

Informational Session on Immigration Rights Action- Heidi Roux, Director of Immigration Action, Doylestown

What does Immigrant Rights Action offer?

- “Know Your Rights” trainings: Helping our most vulnerable neighbors
- Holds legal clinics
- Grants for financial assistance in navigating the immigration/naturalization process

Know Your Rights

- As long as their feet are on American soil, they have rights under the US Constitution.
- These rights exist regardless of immigration status.
- Suggest individuals carry a Green Card, passport or Consular ID, or RED CARD, attorneys cards.
 - ICE is usually seeking a particular person so make sure you always carry ID.
 - Make copies of important documents especially for children.

What to do if encountering ICE:

- **RED CARDS-** being distributed nationwide, list your rights
- You have to invoke your rights. You can do this verbally or with Red Card.
- Ask “Am I being detained” and if they say “no” you can walk away, if “yes” then do not walk away.
- You can demand that they show ID and ask for their name and badge number.
- If you are a witness to someone being detained, do not interfere or stop the detention.
- **KYR app** - You can use this if you have an encounter with an ICE agent– it will have your contacts notified when you push a button.
- **ConsulApp Contigo** (Mexican Nationals)
 - Other consulates may have apps
- Before allowing ICE into a private building or residence, ask to see a valid judicial warrant.
- If it’s a public building, they can enter without permission.
- Develop a family preparedness plan:
 - Make sure you have copies of documents
 - Designate an authorized individual to temporarily care for children if you are detained
 - Have a protocol (people to contact, lawyer, etc)

EXAMPLES OF WARRANTS -LINK

Appendix A: Sample Judicial Warrant – AO 95 (Rev. 11/13) Search and Seizure Warrant

AO 95 (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 (noted in appropriate box).

for _____ days (not to exceed 10) until the facts justifying the later specific date of _____.

Date and time issued: _____
Judge's signature _____

City and state: _____
Printed name and title _____

Appendix B: Sample Immigration (DHS) Warrant – Form I-200 (Rev. 09/16)

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

File No. _____
Date: _____

To: Any Immigration officer authorized pursuant to sections 216 and 207 of the Immigration and Nationality Act and part 237 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 a determination of inadmissibility,
- biometric confirmation of the subject's identity with a records check of federal databases that affirmatively indicate, by their nature or in relation to other reliable information, that the subject either lacks immigration status or notwithstanding such status, is removable under U.S. immigration law, 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 the subject into custody for removal proceedings under the Immigration and Nationality Act, the above-cited 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 _____ (Date 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))

What happens when someone is detained:

- Possible process-detention center where they will be processed (most people are released on bond) 6 hrs.-2 days.
- Contact attorney to begin detention defense as soon as possible
- Contact family members
- ICE locator system www.ice.gov/locator

Immigration statuses:

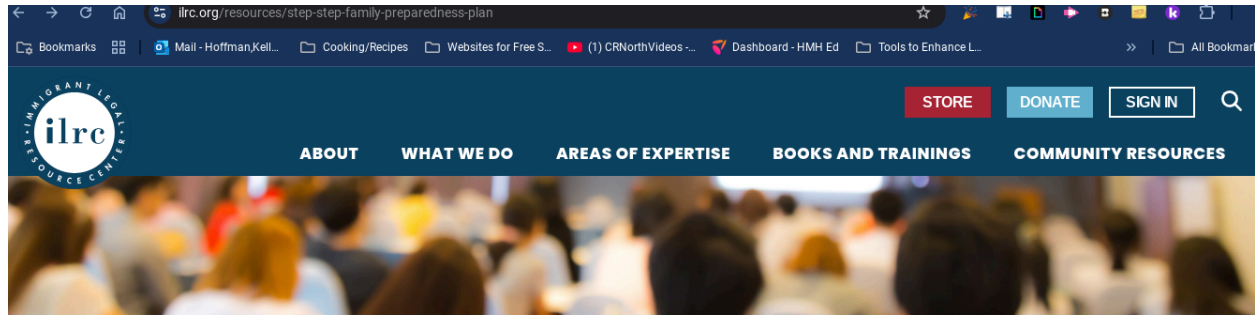
- Immigration status is a spectrum.
 - Misconception that there is a documented or undocumented
 - If they have submitted an application, they have permission to be here. This provides some safety.
 - Documented/Undocumented/People who have submitted applications to adjust status have permission to live in the US.
- [Map to citizenship](#)
- Student Visas are through the University Level but are currently being revoked or not able to be renewed.

- For undocumented families– meet with an immigration attorney every couple of years to determine if a pathway to documented residency has become available.

Additional resources:

The ilrc website is able to offer resources as well as additional training to help you stay informed.

www.ilrc.org/resources/step-step-family-preparedness-plan



Home > PRACTITIONER RESOURCES > **STEP-BY-STEP FAMILY PREPAREDNESS PLAN**

Step-by-Step Family Preparedness Plan

COMMUNITY RESOURCES / FAMILY-BASED

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“We Have Rights” Videos on Youtube

Here are a few videos from the “We Have Rights” video series. There are more, but these will give you an idea of what they contain.

[We Have Rights in Our Community](#)

[We Have Rights in Our Home](#)

ACLU

[ACLU-“Know Your Rights”](#)