



# governmentattic.org

*"Rummaging in the government's attic"*

Description of document: **FOIA processing file for US Department of Justice (DOJ) Office of Information and Privacy (OIP) request AG/03-R0320 (Federal Mass Immigration Emergency Plan, Operation Distant Shore), 1991-1995**

Requested date: 22-May-2003

Released date: 28-April-2008

Posted date: 22-June-2008

Date/date range of document: 03-May1991 – 10-Jqanuary-1995

Source of document: Chief of Staff  
Office of Information and Privacy  
Department of Justice  
Suite 11050  
1425 New York Avenue, N.W.  
Washington, DC 20530-0001  
(202) 514-FOIA

The governmentattic.org web site ("the site") is noncommercial and free to the public. The site and materials made available on the site, such as this file, are for reference only. The governmentattic.org web site and its principals have made every effort to make this information as complete and as accurate as possible, however, there may be mistakes and omissions, both typographical and in content. The governmentattic.org web site and its principals shall have neither liability nor responsibility to any person or entity with respect to any loss or damage caused, or alleged to have been caused, directly or indirectly, by the information provided on the governmentattic.org web site or in this file.



U.S. Department of Justice

Office of Information and Privacy

Telephone: (202) 514-3642

Washington, D.C. 20530

APR 28 2008

Re: OIP/04-R0177  
CLM:VRB:DRH

This is our final response to your Freedom of Information Act (FOIA) request dated May 22, 2003, and received in this Office on May 29, 2003, in which you requested the contents of the FOIA processing file associated with this Office's request numbered AG/03-R0320. This response is made on behalf of the Office of Information and Privacy.

By letter dated July 21, 2005, we advised you that we are continuing to process the remaining fifty-seven documents responsive to your request and would provide you with a response once consultations were completed and disclosure determinations were made. Please be advised that the fifty-seven specified responsive documents did not accurately reflect the amount of material still being processed by this Office because fifteen of those fifty-seven documents were referred to other federal entities as detailed in that same letter. As such, the correct total of remaining responsive documents being processed by this Office is forty-two.

I have determined that thirty-seven documents, totaling fifty-five pages, are appropriate for release without excision and copies are enclosed. Please note that one of these documents contains information outside the scope of your request, and that material has been redacted accordingly. In addition, two documents, totaling two pages, are being released in part with excisions made pursuant to Exemption 5 of the FOIA, 5 U.S.C. § 552(b)(5), which pertains to certain inter- and intra-agency communications protected by the deliberative process privilege. One document, totaling one page, is being withheld on behalf of the United States Citizenship and Immigration Services of the Department of Homeland Security pursuant to the deliberative process privilege of Exemption 5. Lastly, one document, totaling twenty-seven pages, is being withheld on behalf of the Federal Emergency Management Agency of the Department of Homeland Security pursuant to Exemption 2 of the FOIA, 5 U.S.C. § 552(b)(2), which pertains to purely internal agency practices, and pursuant to the deliberative process privilege of Exemption 5.

Because the remaining one document, totaling five pages, is of primary interest to the Department of State, we have referred it to that federal entity for processing and direct response to you. You can contact the Department of State at the following address:

Margaret P. Grafeld  
Director, Office of IRM Programs and Services, SA-2  
Department of State  
5<sup>th</sup> Floor  
Washington DC 20522-6001

Finally, and as we advised in our letter of July 21, 2005, because some records have been withheld and others referred, your final duplication fee would be significantly less than was first estimated. We have now determined that no duplication fee will be assessed for this request. Also in our letter dated July 21, 2005, we asked that you complete the attached sheet with the appropriate information and return it in the enclosed franked envelope so that this Office could initiate a refund with the Consolidated Executive Office of the Department of Justice. We have no record of having received this information from you. As such, we are requesting it once again. This Office will submit the refund request once we have received your reply. The Consolidated Executive Office will then send the refund directly to you. We apologize for this inconvenience.

If you are not satisfied with the action of the United States Citizenship and Immigration Services and the Federal Emergency Management Agency with regard to the documents withheld in full, you may administratively appeal by writing to Freedom of Information Act/Privacy Act Appeals, Associate General Counsel, General Law Division, Department of Homeland Security, Washington, DC 20528, within sixty days from the date of this letter. Both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

If you are not satisfied with my action on your request, you may administratively appeal by writing to the Director, Office of Information and Privacy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, within sixty days from the date of this letter. Both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in black ink, appearing to read 'Carmen L. Mallon', with a long horizontal flourish extending to the right.

Carmen L. Mallon  
Chief of Staff

Enclosures



U.S. Department of Justice  
Office of the Associate Attorney General

ELA

Deputy Associate Attorney General

Washington, D.C. 20530

October 20, 1993

Mr. Robert Perito  
Coordinator for Prevention of Alien Smuggling  
Bureau of INM  
Department of State  
Room 7333  
Washington, DC 20520

Dear Mr. Perito:


Preliminary comments have been received from participating agencies concerning the draft emergency immigration plan, "Operation Distant Shore."

There is substantial agreement on the agency roles outlined in the plan. The issue of port closures remains unresolved, however, and needs further consideration prior to the full interagency review of the plan. I therefore request your agency's participation in a staff-level meeting to discuss in detail the various port closure strategies. A preliminary outline of the pros and cons of the various options is attached.

The meeting has been scheduled for Friday, October 29, 1993, at 2:00 P.M., in the Andretta Room, Main Justice Building, 10th and Constitution Ave., N.W. The Andretta Room is located on the first floor, at the 10th and Constitution Avenue entrance. Please contact David Nachtshain, INS Emergency Planning Coordinator, at (202) 514-2964, to confirm your agency's attendance at this meeting.

Thank you for your cooperation and I look forward to seeing you on October 29.

Sincerely,

  
Phyllis Coven

20900-7



E9

The Associate Attorney General

Washington, D.C. 20530

NOV 18 1993

Dennis Hays  
Director  
Cuba Desk  
U.S. Department of State  
2201 C Street, N.W., Room 3250  
Washington, D.C. 20520

NM  
MS

Dear Mr. Hays:

Thank you for your agency's participation in the November 9, 1993, inter-agency meeting regarding the mass immigration emergency plan, "Operation Distant Shore."

As discussed at the meeting, we are entering the final stage of the planning process which includes compiling a detailed list of those agency resources which can be relied upon in the case of an emergency.

We ask that each agency on the enclosed list update, by November 29, 1993, its appendix to the 1983 immigration emergency plan, a copy of which is enclosed. For those agencies not included in the 1983 plan, or for whom a 1983 appendix was not prepared, please submit a list of the resources your agency can make available to fulfill its responsibilities under the plan.

Please submit the revised agency appendix or list of resources to D. Jerry Rubino, Director, Security and Emergency Planning Staff, Justice Management Division, by November 29, 1993. Mr. Rubino and his staff are available to assist you in the preparation of this material. Mr. Rubino's address is

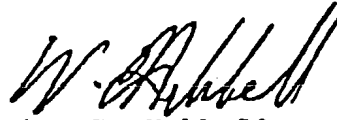
950363, 13

20900-2

as follows: U.S. Department of Justice, Security and Emergency Planning Staff, Room 6525, 10th Street and Constitution Avenue, N.W., Washington, D.C. 20530. The telephone number is (202) 514-2360 and the fax number is (202) 514-1728.

I appreciate your cooperation in this important project.

Sincerely,

A handwritten signature in black ink, appearing to read "W. L. Hubbell", written in a cursive style.

Webster L. Hubbell  
Associate Attorney General

Enclosure(s)

cc: Marc Susser

E9A

**SPECIAL INSTRUCTIONS:**

Certain organizations receiving their appendix from the 1983 Mass Immigration Emergency Plan have provided comments on their statement of responsibilities contained in the "Operations Plan Summaries" section of the November 4, 1993 draft "Operation Distant Shore." Such agencies should ensure that the statement of responsibilities in this section of the November 4, 1993 ODS plan includes updated versions of all pertinent information contained in the 1983 appendix, including names, titles and phone numbers of points of contact plus a complete list of resources if appropriate. If you have any questions please contact Tony Vasaio or Alan Ferber on 202-514-2360.

R0900-3

E9B

LIST OF DEPARTMENTS AND AGENCIES  
RESPONSIBLE FOR UPDATING APPENDIX  
TO 1983 MASS IMMIGRATION EMERGENCY PLAN

DEPARTMENT OF JUSTICE

Federal Bureau of Investigation  
Bureau of Prisons  
U.S. Marshals Service  
Office of Legal Counsel  
Office of Legislative Affairs  
Executive Office for U.S. Attorneys  
Immigration and Naturalization Service  
Office of Public Affairs

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration  
U.S. Coast Guard

HEALTH AND HUMAN SERVICES

Public Health Service  
Administration for Children and Families

CENTRAL INTELLIGENCE AGENCY

OFFICE OF MANAGEMENT AND BUDGET

DEPARTMENT OF STATE

GENERAL SERVICES ADMINISTRATION

DEPARTMENT OF DEFENSE

DEPARTMENT OF TREASURY

U.S. CUSTOMS

R0900-4

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 11/02/94  
Date Received: 11/02/94  
Due Date: 11/09/94

Control No.: 941102-29995  
ID No.: 209810

From: COLGATE, STEPHEN R., AAG, JMD  
To: DAG

Subject:  
11-02-94 MEMO ATTACHING A PREPARED LETTER TO GOVERNOR LAWTON CHILES OF  
FLORIDA, INFORMING HIM OF DOJ'S PROGRESS ON THE DOJ MASS IMMIGRATION  
EMERGENCY PLAN "OPERATION DISTANT SHORE;" INS CONCURS; FOR DAG SIGNATURE.

Action/Information: Signature Level: DAG

Referred To: Assigned: Action:

DAG;GORELICK 11/02/94

JMD;COLGATE 11/14/94

Remarks:

(1) FOR SIGNATURE. (2) DAG SIGNED LETTER DATED 11-14-94. PACKAGE  
RETURNED TO JMD FOR DISPATCH. KGM J94102804377

Comments:

File: TRANSITORY-94 DAG

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 07/29/94  
Date Received: 08/04/94  
Due Date: NONE

Control No.: 940804-21580  
ID No.: 218170

From: MAKRIS, JIM, EPA  
To: ASG

Subject:  
07-29-94 LETTER (REC'D FROM OASG), ON BEHALF OF ADMINISTRATOR BROWNER AND  
ELLIOTT P. LAWS, EPA, RESPONDING TO ACTING ASG/BRYSON'S MEMO DATED JULY 11,  
1994, CONCERNING THE FINAL REVISION OF THE INS' OPERATION DISTANT SHORE MASS  
IMMIGRATION EMERGENCY PLAN, (THE PLAN). . SEE E.S. 94080221355 CONTROL SHEET  
ATTACHED

Action/Information: Signature Level: NONE

Referred To: Assigned: Action:  
JMD;RUBINO 08/04/94

Remarks:  
INFO CC: ASG (1) FOR APPROPRIATE HANDLING.

Comments:

File: TRANSITORY-94 ASG

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 09/06/94  
Date Received: 09/07/94  
Due Date: NONE

Control No.: 940908-24522  
ID No.: 215255

From: KRIMM, RICHARD W., FEMA  
To: ASG

Subject:  
09-06-94 LETTER (W/COVER NOTE FROM OAG/LAIRD TO THE ASG, ODAG/WAXMAN &  
JMD/RUBINO DATED 09-07-94) ADVISING THAT OFFICES WITHIN FEMA ARE STILL IN  
THE PROCESS OF COORDINATING ON THE JUNE 1994 VERSION OF THE MASS IMMIGRATION  
EMERGENCY PLAN. . SEE E.S. 94080221354 CONTROL SHEET ATTACHED - NO RECORD OF  
CORRES. FROM MR. WITT DATED MAY 1994 IN EXEC. SEC.

Action/Information: Signature Level: NONE

Referred To: Assigned: Action:  
ASG;SCHMIDT 09/08/94

Remarks:  
INFO CC: ODAG (WAXMAN) OASG (COVEN), JMD (RUBINO) (1) FOR INFORMATION.  
Comments:

File: TRANSITORY-94 ASG

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 10/07/94  
Date Received: 10/12/94  
Due Date: NONE

Control No.: 941014-28074  
ID No.: 211723

From: KRIMM, RICHARD W., FEDERAL EMERGENCY MANAGEMENT AGENCY  
To: ASG

Subject:  
10-07-94 LETTER (REC'D FROM OASG) ADVISING THAT FEMA HAS COMPLETED ITS  
REVIEW OF THE JUNE 1994 REFORMATTED COORDINATION DRAFT OF THE MASS  
IMMIGRATION EMERGENCY PLAN "OPERATION DISTANT SHORE." ATTACHES GENERAL  
COMMENTS AND SPECIFIC REVISIONS THAT WOULD BE NECESSARY TO OBTAIN FEMA  
CONCURRENCE ON THE DOCUMENT.

Action/Information: Signature Level: ASG

Referred To: Assigned: Action:

ASG;SCHMIDT 10/14/94

Remarks:

INFO CC: DAG, ODAG (COVEN), INS, JMD (RUBINO). (1) FOR APPROPRIATE  
HANDLING.

Comments:

File: TRANSITORY-94 ASG



U.S. Department of Justice

Office of the Deputy Attorney General

RECEIVED  
DEPT. OF JUSTICE

Washington, DC 20530

'95 JAN 25 P2:54

EXECUTIVE SECRETARIAT

January 20, 1995

**MEMORANDUM FOR THE ATTORNEY GENERAL**

THROUGH: THE DEPUTY ATTORNEY GENERAL *sg 1/21/95*  
THROUGH: Seth P. Waxman *sw*  
Associate Deputy Attorney General  
FROM: Amy Jeffress *DAS*  
Special Assistant to the Deputy Attorney General  
SUBJECT: **Mass Immigration Emergency Plan Exercises**  
PURPOSE: To inform you of the schedule for the Mass Immigration Emergency Plan tabletop exercises and to invite you to make opening remarks.  
TIMETABLE: The exercises are scheduled for January 25 in Tallahassee, Florida, and February 1 and 8 in Washington.

**DISCUSSION:**

The Department's emergency planning staff, the INS, and an exercise planning contractor have scheduled tabletop exercises of the Department's Mass Immigration Emergency Plan. We are planning three tabletop seminars for January and February, to be followed by full two-day exercises in June.

The first event will be a joint state-federal tabletop exercise in Tallahassee, Florida, on January 25. John Hogan has agreed to participate in this exercise, accompanied by Dave Nachtsheim from INS and Greg Laird, the DOD Liaison to the USMS. Julie Anbender and I will also attend, in addition to Ken Leutbecker from CRS and a number of additional participants from

Exec Sec - 108

INS. John will be acting as the Department's Immigration Emergency Coordinating Officer in this exercise.

The second tabletop exercise will be a federal interagency meeting here in the Great Hall on February 1. We expect to have approximately 100 participants from nearly twenty federal agencies. To underscore the importance of the event, we hope that you will deliver five minutes of opening remarks (now set for 8:30 a.m.). If you agree to participate and are available, I will work with Roxie to put this on your schedule.

Following your remarks, there will be a briefing on the "Incident Annex," the document you recently approved that integrates the Department's Mass Immigration Emergency Plan with FEMA's Federal Response Plan. Many of the participants will be familiar with the former draft of our emergency plan but will not be aware of FEMA's new role in the process. This briefing will be followed by an overview of the exercise scenario.

After this introductory session, the participants will be divided into five groups according to their functional responsibilities. These groups will walk through the emergency scenario and discuss the issues that would be raised by the hypothetical events described in the scenario. The Department will be responsible for coordinating the leadership group (consisting of the support team director and the leaders of operations, financial management, information and planning, public and congressional relations, and international affairs). Seth Waxman has agreed to take the lead in facilitating this group. The day will conclude with a plenary session of all the participants so that each group leader can present the most significant issues raised by the exercise.

The final meeting in this initial round of tabletop exercises will be a February 8 senior policy group exercise. The agenda will be similar to the February 1 meeting, with two exceptions: there will be a very limited number of participants and the event will only last a half day. We have invited Dick Krimm from FEMA; General Jared Bates from the Joint Staff; Judy Miller (General Counsel) and Robert Scales (Director of Military Support) from Defense; Alexander Watson and Phyllis Oakley from State; Admiral Studeman from the CIA; Eric Schwartz from the NSC; Philip Lee, Assistant Secretary, HHS; George Weise, Commissioner of the Customs Service; Roger Johnson, Administrator, GSA; and Admiral Saunders from the Coast Guard, in addition to Doris Meissner, Alex Aleinikoff, Walter Dellinger, Steve Colgate, Carl Stern, Jeff Weiss, and Richard Scruggs.

Unless you or the DAG wishes to, Seth will chair this senior policy group seminar. The group will review the phases of the plan and will focus on policy questions raised by the January 25 and February 1 exercises. Unless you wish to chair the event, we

would like you to make opening remarks for this seminar in addition to the February 1 seminar and participate in the senior policy group to the extent that you wish and your schedule permits.

RECOMMENDATION:

- 1. That you present five minutes of opening remarks at February 1 session.

AGREE TO PRESENT REMARKS

\_\_\_\_\_

DAG SHOULD PRESENT REMARKS

\_\_\_\_\_ *JK* \_\_\_\_\_

- 2. That you make opening remarks to the senior policy group exercise on February 8.

AGREE TO PRESENT REMARKS

\_\_\_\_\_ *JK* \_\_\_\_\_

DAG SHOULD PRESENT REMARKS

\_\_\_\_\_

*AG Approved 1/30/95*



U.S. Department of Justice

Office of the Deputy Attorney General

Associate Deputy Attorney General

Washington, D.C. 20530

94 AUG 9 12:11

1 50.11

August 8, 1994

MEMORANDUM FOR THE ATTORNEY GENERAL  
AND THE DEPUTY ATTORNEY GENERAL

FROM:

Seth P. Waxman *SPW*  
Associate Deputy Attorney General

Amy Jeffress *DAS*  
Special Assistant to the Deputy Attorney General

SUBJECT:

Personnel Requirements for Mass Immigration  
Emergency Plan

PURPOSE:

To advise you of the duties and responsibilities of personnel involved in Operation Distant Shore, the Mass Immigration Emergency Plan and to obtain your guidance on appointments to key positions.

TIMETABLE:

Personnel decisions should be made soon in order to include the selected persons in exercises of the Plan, which are scheduled to begin in August and continue over the next six months.

DISCUSSION:

There are three personnel decisions that are critical to activation of Operation Distant Shore, the Mass Immigration Emergency Plan. In light of recent events, it is essential to designate the persons who would serve in these positions as soon as possible so that they can become acquainted with their responsibilities under the Plan and will be prepared to respond in the event of an emergency.

This memorandum describes the duties and responsibilities of each of these three officials and how each fits within the overall command structure envisioned by the Plan. The three key officials are: the Immigration Emergency Federal Coordinating Officer (IEFCO), the Lead Federal Operating Agent (LFOA), and the lead official on the Emergency Support Team (EST).

## Command Structure

At the highest level, the Plan will be directed by the Immigration Emergency Response Group (IERG), which will be chaired by the Attorney General and will meet as directed by the Attorney General or the President. The IERG is composed of the heads (or their designees) of each federal agency with a role in the Plan.

The overall plans established by the IERG will be implemented by the Emergency Response Team (ERT), the working-level group that will meet at the location of the emergency to coordinate, monitor, and direct local operations during the emergency response, under the guidance of the IEFCO and the LFOA. The ERT will coordinate law enforcement, public information, congressional liaison, community relations and outreach, and other emergency response activities.

The Emergency Support Team (EST) will convene in the DOJ Command Center and coordinate response activities, on a 24-hour basis, from the Department of Justice. The EST will perform strategic and monitoring functions, while the ERT works to implement actual operations at the site of the immigration emergency.

### 1. Immigration Emergency Federal Coordinating Officer (IEFCO)

The IEFCO is the principal planning and operating agent of the President. The Plan provides that the Attorney General will designate the Associate Attorney General or another DOJ official to serve as the IEFCO. The IEFCO will head the Emergency Response Team (ERT) and will be responsible for coordinating overall emergency response activities, coordinating with the IERG on any matters that require national-level decisions or direction, determining and coordinating state support requirements, and tasking federal agencies to perform missions and operations in the Plan and any additional actions that become necessary. If needed, the IEFCO will raise to the IERG policy issues and problems requiring IERG coordination and resolution.

The IEFCO will be the principal spokesperson for federal activities relating to the Plan and will direct the operations of the Joint Information Center for media relations and congressional affairs in the area of emergency response operations. The IEFCO will also provide regular reports to the IERG and the Attorney General.

The Plan assumes that the Associate Attorney General would serve as the IEFCO. Because INS's reporting authority is being transferred to the DAG, however, presumably the DAG would substitute for the Associate as the default IEFCO under the Plan. Due to the enormous amount of time that would be required if the

Plan were activated, it would probably be impractical for the DAG to serve as the IEFCCO. We should therefore plan to appoint another DOJ official to serve as the IEFCCO and conduct exercises based on that assumption.

The IEFCCO must be a high-level federal official with the authority to give commands to the federal agencies involved in implementation of the Plan and to coordinate with the State Coordinating Officer. The IEFCCO must also have the complete confidence of the Attorney General and of the IERG. The ideal candidate would also have experience in responding to crisis situations.

## 2. Lead Federal Operating Agent (LFOA)

The LFOA is the deputy to and the principal operating agent of the IEFCCO, designated to act for and exercise the powers of the IEFCCO during periods when the IEFCCO is absent from the area of the mass immigration emergency. The LFOA must have the authority to guide, to coordinate, and to task daily operations of federal agencies involved in the implementation of the Plan, to coordinate with the State Coordinating Officer and the Defense Coordinating Officer, and to undertake any activities for the IEFCCO in the IEFCCO's absence.

The LFOA must therefore command the respect of the officials from the federal agencies involved in the Plan. Ideally, the LFOA would have significant federal government experience. The LFOA should also be familiar with the area where the immigration emergency is likely to occur so the LFOA can coordinate the federal response with state and local activities. In addition, the LFOA must have the complete confidence of the Attorney General.

In considering who to appoint as IEFCCO or LFOA, please bear in mind that the INS District Director, as the official in charge of the INS office at the site of the emergency, has his own specific duties under the Plan. The INS is the lead agency in designating and training other agency personnel to assist in immigration law enforcement; patrolling ports of entry; coordinating maritime and aerial interdiction operations; coordinating immigration inspections; coordinating landing, apprehension, search, seizure, screening, staging, and transportation operations; and coordinating exclusion and deportation proceedings. The District Director at the site of the emergency would be responsible for that office's participation in these activities and for coordinating with the other agencies involved.

### 3. Director of Emergency Support Team

The DOJ official in charge of the Emergency Support Team will direct that team's activities, on behalf of and in the absence of the IEFECO. This official would take the lead on coordinating activities from DOJ when the IEFECO is at the site of the emergency, and will serve as the point of contact in the Command Center for communicating with the LFOA and with others working at the site of the emergency.

#### RECOMMENDATION:

We recommend that you consider these needs and advise us on (1) who should serve as the IEFECO; (2) who should serve as the LFOA; and (3) who should serve as the director of the Emergency Support Team.

#### IEFCO

High-level federal (preferably DOJ) official, responsible for overall coordination.

#### LFOA

Official responsible for operations and coordination at site of emergency. Ideal candidate would have significant federal experience and respect of federal agencies, familiarity with location where emergency is likely to occur, and complete confidence of Attorney General.

#### EST Director

Official responsible for day-to-day response coordination in DOJ Command Center.



U.S. Department of Justice

Office of the Associate Attorney General

---

Washington, D.C. 20530

May 10, 1994

The Honorable Tom Lewis  
United States House of Representatives  
Washington, D.C. 20515

Dear Representative Lewis:

Thank you for the letter that you and several members of the Florida Congressional delegation forwarded, welcoming me to my new duties and offering your assistance in facilitating completion of the Federal Mass Immigration Emergency Plan. The following is an update on the status of the plan.

Revisions to the February 1994 draft are now being made to reflect requested agency changes and the recent reorganization of the Immigration and Naturalization Service. I expect these revisions to be completed by the end of next week, at which time a final coordination draft of the plan will be distributed, followed by the final proof. Please bear in mind that the remaining changes are minor, and the plan is currently operational as written.

The two outstanding local issues are the planning of a temporary staging facility in South Florida and finding alternatives to the federal deputation of state and local law enforcement officials to provide assistance to INS. I am pleased to report that agreement has been reached on a location for a temporary staging facility. Preliminary logistical planning for this site has been completed and the appropriate contracting documents between the concerned governmental agencies are now being prepared for approval. Debbie Kilmer, of the State of Florida Office in Washington, can provide you with more details on this issue if necessary.

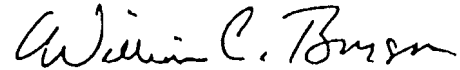
Regarding the deputation issue, the State of Florida has proposed entering into a mutual aid agreement with INS to provide the necessary assistance. However, it has been determined that INS lacks the authority to confer immigration enforcement power on state and local officers through such an agreement. This deficiency can be corrected through federal legislation, and we at some point may propose such a measure. In the meantime, INS District Office and the U.S. Marshals Service are taking the

Exec Sec-125

appropriate preparatory steps for deputation of state and local officers. I am confident that this approach will provide the necessary assistance to INS in the event of an emergency.

Thank you again for your letter, and I look forward to working with you and the delegation to insure that the emergency plan is carefully prepared and properly implemented.

Sincerely,



William C. Bryson  
Acting Associate Attorney General

cc: Jamie Gorelick, DAG  
Sheila Anthony, OLA

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 05/03/91  
Date Received: 05/06/91  
Due Date: 07/22/91

Control No.: 910507-8262  
ID No.: 147136

From: CHILES, LAWTON, GOVERNOR OF FLORIDA, TALLAHASSEE, FL  
To: AG.

Subject:

05-03-91 LETTER (FAX COPY REC'D FROM OAG) REGARDING ANTICIPATED POLITICAL CHANGES IN CUBA. ADVISES THAT HE IS REESTABLISHING A FREE CUBA COMMISSION WHOSE APPOINTEES SHALL REPRESENT FEDERAL, STATE AND LOCAL GOVERNMENT, AND THE DADE COUNTY, FL, COMMUNITY. REQUESTS THAT HE BE UPDATED ON THE STATUS OF THE EXISTING MASS IMMIGRATION EMERGENCY PLAN, AND HOW DOJ INTENDS TO ALLOCATE RESOURCES FROM THE EMERGENCY TRUST FUND, COMMUNICATE WITH AFFECTED STATE AND LOCAL \*\*

Action/Information:

Signature Level: DAG

Referred To:

Assigned: Action:

INS;McNARY

05/07/91

DAG;BARR

06/07/91

EXS;INS;MCNARY

07/23/91

INS;MCNARY

07/23/91

Remarks:

\*\* OFFICIALS, AND INITIATE AND IMPLEMENT OVERALL RESPONSIBILITY FOR COORDINATING THE FEDERAL EFFORT. INFO CC: OAG, OAG (SCHALL); DAG, OLS (1) PREPARE RESPONSE FOR DAG SIGNATURE AND RETURN THRU EXEC. SEC., ROOM 4400-AA. 05-08-91: ORIGINAL REC'D IN EXEC. SEC. & FILED IN AG FILES. (PAB) (2) W/MEMO FROM INS/MCNARY TO THE DAG DATED 06-06-91 SUBMITTING PREPARED RESPONSE FOR THE DAG'S SIGNATURE. (MAU) (SEE E.S. 91062811891.) 07-09-91: PER ODAG/FORD, DD EXT. FROM 06-14-91 TO (1) DAG SIGNED LETTER DATED 07-23-91. ORIGINAL PACKAGE FORWARDED TO INS FOR DISPATCH. (MAU) (SEE E.S. 91112119521, 92010600131.)

Comments:

07-22-91 - DOCUMENT REQUIRED REVISION. (MAU) RJF CORRECTED LTR, TO WPB 7/22/91

File: GOVERNORS

Exec Sec-163

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR OF FLORIDA, TALLAHASSEE, FL  
To: AG. ODD: 05-21-91  
Date Received: 05-06-91 Date Due: 07-22-91 Control #: X910507082629

Subject & Date  
05-03-91 LETTER (FAX COPY REC'D FROM OAG) REGARDING  
ANTICIPATED POLITICAL CHANGES IN CUBA. ADVISES THAT HE IS  
REESTABLISHING A FREE CUBA COMMISSION WHOSE APPOINTEES SHALL  
REPRESENT FEDERAL, STATE AND LOCAL GOVERNMENT, AND THE DADE  
COUNTY, FL, COMMUNITY. REQUESTS THAT HE BE UPDATED ON THE  
STATUS OF THE EXISTING MASS IMMIGRATION EMERGENCY PLAN, AND  
HOW DOJ INTENDS TO ALLOCATE RESOURCES FROM THE EMERGENCY  
TRUST FUND, COMMUNICATE WITH AFFECTED STATE AND LOCAL \*\*

Referred To:	Date:	Referred To:	Date:	
(1) INS;MCNARY	07-23-91	(5)		W/IN:
(2)		(6)		
(3)		(7)		PRTY:
(4)		(8)		1
INTERIM BY:		DATE:		OPR:
Sig. For: DAG		Date Released: 07-23-91		PAB

Remarks  
(1) DAG SIGNED LETTER DATED 07-23-91. ORIGINAL PACKAGE  
FORWARDED TO INS FOR DISPATCH. (MAU)

Other Remarks:

FILE: GOVERNORS

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*



Office of the Deputy Attorney General  
Washington, D.C. 20530

July 23, 1991

The Honorable Lawton Chiles  
Governor of Florida  
The Capitol  
Tallahassee, Florida 32399-0001

Dear Governor Chiles:

Thank you for your recent letter to the Attorney General regarding the Mass Immigration Plan for South Florida. The Department of Justice shares your concerns regarding the political situation in Cuba and appreciates your interest in the Mass Immigration Emergency Plan.

Because of these concerns, the Immigration and Naturalization Service (INS) has initiated an effort to update and refine the draft plan. The INS District Office in Miami is coordinating this effort. Three recent multi-agency planning sessions have been held; the most recent of which was conducted at the Coast Guard Station in Key West on May 10th. The goal of these planning sessions has been to develop a plan which will be acceptable to all involved Federal, State, and local agencies.

The INS plans to have incorporated the suggestions of the various participating agencies into a revised draft Mass Immigration Emergency Plan for South Florida. It is my understanding that a meeting will be rescheduled soon in Florida to review this updated draft.

In addition to representatives from your office and several local governments, the May 10th meeting was attended by representatives from the Department of Community Affairs Emergency Management Division; Florida Department of Law Enforcement; Florida National Guard; and the Florida Marine Patrol.

The Immigration Emergency Fund was discussed at some length at the meeting, and I am sure that by now you have been thoroughly briefed by your staff on this issue. Nonetheless, the following information is provided in response to specific questions raised in your letter.

Exec Sec 166

At the outset of a mass immigration emergency, INS and other Federal agencies will immediately implement the plan.

Based on information from a variety of sources (including but not limited to Federal law enforcement agencies, the Intelligence Community, the Governor's office, etc.), the National Security Council will recommend to the President whether or not a Presidential Proclamation should be issued. The Immigration Emergency Fund contains provisions for reimbursement to States and localities whether or not a Presidential Proclamation has been issued; without a Proclamation, however, reimbursement to States and localities would be limited to \$20 million. All requests for reimbursement will be considered by the Department of Justice, but actual disbursement will depend, of course, upon the exact nature of the emergency.

I am optimistic that in the very near future, a workable plan will be drafted and formalized by the appropriate Federal, State, and local officials. Again, I thank you for your interest in the Mass Immigration Emergency Plan for South Florida and for the excellent cooperation exhibited by the various Florida agencies.

Sincerely,



William P. Barr  
Deputy Attorney General

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR, STATE OF FLORIDA

To: AG.

ODD: 09-24-92

Date Received: 09-08-92 Date Due: 09-24-92 Control #: X92091013432

Subject & Date

08-24-92 LETTER REPORTING ON THE PROGRESS THAT HAS BEEN MADE TOWARD INCORPORATING THEIR CONCERNS INTO THE FINAL DRAFT OF THE MASS IMMIGRATION EMERGENCY PLAN FOR FLORIDA. ADVISES THAT THEY HAVE NOT YET RECEIVED A RESPONSE TO THE JULY 10, 1992, LETTER FROM DEPT. OF COMMUNITY AFFAIRS SEC. LINDA LOOMIS SHELLEY TO ADAG/GREIVELDINGER RECOMMENDING THAT THE DRAFT PLAN BE REVISED TO REFLECT THE IMMEDIATE TRANSPORTATION OF REFUGEES TO TEMPORARY HOUSING AND \*\*

Referred To: Date: Referred To: Date:

- (1) DAG;TERWILLIGE 09-10-92 (5)
- (2) (6)
- (3) (7)
- (4) (8)

W/IN:

PRTY:

1

OPR:

INTERIM BY:

DATE:

Sig. For: AG.

Date Released: 02-10-93

MAU

Remarks

\*\* PROCESSING CENTERS ON FEDERAL FACILITIES OUTSIDE SOUTH FLORIDA AFTER THE COMPLETION OF LANDING PHASE ACTIVITIES. REQUESTS THAT THE AG GIVE THIS MATTER HIS PERSONAL ATTENTION IN HOPE OF EXPEDITING A DECISION. (SEE EXEC. SEC. 91062811891(9), 91112119521 AND 92040705458(9) - CONTROL SHEETS ATTACHED.)  
INFO CC: OAG, ODAG (GREIVELDINGER, FORD), INS, OPC/OLS, CRM.

Other Remarks:

(1) PREPARE RESPONSE FOR AG SIGNATURE AND RETURN THRU EXEC. SEC., ROOM 4400-AA, FOR TRANSMITTAL TO THE AG. 09-15-92 PER ODAG/REINHARDT, CC TO ODAG CAPPUCCIO. BJ 022-10-93: ADMINISTRATIVELY CLOSED OUT PER RMYAHN. (EEW)

OLA CONTACT:

9/10/92 GRG FYI; DAG CC TO GRG FOR ACTION; CC TO RJF FYI  
FILE: IMMIGRATION/HAITIANS  
I920910 1229

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

72 AUG 24 1992

Exec Sec - 204

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 05/25/93  
Date Received: 05/25/93  
Due Date: 06/29/93

Control No.: 930526-10543  
ID No.: 176925

From: CHILES, LAWTON, GOVERNOR OF THE STATE OF FLORIDA  
To: AG.

Subject:  
05-25-93 "DEAR JANET" LETTER (FAX) STRESSING THE NEED FOR DOJ TO CONTINUE NEGOTIATIONS WITH THE STATE OF FLORIDA AND OTHER RELEVANT LOCAL GOVERNMENTS ON A MASS IMMIGRATION EMERGENCY PLAN. ADVISES THAT ON-GOING MEETINGS HAD TAKEN PLACE UNDER THE BUSH ADMINISTRATION AND PROGRESS WAS BEING MADE. HE WOULD HOPE THAT DOJ WOULD STEP IN AND INSURE THAT THE NEGOTIATIONS AND AN EFFECTIVE PLAN ARE A PRIORITY.

Action/Information: Signature Level: AG.

Referred To:	Assigned: Action:
INS;SALE	05/26/93
ASG;HUBBELL	06/17/93
OAG;RENO	06/22/93

Remarks:  
INFO CC: OAG (RENO), ACTING ASG, ODAG. (1) PREPARE RESPONSE FOR AG'S SIG. AND RETURN W/CONTROL SHEET AND INCOMING CORRESPONDENCE TO EXEC SEC, ROOM 4400-AA. 06-01-93: ORIGINAL LETTER REC'D IN EXEC. SEC. ON 05-28-93 AND FORWARDED TO AG FILES. (MAU) (2) W/MEMO FROM INS TO THE AG DATED 06-17-93 SUBMITTING PREPARED RESPONSE FOR AG SIGNATURE. TO ASG FOR CONCURRENCE. RETURN THRU EXEC. SEC. BJ (SEE E.S. 94050913652) (3) ASG CONCURRED ON 06-21-93. TO AG FOR SIGNATURE. BJ 09-09-93: PER OAG/TEMPLETON, CLOSED OUT - AG HAS SEEN BUT NO FURTHER ACTION NECESSARY. (MAU) (SEE E.S. 93121628855)

Comments:

DOUG FRAZIER FOR INFO 5/26/93

File: INS/INS-DOJ MASS IMMIGRATION EMERGENCY PLAN

Exec Sec. 214

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR OF THE STATE OF FLORIDA  
To: AG. ODD: 06-07-93  
Date Received: 05-25-93 Date Due: 06-29-93 Control #: X93052610543  
Subject & Date

05-25-93 "DEAR JANET" LETTER (FAX) STRESSING THE NEED FOR DOJ TO CONTINUE NEGOTIATIONS WITH THE STATE OF FLORIDA AND OTHER RELEVANT LOCAL GOVERNMENTS ON A MASS IMMIGRATION EMERGENCY PLAN. ADVISES THAT ON-GOING MEETINGS HAD TAKEN PLACE UNDER THE BUSH ADMINISTRATION AND PROGRESS WAS BEING MADE. HE WOULD HOPE THAT DOJ WOULD STEP IN AND INSURE THAT THE NEGOTIATIONS AND AN EFFECTIVE PLAN ARE A PRIORITY.

Referred To:	Date:	Referred To:	Date:	
(1) INS;SALE	05-26-93	(5)		W/IN:
(2) ASG;HUBBELL	06-17-93	(6)		
(3) OAG;RENO	06-22-93	(7)		PRTY:
(4)		(8)		1
INTERIM BY:		DATE:		OPR:
Sig. For: AG.		Date Released: 09-09-93		EHZ

Remarks

INFO CC: OAG (RENO), ACTING ASG, ODAG.  
(1) PREPARE RESPONSE FOR AG'S SIG. AND RETURN W/CONTROL SHEET AND INCOMING CORRESPONDENCE TO EXEC SEC, ROOM 4400-AA.  
06-01-93: ORIGINAL LETTER REC'D IN EXEC. SEC. ON 05-28-93 AND FORWARDED TO AG FILES. (MAU)  
(2) W/MEMO FROM INS TO THE AG DATED 06-17-93 SUBMITTING PREPARED RESPONSE FOR AG SIGNATURE. TO ASG FOR CONCURRENCE.

Other Remarks:

RETURN THRU EXEC. SEC. BJ (SEE E.S. 94050913652)  
(3) ASG CONCURRED ON 06-21-93. TO AG FOR SIGNATURE. BJ  
09-09-93: PER OAG/TEMPLETON, CLOSED OUT - AG HAS SEEN BUT NO FURTHER ACTION NECESSARY. (MAU) (SEE E.S. 93121628855)

DOUG FRAZIER FOR INFO 5/26/93  
FILE: INS/INS-DOJ MASS IMMIGRATION EMERGENCY PLAN

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

Exec Sec-215

25 MAY 93



THE GOVERNOR OF THE STATE OF FLORIDA

RECEIVED  
DEPARTMENT OF JUSTICE

'93 MAY 28 P4:55

May 25, 1993 EXECUTIVE SECRETARIA

LAWTON CHILES

The Honorable Janet Reno  
Attorney General of the United States  
Department of Justice  
10th Street and Constitution Avenue, N.W.  
Washington, D.C. 20530

Dear Janet:

I have been watching your early days with great amusement and admiration. My pride in your nomination has only been magnified by your gritty performance thus far.

I did not want to burden you personally with this issue but the lack of an appointment of a Commissioner of the Immigration and Naturalization Service (INS) and the importance of the matter to Florida leaves me no choice.

As you know, of late any chances for a negotiated, diplomatic solution for Haiti appear bleak. With this being the case, I must stress the need for the Justice Department to continue negotiations with the State of Florida and our relevant local governments on a mass immigration emergency plan. On-going meetings had taken place under the Bush Administration and progress was being made. I would hope that your Department would step in and insure that the negotiations and an effective plan are a priority.

Several of the meetings have been held in Florida and we would welcome the opportunity to host the appropriate agency officials in either Miami or Tallahassee in the near future. State officials have been provided with copies of the latest draft and look forward to discussing it with officials from the Justice Department and the other Federal agencies who have a defined mission in the mass immigration plan.

Please contact me at (904)488-2272 or arrangements can be made with Debby Kilmer of our Washington Office at (202)624-5885. I appreciate your attention to this matter and know you fully realize its potential for Florida.

With warmest regards and best wishes,

Sincerely,

A handwritten signature in cursive script that reads "Lawton".  
LAWTON CHILES

cc: Commissioner Tim Moore  
Florida Department of Law Enforcement

Secretary Linda Shelley  
Florida Department of Community Affairs

Exec Sec-218

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR OF THE STATE OF FLORIDA  
To: AG. ODD: 05-13-94  
Date Received: 05-09-94 Date Due: 05-13-94 Control #: X940509136529

Subject & Date  
05-06-94 "DEAR JANET" LETTER (FAX REC'D FROM OAG) REGARDING  
THE RELEASE OF THE FINAL REGULATIONS GOVERNING THE MASS  
IMMIGRATION EMERGENCY FUND THAT THEY HAVE BEEN ANTICIPATING  
FOR SEVERAL YEARS. THEY ARE UNABLE TO FULLY COMPLY WITH THE  
"RULES" GOVERNING APPLICATIONS FOR THE FUNDS UNTIL THE REGU-  
LATIONS ARE PROMULGATED. REQUESTS AN INFORMAL CONSULTATION  
FOR FLORIDA "TO FACILITATE DISCUSSION OF THE NATURE OF THE  
ASSISTANCE PROVIDED BY STATE OR LOCAL GOVT." ADVISES THAT \*

	Referred To:	Date:	Referred To:	Date:	
(1)	OAG;FILES	07-26-94	(5)		W/IN:
(2)			(6)		
(3)			(7)		PRTY:
(4)			(8)		1
	INTERIM BY:		DATE:		OPR:
	Sig. For: AG.		Date Released: 07-26-94		EHZ

Remarks  
07-26-94. CLOSE OUT, PER OASG/COVEN 07-22-94. (EEW)

Other Remarks:

FILE: GOVERNORS/GENERAL

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

*Q/O 6 May 94*

*Exec Sec-219*

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR OF THE STATE OF FLORIDA  
To: AG. ODD: 05-13-94  
Date Received: 05-09-94 Date Due: 05-13-94 Control #: X94050913652

Subject & Date  
05-06-94 "DEAR JANET" LETTER (FAX REC'D FROM OAG) REGARDING  
THE RELEASE OF THE FINAL REGULATIONS GOVERNING THE MASS  
IMMIGRATION EMERGENCY FUND THAT THEY HAVE BEEN ANTICIPATING  
FOR SEVERAL YEARS. THEY ARE UNABLE TO FULLY COMPLY WITH THE  
"RULES" GOVERNING APPLICATIONS FOR THE FUNDS UNTIL THE REGU-  
LATIONS ARE PROMULGATED. REQUESTS AN INFORMAL CONSULTATION  
FOR FLORIDA "TO FACILITATE DISCUSSION OF THE NATURE OF THE  
ASSISTANCE PROVIDED BY STATE OR LOCAL GOVT." ADVISES THAT \*

Referred To:	Date:	Referred To:	Date:	
(1) ASG;COVEN	05-09-94	(5)		W/IN:
(2)		(6)		
(3)		(7)		PRTY:
(4)		(8) OAG;FILES	07-26-94	1
INTERIM BY:		DATE:		OPR:
Sig. For: AG.		Date Released: SEE 9		EHZ

Remarks

\* CONDITIONS IN HAITI, AS WELL AS THE BAHAMAS, CONTINUE TO  
COMPEL HAITIANS TO FIND A SAFE HAVEN. IT IS IMCUMBENT UPON  
THE FEDERAL GOVT TO PLAN AND PROVIDE FOR THESE PEOPLE.  
REQUESTS THAT THIS LETTER BE CONSIDERED AS ANOTHER  
APPLICATION FOR FUNDS FROM THE EMERGENCY RELIEF FUNDS.  
(SEE E.S. 94031508187(9), 93121628855(9), 93061612359,  
93052610543 AND 93101823427 CONTROL SHEETS ATTACHED.)

Other Remarks:

INFO CC: OAG (RENO), ODAG (MARKUS), INS, OLS.  
(1) FOR APPROPRIATE HANDLING. SEE E.S. 94031508187(9) -  
PREPARED RESPONSE IN ODAG FOR CONCURRENCE - COMPLETE FILE  
ATTACHED. ORIG LTR REC'D & FORWARDED TO AG FILES. (EHZ)

05-10 AG NOTED

FILE: GOVERNORS/GENERAL

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

Exec Sec-220



THE GOVERNOR OF THE STATE OF FLORIDA

LAWTON CHILES

May 6, 1994

FLORIDA DEPARTMENT OF

94 MAY 16 10:41

REC'D

Honorable Janet Reno  
United States Attorney General  
Department of Justice  
Tenth and Constitution Avenue, NW  
Washington, DC 20530

Dear Madam Attorney General:

For several years, we have been anticipating the release of the final regulations governing the Mass Immigration Emergency Fund. As you know, we are unable to fully comply with the "rules" governing applications for the funds until the regulations are promulgated. We are frustrated that they are still not available in final form; however, I intend to use them as guidance in this request. Therefore, this letter will serve as Florida's request for informal consultation "to facilitate discussion of the nature of the assistance provided by state or local government."

There is no way for anyone to accurately predict the onslaught of a mass immigration influx. At the same time, there is absolutely nothing which assures me that the State will not continue to receive entrants daily. During the month of April alone, the Border Patrol apprehended 439 Haitians and 42 Cubans; the Coast Guard apprehended 612 Haitians and 726 Cubans. Of this number of Haitians, only 212 were repatriated, and none of these numbers reflect the 105 Haitians and 6 Cubans picked up already in May. These detected entries, and other entries not detected, have occurred from as far south as the Keys to as far north as Martin County. Simply put, the people of Florida continue to experience the overwhelming burden of illegal immigration.

When the 411 Haitians arrived on April 21, the US Public Health Service requested assistance with the health processing from the Florida Department of Health and Rehabilitative Services Administrator located in the Miami area. In addition, the Florida Department of Corrections was requested to stand by with buses for use as transport for Haitians to the Krome Detention Center; the Florida Department of Law Enforcement staff was also on call, as was the Florida Division of Emergency Management.

General, I believe that these requests made by the federal government to the state government, demonstrate clearly that the federal government "requires the resource of a state or local government to ensure the proper administration of the immigration laws of the United States or to meet urgent demands arising from the presence of aliens in a state or local government's jurisdiction."

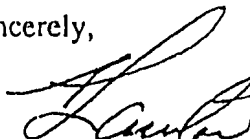
Honorable Janet Reno  
May 6, 1994  
Page 2

I further believe that no matter what measuring stick is used in this instance, Florida should be allowed access to the emergency funds. There may be other costs at both the state and local level, which I will be prepared to document as we draw from the emergency fund.

Conditions in Haiti as well as in the Bahamas continue to compel Haitians to find a safe haven. It is incumbent upon the federal government to plan and provide for these people. The state of Florida does not enact or enforce US immigration policy and consequently does not believe we should bear the financial burden of illegal aliens. Please consider this letter as another application for funds from the emergency relief funds.

As always, I appreciate your cooperation and the openness of your staff. With kind regards, I am

Sincerely,



Lawton Chiles

LC/dm



LAWTON CHILES  
GOVERNOR

# Office of the Governor

RECEIVED  
DEPARTMENT OF  
THE CAPITOL  
TALLAHASSEE, FLORIDA 32399-0001

'94 MAY -9 AM 1:44

EXECUTIVE SECRETARIAT

RECEIVED

MAY 6 5 16 PM '94

OFFICE OF THE  
ATTORNEY GENERAL

## FAX COVER SHEET

FOLLOWING 3 PAGES  
(including cover sheet)

DATE: 5/6/94

TO: General Janet Reno

FAX #: 202-514-0055

FROM: LC

Executive Office of the Governor  
Phone (904) 488-5603  
Fax (904) 922-4292

MESSAGE: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Fax Operator RM

93 FILES  
AG RENO

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT HISTORY DATA SHEET

From: CHILES, LAWTON, GOVERNOR OF FLORIDA  
To: AG.

ODD: 01-04-94

Date Received: 12-15-93 Date Due: NONE

Control #: X931216288559

Subject & Date

12-09-93 LETTER CALLING THE AG'S ATTENTION TO THREE SPECIFIC CONCERNS REGARDING THE THOUSANDS OF WOULD-BE-REFUGEES WHO HAVE REACHED FLORIDA'S SHORES DURING THE PAST YEAR: (1) THE CUMULATIVE EFFECT OF THE ENTRANTS IS WEARING DOWN FLORIDA'S CAPABILITY TO EFFECTIVELY CARE FOR THEM; (2) MANY OF THE HAITIANS WHO HAVE TAKEN UP RESIDENCE IN THE BAHAMAS ARE NOW SEEKING ENTRY INTO THE U.S. THROUGH FLORIDA; AND (3) THE IDENTIFICATION AND ESTABLISHMENT OF RECEPTION FACILITIES IN\*

Referred To:	Date:	Referred To:	Date:	
(1) ASG;HUBBELL	03-11-94	(5) OAG;RENO	04-22-94	SPEC:
(2) OAG;RENO	03-15-94	(6)		
(3) OAG;RENO	04-15-94	(7)		PRTY:
(4) DAG;GORELICK	04-15-94	(8)		1
INTERIM BY:		DATE:		OPR:
Sig. For: AG.		Date Released:		EHZ

9 DEC 93

Remarks

- (1) W/MEMO FROM INS TO THE AG DATED 03-09-94 SUBMITTING A PREPARED RESPONSE FOR AG SIG; THRU ASG FOR CONCURRENCE. (CYN)
- (2) ASG CONCURRED ON 03-11-94. TO AG FOR SIGNATURE. KGM
- (3) W/MEMO (COPY) FROM THE ASG TO THE AG DATED 04-13-94, SUBMITTING A PREPARED RESPONSE FOR AG SIG. (ORIGINAL PACKAGE WAS DELIVERED DIRECTLY TO OAG/TEMPLETON AND A COPY WAS PROVIDED TO ODAG/CORRIGAN) UPDATED CONTROL SHEET

Other Remarks:

- PROVIDED TO INS. KGM (SEE E.S. 94050913652)
- (4) ORIGINAL PKG RECEIVED FROM OAG/TEMPLETON FOR FORWARDING TO DAG FOR REVIEW AND CONCURRENCE ASAP. KGM
- (5) DAG INITIALED AND FORWARDED TO AG FOR SIG. (CYN)
- 3/11/94 /S/ TO E.S.
- 04-15 TO E.S. FOR DAG CONCURRENCE

FILE: IMMIGRATION/GENERAL

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

Exec Sec-223

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR OF FLORIDA

To: AG.

ODD: 01-04-94

Date Received: 12-15-93 Date Due: 01-04-94 Control #: X93121628855

Subject & Date

12-09-93 LETTER CALLING THE AG'S ATTENTION TO THREE SPECIFIC CONCERNS REGARDING THE THOUSANDS OF WOULD-BE-REFUGEES WHO HAVE REACHED FLORIDA'S SHORES DURING THE PAST YEAR: (1) THE CUMULATIVE EFFECT OF THE ENTRANTS IS WEARING DOWN FLORIDA'S CAPABILITY TO EFFECTIVELY CARE FOR THEM; (2) MANY OF THE HAITIANS WHO HAVE TAKEN UP RESIDENCE IN THE BAHAMAS ARE NOW SEEKING ENTRY INTO THE U.S. THROUGH FLORIDA; AND (3) THE IDENTIFICATION AND ESTABLISHMENT OF RECEPTION FACILITIES IN\*

	Referred To:	Date:	Referred To:	Date:	
(1)	INS;MEISSNER	12-16-93	(5)		W/IN:
(2)			(6)		
(3)			(7)		PRTY:
(4)			(8) ASG;HUBBELL	03-11-94	1
	INTERIM BY:		DATE:		OPR:
	Sig. For: AG.		Date Released: "SEE 9"		EHZ

Remarks

\* FLORIDA FOR THE "TEMPORARY" DETENTION OF ENTRANTS. THE GOVT HAS MADE NO COMMUNICATION WITH THE STATE ON THIS MATTER AND THE UNCERTAINTY OF WHERE THESE PEOPLE WOULD BE DETAINED IN THE IMMEDIATE STAGES OF AN EMERGENCY IS OF GRAVE CONCERN TO HIM. REQUESTS A STATUS REPORT ON THE IDENTIFICATION PROCESS. (SEE EXEC. SEC. 93101823427, 93061612359, 93052610543 AND 93040105001 CONTROL SHEETS ATTACHED.)

Other Remarks:

INFO CC: OAG (RENO), ASG, OASG (COVEN), OLS.  
(1) PREPARE RESPONSE FOR AG SIG AND RETURN W/CONTROL SHEET AND INCOMING CORRESPONDENCE TO EXEC. SEC., ROOM 4400-AA.  
02-03-94: OASG/ANDRE REQ. COPY OF INCOMING. (MLH)

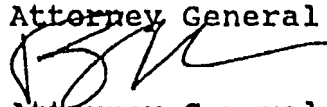
FILE: IMMIGRATION/GENERAL

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

Exec Sec-224

Date: April 13, 1994

MEMORANDUM FOR THE ATTORNEY GENERAL  
THE DEPUTY ATTORNEY GENERAL

FROM: William C. Bryson  
Acting Associate Attorney General  
Phyllis A. Coven   
Deputy Associate Attorney General

SUBJECT: Letter to Governor Chiles Regarding Illegal  
Immigration

PURPOSE: To obtain the signature of the Attorney General  
to a letter to Governor Chiles responding to  
several concerns he has raised regarding the  
impact of illegal immigration in Florida.

TIMETABLE: The Attorney General has requested expedited  
handling.

SYNOPSIS: Letter outlines the measures being taken by the  
Justice Department to address the issue of costs  
to state and local governments of illegal  
immigration.

RECOMMENDATION: Approve and forward to Governor Chiles.

APPROVE \_\_\_\_\_

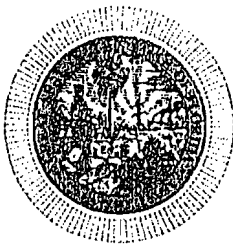
Concurring components:

DISAPPROVE \_\_\_\_\_

N/A

OTHER \_\_\_\_\_

Exec Sec: Original has been provided to OAG/Templeton  
Copy has been provided to DAG/Corrigan



THE GOVERNOR OF THE STATE OF FLORIDA

93 DEC 15 P3 24

1993

LAWTON CILLIES

December 9, 1993

The Honorable Janet Reno  
Attorney General  
Department of Justice  
10th Street and Constitution Avenue, N.W.  
Washington, D.C. 20530

Dear Madam Attorney General:

You are well aware that during the past year thousands of would-be-refugees have reached Florida's shores. I know that your Department and the Immigration and Naturalization Service are working to stem that tide. However, I must call to your attention three specific concerns which are most troublesome at this time.

First, the cumulative effect week after week of hundreds of entrants is wearing down the State's capability to effectively care for these people. It is in fact a mass migration in slow motion with an impact which is just as damaging to the fabric of our communities as a mass influx. I acknowledge full well the very serious humanitarian dilemma the immigrants are experiencing but also must protect the providers and people of South Florida who are still suffering the aftereffects and strains of Hurricane Andrew.

Second, the blockade appears to be discouraging Haitians from leaving Haiti; however, many of the 25,000 to 40,000 Haitians who have taken up residence in the Bahamas are now seeking entry into the U.S. through Florida. That flow seems to be uninterrupted with boatloads arriving weekly in Florida. I have written to Secretary Christopher to urge that during negotiations concerning the stabilization of a democratic government in Haiti, the issue of thousands of Haitians in the Bahamas also be discussed with both Haitian and Bahamian officials. It would seem beneficial to protect those Haitians in the Bahamas or another third country until a government is recognized in their homeland.

Finally, in the State's continuous negotiations with the Justice Department and other federal agencies on the development of a mass immigration emergency plan, I am very pleased with the progress under the leadership of your Department. There is one issue which remains unresolved that, in my view, is key to the effectiveness of the overall plan. That is the identification and establishment of reception facilities in Florida for the temporary detention of entrants. It is the opinion of State officials that the responsibility for this mission has been assigned to the INS in conjunction with the GSA. It is still unclear whether any progress has been made in such an identification. In fact, no communication has been made with the State on this matter. State officials did meet with the Department of Defense and reported to

Honorable Janet Reno  
December 9, 1993  
Page Two

me that it is clear that the Department is prepared to accept large numbers of immigrants from the fifth day onward under the supervision of DoD and INS officials. However, the uncertainty of where these same people would be detained in the immediate stages of an emergency - days one through five - is of grave concern to me as I believe this time is at the crux of the problem. I would appreciate a status report on this identification process.

In closing, I do appreciate all the efforts made to bring this mass immigration plan to reality. As much has been accomplished in the last ten months as has been accomplished in the last ten years, including the publication of the proposed rules on the emergency fund. We look forward to seizing the opportunity afforded by the establishment of such a fund.

With best wishes to you,

Sincerely,  
  
LAWTON CHILES

LC/jth/dk

cc: President Bill Clinton  
Florida's Congressional Delegation

Department Of Justice  
Executive Secretariat  
Control Sheet

Date Of Document: 06/15/93  
Date Received: 06/16/93  
Due Date: 06/30/93

Control No.: 930616-12359  
ID No.: 175122

From: CHILES, LAWTON, GOVERNOR OF FLORIDA  
To: AG.

Subject:  
06-15-93 LETTER (FAX) REQUESTING THAT THE AG UTILIZE HER AUTHORITY, IN ACCORDANCE WITH THE TERMS OF SECTION 404, 66 STAT. 280, AS AMENDED (SEE NOTES, 8 U.S.C. SECTION 1101), TO ALLOCATE FUNDS UNDER THE IMMIGRATION EMERGENCY FUND TO REIMBURSE AND ASSIST AGENCIES IN SOUTH FLORIDA IN RESPONDING TO THE NEEDS OF THOUSANDS OF WOULD-BE REFUGEES SEEKING ASYLUM IN THEIR STATE. ADVISES THAT THE STATE'S INABILITY TO CARE FOR WOULD-BE REFUGEES IS INTENSIFIED \*\*

Action/Information: Signature Level: AG.

Referred To: Assigned: Action:  
INS;SALE 06/16/93

Remarks:

\*\* BY THE RECENT JUNE 8, 1993, COURT DECISION WHICH IMPACTS THE FEDERAL POLICY OF DOJ WITH REGARD TO THE HAITIANS BEING HELD AT THE U.S. GUANTANAMO NAVAL BASE. ENCLOSURES A COPY OF HIS JUNE 15, 1993, LETTER TO PRESIDENT CLINTON. . INFO CC: OAG (RENO, COVEN, RODRIGUEZ), ASG. (1) PREPARE RESPONSE FOR AG SIGNATURE AND RETURN THRU EXEC. SEC., ROOM 4400-AA, WITH INCOMING CORRESPONDENCE, FOR TRANSMITTAL TO OAG. (SEE E.S. 940629184359) 06-18-93: ORIGINAL REC'D IN EXEC. SEC. & FILED IN AG FILES. SEE E.S. 93062112752, 93121628855, 94050913652, 94090824529.

Comments:

07-15-93 ASG REPLIED BY LETTER DATED 07-14-93. (TJ)

File: INS/INS-DOJ MASS IMMIGRATION EMERGENCY PLAN

Department Of Justice  
Executive Secretariat  
Control Sheet

Date Of Document: 03/14/94  
Date Received: 03/14/94  
Due Date: NONE

Control No.: 940315-8187  
ID No.: 231488

From: CHILES, LAWTON, GOVERNOR OF FLORIDA  
To: AG.

Subject:  
03-14-94 LETTER EXPRESSING HIS CONCERN BY THE COSTS THAT ARE IMPOSED ON  
STATE AND LOCAL GOVERNMENTS AS A RESULT OF THE PRESENCE OF UNDOCUMENTED  
REFUGEES IN OUR COMMUNITIES. SINCE IMMIGRATION POLICY AND ENFORCEMENT IS A  
FEDERAL RESPONSI- BILITY, IT IS HIS BELIEF THAT THE FEDERAL GOVERNMENT  
SHOULD BEAR THE BURDEN OF ITS INABILITY TO ENFORCE LAWS. ATTACHES A REPORT  
WHICH POINTS OUT THE COST TO FLORIDA OF UNDOCU- MENTED IMMIGRANTS IN 1993.  
HOPES THIS REPORT WILL \*\*

Action/Information:

Signature Level: AG.

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 2

Referred To:	Assigned: Action:
INS;MEISSNER	03/15/94
OAG;RENO	04/15/94
EXS;DAG;GORELICK	04/15/94
DAG;GORELICK	04/15/94
OAG;RENO	04/22/94
DAG;GORELICK	05/06/94
OAG;RENO	05/10/94
DAG;MARKUS	05/17/94
DAG;MARKUS	05/17/94
OAG;RENO	05/17/94

Remarks:

\*\* AID IN THE QUEST TO OBTAIN COMPENSATION FOR THE UNFAIR BURDEN IMPOSED ON THE STATES BY ILLEGAL IMMIGRANTS. (REC'D FROM OAG) INFO CC W/INCOMPLETE ATTACHMENTS: OAG (RENO), ASG, OASG (COVEN), OLS. (1) PREPARE RESPONSE FOR AG SIG. & RETURN W/ENCLOSURES TO EXEC. SEC., ROOM 4400-AA. ORIGINAL ENCLOSURE TO INS. (2) W/MEMO (COPY) FROM THE ASG TO THE AG DATED 04-13-94, SUBMITTING A PREPARED RESPONSE FOR AG SIG. (ORIGINAL PACKAGE WAS DELIVERED DIRECTLY TO OAG/TEMPLETON AND A COPY WAS PROVIDED TO ODAG/CORRIGAN) UPDATED CONTROL TO INS. (1) ORIGINAL PKG RECEIVED FROM OAG/TEMPLETON FOR FORWARDING TO DAG FOR REVIEW AND CONCURRENCE ASAP. (PROPOSED RESPONSE ALSO RESPONDS TO E.S. 94031107750(9) AND 93121628855(9).) (2) INITIALED BY THE DAG AND FORWARDED TO AG FOR SIG. (CYN) (SEE E.S. 94033009878(9)). (3) PER OASG/COVEN, REVISED LETTER FORWARDED TO ODAG/MARKUS FOR REVIEW. RETURN TO EXEC SEC. (CYN) 05-09-94: DUE DATE CHANGED TO "NONE". SEE FURTHER LETTER FROM GOV. CHILES - E.S. 94050913652. (4) ODAG/MARKUS CONCURRED ON 05-09-94. TO AG FOR SIG. KGM (1) W/NOTE FROM OASG/COVEN TO OAG/TEMPLETON DATED 05-17-94, SUBMITTING A REVISED RESPONSE FOR AG SIG. TO ODAG/MARKUS FOR CONCURRENCE. KGM (2) ODAG/MARKUS INITIALED ON THE "THRU" LINE. TO AG FOR SIGNATURE. KGM 05-19-94 AG SIGNED LETTER DATED 05-19-94 BY OAG. ORIGINAL MAILED BY EXEC. SEC. ON 05-19-94. CC TO INS. (TJ) SEE E.S. 94060816369

Comments:

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 3

04-15 TO E.S. FOR DAG CONCURRENCE

File:

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 10/15/93  
Date Received: 10/15/93  
Due Date: NONE

Control No.: 931018-23427  
ID No.: 193704

From: CHILES, LAWTON, GOVERNOR OF FLORIDA  
To: CLINTON, PRESIDENT BILL (CC: AG.)

Subject:

10-15-93 LETTER (FAX COPY) EXPRESSING HIS CONCERNS REGARDING THE DIPLOMATIC NEGOTIATIONS ON THE FUTURE OF HAITI AND THE IMPACT OF CONTINUED AND INCREASED MIGRATION FROM HAITI ON SOUTH FLORIDA. ADVISES THAT DOJ HAS TAKEN STEPS TO UPDATE AND STRENGTHEN THE FEDERAL GOVERNMENT'S MASS IMMIGRATION EMERGENCY PLAN AND HOPES THAT THE NEGOTIATIONS BETWEEN THE ADMINISTRATION AND THE STATE OF FLORIDA WOULD PROCEED AS SOON AS POSSIBLE. REQUESTS THAT FLORIDA BE KEPT INFORMED \*\*

Action/Information:

Signature Level: NONE

Referred To:

Assigned: Action:

INS;SALE

10/18/93

Remarks:

\*\* OF ANY IMMINENT SITUATIONS WHICH COULD SIGNIFY OR PROMPT A MASS IMMIGRATION. . INFO CC: OAG (RENO), DAG, ASG, OASG (COVEN), OLS. (1) FOR INFORMATION. (SEE E.S. 93121628855, 94050913652)

Comments:

10/18 TO NATHAN FOR INFO;

File: IMMIGRATIONS/HAITIANS

Exec Sec-232

Department Of Justice  
Executive Secretariat  
Control Sheet

Page: 1

Date Of Document: 08/18/94  
Date Received: 08/18/94  
Due Date: 12/15/94

Control No.: 940818-22733  
ID No.: 217028

From: CHILES, LAWTON, GOVERNOR, TALLAHASSEE, FLORIDA  
To: AG.

Subject:  
08-18-94 LETTER (FAX REC'D FROM OAG) ADVISING THAT HE HAS ISSUED AN EXECUTIVE ORDER FORMALLY DECLARING THAT THE CURRENT CUBAN REFUGEE CRISIS CONSTITUTES A STATE OF EMERGENCY FOR THE STATE OF FLORIDA. IMPLORES THE AG TO IMMEDIATELY IMPLEMENT THE FEDERAL MASS IMMIGRATION EMERGENCY PLAN, TO PROTECT THE PEOPLE AND COMMUNITIES OF FLORIDA. ENCLOSURE. (SEE E.S. 94050913652(9) & 94062918435 - SHEETS ATTACHED.)

Action/Information: Signature Level: AG.

Referred To: Assigned: Action:

INS;MEISSNER 08/18/94

DAG;JEFFRESS 12/01/94

Remarks:

NOTE: OAG HAND CARRIED COPY TO OAG (HOGAN). INFO CC: OAG (RENO), ODAG (MARKUS, WAXMAN), ASG, OASG (COVEN), OPL. (1) PREPARE RESPONSE FOR AG SIGNATURE. RETURN W/CONTROL SHEET AND INCOMING LETTER TO EXEC. SEC., ROOM 4400-AA. 08-25-95: ORIGINAL REC'D AND FORWARDED TO AG FILES. (EHZ) (2) PER INS, REASSIGN TO ODAG/JEFFRESS. PREPARE RESPONSE FOR AG. SIG. RETURN W/CONTROL SHEET & INCOMING LETTER TO EXEC. SEC., ROOM 4400-AA. (DAN) 01-30-95: PER NOTE, ODAG/JEFFRESS MET WITH DEBBIE KILMER OF MR. CHILES OFFICE REGARDING THIS MATTER - CLOSED OUT. KGM

Comments:

MTG BETWEEN JEFFRESS & DEBBIE KILMER CLOSED OUT CASE

File: INS/DOJ-INS MASS IMMIGRATION EMERGENCY PLAN

DEPARTMENT OF JUSTICE  
EXECUTIVE SECRETARIAT CONTROL DATA SHEET

From: CHILES, LAWTON, GOVERNOR, TALLAHASSEE, FLORIDA  
To: AG. ODD: 09-01-94  
Date Received: 08-18-94 Date Due: 12-15-94 Control #: X94081822733  
Subject & Date

08-18-94 LETTER (FAX REC'D FROM OAG) ADVISING THAT HE HAS  
ISSUED AN EXECUTIVE ORDER FORMALLY DECLARING THAT THE  
CURRENT CUBAN REFUGEE CRISIS CONSTITUTES A STATE OF  
EMERGENCY FOR THE STATE OF FLORIDA. IMPLORERS THE AG TO  
IMMEDIATELY IMPLEMENT THE FEDERAL MASS IMMIGRATION EMERGENCY  
PLAN, TO PROTECT THE PEOPLE AND COMMUNITIES OF FLORIDA.  
ENCLOSURE.

(SEE E.S. 94050913652(9) & 94062918435 - SHEETS ATTACHED.)

Referred To:	Date:	Referred To:	Date:	
(1) INS;MEISSNER	08-18-94	(5)		SPEC:
(2) DAG;JEFFRESS	12-01-94	(6)		
(3)		(7)		PRTY:
(4)		(8)		1
INTERIM BY:		DATE:		OPR:
Sig. For: AG.		Date Released: 01-30-95		DAN

Remarks

NOTE: OAG HAND CARRIED COPY TO OAG (HOGAN).  
INFO CC: OAG (RENO), ODAG (MARKUS, WAXMAN), ASG,  
OASG (COVEN), OPL.  
(1) PREPARE RESPONSE FOR AG SIGNATURE. RETURN W/CONTROL  
SHEET AND INCOMING LETTER TO EXEC. SEC., ROOM 4400-AA.  
08-25-95: ORIGINAL REC'D AND FORWARDED TO AG FILES. (EHZ)  
(2) PER INS, REASSIGN TO ODAG/JEFFRESS. PREPARE RESPONSE

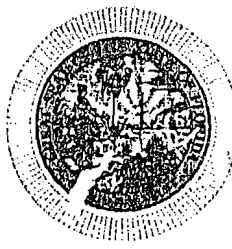
Other Remarks:

FOR AG. SIG. RETURN W/CONTROL SHEET & INCOMING LETTER TO  
EXEC. SEC., ROOM 4400-AA. (DAN)  
01-30-95: PER NOTE, ODAG/JEFFRESS MET WITH DEBBIE KILMER OF  
MR. CHILES OFFICE REGARDING THIS MATTER - CLOSED OUT. KGM

MTG BETWEEN JEFFRESS & DEBBIE KILMER CLOSED OUT CASE  
FILE: INS/DOJ-INS MASS IMMIGRATION EMERGENCY PLAN

REMOVE THIS CONTROL SHEET PRIOR TO FILING AND DISPOSE OF APPROPRIATELY  
\*\*\*\*\*

*06 18 AUG-94*  
Exec. Sec. - 244



94 08 25 P4 23

THE GOVERNOR OF THE STATE OF FLORIDA  
EXECUTIVE ORDER

LAWTON CHILES

August 18, 1994

Honorable Janet Reno  
United States Attorney General  
Department of Justice  
Tenth and Constitution Avenue, NW  
Washington, DC 20530

Dear Madam Attorney General:

Today, I have issued the attached Executive Order formally declaring that the current Cuban refugee immigration crisis constitutes a state of emergency for the State of Florida. Accordingly, I implore you to immediately implement the Federal Mass Immigration Emergency Plan--to protect the people and communities of Florida and to protect the lives of the refugees.

Already, state and local resources are being expended as necessary to respond to the logistical and humanitarian needs created by this crisis. For the short term--until federal resources and personnel are in place and operational--I have begun to implement Florida's Emergency Immigration Plan.

Candidly, however, I strongly insist that the federal government quickly assume its proper role of first, direct and long-term responsibility for logistics, humanitarian needs and costs. Florida expects and deserves reimbursement for costs that we are expending. I renew my consistent appeal for release of critically needed dollars from the Immigration Emergency Fund, for which Florida submitted an application several weeks ago.

Surely, our shared commitment is to respond to the need for both protection of our people and communities--and meeting the human needs of the refugees. I await your timely reply to our urgent requests.

With kind regards, I am

Sincerely,

A handwritten signature in cursive script that reads "Lawton Chiles".  
Lawton Chiles

LC/pm

cc: Florida's Congressional Delegation  
Members of Florida's Cabinet  
Honorable Pat Thomas  
Honorable Bo Johnson  
Honorable Ken Jenne  
Honorable John Long  
Chief Justice Stephen Grimes

# State of Florida

## OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 94-222

WHEREAS, numerous small and large watercraft are arriving daily in Dade and Monroe County transporting refugees from Cuba, and this situation is expected to continue indefinitely, and

WHEREAS, the current dramatic influx of Cuban refugees seeking political asylum is creating continuing and serious problems of health, shelter and traffic control, and

WHEREAS, certain additional specialized equipment and personnel may be required to assist in refugee interdiction, sheltering and related efforts

NOW, THEREFORE, I, LAWTON CHILES, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section 1(a), Florida Constitution, Section 252.31 et seq., Florida Statutes, Section 250.06, Florida Statutes (1993), and all other applicable laws do hereby promulgate the following Executive Order:

### Section 1

A state of emergency exists in Dade and Monroe Counties as a result of the dramatic increase in the number of Cuban refugees.

### Section 2

The Adjutant General of the Florida National Guard is hereby authorized to call to active duty all personnel and equipment of

the Florida National Guard as are necessary to support civil authorities during this emergency. All requests for the assistance of the Florida National Guard shall be coordinated through the Division of Emergency Management Florida Department of Community Affairs.

### Section 3

The executive director of the Florida Department of Law Enforcement, acting under the Governor as the state's chief law enforcement officer, shall serve as liaison and guide the flow of requests from local law enforcement for requesting law enforcement services from the Florida National Guard, should that become necessary.

### Section 4

The Emergency Mass Immigration Standard Operating Procedure in the State Comprehensive Emergency Management Plan is hereby activated. The State Coordinating Officer shall have the power, authority and duties to take any and all action under the Plan necessary for the preservation of the health, welfare and safety of the people of Florida.

### Section 5

The Director, Department of Community Affairs, Division of Emergency Management, shall be the State Coordinating Officer. All State Executive Departments, State agencies and all county and municipal agencies having emergency capabilities or facilities shall render all available assistance as may be

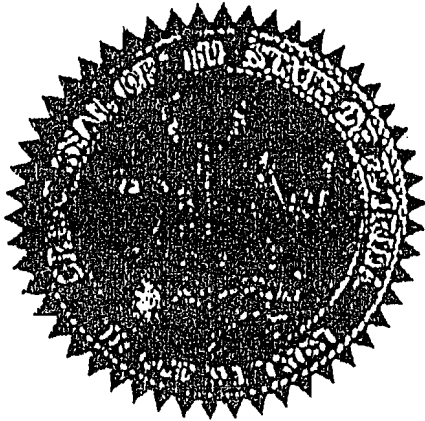
requested through the State Coordinating Officer. The State Coordinating Officer is authorized, in accordance with s. 252.41, Florida Statutes, to provide such support from available personnel, equipment and other resources of state agencies and political subdivisions of the state as may be necessary to reinforce emergency management support forces in areas impacted by this emergency.

Section 6

All agencies and persons having information relating to this emergency shall report such information to the Division of Emergency Management, Florida Department of Community Affairs.

Section 7


This executive order shall be effective for a period of sixty days unless extended or dissolved earlier.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, on this 18th day of August, 1994.

  
GOVERNOR

ATTEST:

  
SECRETARY OF STATE



U.S. Department of Justice

Office of the Deputy Attorney General

Washington, D.C. 20530

October 5, 1994

MEMORANDUM FOR THE ATTORNEY GENERAL  
AND THE DEPUTY ATTORNEY GENERAL

THROUGH: Seth P. Waxman <sup>SPW 10/5</sup>  
Associate Deputy Attorney General

FROM: Amy Jeffress <sup>DAS</sup>  
Special Assistant to the Deputy Attorney General

SUBJECT: Coordination with FEMA and Exercise Planning on  
Mass Immigration Emergency Plan

PURPOSE: To inform you of the progress in coordinating  
FEMA's Federal Response Plan with the Department's  
Mass Immigration Emergency Plan and of the  
tentative schedule for plan exercises.

DISCUSSION:

Over the past few months, there has been some confusion over the role that FEMA should play in a mass immigration emergency. The Department's Mass Immigration Emergency Plan, Operation Distant Shore, envisioned that the Justice Department would be the lead agency in coordinating the federal response to mass immigration and that FEMA would have a role as a consultant and support agency. When Fidel Castro announced in July that he would no longer enforce departure restrictions and Cubans began arriving in Florida in large numbers, we quickly realized that the Department does not have the logistical expertise necessary to take the lead in planning the operational response to a mass immigration emergency. At that point, FEMA was called upon to support the Department in a logistical management role. As a result of the change in the policy toward the Cuban rafters, which took place shortly thereafter, FEMA's participation was not ultimately needed. We still believe, however, that if a mass immigration emergency were to overwhelm Justice Department capabilities and resources, it would be necessary to have FEMA coordinate the federal response.

On September 19, 1994, Jamie Gorelick, Seth Waxman, and I met with Morton Halperin of the NSC, FEMA Director James Witt, and two senior FEMA officials to discuss FEMA's role in immigration emergency planning. We agreed to plan to have FEMA

participate as lead agency in managing the federal response to a mass immigration emergency (within the continental U.S.). The FEMA officials agreed that FEMA would work closely with the Department in revising the Mass Immigration Emergency Plan and would take part in upcoming exercises of the Plan that the Department has arranged with Titan Corporation.

Following that meeting, on September 28, representatives of the Department, including INS officials, met with FEMA planning officers to confirm this understanding and to set a timetable for proceeding with the emergency plan development and exercises. This working group<sup>1/</sup> has begun to discuss how the Department and FEMA will divide responsibilities in a mass immigration emergency. The goal is to develop a "bridge" document to facilitate a transition from Operation Distant Shore to FEMA's Federal Response Plan in the event that an immigration emergency overwhelms the Department's capabilities.

A tentative calendar for the coordination and development of the plan, including the exercise schedule, is attached.

cc: Alan Ferber  
Greg Laird  
Jerry Rubino  
Tony Vasaio

---

<sup>1/</sup> I am participating in this group, along with Greg Laird, Defense Department liaison to the Marshals Service; Tony Vasaio, Assistant Director, Department of Justice Emergency Planning Group; Alan Ferber, Attorney Advisor, Emergency Planning Group; and Dave Nachtsheim, INS, Office of the Assistant Commissioner for Intelligence.

FEMA/DOJ Mass Immigration Emergency Planning  
Tentative Calendar for Planning Coordination and Exercises

- Week of  
October 3: FEMA and INS will submit to the working group an initial draft of the bridging document linking Operation Distant Shore and the Federal Response Plan.
- Week of  
October 10: Working group reviews/approves draft of bridging document and submits to DOJ and FEMA leadership for approval.  
  
Titan Corporation assists INS in developing concept of exercise.
- Week of  
October 17: Bridging document is reviewed/approved within FEMA and DOJ.
- Week of  
October 24: Plan submitted to other agencies for coordination.  
  
INS and Titan Corporation begin meeting with Florida and federal regional officials to discuss exercise plans.
- Week of  
October 31: Titan interviews federal officials to develop exercise plans.
- Week of  
November 14: Titan develops tabletop exercise based on interviews with Florida and federal officials.
- Week of  
November 21: Final draft of bridging document reviewed/approved by other participating agencies and finalized.
- Week of  
December 5: Participants of tabletop exercises scheduled for January are notified.
- Week of  
December 19: Completion of training for facilitators of January exercises.
- Week of  
January 3: INS and Titan complete dry run of tabletop exercise.

Week of  
January 16:      Tabletop exercise held in Washington.

Week of  
January 23:      Tabletop exercise held in Florida.

Week of  
January 30:      DOJ/INS and FEMA meet with Titan to develop plans  
for full field exercise.

NOTICE  
 If the filmed image is less clear than this Notice it is due to the quality of the document being filmed.

AGS 9442

2070

ROUTING AND TRANSMITTAL SLIP		Date
		12/20/94
TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. Alan Ferber <span style="margin-left: 50px;">Tony Vasovic</span>		
2. Amy Jellens		
3.		
4.		
5.		

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

**REMARKS**

Once the joint draft has been signed by DoJ, FEMA would like to do a joint transmittal letter to the Departments & Agencies.

I will work on a format and clear it through FEMA's protocol specialists.

Please telephone me once the package is signed. (I will be on leave next week.)

202-646-3491

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post)	Room No.—Bldg.
Lisa Wilson	Phone No.

5041-102  
 ☆ U.S. G.P.O. 1992 312-070/00009

OPTIONAL FORM 41 (Rev. 7-78)  
 Prescribed by GSA  
 FPMR (41 CFR) 101-11.206



U.S. Department of Justice  
Office of the Deputy Attorney General

Washington, DC 20530

December 28, 1994

MEMORANDUM FOR THE ATTORNEY GENERAL

THROUGH: THE DEPUTY ATTORNEY GENERAL *SS 1/9/95*  
THROUGH: Seth P. Waxman *SPW 1/1/95*  
Associate Deputy Attorney General  
FROM: Amy Jeffress *DAS*  
Special Assistant to the Deputy Attorney General  
SUBJECT: Document Integrating FEMA's Federal Response Plan  
with the DOJ Mass Immigration Emergency Plan  
PURPOSE: To obtain your approval of the attached Annex to  
the Mass Immigration Emergency Plan.

DISCUSSION:

The attached document was drafted by a working group of Department of Justice and FEMA representatives to establish procedures for FEMA's participation in responding to a mass immigration emergency. The document is an Annex to Operation Distant Shore, the Department's Mass Immigration Emergency Plan, and integrates that plan with FEMA's Federal Response Plan. Seth and I have reviewed the document with FEMA representatives and Eric Schwartz from the NSC to ensure that it reflects our -- understanding of the role that FEMA would play in an immigration emergency.

The document has been approved by FEMA Director James Witt and is attached at Tab A for your signature. Once you have approved this draft, it will be circulated for comment to the other agencies involved in the Mass Immigration Emergency Plan. The few remaining issues to be resolved, which are described in the footnotes of the document, will be addressed and incorporated into the final version of this document, along with any acceptable changes suggested by other agencies during the comment process

The Mass Immigration Emergency Plan itself is being revised in light of new understanding of the roles of FEMA and the NSC. Because the plan will be revised further to incorporate changes

Exec Sec-257

arising from the January and February exercises, it will not be circulated until those changes have also been made. A new revised plan should be ready for circulation this spring.

RECOMMENDATION:

That you approve and sign the attached Plan to be circulated to other agencies for coordination.

APPROVE:



Dated:

January 10, 1995

DISAPPROVE:

\_\_\_\_\_

OTHER:

\_\_\_\_\_