families

Suggested by 1 model: glm-5

Congress should reaffirm birthright citizenship through explicit legislation

Suggested by 1 model: glm-5

Congressional action to reaffirm the standard interpretation of 8 U.S.C. 1401 and the 14th Amendment.

Suggested by 1 model: gemini-3-flash-preview

Congressional clarification of citizenship statutes if policy change is desired

Suggested by 1 model: qwen3.5-397b-a17b

Congressional hearings and potential legislative action to clarify citizenship law

Suggested by 1 model: deepseek-v3.2

Congressional reaffirmation of birthright citizenship principles

Suggested by 1 model: deepseek-r1-0528