## 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



### **Kivu Immigration Law**



KIVU IMMIGRATION LAW

222 10TH STREET

222 10<sup>th</sup> St Worthington, MN 56187

info@kivulaw.com

507-295-4858



# 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.





### Laken-Riley Act

**Expands mandatory detention to noncitizen individuals that are** 

Charged with, arrested for, convicted of, and or admit 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 that 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

#### 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 detainment 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.

Make a plan in the case of an emergency happens

# 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,

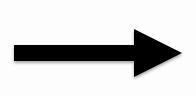
### Identify who is at your door

- 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





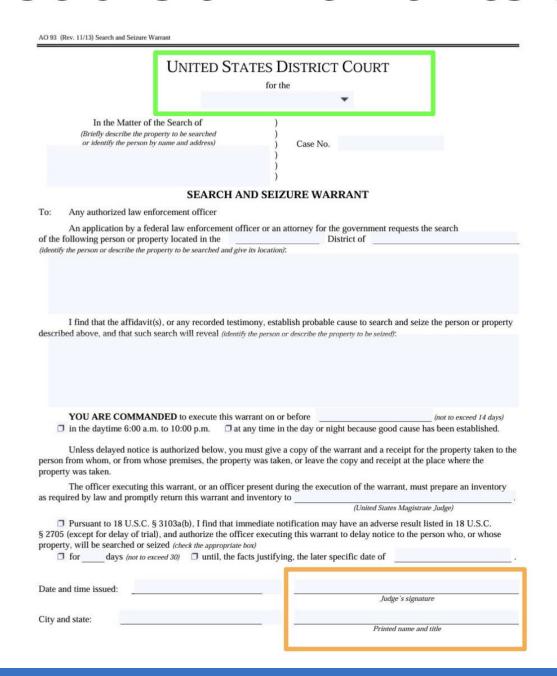
# Without a judicial warrant



# ICE CANNOT enter your home

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

### Judicial warrants and ICE warrants



-	ND SECURITY	Warrant for Arrest of Alien
		File No.
		Date:
To: Any immigration officer author Immigration and Nationality A Regulations, to serve warrants	Act and part 287 of	title 8, Code of Federal
I have determined that there is probable	cause to believe tha	t
is removable from the United States. The	his determination is	based upon:
☐ the execution of a charging doc	ument to initiate ren	noval proceedings against the subject;
☐ the pendency of ongoing remove	al proceedings agair	ast the subject;
the failure to establish admissib	ility subsequent to d	eferred inspection;
information, that the subject either is removable under U.S. immigration statements made voluntarily by reliable evidence that affirmatively notwithstanding such status is rem  YOU ARE COMMANDED to arrest a Immigration and Nationality Act, the ab	the subject to an im y indicate the subject ovable under U.S. in nd take into custody	migration officer and/or other t either lacks immigration status or nmigration law.
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is removable under U.S. immigration statements made voluntarily by reliable evidence that affirmatively notwithstanding such status is rem  YOU ARE COMMANDED to arrest a Immigration and Nationality Act, the ab	the subject to an implicate the subject to an implicate the subject ovable under U.S. in and take into custody overnamed alien.  (Signature)  (Printed Name and Certificate of Service of Alien was served.	migration officer and/or other t either lacks immigration status or nmigration law.  for removal proceedings under the e of Authorized Immigration Officer)  and Title of Authorized Immigration Officer)  by me at
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ICE warrants are signed by an ICE supervisor and NOT A JUDGE



Form I-200 (Rev. 09/16)

### Judicial warrants and ICE warrants





AO 93 (Rev. 11/13) Search and Seizure Warrant UNITED STATES DISTRICT COURT 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 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 (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 ☐ 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 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:

U.S. DEPARTMENT OF HOMELAND SECURITY

0.3.	DEFARTMENT OF HOMELAND SECURITI Walfallt for Affest of Alleli			
	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	e determined that there is probable cause to believe that			
is ren	novable from the United States. This determination is based upon:			
1	☐ the execution of a charging document to initiate removal proceedings against the subject			
1	☐ 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.			
	ARE COMMANDED to arrest and take into custody for removal proceedings under the			
11111111	gration 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) and the contents of this (Date of Service) notice were read to him or her in the (Language)

Form I-200 (Rev. 09/16)

Name or Number of Interpreter (if applicable)



Printed name and title

(Name of Alien)

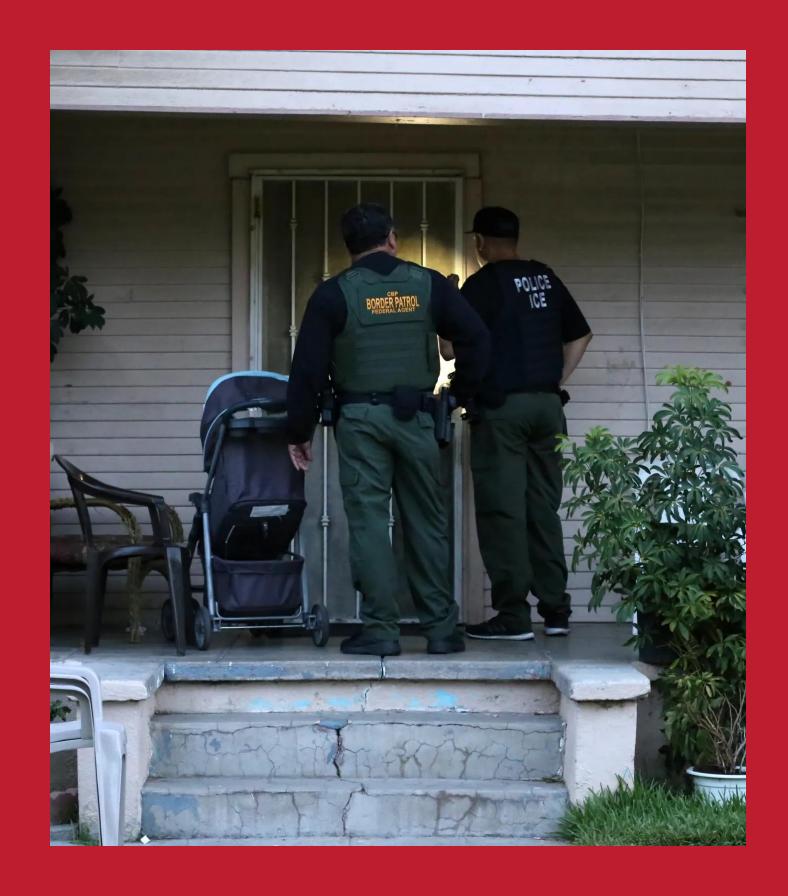
Name and Signature of Officer

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

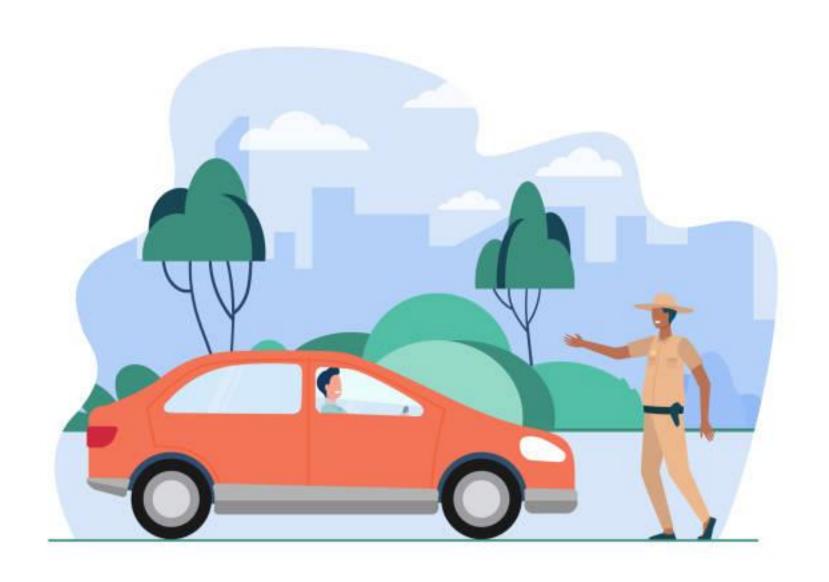


If ICE stops you while you are in your car

# 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?



#### **Erin Schutte Wadzinski**

erin@kivulaw.com (507) 295-4858 www.kivulaw.com

#### **Garrett Lieffring**

garrett@kivulaw.com (507) 295-4858 www.kivulaw.com

