

1 [Urging the Governor to Issue a Statement Affirming the Validity of the Department of
2 Homeland Security's Extension of Temporary Protected Status Documentation]

3 **Resolution urging the Governor of California to issue a statement affirming the validity**
4 **of the Department of Homeland Security's recent extension of Temporary Protected**
5 **Status (TPS) related documentation, including employment authorization documents,**
6 **for TPS beneficiaries.**

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8 WHEREAS, Temporary Protected Status (TPS) is a federal program that provides
9 temporary immigration status to citizens of specifically designated countries who cannot return
10 to their country of origin due to ongoing armed conflict, natural disaster, or other extraordinary
11 conditions that make it difficult or unsafe to return; and

12 WHEREAS, TPS has been a lifeline to hundreds of thousands of individuals living in
13 the United States; and

14 WHEREAS, California has the largest population of TPS beneficiaries in the country
15 with an estimated 55,000 beneficiaries of nearly 400,000 across the nation; and

16 WHEREAS, The current federal administration's repeated attempts to terminate TPS,
17 DACA, and other immigration relief programs has subjected millions of people to a constant
18 fear of deportation and family separation and an unprecedented attempt to "de-document"
19 individuals currently allowed to live, work, own businesses, and contribute lawfully to the
20 economic, cultural, and social fabric of the country; and

21 WHEREAS, On November 4, 2019, the Department of Homeland Security (DHS)
22 issued a Federal Register Notice (FRN), on file with the Clerk of the Board of Supervisors in
23 File No. 191154, which is hereby declared to be a part of this Resolution as if set forth fully
24 herein) automatically extending Employment Authorization Documents (EADs) and other
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1 TPS-related documents for TPS beneficiaries from El Salvador, Haiti, Nicaragua, Sudan,
2 Nepal, and Honduras until January 4, 2021; and

3 WHEREAS, This extension ensures DHS's compliance with the preliminary injunction
4 order of the U.S. District Court for the Northern District of California in *Ramos v. Nielsen* and
5 the stay of proceedings in place in *Bhattarai v. Nielsen*; and

6 WHEREAS, When an automatic extension is issued by DHS, the Department does not
7 send TPS beneficiaries any additional documentation showing that their work permits have
8 been extended, despite the fact that this action automatically extends the validity of the
9 covered TPS holders' work permit for the duration of the extension; and

10 WHEREAS, TPS beneficiaries do not have physical possession of new work
11 authorization documents reflecting the new "automatic extension" to January 4, 2021; and

12 WHEREAS, TPS beneficiaries covered under this FRN do not need to apply for a new
13 EAD, and instead, can present their current EAD with the FRN to employers and the
14 California Department of Motor Vehicles (DMV) to prove their continued TPS status and work
15 eligibility; and

16 WHEREAS, TPS beneficiaries across the state have voiced concerns around making
17 sure that employers honor this automatic extension of work permits so beneficiaries can
18 continue to work and sustain their families and that the DMV provide consistent information at
19 all DMV offices across the state so that beneficiaries can renew their driver licenses without
20 barriers; and

21 WHEREAS, Many beneficiaries have reported being separated from their employment
22 because employers are not aware of past automatic extensions, and the DMV has denied
23 driver license renewals due to the lack of information about these automatic extensions; and

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1 WHEREAS, An official statement from the Governor of California would help in
2 expanding public knowledge and messaging around this extension of TPS benefits and
3 protections; now, therefore, be it

4 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
5 urges the Governor of California to issue a statement, memo, or other official communication
6 affirming the validity of this federal TPS extension and directing all state agencies including
7 the DMV to adhere to this extension; and, be it

8 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
9 Francisco urges all San Francisco based employers and DMV offices to adhere to this federal
10 TPS extension; and, be it

11 FURTHER RESOLVED, That the Clerk of the Board of Supervisors shall notify San
12 Francisco's State and Federal legislative representatives and the Office of the Governor of the
13 State of California of the Board's position accordingly.

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