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IMMIGRATION COMMITTEE MEETING

Tuesday, December 5, 2017

Market Station

Caboose Room

500 Market Station

4:30 p.m.-6:00 p.m.

1. Call to Order
2. Approval of Agenda
3. Approval of Minutes: September 19, 2017, October 3, 2017 and November 7, 2017
4. Community Comments
5. New Business/Action Items:
 - a. N/A
6. Old Business:
 - a. Subcommittee Updates:
 - Welcoming Communities
 - Education
 - Social Media & Communications
 - Refugee Resettlement
 - Police Department
7. Comments from the Chair and Committee Members
8. Report from Staff
9. Adjournment

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IMMIGRATION COMMITTEE
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Immigration Committee Minutes

DRAFT UNTIL APPROVED – DECEMBER 5, 2017

Frances Lucero, Stenographer

IMMIGRATION COMMITTEE

Tuesday, December 5, 2017

4:30 pm -6:00 pm

MINUTES

1. Call to Order

Acting Chair, Maria Cristina Lopez called the meeting to order for the Immigration Committee at 4:40 pm at the City of Santa Fe Market Station Conference Room. Roll call reflects a quorum.

PRESENT:

Maria Cristina Lopez, Acting Chair

Jewel Cabeza de Vaca

Susan Hayre

Amparo Guerrero

Marcela Diaz

NOT PRESENT:

Javier Rios

Alejandra Seluja

Maria Jose Ugalde-Alzacar, (Resigned)

(Note: Mary Ann Maestas, EarthCare representing Ms. Ugalde-Alzacar)

Elizabeth Hemmer

STAFF/OTHERS PRESENT:

Julie Sanchez, Staff

Chris Sanchez, Staff

Lt. Judah Montano, SFPD

Fran Lucero, Stenographer

2. Approval of Agenda

Ms. Diaz moved to approve the agenda as presented, second by Ms. Hayre, motion carried by unanimous voice vote.

3. Approval of Minutes: September 19, 2017, October 3, 2017 and November 7, 2017 (Meeting cancelled, lack of quorum)

Ms. Hayre moved to defer action on the minutes of September 19, 2017 and October 3, 2017 until next meeting, second by Ms. Diaz, motion carried by unanimous voice vote.

Discussion:

The Committee members feel that the minutes should be provided to them 1 week prior to meeting in order to have sufficient time to read the minutes prior to the next meeting. The minutes also provide necessary information for the next meeting. Staff will address this concern.

4. Community Comments

Alicia Ortiz, Director, Taxation and Revenue Department

(Note: Was invited to attend December meeting, not listed on agenda. Ms. Ortiz presented and asked the Immigration Committee members to provide questions they have received from the public. She will be invited back to a future meeting when the item can be posted inviting the public participation).

Ms. Guerrero asked who extended the invitation to Ms. Ortiz for the information on the REAL ID. Ms. Guerrero extended her apology for not being prepared for this meeting today and asked if she would please come back in order to have the community participation.

Chair Lopez stated that there are many concerns and confusion on the requirements, and not just confusion, people have the requirement but when they go to MVD they seem to be asked to present more proof than the law requires. The Chair said that people in attendance will have the questions.

Ms. Ortiz: MVD is reaching out to the courts; we have made some changes to the system in regards to finger printing in applying for DAC and being able to follow that process to make it easier. It sounds like your questions are much bigger than that. I heard the comment earlier that the feeling is that the requirements that MVD has put in place exceeds what the law requires. We can talk about the changes at MVD in terms of leadership, I am the biggest change, and I have been at MVD for 14 years. Some of my first conversations regarding Immigration were with this committee and others. All of that preceded REAL ID by far. We are working very hard on a public outreach campaign to inform the public primarily through the internet to reach more people. There are very unique situations that people have. We are doing as much as we can so that people coming to the office for the first time and have concerns, have everything in place by the second time. Ms. Ortiz stated that all of the feedback they get to reach the target population is helpful and a big assistance to them. MVD is doing a lot with the Senior Center population and working with the Commission on Deaf and hard of hearing to put together a script and a video including sign language. If we could have more outreach to the Latino population that would be very helpful. As mentioned above, MVD is working with the courts on full legal name changes and also working

closely with the Native Americans who don't have birth certificates since many of the elders weren't born in hospitals.

Comments:

- Marcela Diaz provided a personal experience; recently at MVD Express renewing her registration she heard the clerks giving the wrong information and the person that was there wanted an ID, not an actual driver's license. Ms. Diaz is curious about the MVD Express training and asked; when are the owners and staff trained?
- Ms. Ortiz said that they (MVD employees and MVD Express) are all trained with the same training module. They are referred to as CBT training, Computer Based Training so they all receive the same modules. MVD Express has its own training curriculum for basic customers. When MVD has their Manager conference they include all managers from all offices as well as the state employees. Everyone gets the same information at the same time and same venue. There are also a lot of people who think they need a REAL ID. They hear and see what is in the news, they ask for a REAL ID, and most of the time that isn't what they need. MVD staff is working to assure that the community knows if they need a REAL ID. Another example, Military ID is strictly prohibited by the Federal Administration as a form of identification but you can use that to get on to a military base or a Federal building or to get on a plane. The three reasons someone would need a REAL ID is to board a plane, to access a Federal Building or access a Nuclear Facility. With a Military ID they can already do 2 out of the three so they don't need a REAL ID, but have we consistently offered the DAC? TRD/MVD is in contact with the Owners and CEO's for the MVD Express. Ms. Diaz said that it is disappointing to hear MVD Express giving incorrect information. When Ms. Diaz asked the employees they said they weren't given updates on training. Ms. Ortiz said this is the type of information they need to better the understanding and the system.
- Ms. Diaz asked how many MVD Express' are in NM? Ms. Ortiz stated that there are three ways we do business in NM; businesses with state run office, those are our employees, they can do any transactions, they charge a state fee and they go to whatever distribution is required by statute. We have contracts with municipalities and counties; we have 33 municipal contracts in the state and they provide all the same services that we do, they charge all the same fees that we do. Some cities and counties have local ordinances that allow them to charge a convenience fee. For most of those entities it is either \$5 or \$10, although Rio Rancho for some transactions charges \$100. The third way we do business is with partner offices which is MVD Express, MVD NOW (we use to refer to them as private retail agents), they have

the most offices. We no longer refer to them as retain agents we refer to them as Partners because dealerships can now become a partner for not only the purpose of vehicle transactions but also for the purpose of driving transactions. We just opened those doors, and it didn't require brick and mortar, anybody can do this. Ms. Ortiz will verify how many partner offices we have in New Mexico and they all charge the same fees as MVD. Ms. Diaz: Do all provide the same services, DAC or finger printing? Ms. Ortiz: Yes, other than the finger printing offices are limited to the seven or ten locations throughout the state. Most of the DACs are coming out of the finger printing offices.

- Ms. Lopez: Is finger printing only for the DAC for those getting it for the first time? Ms. Ortiz said yes or for those who have let their previous credentials expire. If somebody who had a driver's license and has to renew it and it hasn't expired but doesn't have a social security number, do they need to do a finger printing? No is the response. I am glad that you are not requiring people to change their names.
- Ms. Diaz: There were a set of potential regulation changes that weren't officially proposed at the tail end of the last legislative session.
- Ms. Ortiz there had not been any forward process until this week. There are some changes that we need to make for it to match up to the statute. One of those changes was the social security request which isn't needed. That is part of our agenda for the REAL ID campaign.
- Ms. Diaz: Communication – Spanish interview from MVD, said that anyone who didn't have a social security needed to get a REAL ID, we can send that to you. Ms. Ortiz asked that this be sent to her. Those who need a drivers license they don't all need a REAL ID. Ms. Ortiz said that the field offices need to inform the public that the DAC and the non-compliant ID are an option for them. Ms. Ortiz will share with her PIO to send that message out.
- Ms. Guerrero: What process do you have when you have bi-lingual clients complain about the services you provide? Ms. Ortiz stated that they have bi-lingual people on their call center staff and almost every state run field office has people who are bi-lingual. If there isn't someone in the office that particular field office can get on the phone, we have lots of people that speak Spanish fluently for those that English is a second language. Things are slowing down, but it probably won't slow down until January 2021. Ms. Ortiz said they have tried so many media resources. The more feedback we can get to deliver the message is helpful.
- Ms. Diaz: What kind of outreach and we haven't received any, there is no guarantee that people will accept that as identification (drivers identification card), does MVD/TRD do any outreach in general so that

the state knows this is not a permit even though in the past that they have not been clear. When the bill was signed and in the past Cabinet Secretary Demesia Padilla would say that this is a permit to drive. That sort of stayed in the minds of a lot of law enforcement and people across the board. Has the State sent out any communications that this is a state form of ID? Ms. Ortiz: It is out there, it is being discussed at the Cabinet Level, we have a lot of interaction with law enforcement, police, DPS, truckers that are on the highway, we have been working closely with a lot of other things in the MVD system to reach out particularly to financial institutions for the purposes of new things that we can do in the system and having that pilot project gives us the opportunity for those things that go beyond vehicles. We don't have any control on what people will accept or not accept.

- Ms. Diaz: We recently received an e-mail from someone who denied opening a bank account at a small bank in Southeastern New Mexico and they were told they required a government issue ID and this clearly a DAC falls in to the category of a government issued ID. This clearly a DAC falls in to that category. Ms. Ortiz said that except for a DAC says that it is not for federal purposes and some financial institutions are thinking as FDIC so they are equating FDIC with federal service. We don't have any authority over that, so the comment you are hearing from people that there is no guarantee, we know.
- Ms. Diaz – What about the Driver's License compact, whether or not, we accept under the Driver's License compact driver's licenses from other states and we assume that other states accept our Driver's Licenses whether it is a DAC in other states as well, is that correct? Ms. Ortiz: Correct.
- Ms. Diaz: We have been getting questions from people who feel that by mistake they have been denied for DAC. What is the process for appealing the denial of a license?
- Ms. Ortiz said that when she presents at the next meeting she will have a documented process for the Immigration Committee members. Two notes she has when she returns is 1) public outreach and she will reach out to the PIO on the DAC and the non-compliant permit and 2) finding out what the denied DAC process is. The reason she would like the two items to come back with is because there is a lot of protected information. Who can even see that information especially for finger printing is restricted to only a few employees in MVD. Ms. Ortiz said that even when she is inquiring about an individual, staff requests for them to call directly, they do not release this information. They are prohibited by federal law to tell a second source what the issues are that they have to resolve.
- Ms. Jewel Cabeza de Vaca: You mentioned ways of reaching out, media print, internet, television, etc., and many people do not have

access for these ways of receiving information. Maybe working with the churches here because a lot of the Spanish speaking community read the church bulletins, making it available, they can pick up literature; that might be one way to reach out.

- Ms. Ortiz stated that one thing they are going to reinstate with this outreach program is the vehicle renewal post card so that people whose licenses expire before October 2020 who do not have a DAC or REAL ID, we can get the word out to them so they can come in. We will direct as much as we can to the website because we can get out so much more information with little or no cost. It will be in English and Spanish. A second post card, which has slightly different language for people whose licenses are going to expire before October 1, 2020 but currently have a REAL ID or DAC or non-compliant ID, what they need, is very different from someone who is coming in for the first time. MVD will send out a third post card for people whose licenses are going to expire after October 1, 2020 because if they want to convert to one of the new credentials they need to come in before their license expires and that represents about 472,000 people that we need to figure how to get through our doors before October 1, 2020. Ms. Ortiz said that they are also going to update the language in the vehicle registration renewals so that it has basic information. MVD is also working on videos that they can post or distribute as PSAs to television, send to schools, senior centers, or whoever and share it. There are a lot of things like that that we want to do. People are not really paying attention, they are putting it off. With DAC we have some flexibility but with REAL ID we have none.
- Ms. Ortiz: we are going to reinstitute our driver's license renewal post card. 2nd post card for people's whose licenses are going to expire in 2020, 3rd post – DAC and non-compliance cards we have some flexibility, but with REAL ID we don't have any flexibility.
- Ms. Diaz: The confusion and we heard it hear in this meeting, the sign says that we will not be able to use non-compliant ID licenses to board the planes in 2019 and that is not what the sign says. It says that these states are not going to be able to use their licenses and New Mexico is not on that list. We will still be able to use our non-compliant ID licenses until they expire and the truth is we will still be able to use DACs because we can use DACs to board planes and we have proven many times we can use our DACs. We anticipate that there will be a lot of confusion because it is really hard when you are watching a national news program with out the REAL ID to figure out where New Mexico is. I wanted to bring that to your attention as you may want to include this in your outreach.
- Ms. Ortiz stated that they are getting a lot of these questions. If we could get a flyer or poster out there to your clients and the community. I would like to speak to the Secretary about this. If we

need translation services, could we come to you? This would be for our formal TRD translations. Messaging for your client base.

Ms. Lopez will extend an invitation for the future. Thank you to Alicia Ortiz.

5. New Business/Action Items

None

6. Old Business

a. Subcommittee Updates:

- **Welcoming Communities – Marcella Diaz**

Ms. Diaz and Ms. Hayre have done the application, creating a path for payment, have been on a call with the Welcoming Communities, they were happy to receive our application and fee, they would not accept the signatures from the Committee. They will need a signature from the Mayor or City Manager, so they won't accept payment. Ms. Hayre will send the letter to Mr. Sanchez for processing.

- **Education – Ms. Guerrero:**

SFPS: Attended meeting on equity and diversity, which was attended by approximately 25 people in these areas. We discussed how to include more about equality and diversity in the next strategic plan for SFPS. Many ideas were discussed, we have committees working on different issues on how to include diversity training for teachers, and cultural diversity. Next meeting will be held in January, 2018 with the School Superintendent, Veronica Garcia. We will meet with the SFPS Cultural Director – bullying, discriminatory situations, curriculum, and how to listen to the students, especially the bi-lingual students. (Next Monday)

Maria Cristina Lopez went to the presentation at the school, there were over 400 students and there was great community participation. One big problem, there was no interpretation. All presentations were interesting and only in English. Ms. Lopez sat be an immigrant family whose kids had performed, after they performed they were leaving because they couldn't understand the language. It is good to talk about diversity but not to have interpretation is not acceptable. It is important to have linguistic access across all areas in the city. They have the equipment but they just didn't think about it, and this is what is happening in the city. The Sanctuary Resolution was to have linguistic, there would be a review, the City Manager was to oversee a review of city departments, and we have not seen that.

Mr. Sanchez will put a response together and the City Manager will present to the City Council. I let him know we have a funding arm that

would not take money away from others, if we could use funds from our committee to do that.

Ms. Diaz said that some City Councilors feel like they haven't had any presentation on UVisa.

Mr. Sanchez said that there will be training throughout the city. Each part in the Resolution that pertains to training, the Training Director will initiate. Mr. Sanchez will defer to the City Manager for timeline.

Ms. Diaz: Does the city want the Immigration Committee to help or review the standards beforehand, or to review them after the fact so that we are aware that they are implemented. How to inform all the staff if ICE shows up, does staff know what to do.

Mr. Sanchez said he would need to ask the Trainer – operating standards. The Trainer is Anthony Martinez.

The Chair said it would be good if the Immigration Committee members could meet with Mr. Martinez at next meeting.

- Social Media & Communications - Maria Jose Ugalde-Alcazar – not present.

Mr. Sanchez said that Ms. Ugalde-Alcazar has resigned. Jewel and Mr. Sanchez are working with her. Mary Ann Maestas from EarthCare attended on her behalf. Bianca Madrid has asked to be considered as a committee member. Staff will work with her and explain the process.

Jewel said that it was very difficult to get in touch with Ms. Ugalde-Alcazar and her and communication has not been good, this is the first she hears about Maria leaving the city.

Mr. Sanchez was going to hire a position to carry this over and Julie Sanchez was going to put it on the website. More work to follow.

Mr. Sanchez – We are starting the hiring process and will advertise again for the above mentioned position. Since the last time we talked we have picked up to more sub-committees and it has been time consuming. We are looking for time out to work on the added duties. Chris would like the right person to be in this position. Special Projects Administrator – it would oversee a couple of committees, look at the website, oversee the summer program. It is a multi-tool.

- Refugee Resettlement – Recap under presentation by Ms. Ortiz, MVD. No formal report.
- Police Department – Lt. Judah Montano
Chief is leaving this Friday. Deputy Chief Padilla is doing Administration and Deputy Chief Salbidrez is doing Operations. This position will not be filled until after the Mayoral election.

Ms. Diaz: There is a person in Espanola who was just picked up by ICE. They were looking for the father's brother, no criminal record; it was State Police and unmarked ICE cars. He called his brother because he thought it was State Police to pick up the vehicle, ICE was arresting him. Brother came to pick up the vehicle, our policies are so important and now the State Police will not be called as they are operating with ICE. Have you heard of any outreach?

Lt. Montano: He will report back on this matter at next month meeting.

7. Comments from the Chair and Committee Members
8. Report from Staff

Next Meeting: January 2, 2018.

9. Adjournment
There being no further business to come before the Immigration Committee, the meeting was adjourned at 6:00 pm.

Signature

Maria Cristina Lopez, Chair



Fran Lucero, Stenographer