

# KNOW YOUR RIGHTS:

## What to do about ICE in my community

### ❓ WHO IS ICE?

- ICE = Immigration and Customs Enforcement. ICE is a federal agency that arrests people suspected of immigration violations.
- ICE agents may be in uniforms or in plain clothing
- ICE agents often pretend to be local police and ask you to talk about an ongoing investigation.

### ❓ AM I PROTECTED FROM ICE ARRESTS?

Noncitizens (i.e., those who are not United States citizens) with pending applications for immigration relief are not automatically protected from immigration enforcement actions.

### ❓ WHO CAN BE DEPORTED FROM THE UNITED STATES?

Immigration officers can initiate removal proceedings against any individual who they “have probable cause to believe” is in the U.S. in violation of immigration laws.

All of the following noncitizens are enforcement priorities, and are therefore at risk of arrest, detention, and removal:

- Noncitizens with a criminal conviction;
- Noncitizens who are defendants in active criminal cases;
- Noncitizens charged with having committed a crime;
- Noncitizens who have engaged in fraud or lied to any governmental agency;
- Noncitizens who have abused any program related to public benefits;
- Noncitizens who have a prior removal order but have not left the U.S.;
- Noncitizens who have a prior removal order, left the U.S., and reentered the U.S. unlawfully;
- Noncitizens who are “a risk to public safety or national security.”



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### IMMEDIATE TIPS

- ☆ Create a plan in case you are arrested, detained or removed
- ☆ Leaving the five boroughs of New York City can be unsafe; immigration enforcement has been more active in areas outside the city;
- ☆ Update the 'blue card' at your child's school with up-to-date information about your emergency contacts;
- ☆ Carry copies of notices of receipt and approval of current and previous immigration applications;
- ☆ Immigration fraud is rampant. Do not fall prey to schemes by fraudulent immigration lawyers or notarios.
- ☆ Do not lie on an immigration application (before signing any official document make sure you fully understand what it means);
- ☆ Do not lie when speaking with a law enforcement official, including ICE;
- ☆ Do not lie when applying for public assistance.

### IF YOU ARE **HOME**, AND AN ICE OFFICER APPEARS AT YOUR DOOR

- ▶ Never immediately open the door when law enforcement appears at their home.
- ▶ Ask the person at the door to identify themselves.
- ▶ Ask if they have a warrant and if so, if they can slip it under the door. Only with a signed order from a judge can they enter without your permission.
- ▶ If they don't have a warrant, you should politely ask them to leave
- ▶ If you have a lawyer, call them immediately.
- ▶ Never lie.

### IF YOU ARE **OUTSIDE YOUR HOME**, & ARE STOPPED BY AN ICE OFFICER:

- ▶ Remain silent.
- ▶ Ask for a lawyer.
- ▶ Do not sign documents.
- ▶ Ask them, "**Am I free to go?**" before answering any questions.
  - > If they say "yes," say "**I don't want to answer questions,**" and walk away.
  - > If they say "no," use your right to remain silent and say, "**I want to use my right not to answer questions. I want to speak to a lawyer.**"
- ▶ If ICE agents start to search your pockets or belongings, say, "**I do not consent to a search.**"
- ▶ Do not say your name or anything else.
- ▶ Never lie.

