

WHAT ARE THE **BENEFITS** OF DEFERRED ACTION?



- It is safer to report violations and more difficult to intimidate im/migrant workers with the threat of deportation.
- Declarations of Interest can cover everyone who has worked at the same place.
- It is a more streamlined process
- You can apply for a work permit, valid with any employer for two years.
- In some cases, it is renewable

IMPORTANT:

- Claimants must be in the United States at the time of the complaint,
- Generally, deferred action does not cover family members of workers who initiate the complaint.
- The application fee is \$410, although a claimant may request a waiver
- Deferred action is not automatically granted; it is granted on a case-by-case basis.



INFORMATION ON DEFERRED ACTION FOR IMMIGRANT AND MIGRANT CLAIMANTS

**Don't be afraid to
speak up!**



Share with your
co-workers:
Deferred Action
may be an option
for you.

Our voices together are louder!

**Call Centro de los Derechos del Migrante
(CDM) for free and confidential legal support!**

**Toll-free Monday-Friday 9:00am - 5:00pm
855-234-9699 (USA)
800-590-1773 (MEX)
Visit SOL at covid-chat.org**



WHAT IS DEFERRED ACTION?



1 It is a commitment by the United States government not to deport a worker while possible violations of labor rights by their employer are investigated.

2 It lasts for two years, but can be renewed if the agency decides to support deferred action while the investigation continues.

3 Grants the possibility of obtaining a work permit during the period of deferred action.

4 Anyone who reports violations of their labor rights can obtain it, regardless of their immigration status.

HOW DOES IT WORK?

STEP 1

The worker has to file a complaint for a violation of their labor rights and request guidance or support from an agency related to labor complaints. This includes protecting workplace health and safety from infectious diseases, such as COVID-19. The agency may provide a Statement of Interest, which is a letter that indicates support for the worker's temporary protection from deportation so that the agency may investigate their complaint.

STEP 2

With the declaration of interest, you can request Deferred Action from the Department of Homeland Security (DHS) and apply for a work permit.



NOTE: Approval is not guaranteed, but applying for deferred action is an opportunity to support the defense of your labor rights.

WHAT AGENCIES RECEIVE LABOR COMPLAINTS?



Some examples are:

- Occupational Safety and Health Administration (OSHA)
- Department of Labor (DOL)
- Equal Employment Opportunity Commission (EEOC)
- National Labor Relations Board (NLRB)



Have questions?
Sol can answer them!

