The Immigration Law Section of the Federal Bar Association believes the current administration's attempt to decertify the National Association of Immigration Judges as a union reflects the continued need for Congress to create an immigration court independent of the Executive Branch under Congress's Article I power to create independent courts, as it did earlier with the U.S. Tax Court.

The Immigration Law Section of the Federal Bar Association issues this statement in its name only and not that of the national Federal Bar Association, any judicial member of the Association, or any other member of the Association for whom participation in the formulation of the position would conflict with that member’s official or other professional responsibilities.