

Immigration Committee
May 6, 2014
500 Market Station, Suite 200
Round House Conference Room
4:30 p.m. to 6:00 p.m.

- 1. Roll Call
- 2. Approval of Agenda
- 3. Approval of Minutes April 1, 2014
- 4. Announcements
- 5. Community Comments
- 6. New Business
 - a. Reena Szcepanski, SF County Health Policy and Planning Commission Presentation on Immigrant Access to Health Care
 - b. Approval of Work Plan for 2014 and task assignments
- 7. Old Business
 - a. Report on meeting with the Mayor -Alejandra
 - b. Report on Ortiz Middle School complaint-Amparo, Cara
 - c. Report on Bi National Health Event-Javier
 - d. Date for Committee Report to City Council
 - e. Updates on Immigration Reform efforts -Marcela
- 8. Communications from Staff
- 9. Communications from Committee
- 10. Next Meeting and Adjourn

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IMMIGRATION COMMITTEE INDEX MAY 6, 2014

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Approval of Minutes	Ms. Lopez moved to approve the minutes of April 1, 2014 as presented, second by Ms. Guerrero, motion carried by unanimous voice vote. Note: Ms. Cara Esquibel noted that on page 4 of the minutes where she referenced the follow up needed from the SFPS Superintendent, she noted that she has not received a follow up letter.	Page 2
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Immigrant Access to Health Care in Santa Fe County – A Systems Snapsho was presented to all committee members. Approval of Work Plan for 2014 and Task Assignments (Exhibit attached)	Ms. Esquibel moved to approve the proposed 2014 plan, second by Maria Cristina Lopez, motion carried by unanimous voice vote.	
 Old Business a. Report on meeting with the Mayor a. Report on Ortiz Middle School complaint – Amparo/Cara b. Report on Bi-National Health Event – Javier c. Date for Committee Report to City Council e. Updates on Immigration Reform efforts – Marcela Diaz 	Informational	Page 6-9
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Immigration Committee May 6, 2014 4:30 pm – 6:30 pm MINUTES

The Immigration Committee meeting was called to order at 4:30 pm by the Chair, Alejandra Seluja who attended the meeting telephonically. The meeting was held at 500 Market Station, Round House Conference Room. A quorum was declared by roll call.

1. Roll Call

Present
Alejandra Seluja, Chair (telephonically)
Amparo Guerrero
Marcela Diaz
Maria Cristina Lopez
Cara Esquibel
Elizabeth Hemmer
Jewel Cabeza de Vaca
Javier Rios

Not Present Cecilia Tadfor

Others Present
Julia Valdez, Santa Fe County
Ada from SOMOS
Terri Rodriguez, City of Santa Fe Staff Liaison
Fran Lucero, Stenographer

2. Approval of Agenda

Ms. Hemmer moved to approve the Agenda as presented, second by Ms. Cabeza de Vaca, motion carried by unanimous voice vote.

3. Approval of Minutes – April 1, 2014

Ms. Lopez moved to approve the minutes of April 1, 2014 as presented, second by Ms. Guerrero, motion carried by unanimous voice vote.

Note: Ms. Cara Esquibel noted that on page 4 of the minutes where she referenced the follow up needed from the SFPS Superintendent; she noted that she has not received a follow up letter.

4. Announcements Reminder for early voting for upcoming election.

Community Comments
 Brian Skelle and Denys Cope
 Beyond Coping

AARP and Met Life - Living Communities Collaboration

Explained that their program offered affordable opportunities for citizens in need. They informed the Immigration Committee that there is a great need for community involvement and for neighborhood networking where the elderly live. There are many retired baby boomers; there is a need to get these people to talk about what their needs are. At Ponce de Leon Retirement Center there are individuals with mixed income and mixed ages that can still take walks in areas that are safe. At Tierra Contenta there are no services for the elderly who live on their own.

Ms. Hemmer noted that if you are mobility impaired you can not walk anywhere and if you are over 70 living alone these are the individuals who need more police presence in their living communities such as Tierra Contenta Retirement sub-division.

Ms. Rodriguez recommended that a conversation be held with Kathryn Mortimer from the City of Santa Fe who could help with Quality of Life concerns. It was noted that Councilor Carmichael has brought in a lot of services to Tierra Contenta.

Ms. Cope invited the committee members to join them any time they meet which is at PasaTiempo every week. Their next meeting is May 16, 2014 at Ponce de Leon. They do brainstorming sessions to plan how they can help this population. Ms. Cope told the Committee if they know of anyone who wants to be a contributor to please direct them to them. Contact Information provided by business card.

Mr. Skelle said he will send the notes from one of their weekly meetings to the Immigration Committee for review.

6. New Business

a. Reena Szcepanski, SF County Health Policy and Planning Commission

Exhibit A: A detailed power point presentation – Immigrant Access to Health Care in Santa Fe County – A Systems Snapsho was presented to all committee members.

Ms. Szcepanski has been working on Health Policy for 15 years; she is the Deputy Director for the NM Insurance Pool. Pool was established about 25 years ago. Last year we insured about 10,000 people. We keep an eye on those who are not being insured or do not have access to health care. One of those populations are immigrants; both documented and un-documented.

She explained that open enrollment is closed in the state and it was noted that services will not be denied for those in need. If you have a pre-existing case there would be a 6-month waiting period. She talked about the penalty one could face if they don't have insurance. If you don't have insurance right now you could be faced with penalty on your taxes. There are about 10-12 categories of people who would qualify for hardship expenses.

She referenced the Healthcare.gov - Exemption – It will bring up all the categories that people will quality.

If they don't need health insurance because they feel like they want to take the risk they should see if they qualify for an exemption and they should be told about the penalty. The penalty is \$95 or a percentage of their income.

Ms. Szcepanski provided the office number in the event anyone would like to come in and talk to her about benefits - (505) 424-7105. It was recommended that people make an appointment, as the office is small. They can call and get help if they don't have information or access to a computer, the office can help them understand the benefit. The office does have a Spanish-speaking staff person. Santa Fe County is training their staff to be able to assist constituents with questions - more so related to the Indigent Fund and those enrolling for Medicaid. La Familia is still doing enrollment. The City of Santa Fe does not have an identified person for this type of service.

The Chair noted that the dreamers are not eligible for Medicare.

Santa Fe Project Access is going away based on a decision from Christus St. Vincent's. Christus believed that their patients would have coverage. Information detailed in power point.

New Mexico Health Insurance Exchange – The allowable 40% is a formula based on age, number in the family, income. Slides 10, 11, 12 and 13 – show the different status that is eligible for premium subsidies.

In 2014 the State will be taking over the Exchange and that means for the last year we have been using the federal system. We will have a New Mexico based system and the next enrollment period will start November, 2014.

Ms. Esquibel said that her hopes would be to hold another meeting, "this is a critical topic of discussion." Ms. Esquibel would help translate to get the word out. There is a gap in the community, as the immigration population does not have knowledge of this information.

The Health Planning Policy Commission will not take on this issue for a few months. Ms. Szcepanski said that she was at the meeting tonight to assure

that there is information for the immigrant population; she would like to know how to work with the city and the county.

Ms. Rodriguez asked that if the City could set up meetings throughout the community, would she be willing to attend.

She would need to do this as a volunteer if it were a community meeting as her time is dedicated to getting this information out but she would work with any sub-committee to assure the information was available.

Ms. Szcepanski informed the committee that tomorrow a statewide safety net meeting would take place to discuss ways to collaborate. Ms. Szcepanski intends to meet with the Mayor and with the Santa Fe County Commission to request their help in disseminating information. She asked for support from the Immigration Committee and work towards long term planning.

Ms. Diaz said that 14% of Santa Fe's populations are immigrants and the Immigration Committee can make recommendations to the Mayor and Council on policy that affects this population.

Ms. Esquibel said that most kids will say, we can't go to the Dr. we aren't rich, so many of them don't have health care.

Ms. Szcepanski stated that an immediate education activity needs to be done through the City to educate the public. We talked about partnering with the schools early in the year to get the information to the parents. There is a great deal of follow up needed in order to collaborate to get the information out.

Ms. Diaz asked; how do we continue this dialogue?

Ms. Szcepanski said it would be good for the Health Planning Commission to hear about the needs of the immigrant population.

Ms. Esquibel recommended a special meeting, possibly a sub-committee to create a plan to disseminate information. Ms. Esquibel said she could gather people from the community to help out and go to SFPS District to appoint someone to help. It would be nice if by August they could get a letter for the students to take to their parents letting them know about the November enrollment.

Ms. Rodriguez said that the city does not provide service to individuals; they provide services to groups or associations.

Ms. Diaz commented that if people don't know about the timelines and specifics of this health care program, it is incumbent upon this committee to

make some suggestions, because that is a crisis. If not this committee, than who is going to be advocating to tell what is happening with the students and the parents, if not you from this committee.

Ms. Esquibel said that on a daily basis she will hear of family circumstances and most of the times the answer is that the family does not have insurance.

Ms. Cara Esquibel and Javier will form the sub-committee and work with Ms. Szcepanski to get information circulated. Thank you to Ms. Szcepanski for attending the meeting tonight and bringing this important information. There is so much value in this information and it needs to get out to the immigrant population as soon as possible.

b. Approval of Work Plan for 2014 and task assignments.

A sub-committee met and created a draft of the work plan. (Maria Cristina, Alejandra and Marcella) which includes ideas from past years to date.

The Chair made the recommendation to make a motion to accept the items on the proposed 2014 plan and add other items moving forward.

Ms. Esquibel moved to approve the proposed 2014 plan, second by Maria Cristina Lopez, motion carried by unanimous voice vote.

Recommendation is to create the timeline and discuss at the next meeting.

7. Old Business

a. Report on meeting with the Mayor - Alejandra

The Chair reported that she met with Mayor Gonzales and the Chief of Police. She explained to them the situation where the individual who had come to the last meeting and reported that he was pulled over by ICE.

Ms. Dias reported that the Immigration Officer was involved in a joint case plan with the local law enforcement and that immigration status was not an issue. This individual is not going to be summoned by an Immigration Judge; it was a completely separate issue. Indeed, even though the ICE official was being used as an interpreter, which is not normal protocol, the discussion was about criminal activity but not immigration status. This individual said the question was about immigration status. He was not deported; there was no order of deportation or any summons to an immigration proceeding as a result of this. That coincides with what we have always known to be true, which is of course in certain situation our local law enforcement agency will invite or work with ICE on certain kinds of criminal investigations, but never in

those investigations or case plans does immigration or deportation become a part of the equation unless the person is arrested. At that point it is out of the hands of our local police. That is what was explained to us to our satisfaction.

The Chair was pleased that the Mayor recognizes the work of the Immigration Committee and the City Police Department.

The city police representative said that if they are investigating something, they do a case plan, every case plan that they do they send through the chain of command to the administration. The officer offered more details related to this case in particular.

 Report on Ortiz Middle School complaint – Amparo Guerrero/Cara Esquibel

Ms. Esquibel reported that another incident happened at the school and the mother gained some courage after attending this meeting and she demanded to speak to the Principal and she was finally given that opportunity. The question again is what happens when the letter goes to the principal and no answer is returned. As was requested last year from the Superintendent of Schools, what happens when a complaint is filed is there a complaint form in Spanish? Since the last meeting there was an office of Civil Rights complaint filed against Ortiz Middle School, which is separate. We would like to have follow up from that last letter, what is the procedure. The mother would like to see another meeting with the Superintendent in August to find out if there has been a streamlined protocol, what does a family do when they have a complaint against the school. Is there a Spanish-speaking liaison or Spanish speaking person who can help the families with those complaints?

Ms. Lopez asked what about the current case?

Ms. Esquibel said this is the most updated information that she has.

Ms. Lopez asked that Ms. Guerrero follow up with the mother to know what more the Immigration Committee can do to help.

Ms. Rodriguez said she spoke to Sgt. Lujan who is with the Crimes Against Children Unit. He came to the Children and Youth Commission meeting and she spoke to him about this incident at Ortiz, he was very familiar with it. That might be something else the committee could do, and she directed the question to Dale from the City Police. If there is a way for the police to work through these reported complaints and to train the security guards to know they are responsible for the entire playground area.

c. Report on Bi-National Health Event – Javier This event will happen in October together with the Mexican Consulate and the Ventanilla de Salud where Javier is a collaborator. Javier works with the Department of Health and Immigrant Health is one of his focuses. Javier goes statewide with the Ventanilla de Salud; they were in Clovis in March, SOMOS was there, making that connection to people who need services.

Javier said that they have already recognized that ACA isn't addressing the issues of immigrant's health, so what is public health going to do about that? Hypothetically in the long run, ACA is going to insure most people who haven't been insured. What is public health going to be doing, where will they use their money?

Ms. Diaz asked how many Ventanilla's there are in the State.

There are permanent locations; one in Albuquerque in the Consulate that is open 5-days a week and there is a mobile Ventanilla opened in Santa Fe twice a month. They are always in the El Paisano grocery stores, two times a month, Thursday and Friday. The whole concept of Ventanilla de Salud is to partner with people because they don't have big resources. Javier said that he recently spoke to UNM to learn what is being done for the immigrants on ACA and sadly to say, not much is being done.

d. Date for Committee Report to City Council
Ms. Rodriguez said that the meeting of May 14th is not a good date to
present. The next date is at the end of the month and Ms. Rodriguez
asked if the wishes of the Committee were to wait until June 11th.

Ms. Diaz reminded the committee that the recommendation was to write to the City Council prior to the face-to-face Council presentation.

Ms. Seluja said that meeting with individual councilors is a good idea.

Ms. Rodriguez recommended that optional dates and times be arranged and different people from the committee could meet with them individually.

e. Updates on Immigration Reform efforts – Marcela Diaz Continued talk at the National level to expand DACA to a group of people who would qualify under the Senate bill, which is what the movement is pushing for. The Senate Bill that was passed in 2013 would cover about 8 million undocumented immigrants to put on the patch citizenship and legalization so it would be a matter of providing a deferred action status for those 8 million. Administrative relief is what it is called.

8. Communications from Staff

Ms. Rodriguez reported to the Committee that she sent a memo to the Mayor to re-appoint the committee. All of the committee terms expired in March 2014.

The recommendation is for 2-year terms and 1-year term. Delegation is as follows:

Alejandra Seluja, March, 2014 – March, 2016 Maria Cristina Lopez, March, 2014 – March, 2015 Jewel Cabeza de Vaca, March, 2014 – March, 2016 Elizabeth Hemmer, March, 2014 – March, 2016 Marcela Diaz, March, 2014 – March, 2016 Cecilia Tadfoor, March, 2014 – March, 2015 Amparo Guerrero, March, 2014 – March, 2016 Cara Esquibel, March, 2014 – March, 2015

The Mayor and the City Clerk were also reminded that the paper work for Javier Rios has been submitted to be appointed.

Ms. Seluja asked Ms. Rodriguez to check in to her term as Chair.

9. Communications from Committee

Ms. Seluja provided information regarding the interviews with the Gubernatorial Candidates on their stand for immigration rights. Everyone was in favor of supporting civil rights.

Javier Rios: Is now working the office of Community Health Records at the Department of Health. During the last legislative session the Community Health Record Act was passed. There is going to be a time period where around the state there will be a grandfathering process of Promotores de Salud, Community Health Records, and Community Health Representatives from all communities who have been working as community health workers. When that starts happening that will be another avenue to address immigrant health because there are a lot of Promotores de Salud especially in the border region and they can be grandfathered in. To that said, there will be codes in Medicaid where Promotores can then be billable under services, a lot of them are already working with clinicas de Salud or in different areas.

Marcela Diaz: The City is in the process of hiring a new Police Chief and one of the things we have always done as a committee is submit questions to the Mayor about what we would like to be taken in to consideration – criterion questions for the Police Chief search. This year we submitted it to a committee and Ms. Rodriguez was kind enough to send out an e-mail to the committee members for any questions that they would like to be included.

Victoria Ferrara also submitted a question; in total there are 4 questions that we included as a committee.

- (1) What do you think is the roll of local police departments in enforcing federal immigration laws?
- (2) How has the driver's license law, the policy of requiring undocumented immigrants to be licensed, registered, insured impacted public safety in Santa Fe or in New Mexico and the ability of law enforcement to keep our community safe?
- (3) Victoria submitted the question about _____ visa certifications.
- (4) An additional question on Spanish speaking officers.

10. Next Meeting and Adjourn

There being no further business to come before the immigration committee the meting was adjourned at 6:30 p.m. Next meeting is June 3, 2014.

Signature Page:

Alejandra Seluja, Chair

Fran Lucero, Stenographer



Care in Santa Fe County – A Immigrant Access to Health Systems Snapshot

Reena Szczepanski



NM Medical Insurance Pool

- Safety Net program.
 - Established in 1987
- pre-existing medical conditions and other barriers unable to find affordable health insurance due to Provides access to New Mexicans who were to coverage.
- Residency requirement.
- Enrollment has dropped from 8500 to 6500 since January 1, 2014.
- Served many high-need, special populations, including the Children's Medical Services population.

Goal

comprehensive health coverage and health All Santa Feans have access to affordable,



Includes (10 essential health benefits)

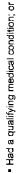
services.

- ambulatory patient services (primary and specialty)
- emergency services;
- hospitalization;
- maternity and newborn care;
- mental health and substance use disorder services, including

behavioral health treatment;

- prescription drugs;
- rehabilitative and habilitative services and devices
 - laboratory services;
- preventive and wellness services and chronic disease
- and pediatric services, including oral and vision care.

NMMIP Eligibility



- Had a rejection notice for comprehensive healthcare coverage; or
- Had a quote for, or in-force, a premium rate that is higher than the State Pool's qualifying rate; or
- Had a rider, waiver or limitation on current or offered coverage due to a health condition; or
 - Are/will be involuntarily terminated from an individual plan because the carrier stopped selling such coverage in New Mexico; or
- Had moved to New Mexico and were covered by a High Risk Pool in another state; or
 - Are currently covered by a plan under the NM Health Insurance Alliance and wish to transfer to the Pool; or
- Had reached the maximum allowable coverage limit of you current health insurance plan;
- Are under 65 years of age, disabled, and enrolled in Medicare Part A and B and are in need of a Medicare supplemental plan; or
 Met HIPAA eligibility criteria (loss of group health coverage within the last 95 days.)



Santa Fe Project Access

Safety net for specialty care

Santa Fe Project Access helped uninsured individuals in Santa Fe County.

and the majority were below 100 percent of the Below 200 percent of the federal poverty level

Santa Fe Project Access

 Providers were paid incentive payments based on the volume of patients served.

Urgent/short term specialty care need.

poverty level.

- Network of services in partnership with CHRISTUS St. Vincent Regional Medical Center.
 - Over 200 physicians and providers volunteered to care for uninsured patients.
 - services from providers to patients with serious medical problems that had no other options for Project Access had provided for donations of

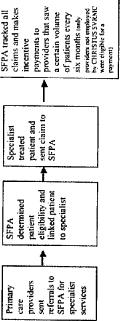
2003 with an average cost per patient of

\$5,400 (charges).

received over \$34 million in care since Through SFPA, over 6,300 patients



Santa Fe Project Access SFPA Primary



·Eligibility:

Santa Fe Project Access

- Approximately 40 percent of SFPA patients were undocumented patients were seen over the ten undocumented individuals; a total of 2,507 year period.
- Project Access had its funding terminated in 2014 and the program is being discontinued as it was anticipated by CSV hospital that most patients would have access to coverage.
- There are no other major sources of specialty care coverage in Santa Fe County.
 - SF Project Access was relatively unique in the

NM Health Insurance Exchange

NM Health Insurance Exchange

Lawful Permanent Resident (LPR/Green Card holder)

Eligible Statuses:

- Affordable Care Act provides subsidies for health insurance premiums based on income, must be US Citizen or "lawfully present."
- Immigrant eligibility for Centennial Care and the Marketplace is complex.
- Those that have a form of legal status may still not be eligible for premium subsidies on the Marketplace.
- Undocumented immigrants do not qualify for the NMHIX.

Victim of Trafficking and his/her Spouse, Child, Sibling or

Parent

Conditional Entrant Granted before 1980

 Cuban/Haitian Entrant ■ Paroled into the U.S.

Refugee

Asylee

Battered Spouse, Child and Parent

Granted Withholding of Deportation or Withholding of

Removal, under the immigration laws or under the

Convention against Torture (CAT)

Childhood Arrivals (DACA) is not an eligible Deferred Action Status (Deferred Action for immigration status for the NMHIX.



NM Health Insurance Exchange

Eligible Statuses:

- Individual with Non-immigrant Status (includes worker visas, student visas, and citizens of Micronesia, the Marshall Islands, and Palau)
- Temporary Protected Status (TPS)
- Deferred Enforced Departure (DED)
- Lawful Temporary Resident
- Administrative order staying removal issued by the Department of Homeland Security
- Member of a federally-recognized Indian tribe or American Indian Bom in Canada
- Resident of American Samoa





NM Health Insurance Exchange

Eligible Statuses:

Applicant for any of these statuses:

- Temporary Protected Status with Employment Authorization
- Special Immigrant Juvenile Status Victim of Trafficking Visa
- Adjustment to LPR Status
 - Asylum*
- the immigration laws or under the Convention against Torture · Withholding of Deportation or Withholding of Removal, under
- authorization or are under the age of 14 and have had an application pending for at least 180 days are eligible *Only those who have been granted employment

NM Health Insurance Exchange

Eligible Statuses:

With Employment Authorization:

- Registry Applicants
- Order of Supervision
- Applicant for Cancellation of Removal or Suspension of Deportation
- Applicant for Legalization under IRCA
- Legalization under the LIFE Act



based on income.

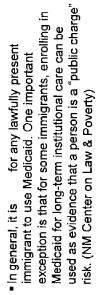
Centennial Care/Medicaid

- Free/low-cost, comprehensive health care coverage,
- Immigrant eligibility for Centennial Care is complex.
- 5 year residency requirement, except for pregnant women and children.
 - immigration status can qualify for Medicaid Children and pregnant women in immediately.
- Refugees, asylees, and victims of domestic violence can also qualify for Medicaid right away without a waiting period.
 - exception of children and pregnant women, may be Some other lawfully residing immigrants, with the required to wait for five years before enrolling in Medicaid including many green card holders.

NM Health Insurance Exchange

- In 2014-2015, new opportunities may arise for including immigrants and other safety net groups into the NMHIX.
- State-based exchange to be implemented November 15, 2014.
- State could develop premium assistance programs.

Centennial Care/Medicaid



- qualifies for Medicaid can get coverage even if other household members cannot. Mixed status households:
- · Undocumented immigrants do not qualify for Centennial Care.

Emergency Medical Services for Aliens (EMSA)/Medicaid

- for people who meet all Medicaid eligibility criteria EMSA pays the cost of emergency medical care except for immigration status.
- you apply within 90 days of receiving the services. services, including labor and delivery, as long as EMSA covers the cost of emergency medical
 - Apply at hospital or ISD office.
- Section 1011 Funds are also available at all NM hospitals and may assist in emergency care payments.



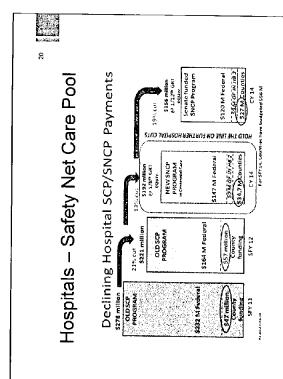
Clinics offer sliding scale fees

Primary Care

immunizations, STD testing, Public health offices offer family planning

Private Market Insurance

- social security number or tax identification For immigrants who seek coverage in the individual market, some carriers require a number for application.
- Open enrollment is now closed except in the case of qualifying life events.
- NM Health Connections
- Presbyterian Health Plan



Santa Fe County Healthcare Assistance Program (formerly Indigent Fund)

- Mix of contracted projects, direct services, and claims reimbursement through primary care providers.
 - Fund has been cut.
- But claims are also decreasing as more individuals get insurance coverage or Centennial Care.
 - ■Currently, only individuals with a social security number can be reimbursed for claims under the HAP.

9

2014 Proposed Plan for Immigration Committee:

(Needs timeline)

Outreach to City, elected officials, policy-makers

- 1. Bi-annual report to City Council
- 2. Meetings with city councilors
- 3. Meeting with new mayor

Law enforcement policies/public safety issues

- Meet with Mayor and submit questions for new police chief search
- Meet with municipal judge and magistrate judges to explore solutions regarding ICE presence in court.
- Meet with county jail officials to review and monitor new policies and procedures.

Economic Development/Immigrant Workforce Development

- Review immigrant friendliness of procedures at Economic Development Department and make recommendations, survey immigrant owned-businesses,
- Review and make recommendations to city minimum wage enforcement procedures

Health Care Access

- Meet with County representatives to explore expansion of indigent fund
- Review health care access for mixed immigrant families not eligible for ACA. Provide recommendations to city on how to improve health care access for immigrants.

Immigration Reform

Resolutions for Municipal League, Association of Counties

Language Access

Inventory of city English language documents that should be translated

Miscellaneous

- Legal consultations for immigrants—immigration, employment, vivienda
- Education issues
- Marriage

Exhibit B