

MEMORANDUM

Agenda Item No. 11(A)(2)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: March 16, 2010

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution urging President Obama's Administration to waive fees associated with filing for Temporary Protected Status by Haitian nationals seeking refuge in the U.S. following the recent earthquake

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM
(Revised)

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(2)

3-16-10

RESOLUTION NO. _____

RESOLUTION URGING PRESIDENT OBAMA'S
ADMINISTRATION TO WAIVE FEES ASSOCIATED WITH
FILING FOR TEMPORARY PROTECTED STATUS BY
HAITIAN NATIONALS SEEKING REFUGE IN THE U.S.
FOLLOWING THE RECENT EARTHQUAKE

WHEREAS, on January 15, 2010, the U.S. Department of Homeland Security (DHS) announced that it would provide Temporary Protected Status (TPS) for Haitian nationals who were in the U.S. as of January 12, 2010, the date of the devastating earthquake in Haiti; and

WHEREAS, the TPS designation allows eligible Haitian nationals to continue living and working in the U.S. for the next 18 months; and

WHEREAS, the TPS designation will provide a temporary refuge for Haitian nationals who are currently in the U.S., whose personal safety could be endangered by returning to Haiti and who can play an important role in providing assistance to Haiti by working here and sending support to their families in Haiti; and

WHEREAS, since DHS announced TPS for Haitian nationals, thousands of Haitian nationals have applied for TPS, and DHS anticipates more than 200,000 Haitian nationals eventually will apply for TPS; and

WHEREAS, to register for TPS and work in the U.S., Haitian nationals must file an application for TPS and an application for employment authorization; and

WHEREAS, there are fees associated with such applications that are as high as \$470 per person; and

WHEREAS, if a person is unable to pay the fees associated with applying for TPS, DHS provides a mechanism to waive the fees; and

WHEREAS, the U.S. can further assist the rebuilding of Haiti by waiving the fees associated with filing for TPS for all Haitian nationals,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges President Obama's administration to waive the fees associated with filing for Temporary Protected Status by Haitian nationals seeking refuge in the U.S. following the recent earthquake.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Florida Congressional Delegation and the Secretary of the U.S. Department of Homeland Security.

Section 3. Directs the County's federal lobbyists to advocate for the action set forth in Section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2010 Federal Legislative Package.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	
Jose "Pepe" Diaz, Vice-Chairman	
Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

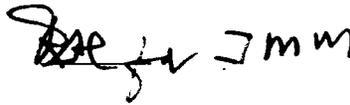
The Chairperson thereupon declared the resolution duly passed and adopted this 16th day of March, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Handwritten signature of Jess M. McCarty, consisting of a stylized cursive name followed by the initials "JMM".

Jess M. McCarty