Helping Immigrant Families Prepare for Financial Emergencies

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MEET YOUR PRESENTERS

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NCLR
National Council of La Raza

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AGENDA

- Why now? (Mohan)
- NCLR's *Know Your Rights: Financial Safety* (Sabrina)
- MAF's Financial Emergency Action Plan (Mohan)
- Discussion (Mohan)

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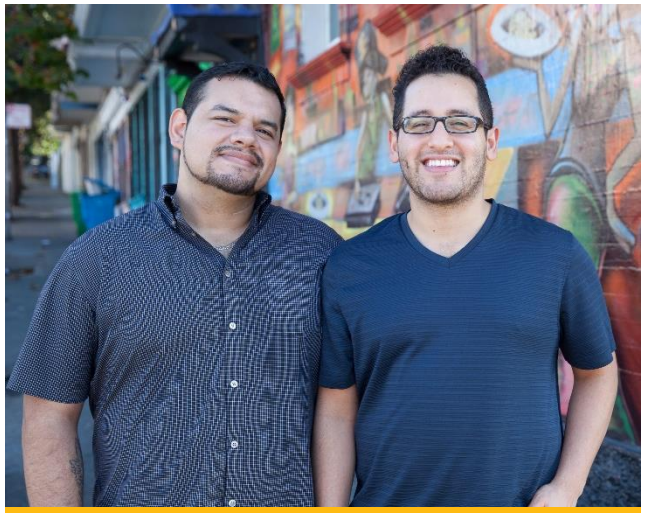
We are a nonprofit organization on a mission to create a fair financial marketplace for hardworking families.

MEET



RESPECT

BUILD

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WHY NOW?

shanghaiist

Chinese Americans not down with rap song advising burglars to target their homes

BY ALEX LINDER IN NEWS ON SEP 27, 2016 6:30 PM

THE SACRAMENTO BEE

LOCAL

FEBRUARY 27, 2017 2:58 PM

Undocumented immigrants enter 'survival mode' in Sacramento as deportation threat grows

BY RYAN LILLIS
rlillis@sacbee.com

The Washington Post

Local

Company accused of preying on detained immigrants under investigation in two states, officials say

By Michael E. Miller May 4

MARKETPLACE

Legal services for immigrants have ramped up. Have financial ones?

By David Brancaccio and Marketplace staff
May 08, 2017 | 10:48 AM

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THE COSTS

Immigration emergencies are **expensive**.

- $10K cost of bail to get out of detention
- $3K–$5K legal representation for a bond hearing
- $2K–$4K attorney fees for transfer of guardianship
- $5K+ attorney fees for deportation defense

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ENGAGING OUR COMMUNITY

We asked:

- What issues are coming up in your community?
- Would your community use this guide?
- What tools are you already using?
- What tools do you wish you had?

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A QUICK SURVEY

Share with us via “chat”:

- How is your organization supporting financial preparedness for immigrant families?
- What would you like to do going forward?

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ABOUT NCLR

- Largest national Latino civil rights & advocacy organization in the U.S.
- Founded in 1968
- Committed to strengthening the U.S. by promoting the advancement of Latino families
- Nearly 300 affiliated community-based organizations

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IMMIGRATION ENFORCEMENT

- The Obama administration prioritized "serious criminals" and recently arrived immigrants for deportation. By 2016, over 90% of deportations were of noncitizens convicted of "serious crimes."
- The Trump administration has broadened enforcement priorities to cover virtually all undocumented immigrants. Those who were "low-priority" before now face increased risk of deportation.
- Substantial increases in overall deportations will depend on funding for immigration enforcement, which Congress has not yet approved.

COMMUNITY RESPONSE

- More immigrants pursuing naturalization and other legal status changes
- States & local governments taking action to protect immigrant families and help them overcome financial hurdles
- Organizations investing in fully accrediting staff in order to accommodate the influx of clients

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FINANCIAL CONCERNS

- How do I access my checking and saving accounts?
- How do I keep my car?
- How do I keep my home?
- How do I file taxes?

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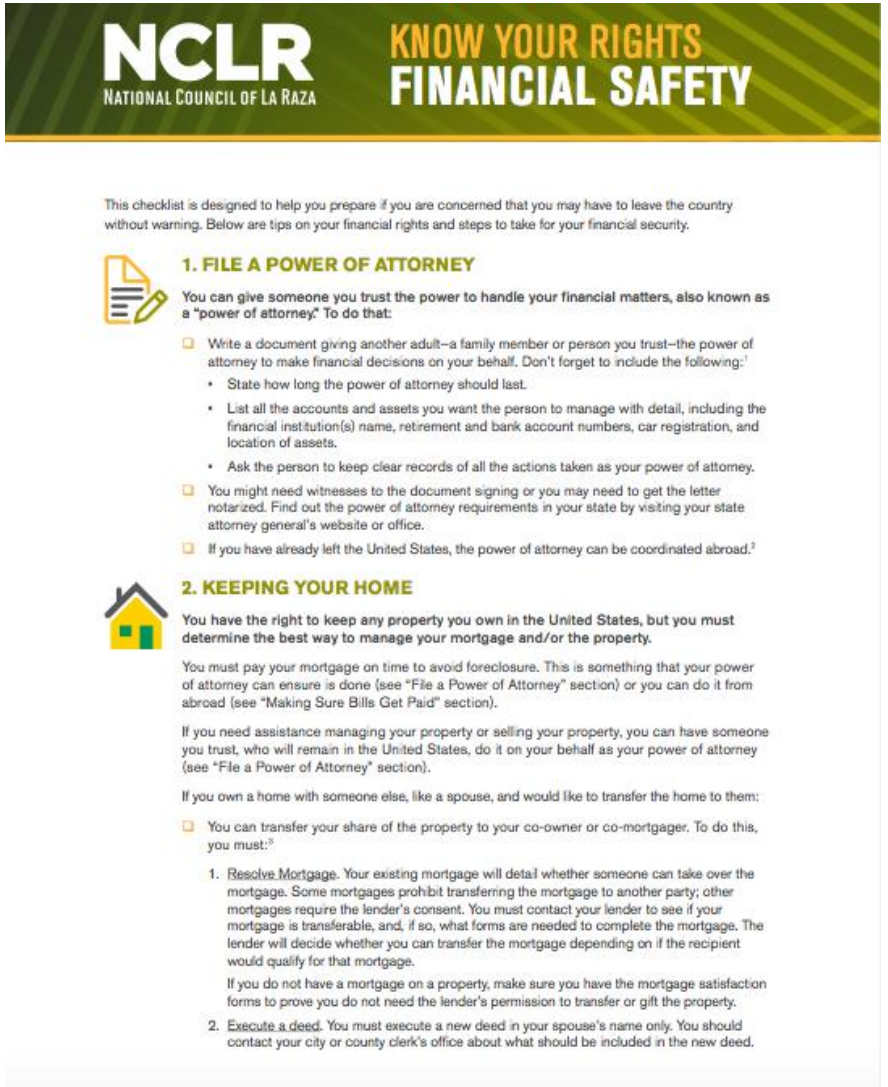
KNOW YOUR RIGHTS FINANCIAL SAFETY

- Filing a power of attorney
- Keeping your home
- Accessing funds
- Filing taxes
- Making sure bills get paid
- Collecting unpaid wages
- Collecting your benefits



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KNOW YOUR RIGHTS
FINANCIAL SAFETY

This checklist is designed to help you prepare if you are concerned that you may have to leave the country without warning. Below are tips on your financial rights and steps to take for your financial security.

1. FILE A POWER OF ATTORNEY

You can give someone you trust the power to handle your financial matters, also known as a "power of attorney." To do that:

- ☐ Write a document giving another adult–a family member or person you trust–the power of attorney to make financial decisions on your behalf. Don't forget to include the following:[1]
  - State how long the power of attorney should last.
  - List all the accounts and assets you want the person to manage with detail, including the financial institution(s) name, retirement and bank account numbers, car registration, and location of assets.
  - Ask the person to keep clear records of all the actions taken as your power of attorney.
- ☐ You might need witnesses to the document signing or you may need to get the letter notarized. Find out the power of attorney requirements in your state by visiting your state attorney general's website or office.
- ☐ If you have already left the United States, the power of attorney can be coordinated abroad.[2]

2. KEEPING YOUR HOME

You have the right to keep any property you own in the United States, but you must determine the best way to manage your mortgage and/or the property.

You must pay your mortgage on time to avoid foreclosure. This is something that your power of attorney can ensure is done (see "File a Power of Attorney" section) or you can do it from abroad (see "Making Sure Bills Get Paid" section).

If you need assistance managing your property or selling your property, you can have someone you trust, who will remain in the United States, do it on your behalf as your power of attorney (see "File a Power of Attorney" section).

If you own a home with someone else, like a spouse, and would like to transfer the home to them:

- ☐ You can transfer your share of the property to your co-owner or co-mortgager. To do this, you must:[3]
  1. Resolve Mortgage. Your existing mortgage will detail whether someone can take over the mortgage. Some mortgages prohibit transferring the mortgage to another party; other mortgages require the lender's consent. You must contact your lender to see if your mortgage is transferable, and, if so, what forms are needed to complete the mortgage. The lender will decide whether you can transfer the mortgage depending on if the recipient would qualify for that mortgage.

     If you do not have a mortgage on a property, make sure you have the mortgage satisfaction forms to prove you do not need the lender's permission to transfer or gift the property.
  2. Execute a deed. You must execute a new deed in your spouse's name only. You should contact your city or county clerk's office about what should be included in the new deed.

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KNOW YOUR RIGHTS: TAXES

- You **can** receive a tax return for any overpaid taxes or tax credits, even if you're not a Legal Permanent Resident.
- You can file taxes jointly with a deported spouse.
- You will not be at risk with law enforcement by filing your taxes.
- You might be able to use your tax filing history in future immigration cases to adjust your status.

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KNOW YOUR RIGHTS: TAXES

If you *HAVE* lived in the U.S. for 30 consecutive days or 183 cumulative days in the last three years:

- you should complete Form 1040.

If you have *NOT* lived in the U.S. for 30 consecutive days or 183 cumulative days in the last three years:

- you should complete Form 1040NR or Form 1040NR–EZ to receive a refund.

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KNOW YOUR RIGHTS: TAXES

I've already left the country. Where do I send my returns?

If you are NOT including a check or money order:

Department of the Treasury
Internal Revenue Service
Austin, TX 73301-0215 U.S.A.

If you ARE including a check or money order:

Internal Revenue Service
P.O. Box 1303
Charlotte, NC 28201-1303 U.S.A.

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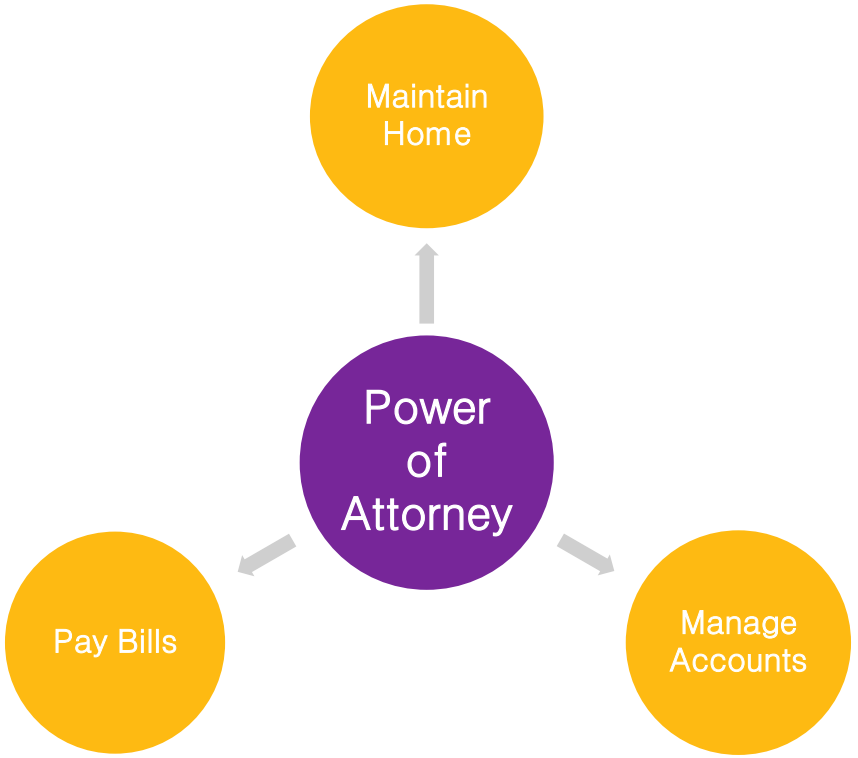
POWER OF ATTORNEY: KEY FINDINGS

Power of attorney: a legal document that allows another person to act on your behalf



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POWER OF ATTORNEY: KEY FINDINGS

Case Study: CASA

- Clients needed financial planning assistance, especially setting up powers of attorney for finances and guardianship
- CASA integrated legal service resources into financial coaching
- Tailored Know Your Rights handouts to client needs
- Offered lower-cost notary publics on site

POWER OF ATTORNEY: KEY FINDINGS

- Must have financial documents and plans prepared ahead of time
- Must comply with state–specific laws
- State requirements available via state attorney general's website or office
- POA can be coordinated abroad if someone has already left the U.S.
- Some banks or credit unions have POA resources for their members

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RESOURCES

Know-Your-Rights Resources

- Know-Your-Rights Financial Safety *(NCLR)*
- Protecting Assets and Child Custody *(Appleseed)*
- Financial Handbook for Families Facing Detention & Deportation *Families for Freedom)*

Bond Resources

- Immigrant Families Defense Fund *(MALDEF & NDLON)*
- Oakland Immigrant Family Defense Fund

Immigration Legal Services

- Alameda County Rapid Response Hotline (510) 241-4011
- San Francisco Rapid Response Hotline (415) 200-1548

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Prepare yourself and your family for immigration emergencies. Protect your money. Plan ahead.

Prepara a tu familia para una emergencia migratoria. Protege tu dinero. Planifica con anticipación.

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MAF'S GUIDE

1 **Protect** your money

2 **Protect** your belongings

3 **Prepare** for an emergency

4 **Create** an Action Plan

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POLL:

WHICH TOPIC IS MOST RELEVANT TO YOUR COMMUNITY?

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PROTECT YOUR MONEY

- Open/maintain a bank account
- Set up online accounts
- Avoid overdraft fees
- Share your accounts with people you trust
- Set up automatic bill pay

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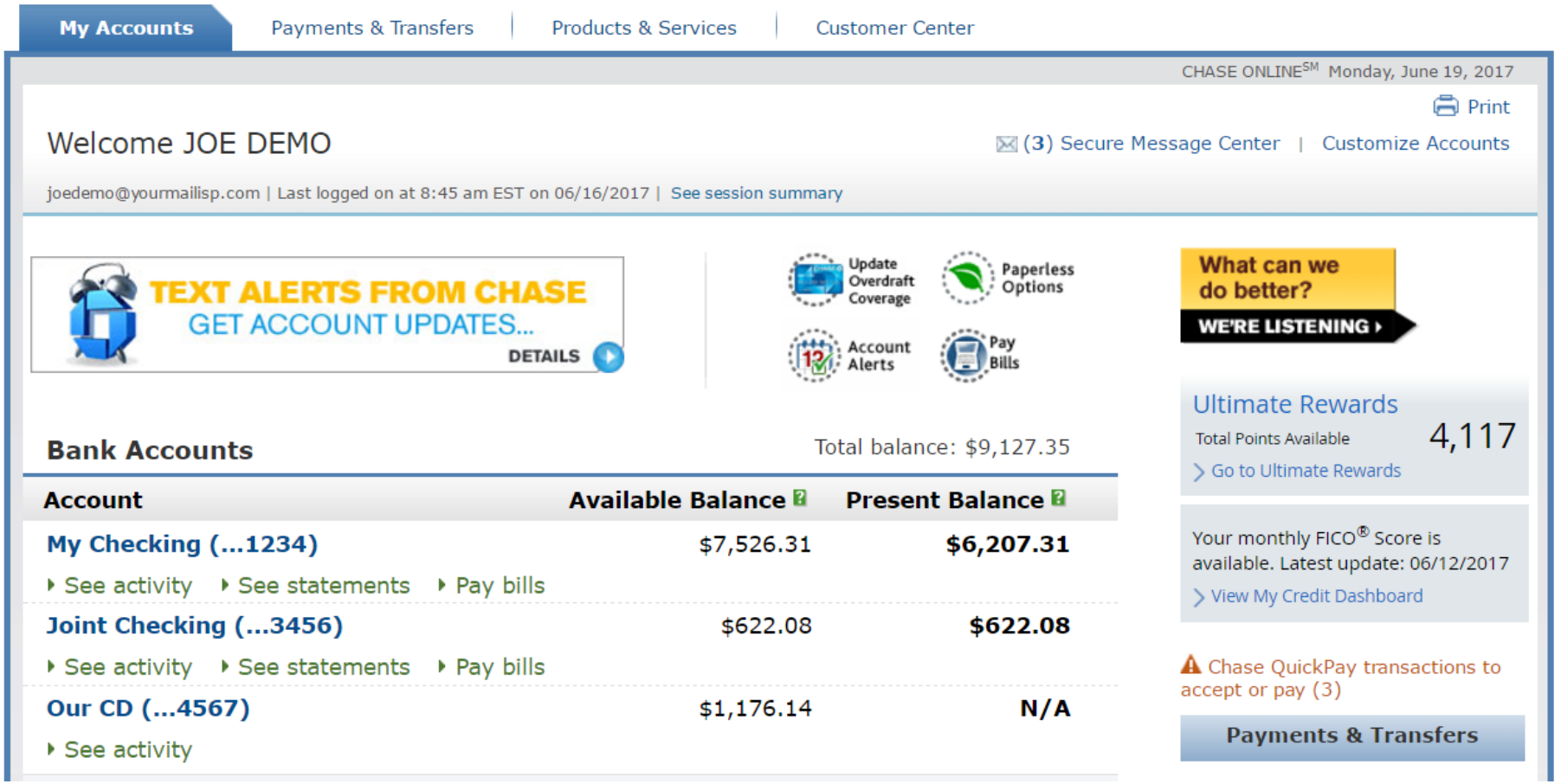
ONLINE ACCOUNT DEMO

bit.ly/onlinebankdemo

CHASE



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PROTECT YOUR MONEY

- Joint users
- Authorized users
- Authorized signers
- Beneficiaries

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MY EMERGENCY FINANCIAL ACTION PLAN

Mi gente

Identifica a un grupo de amigos y familiares que pueden ayudarte en caso de una emergencia.

Contactos de Emergencia		
	Nombre 1:	Nombre 3:
	Teléfono:	Teléfono:
	Dirección:	Dirección:
	Email:	Email:
	Nombre 2:	Nombre 4:
	Teléfono:	Teléfono:
	Address:	Dirección:
	Email:	Email:

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MY EMERGENCY FINANCIAL ACTION PLAN

Mis cuentas

Identifica tus cuentas financieras más importantes y cómo las protegerás

Mis cuentas bancarias

Nombre del banco:
Tipo de cuenta:
de cuenta:
Información de ingreso:
Usuarios de cuenta:
Nombre del banco:
Tipo de cuenta:
de cuenta:
Información de ingreso:
Usuarios de cuenta:

Prepare:

- ☐ Sé cómo ingresar a mi cuenta y manejarla en linea
- ☐ Designaré/no designaré a un copropietario o usuario autorizado
- ☐ Tengo/no tengo protección de sobregiro
- ☐ He configurado alertas por saldo bajo
- ☐ He añadido a mis hijos o familia como beneficiarios

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MY EMERGENCY FINANCIAL ACTION PLAN

Servicios

Compañía:

de cuenta:

Fecha de pago mensual:

Monto estimado:

Información de ingreso:

Usuarios de cuenta:

Prepare :

- ☐ Sé cómo ingresar a mi cuenta y manejarla en linea
- ☐ Designaré/no designaré a un copropietario o usuario autorizado
- ☐ He establecido pago automático

Celulares

Compañía:

de cuenta:

Fecha de pago mensual:

Monto estimado:

Información de ingreso:

Usuarios de cuenta:

Prepare:

- ☐ Sé cómo ingresar a mi cuenta y manejarla en linea
- ☐ Designaré/no designaré a un copropietario o usuario autorizado
- ☐ He establecido pago automático por $____ el ____ de cada mes

Tarjetas De Crédito

Compañía:

de cuenta:

Fecha de pago mensual:

Monto estimado:

Información de ingreso:

Usuarios de cuenta:

Prepare:

- ☐ Sé cómo ingresar a mi cuenta y manejarla en linea
- ☐ Designaré/no designaré a un copropietario o usuario autorizado
- ☐ Le daré/no le daré a alguien en quien confío una tarjeta con su nombre
- ☐ He establecido pago automático por $____ el ____ de cada mes

Préstamos

Compañía:

de cuenta:

Fecha de pago mensual:

Monto estimado:

Información de ingreso:

Usuarios de cuenta:

Prepare:

- ☐ Sé cómo ingresar a mi cuenta y manejarla en linea
- ☐ Designaré/no designaré a un copropietario o usuario autorizado
- ☐ He guardado copias online de mi información de préstamo
- ☐ He configurado un pago automático $____ el ____ de cada mes

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PROTECT YOUR BELONGINGS

- Know what you have
- Get insured
- Know who you trust
- Make a plan for each belonging

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PROTECT YOUR BELONGINGS

Know who you trust

- Consider a power of attorney
- View a template through your state's Bar Association
- Consult with an attorney to finalize it

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MY BELONGINGS

Mis pertenencias

Piensa sobre tus pertenencias más valiosas. Estas son cosas que querrás proteger en caso de emergencia.

Mi casa

Nombre de dueño o compañía hipotecaria:

de cuenta: (si lo hay)

Fecha de pago mensual:

Monto estimado:

Información de ingreso: (si la hay)

Usuarios de cuenta: (si los hay)

Prepare:

- ☐ Sé cómo ingresar a mi cuenta y gestionarla online (Si es posible)
- ☐ Designaré/no designaré a un copropietario o usuario autorizado
- ☐ Tengo fotos de documentos importantes (título, arriendo, etc.) guardadas online.
- ☐ Añadiré/no añadiré a alguien a mi contrato de arriendo (si aplica)
- ☐ Mi arriendo (si hay) expira _____
- ☐ Quiero/no quiero hacer una carta poder relacionada con mi hogar

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MY BELONGINGS

Mi Auto

Marca/modelo:

Número de matrícula:

VIN:

Millaje aproximado:

Valor aproximado:

Contacto de emergencia:

Prepare:

- ☐ Planeo mantener, vender, rentar, dar mi auto
- ☐ Le pediré a _____ que se encargue
- ☐ Tengo fotos de documentos importantes como el título del auto guardadas online
- ☐ Quiero/no quiero hacer una carta poder relacionada con mi auto

Mi negocio

Nombre:

de dirección:

Pago mensual o fecha de pago de hipoteca:

Monto estimado:

Información de ingreso:

Usuarios de cuenta:

Prepare:

- ☐ Planeo transferir, vender, disolver mi negocio
- ☐ Le pediré a _____ que se encargue
- ☐ Tengo fotos de documentos importantes como hipoteca, arriendo, licencias de estado guardadas online
- ☐ Quiero/no quiero hacer una carta poder relacionada con mi negocio

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PREPARE FOR AN EMERGENCY

- Talk to family & friends
- Save for big & small expenses
- Practice sending a wire transfer
- Shop around for loans
- Use crowdfunding sites
- Protect your credit score

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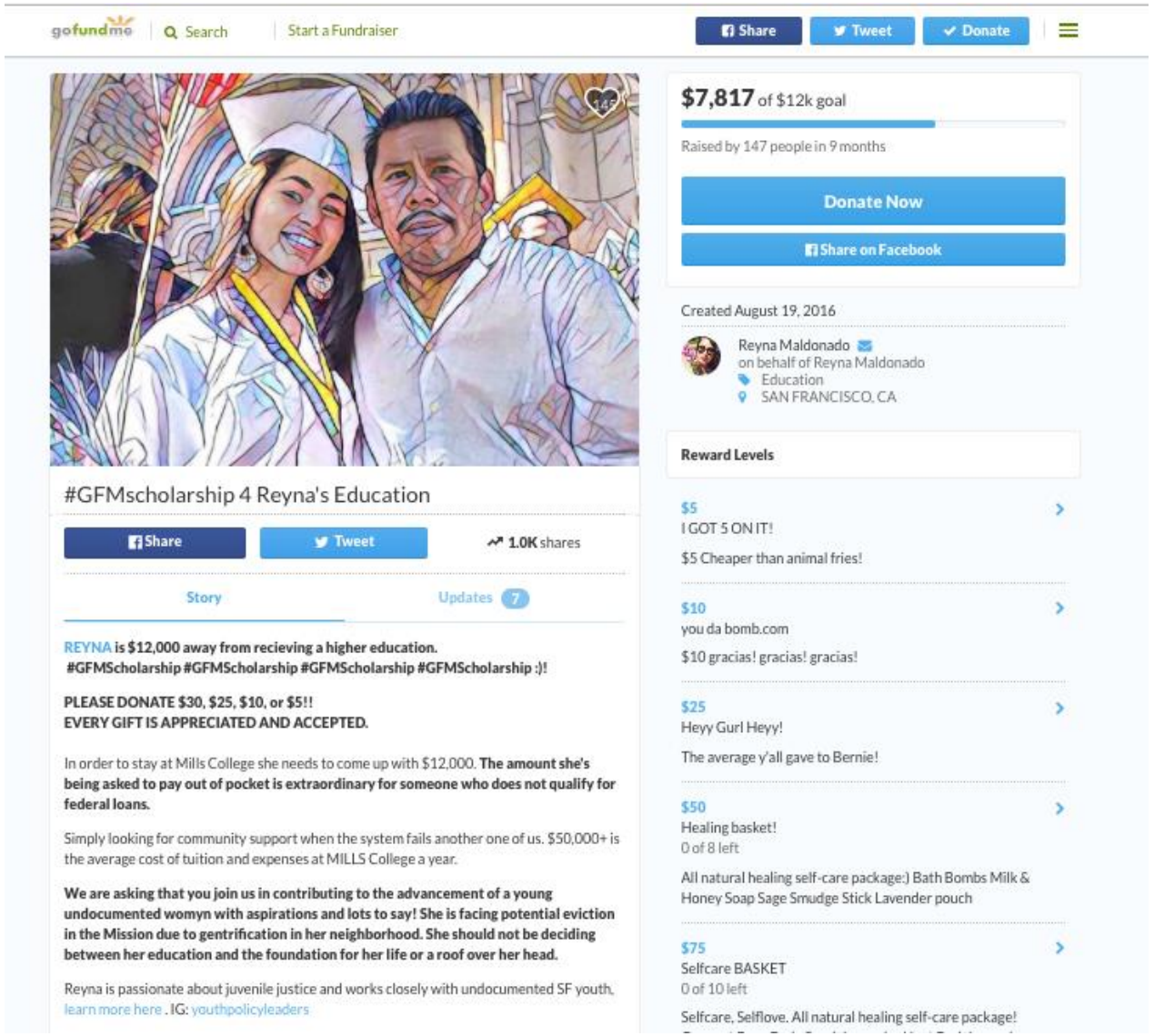
SET UP A CROWDFUNDING PAGE



A TYPICAL MONTH FOR MY FAMILY

Gastos		Ingreso	
Rent:a	$_____	Trabajo 1:	$_____
Comida:	$_____	Trabajo 2:	$_____
Seguro:	$_____	Trabajo 3:	$_____
Transporte:	$_____	Otro:	$_____
Tarjeta de crédito:	$_____		
Pago del auto:	$_____		
Entretenimiento:	$_____		
Cuidado de niños:	$_____		
Escuela:	$_____		
Otro:	$_____		
Otro:	$_____		
Esto necesita mi familia cada mes:	$_____	Mi familia gana esto cada mes:	$_____

Prepare:

- ❑ Empezaré transferencias automáticas de mi cuenta de cheques a ahorros
- ❑ Configuraré pagos automáticos para mis gastos cuando sea posible
- ❑ ¡Empezaré a ahorrar $___ cada mes!

Quiero ahorrar lo suficiente para cubrir (#) ___ meses de gastos de mi familia.
Ahorraré: $_____para el _____ (fecha)

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CASE STUDY #1

George is worried about how he and his family would access the money in his savings account if he were detained.

He is considering withdrawing his money so his family can access it.

What resources would you offer this client?

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CASE STUDY #1

- Encourage George to keep his bank account open and help him make sure it's a good fit.
- Ensure he has online access to his bank account, automated bill pay, and the ability to initiate cash transfers.
- Explore other products (prepaid cards, Lending Circles) and strategies (e.g., keeping the credit limit low) to keep his money safe and accessible.

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CASE STUDY #2

Sushmina is her family's sole breadwinner. She's worried about being unable to support her family if she's picked up in a raid.

Adding potential legal costs to her household's regular monthly expenses could be financially devastating.

She doesn't have much money saved, and she wants to do something to prepare herself and her family.

What resources would you offer this client?

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CASE STUDY #2

- Encourage her to take inventory of all of her belongings.
- Encourage her to make a plan for each item and identify someone trustworthy to manage the process in her absence.
- Support her in setting savings goals.
- Help her prepare to send wire transfers.
- Help her investigate affordable loan options.

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DOWNLOAD THE GUIDE

English: bit.ly/prepmyfam

Spanish: bit.ly/prepmifamilia

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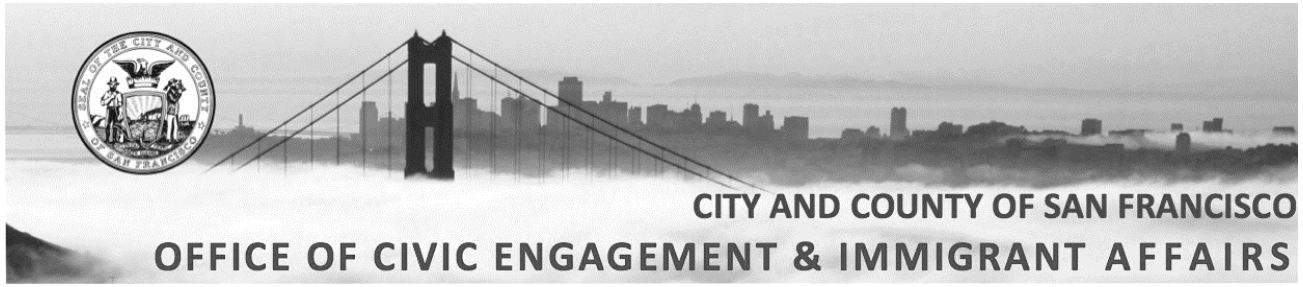
OUR COLLABORATORS



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