

Reason for Resolution: To encourage PCs to write their Congressional delegation and urge/demand that they support the President's effort to rid us of a Trump policy that distorted a public health policy into an inhumane, unjust and illegal war on asylum seekers.

Resolution to Support President Biden in Rescinding Title 42

Whereas 42 U.S. Code §265¹, commonly called Title 42, authorizes the President and the Surgeon General to suspend entry from a country to prevent the introduction of communicable diseases (passed in 1944); and,

Whereas this public health statute has been abused since 2020² to prevent applications for asylum, a right guaranteed by the Universal Declaration of Human Rights³, the Convention Relating to the Status of Refugees⁴, and the Protocol Relating to the Status of Refugees⁵; and,

Whereas the abuse of this statute has assisted in the expulsion of over 1.7 million people since the beginning of the COVID-19 pandemic⁶ and at least 9,886 kidnappings, torture, rape and other violent attacks on people expelled to Mexico due to the Title 42 policy under the Biden administration⁷; and

Whereas the Centers for Disease Control and Prevention found no public health justification for the use of Title 42 during the COVID-19 pandemic⁸ and has declared that there is no public health reason for its continuation given the amount of mitigation efforts⁹; and

Whereas the ADP Platform stands in opposition to the misuse of Title 42 when it states that Arizona Democrats are committed to protecting the rights of asylum applicants ...in a manner that comports with the obligations of the United States under Article 14 of the Universal declaration of Human Rights of 1948 and the Protocol Relating to the Status of Refugees of 1967¹⁰;

Therefore, be it Resolved, that the Arizona Democratic Party stands with President Biden in rescinding Title 42 and preventing its distorted use at our borders; and

Therefore, be it Further Resolved that this Party urges our entire Congressional delegation to support the President on this issue and directs the Executive Board to send a letter to all members of Arizona's Congressional delegation urging them to support the President in lifting Title 42.

¹ [govinfo.gov/app/details/USCODE-2010j1-title42/USCODE-2010-title42-chap6A-subchapII-partG-sec265](https://www.govinfo.gov/app/details/USCODE-2010j1-title42/USCODE-2010-title42-chap6A-subchapII-partG-sec265)

² [federalregister.gov/documents/2020/03/24/2020-06238/control-of-communicable-diseases-foreign-quarantine-suspension-of-introduction-of-persons-into](https://www.federalregister.gov/documents/2020/03/24/2020-06238/control-of-communicable-diseases-foreign-quarantine-suspension-of-introduction-of-persons-into)

³ Article 14, Section 1. <https://www.un.org/en/about-us/universal-declaration-of-human-rights>

⁴ [ohchr.org/en/instruments-mechanisms/instruments/convention-relating-status-refugees](https://www.ohchr.org/en/instruments-mechanisms/instruments/convention-relating-status-refugees)

⁵ [ohchr.org/en/instruments-mechanisms/instruments/protocol-relating-status-refugees](https://www.ohchr.org/en/instruments-mechanisms/instruments/protocol-relating-status-refugees)

⁶ <https://www.aclu.org/news/immigrants-rights/five-things-to-know-about-the-title-42-immigrant-expulsion-policy>

⁷ <https://www.humanrightsfirst.org/resource/two-years-suffering-biden-administration-continues-use-discredited-title-42-order-flout>

⁸ [ibid. 6](#)

⁹ <https://www.cdc.gov/media/releases/2022/s0401-title-42.html>

¹⁰ <https://azdem.org/wp-content/uploads/2021/01/Revised-2020-ADP-Platform.pdf>
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