

Know Your Rights

March 19, 2025



What we will cover

- What we do at Kivu Immigration Law?
- What do we know about Donald Trump's plans for immigration?
- What can you do to prepare for changing immigration policies?
- What should you do if ICE comes to my house?
- What should you do if ICE approaches in public?
- Q and A



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Trump's plans for immigration

- Anti-immigrant
- Changes to current immigration policy that will only make it harder for immigrants

Most of his actions so far have been aggressive with the goal of instilling fear among immigrant communities.



U.S. Citizenship
and Immigration
Services



Laken-Riley Act

Expands mandatory detention to noncitizen individuals that are **Charged with**, arrested for, **convicted of**, and or admitted to committing

- Burglary
- Theft
- Larceny
- Shoplifting
- Assault on a law enforcement officer
- Any crime resulting in death or serious bodily injury

We think that people with criminal convictions are more vulnerable targets than those with a clean criminal history.



What can you do to prepare for changing immigration policies?



Talk to an immigration attorney

- What options are available to YOU to obtain lawful status or possibly protect yourselves from deportation
- Have the contact information of a trusted immigration attorney
 - Especially one who has experience in “removal defense”



If you are a permanent resident...



Permanent
resident



U.S. Citizen



If your children are US citizens...



start the process
of getting their US
passports



Documents to **have** and **NOT have** on you

ALWAYS CARRY	LEAVE AT HOME
- Valid green card and or work permit	- Any documents from your country of origin
- State ID and or State Driver's License	- False identity or immigration documents
- Any identification issued by the US and does not say anything about your immigration status and country of origin	- Documents that are not yours



Create a Family Preparedness Plan

- Make a plan in the case of an emergency happens

WORTHINGTON AREA FAMILY PREPAREDNESS PLAN

FOR UNDOCUMENTED PARENTS OF US CITIZEN CHILDREN

If you are worried about what will happen to your kids in the event you are detained or deported, it is worth planning ahead to reduce stress and harm in an immigration emergency. While we hope you never have to use this plan, keeping track of the information in this packet will make family matters in any possible detention or deportation easier. Some of the suggested actions can be done today and without needing to meet with a lawyer.

What you can do now, without an attorney

- ▣ Designate who will take care of your child if you cannot by filling out a Standby Guardianship Form.
- ▣ Make a file containing your child's documents, including medical, school, and emergency contact information.

What more you can do, with the help of an attorney

- ▣ Assign a trusted person "power of attorney," so that they can manage your finances on your behalf.
- ▣ Meet with a lawyer to evaluate your immigration status and discuss possible pathways to a work permit, visa, or permanent residence.

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What should I do if ICE comes to my house?



MAIN POINTS

- **Do not open your door**
- Ask ICE to identify themselves and to present a warrant
- **DO NOT give ICE any documents or information**
- If ICE officers enter your house, ask ICE to leave
- **Inform ICE that you do not want them to search**



You have the right to **NOT OPEN** the door

- You can have the conversation through the closed door
- ICE can show you whatever documents they have at the window OR sliding it under the door
- If you open the door the slightest, ICE may push the door open so **DO NOT OPEN YOUR DOOR**



Before you open the door or answer any questions,

Identify who is at your door

- ICE can pretend to be the police
- Ask for their badge and name.
- Ask to see their badge.
- Ask if they have a warrant and to slide it under the door



Without a judicial warrant



ICE CANNOT enter your home

Judicial warrants and ICE warrants



Judicial warrants must have your name and be signed by a judge

AO 93 (Rev. 11/13) Search and Seizure Warrant

UNITED STATES DISTRICT COURT
for the _____

In the Matter of the Search of _____)
(Briefly describe the property to be searched)
or identify the person by name and address) Case No. _____)

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the _____ District of _____
(Identify the person or describe the property to be searched and give its location):

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property described above, and that such search will reveal (Identify the person or describe the property to be seized):

YOU ARE COMMANDED to execute this warrant on or before _____ (not to exceed 14 days)
 in the daytime 6:00 a.m. to 10:00 p.m. at any time in the day or night because good cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to _____ (United States Magistrate Judge)

Pursuant to 18 U.S.C. § 3103a(b), I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (check the appropriate box)
 for _____ days (not to exceed 30) until, the facts justifying, the later specific date of _____

Date and time issued: _____

City and state: _____

Judge's signature

Printed name and title

U.S. DEPARTMENT OF HOMELAND SECURITY Warrant for Arrest of Alien

File No. _____
Date: _____

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

I have determined that there is probable cause to believe that _____ is removable from the United States. This determination is based upon:

- the execution of a charging document to initiate removal proceedings against the subject;
- the pendency of ongoing removal proceedings against the subject;
- the failure to establish admissibility subsequent to deferred inspection;
- biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

(Signature of Authorized Immigration Officer)

(Printed Name and Title of Authorized Immigration Officer)

Certificate of Service

I hereby certify that the Warrant for Arrest of Alien was served by me at _____ (Location)
on _____ (Name of Alien) on _____ (Date of Service), and the contents of this notice were read to him or her in the _____ (Language) language.

Name and Signature of Officer

Name or Number of Interpreter (if applicable)

Form I-200 (Rev. 09/16)

ICE warrants are signed by an ICE supervisor and NOT A JUDGE

Judicial warrants and ICE warrants



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UNITED STATES DISTRICT COURT
for the _____

In the Matter of the Search of _____)
(Briefly describe the property to be searched)
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(Identify the person or describe the property to be searched and give its location):

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property described above, and that such search will reveal (Identify the person or describe the property to be seized):

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Form I-200 (Rev. 09/16)

Without a judicial warrant



ICE CANNOT enter your home

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If ICE is at your door and they do not have a warrant,

You can ask them to leave

Phrases to say

- I DO NOT WANT TO TALK TO YOU
- I DO NOT WANT TO ANSWER ANY QUESTIONS
- I DO NOT GIVE YOU PERMISSION TO COME INSIDE
- I DO NOT WANT TO SPEAK TO YOU; PLEASE LEAVE.



If ICE ignores your rights,

You can still say you do not consent

Phrases to say

- I DO NOT CONSENT TO YOU BEING IN MY HOME. PLEASE LEAVE.
- I DO NOT CONSENT TO THIS SEARCH.
- I DO NOT WANT TO GIVE YOU ANY DOCUMENTS.



What should I do if I come across ICE in public?



MAIN POINTS

- Ask if you are free to go
- Stay silent
- Do not give any false or foreign documents
- Do not give them permission to search



In public, ICE does not need a judicial warrant to arrest or stop someone

they just need reasonable suspicion that someone has violated immigration law



If ICE approaches you and asks for your name
and identification

You have the right to remain silent

- You can ask if you can leave
 - If they say YES: Calmly leave
 - If they say NO: You have the right to ask why you are being stopped



If ICE stops you while you are in your car

You have the right to remain silent.

ICE can demand the DRIVER for their driver's license. As the driver, you still have the right to remain silent.

PASSENGERS, proceed with caution. You have the right to remain silent.



ICE needs a judicial warrant or your consent to search your bag, pockets, glove box, or trunk of your car

You can say you do not consent to your things being searched.

Phrases to say

- **I DO NOT CONSENT TO YOU SEARCHING ME.**
- **I DO NOT CONSENT TO YOU SEARCHING MY BELONGINGS**
- **I DO NOT CONSENT TO YOUR SEARCHING MY CAR.**



General Rules

Do not lie.

Do not show any false or foreign documents.

Do not answer any questions about your criminal history OR immigration history.



**However, when dealing
with ICE in public...**

PROCEED WITH CAUTION



ICE and Fingerprints

ICE will sometimes ask for fingerprints. They can only do so if they have reasonable suspicion to believe that you have violated any immigration law.

If you are not under arrest and they ask for fingerprints, you have the right to ask why.

If they do not have reason to fingerprint you or forcefully take them, you have the right to say I DO NOT CONSENT TO GIVING MY FINGERPRINTS



**Do not sign anything
without speaking to an
attorney first.**



Questions?



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