



SOLIDARITY ORGANIZING INITIATIVE

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KNOW YOUR RIGHTS



Rights in your Home



Rights in the Workplace



Rights in School



Family Planning



How to tell warrants apart



Rights for educators



Rights in public



Talking to people about their rights



KYR in places of worship





RIGHTS IN YOUR HOME

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✓ **You have the right to not open the door**

ICE does not have the right to enter your home without a **valid warrant signed by a judge**.

✓ **Keep Calm**

You have the right to **not provide any details about your immigration status**, your name or age. **Remember, do not lie!** You can exercise your right to **remain silent**. Everything you do or say can be used against you.

✓ **Make a family plan**

If you have children identify a caregiver.

✓ **You have the right to not sign**

Any documents without legal counsel present. If you do not speak English ask for an interpreter.

✓ **Record the moment**

It's advised to take videos, pictures or notes of any interaction with ICE. It can help verify an immigration raid and may help your case or someone else's.





RIGHTS IN THE WORKPLACE

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- ✓ You have the right to **stay silent** and to ask to speak with a trusted immigration attorney.
- ✓ **If ICE enters a private area**, you can say: "This is a private area. You cannot legally enter without a judicial warrant signed by a judge. **Do you have a judicial warrant?**".
- ✓ If your colleagues are willing, encourage them to **record or take photos during the interaction**.
- ✓ It can be helpful to have and practice a **rapid response plan with your co-workers**. Practice what to say, what to do.
- ✓ Ask your employer to **schedule a Know Your Right training** for all employees.
- ✓ **Identify an immigration response** network in your area.
- ✓ **If your employer asks to reverify your immigration status** as it relates to your employment, check to see if others are being asked as well. Ask for time to gather documents. Do not provide false documentation.





RIGHTS IN YOUR SCHOOL

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- ✓ **You have the right to speak out**, hand out flyers and petitions and wear expressive clothing in school - as long as they do not violate school policies.
- ✓ **Schools cannot discriminate** against students on the basis of race, color, or national origin.
- ✓ All students, regardless of their immigration status, **have the right to a free public education**.
- ✓ **Parents are not required** to provide their immigration status nor the immigration status of their children to enroll them in school.
- ✓ **Students with limited English proficiency** cannot be turned away by public schools.
- ✓ If ICE begins to search you, you have the right to say. If ICE begins to search you, clearly state: **"I do not consent to this search"**.





FAMILY PLANNING

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- ✓ **Consider granting a trusted person power of attorney.**
 - **Why do this?:** In case you are rendered unable, a power of attorney allows someone else to conduct essential legal functions on your behalf.
- ✓ **Consider adding a trusted person to the list of people **authorized to pick up your children at school.****
- ✓ **Make a plan for someone to take care of your dependents and pets.**

WHAT SHOULD MY PLAN INCLUDE?

It's highly encouraged for non-citizen parents to identify a trusted guardian to care for the wellbeing of their children. Watch "Advance Planning for Non Citizen Parents" from Legal Aid Society on Youtube to learn more about the necessary forms to fill and review [this document comparison chart](#). A copy of the childcare designation form ([NYC, here](#) and [Outside of NYC, here](#)).

GATHER IMPORTANT DOCUMENTS AND HAVE MULTIPLE COPIES

IF YOU SUSPECT AN IMMINENT ICE RAID, CONTACT YOUR ATTORNEY IMMEDIATELY AND FOLLOW YOUR FAMILY COMMUNICATION PLAN.





JUDICIAL VS ADMINISTRATIVE WARRANT

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WHAT'S THE DIFFERENCE?

Administrative warrants or immigration warrants are issued by a federal agency such as DHS and can be signed by an "immigration judge" or an "immigration officer." **Unlike a judicial warrant, an administrative warrant does not authorize a search.** See below for examples of both types of warrants.

See below for examples of both types of warrants.

JUDICIAL WARRANTS v. IMMIGRATION WARRANTS

JUDICIAL WARRANT

AD-10 (Rev. 12/05) Search and Seizure Warrant

UNITED STATES DISTRICT COURT
for the
Eastern District of California

In the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)

Case No. _____

Davis, California 95616

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer 2:11-SW-0161 EFB

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 EASTERN District of CALIFORNIA
(Identify the person or describe the property to be searched and give its location)
SEE ATTACHMENT A, ATTACHED HERETO AND INCORPORATED BY REFERENCE

The person or property to be searched, described above, is believed to conceal (identify the person or describe the property to be searched)
SEE ATTACHMENT B, ATTACHED HERETO AND INCORPORATED BY REFERENCE

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property.

YOU ARE COMMANDED to execute this warrant on or before 5-9-2011
(not to exceed 14 days)

☐ in the daytime 4:00 a.m. to 10 p.m. ☐ at any time in the day or night as I find reasonable 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 _____

☐ I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2703 (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) "Other _____" (Specify reason for delay)

Chattel, the date justifying the later specific date of _____

Date and time issued 5-25-2011 9:10:40 AM

City and state: SACRAMENTO, CALIFORNIA

JOHANN F. BRENNAN, U.S. MAGISTRATE JUDGE

Is this the right address?

Note: only the person, property, & areas specified may be searched

Is it still current?

Is it actually signed by a judge?

IF THE ANSWER TO ALL OF THESE IS YES, THEN IT IS LIKELY A VALID JUDICIAL WARRANT

IMMIGRATION WARRANT

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement
WARRANT OF REMOVAL/DEPORTATION

File No: _____
Date: _____

To any immigration officer of the United States Department of Homeland Security:

(Full name of alien) _____
who entered the United States at _____ on _____ (Place of entry) (Date of entry)

subject to removal/deportation from the United States based upon a final order by:

☐ an immigration judge in exclusion, deportation, or removal proceedings
☐ the Board of Immigration Appeals
☐ a United States District or Magistrate Court Judge

and pursuant to the following provisions of the Immigration and Nationality Act:

I, the undersigned officer of the United States, by virtue of the power and authority vested in the Secretary of Homeland Security under the laws of the United States and by her or her direction, command you to take into custody and remove from the United States the above named alien pursuant to law, at the expense of:

THESE ARE VISUAL CUES THAT THIS IS AN IMMIGRATION WARRANT

(Signature) (immigration officer)

(Title of immigration officer)





RIGHTS FOR EDUCATORS

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WAYS TO SUPPORT UNDOCUMENTED STUDENTS AND THEIR FAMILIES:

✓ Educate

Educate students about their rights by **disseminating “know your rights” materials.**

✓ Provide

- **A safe place for students to wait** if a parent or sibling has been detained.
- **Counseling for students** who had a family member detained by ICE.

✓ Work with parents

To develop a family immigration raid emergency plan and identify a trusted individual to pick up your children from school.

✓ Work with your school board

To pass resolution affirming schools as welcoming places of learning for all.

✓ Identify

Someone at school who can serve as the immigration resource advocate in your building/campus.

✓ Issue

Statements condemning lawless raids and calling for the immediate release of students.





RIGHTS IN PUBLIC

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BELOW, WHAT YOU HAVE THE RIGHT TO SAY AND DO:

✓ If stopped, ask ***"Am I free to go?"*** :

- If YES, state ***"I do not want to answer your questions"*** or ***"I'd rather not speak with you right now"***. Walk away.
- If NO, ask ***"Am I being detained?"***:
 - If no, clearly state ***"I do not want to answer your questions"*** or ***"I'd rather not speak with you right now"***. Walk away.
 - If yes, clearly state ***"I want to exercise my right to remain silent"*** and then say ***"I would like to speak to my immigration attorney"***

✓ If ICE has **probable cause**, they can search you. It needs to be within reason. Repeat: ***"I do not consent to this search"*** if you feel search is illegal.

✓ Remember:

- You have the **right to remain silent**.
- **Do not run, argue, or resist:** Even if you believe your rights are being violated, ICE can use this as reason to stop you and use excessive force.
- Keep your hands visible.
- **Don't lie** about your status or provide false documents.
- Stay **calm**.





TALKING TO PEOPLE ABOUT THEIR RIGHTS

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✓ To share

You have the right to **share truthful, lawfully obtained information** about law enforcement, including about what officers are doing and where they are doing it.

✓ To tell

You have the right to tell people **about their legal rights**.

✓ Make a family plan

Even if the person who initially gathered the information broke the law in getting it, **you have the right to communicate the information as long as you aren't breaking any laws in getting or communicating it—** such as by trespassing or wiretapping.

SOURCE: SOURCE: AMERICAN CIVIL LIBERTIES UNION (ACLU)





KYR IN PLACES OF WORSHIP

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✓ Can ICE enter places of worship?

ICE may enter public spaces in a place of worship; however, **they still need a judicial warrant in order to access private spaces.** Additionally, places of worship do not need to enforce immigration laws. Even if ICE agents enter your congregation, you are under no obligation to talk to them or answer their questions.

✓ What is a “private” vs “public” space?

Whether an area of a church is public or private is going to depend its usage and whether the church has a “reasonable expectation of privacy” in that area. For instance, a church lobby is likely public while a church office, that cannot be entered without a church employee, may be private.

✓ How can places of worship help immigrants?

By providing Know Your Rights information and creating alliances with pro-immigrant organizations in their region. It is also helpful to encourage congregants to stand in solidarity and push back against injustice and family separation.





Sign the **SOLIDARITY ORGANIZING INITIATIVE**

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DEFEND OUR COMMUNITIES FIGHT BACK AGAINST MASS DEPORTATIONS

Trump's mass deportation plans are already underway. Families, children, and workers are under attack. We must get organized now.

✓ **TAKE THE SOLIDARITY PLEDGE**

The Solidarity Pledge connects people across the country to fight back, protect our communities, and resist attacks on immigrants.

✓ **WHAT HAPPENS AFTER YOU SIGN?**

Get plugged into urgent actions and organizing efforts.

Receive details on how to join an organizing call.

Stay informed with updates, resources, and calls to action.

**THIS EFFORT IS LEAD AND SUPPORTED BY A LARGE NUMBER OF
NATIONAL IMMIGRANT RIGHTS AND CIVIL RIGHTS GROUPS.**

