



**MEMORANDUM OF UNDERSTANDING BETWEEN THE CONSULATE OF MEXICO IN PORTLAND, OREGON AND THE OREGON EMPLOYMENT DEPARTMENT OF THE UNITED STATES OF AMERICA REGARDING APPROPRIATE ASSISTANCE AND PROTECTION TO MEXICAN TEMPORARY AGRICULTURAL AND NON – AGRICULTURAL WORKERS IN OREGON**

The Consulate of Mexico in Portland, Oregon (“the Consulate”) and the Oregon Employment Department of the United States of America through the Migrant Seasonal Farmworker Program, (“OED”), hereinafter referred as “the Participants”;

**BEARING IN MIND** that the Ministry of Foreign Affairs of Mexico, working in Oregon through the Consulate, represents the United Mexican States before the proper authorities in the United States of America, in terms of the Vienna Convention on Consular Relations;

**CONSIDERING** that the Governments of the United States of America and the United Mexican States regard the protection of migrant workers a priority, as listed as one of the Labor Principles stated on the Annex 1 of the North American Agreement on Labor Cooperation (NAALC) of 1993;

**RECOGNIZING** that the common goal of the Participants is to protect and promote the respect of the rights of the migrant workforce, and particularly to protect and promote the respect of the rights of all such persons who are working in Oregon under the H2 visa program;

**TAKING INTO ACCOUNT** that, according to the statistics from the Department of Labor for the year 2015, 177,828 H2 (temporary worker) visas were issued in the United States from which 86.3% (153,475) were granted to Mexican nationals; and

**CONSCIOUS** of the importance of developing practices that promote the respect of the rights of the migrant workforce;

Have reached the following understanding:

**SECTION I  
Objective**

The objective of this Memorandum of Understanding (MOU) is to establish a collaborative relationship between the Participants for mutual efforts to increase the protection and promotion of the rights of Mexican nationals who are temporarily working in Oregon, as well as to promote the knowledge of rights and obligations of the Mexican migrant workers during their stay in Oregon.

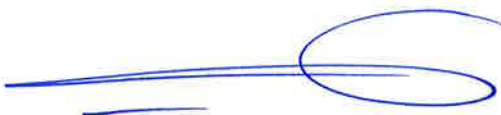
## **SECTION II Scope of Cooperation**

To achieve the objective of this MOU, the Participants, consistent with their respective resources, legal authority and obligations, intend to collaborate to:

1. Identify opportunities to provide timely information and orientation to Mexican nationals who are in Oregon under a temporary work visa (H2).
2. Organize and coordinate community meetings and workshops, where appropriate, with a focus on the Mexican community, to provide information about the diverse resources available to assist temporary and migrant workers in Oregon.
3. Improve the cooperation between the Participants to utilize the resources available in both agencies in a more efficient matter to better assist the Mexican temporary and migrant workers in Oregon.

## **SECTION III Activities of the Participants**

1. The Consulate, consistent with its resources, legal authority and obligations, intends to:
  - a. Based on the information shared by the OED about Mexican nationals that arrive to Oregon with temporary work visas (H2), create a seasonal program of preventive protection activities that include informative workshops about the rights and obligations of the temporary and migrant workers, as well as the resources available for them during their stay in Oregon.
  - b. Participate in workplace visits coordinated by the OED to provide information about the protection and assistance offered by the Consulate to the Mexican nationals, in particular to the temporary and migrant workers in Oregon.
2. The OED, consistent with its resources, legal authority and obligations, intends to:
  - a. Share information with the Consulate about the number and location of the Mexican nationals that arrive to Oregon under temporary work visas (H2) in order to establish a seasonal program of preventive protection activities that include informative workshops about the rights and obligations of the temporary and migrant workers, as well as the resources available for them during their stay in Oregon.



- b. Coordinate workplace visits to provide information about the protection and assistance offered by the Consulate to the Mexican nationals, in particular to the temporary and migrant workers in Oregon.

#### **SECTION IV Implementation**

The Participants may conclude separate arrangements in order to establish the terms for the execution of specific activities of cooperation such as information sharing, confidentiality, intellectual property or any other information deemed necessary.

#### **SECTION V Communication**

For the purpose of this MOU, the Participants indicate the following addresses:

The Consulate:  
1305 SW 12<sup>th</sup> Avenue, Portland, Oregon 97201;

The OED:  
875 Union Street NE, Salem, Oregon 97311.

Each Participant intends to notify the other in a timely way of any change of address.

#### **SECTION VI Coordination and Monitoring**

Each Participant designates a Coordinator who is to be responsible for formulating actions for that Participant to collaborate as set forth in this MOU. Coordinators agree to assemble once a year to monitor the progress of the activities held.

The Coordinators authorized by the Participants for the purposes of this MOU, are the following:

The Consulate appoints:  
Consul for Protection and Legal Affairs

The OED appoints:  
The Program Manager of Workforce Operations or his/her designee.



**SECTION VII**  
**Interpretation and Application**

The Participants may hold consultations at any time, in order to address any aspect regarding the interpretation or application of this MOU.

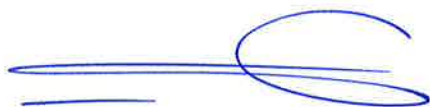
**SECTION VIII**  
**Final Provisions**

The Participants intend this MOU to be effective from the date of its signature and to continue in effect until any Participant decides to discontinue it, by giving notice in writing.

This MOU may be modified through mutual, written understanding of the Participants.

Signed in, in triplicate, at Portland, Oregon, the 27<sup>th</sup> day of August, 2018, in the English and Spanish languages, being both texts equally valid.

**FOR THE CONSULATE  
OF MEXICO IN PORTLAND, OREGON**



**Francisco Maass Peña**  
**Consul of Mexico**

**FOR THE OREGON EMPLOYMENT  
DEPARTMENT OF THE UNITED  
STATES OF AMERICA**



**James Pfarrer**  
**Division Director, Workforce Operations  
Division**