

Know Your Rights with ICE

If approached by ICE (Immigration and Customs Enforcement) agents, you have rights!

What can I do if ICE is at my door?

- You do not have to immediately open the door for ICE and you do not have to speak to ICE.
- From **behind the closed door**, you may ask them who they are and to show their badge, ID or business card through the window or peephole or to pass it under the closed door.
- You can ask if they have **a judicial warrant**:

If they say **No**, you do not have to let them in. You may say,

"I do not want to speak with you."

If they say **Yes**, you can ask them to slide it under the door. To know if it is a judicial warrant, look to see who signed the warrant.

A judicial warrant is a warrant from a court, signed by a judge. For example, judge signatures may have "Honorable/Hon." "Judge" "Justice" or "Magistrate" in front of them.

- In an emergency, such as a threat to public safety or a threat to someone's life, ICE can come in without asking your permission. If this happens, you still do not have to speak to ICE.
- If ICE is looking for someone, **you do not need to speak**. If you choose to speak, you can ask ICE to leave contact information. While you do not need to tell ICE where the person is located, providing false information puts you at risk.

What can I do if ICE is inside my home?

- If ICE enters your home without your permission, you can tell them clearly: **"I do not consent to you being in my home. Please leave."** Saying this may not always stop them, but it may help any future legal case.
- If ICE starts to search rooms or items in your home, you can tell them, **"I do not consent to your search."** You can continue to **repeat this** if they continue to search without consent.
- You can tell them if there are **children** or **other vulnerable residents** in your home.

What can I do if ICE stops me on the street or in public?

- Before you say anything, you can ask, **"Am I free to go?"**

If they say **Yes**: you can say,

"I don't want to answer your questions"

If they say **No**: you can say,

"I want to remain silent."

If ICE agents try to search your pockets or belongings, you can say,

"I do not consent to a search."

If they search you anyway, you cannot physically stop them, but clearly saying it may be important in any future legal case.

What can I do if ICE is at my workplace?

- ICE can enter the **public space** of any workplace without needing any type of warrant.
- **Public spaces** may include: office lobby, supermarket, retail store, or dining area of a restaurant.
- ICE cannot legally enter the **private space** of a workplace unless they have the **permission of your employer** or a **judicial warrant**.
- **Private spaces** are employee-only areas that may include the break room or storage room of a workplace.
- **Employers can** ask ICE to show their identification and ask if ICE has a judicial warrant
- As in all public spaces, if approached by ICE at work, **you do NOT have to answer their questions** and can direct them to your employer.
- As always, if ICE agents try to search your pockets or belongings, you can say, **“I do not consent to a search.”** If they search you anyway, you cannot physically stop them, but clearly saying you do not consent may be important in any future legal cases.

What if I am being detained?

- You can tell ICE if you have **medical issues** or need to **arrange for childcare**.
- ICE agents **may not speak your native language**. You can **request an interpreter** for any conversation with ICE or for any appointment or hearing you are given.
- You **do not need to sign any documents** or **answer any questions** before you speak with a lawyer.
- Once detained, you will have **the right to make phone calls** to your family, friends, community leaders, or attorney.
- In detention, **you can receive visitors** including your family, friends, community leaders and attorney. Note that **each jail has its own rules** that visitors must review beforehand.
- If you are being detained, **people in the community may film ICE**, so long as they do not interfere with officers. If ICE agents are trying to talk to or arrest you, starting or continuing to film may put you at risk.
- **You can share with your attorney**, once you have one, **any audio, video, or written notes about your arrest from you or someone who saw your arrest**.
- **For more information**, you can go to: bit.ly/NYLAGICE

If you or a loved one is at risk of deportation, you can make a plan.

- You can get free and confidential immigration legal advice. Immigrant New Yorkers can call **ActionNYC** at **1-800-354-0365** between 9AM – 6PM, Monday through Friday or call 311 and say “ActionNYC.”
- You can **choose an emergency contact and memorize their phone number**. An emergency contact can be someone you trust – a family member, friend, community leader, or a lawyer.
- You can **organize your documents** and keep them in a safe place that your emergency contacts have access to.
- For **more information** you can go to nyc.gov/KnowYourRights

