



# California Emergency Family Planning Toolkit for families at risk of Separation V3.0

This kit is being provided at no charge and the listed organizations suggest consulting with a licensed attorney when completing the attached forms.

This kit includes the following:

- Emergency Family Planning Checklist
- Constitutional Rights Cards
- Forward Latino & Affiliate Contact Information Sheet
- State of Wisconsin Power-of-Attorney for Finances & Property
- State of Wisconsin Power-of-Attorney for Delegating Parental Power

This toolkit is provided by Forward Latino and its California Affiliate:





# Emergency Family Planning To Do List For Mixed-Status Families V3.0

Forward Latino has developed this toolkit for individuals at risk of detention or deportation by U.S. immigration officials. It is important to complete these tasks with the assistance of a licensed immigration attorney prior to being detained. For individuals who do have lawful immigration status, we encourage you to carry your green card, work permit, or other evidence of status with you at all times. If you have any questions, please visit Forward Latino at [www.forwardlatino.org](http://www.forwardlatino.org) or call (833)LAT-INO1.

- 1. Consult with and establish a relationship with an immigration attorney in advance**
  - Review your immigration situation to determine if there is a pathway to legalization.
  - Establish a relationship should you be detained and need legal representation.
  - Review your legal rights.
  - Keep your immigration attorney's phone number with you at all times and share it with your family.
  
- 2. Organize all your immigration-related documents**
  - Organize all of your documents, including your visa, passport, green card, birth certificate, work permits, and any other immigration related papers.
  - Keep copies of all your documents in a safe place and give copies to your attorney.
  
- 3. Establish a Power of Attorney to manage your personal affairs if needed**
  - Designate a trusted person to act as your Power of Attorney in the United States should you be detained or deported. This will allow them to make legal decisions and act on your behalf.
  - Ensure the power of attorney document is legally binding and includes specific instructions regarding your finances, property and other assets, and the care of your children and other dependents.
  
- 4. Avoid Criminal Activity**
  - Adhere to all laws to avoid any actions that could lead to deportation. Even minor offenses can impact your immigration status.
  - If arrested for a crime, consult with an attorney before accepting any plea deals or signing any legal agreements as it might impact your immigration status.
  
- 5. Plan Financially**
  - Ensure you have access to funds to cover legal fees, fines, and other expenses related to your case. Consider setting up a separate savings account for these purposes.
  
- 6. If Detained**
  - Stay calm and follow instructions but do not sign legal documents without having them reviewed by your attorney.
  - Call your immigration attorney immediately. Immigration officials are required to allow you to call your attorney. You also have the right to remain silent until your attorney is present.
  - Write down the name and phone number of your case officer as well as you're A-number (Alien Registration Number). If you do not already have an A-number, you will be assigned one. Share this information with your attorney and family. It will assist them in locating you should you be moved to a different detention facility.
  - Family members can go to <https://locator.ice.gov/odls/#/search> or call (888)351-4024 to find where you are being detained.



# Constitutional Rights Cards

## V3.0



### DERECHOS CONSTITUCIONALES

**NO LE ABRA LA PUERTA** a un agente de inmigración a menos que tenga una orden firmada por un juez. Si no es así, no abra la puerta.

**NO CONTESTE NINGUNA PREGUNTA** de un agente de inmigración si el trata de hablar con usted. Tiene derecho a permanecer en silencio o hablar con su abogado.

**NO FIRME NADA** sin antes hablar con un abogado. Usted tiene el derecho de hablar con un abogado.

**SI ESTÀ CONDUCIENDO Y LO DETIENEN**, el oficial puede exigirle que muestre su licencia, el registro del vehículo y un comprobante de seguro, pero no tiene que responder preguntas sobre su estado migratorio.

**SI USTED ESTÀ AFUERA DE SU CASA**, pregunte al agente si es libre para irse y si dice que sí, váyase con tranquilidad.

**Números de teléfono:**

**Abogado:** \_\_\_\_\_ **Consulado:** \_\_\_\_\_

[www.forwardlatinoespanol.org](http://www.forwardlatinoespanol.org) (833)LAT-INO1



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### CONSTITUTIONAL RIGHTS

**DO NOT OPEN THE DOOR** if an immigration agent is knocking on the door unless They have a warrant signed by a judge. If they do not, do not open the door.

**DO NOT ANSWER ANY QUESTIONS** from an immigration agent if he tries to talk to you. You have the right to remain silent or talk to your attorney.

**DO NOT SIGN ANYTHING** without first talking to an attorney. You have the right to talk to an attorney.

**IF YOU ARE DRIVING AND ARE STOPPED**, the officer may require you to show your license, vehicle registration, and proof of insurance, but you do not have to answer questions about your immigration status.

**IF YOU ARE OUTSIDE YOUR HOME**, ask the agent if you are free to leave and if he or she says yes, leave quietly.

**Phone Numbers:**

**Attorney:** \_\_\_\_\_ **Consulate:** \_\_\_\_\_

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# Forward Latino & Affiliates

## Contact Information

### V3.0

#### **Forward Latino, Inc.**

Office Location: Franklin, WI

Phone: (833)LAT-INO1 or (833)528-4661

[www.forwardlatino.org](http://www.forwardlatino.org) & [www.forwardlatinoespanol.org](http://www.forwardlatinoespanol.org)

#### **California Affiliate:**

**Latino Coalition of San Benito County**

Office Location: San Benito County, CA

Phone: (831)673-2009

<https://latinocoalitionofsanbenitocounty.co>

# Uniform Statutory Form Power of Attorney

(California Probate Code Section 4401)

NOTICE: THE POWERS GRANTED BY THIS DOCUMENT ARE BROAD AND SWEEPING. THEY ARE EXPLAINED IN THE UNIFORM STATUTORY FORM POWER OF ATTORNEY ACT (CALIFORNIA PROBATE CODE SECTIONS 4400–4465). THE POWERS LISTED IN THIS DOCUMENT DO NOT INCLUDE ALL POWERS THAT ARE AVAILABLE UNDER THE PROBATE CODE. ADDITIONAL POWERS AVAILABLE UNDER THE PROBATE CODE MAY BE ADDED BY SPECIFICALLY LISTING THEM UNDER THE SPECIAL INSTRUCTIONS SECTION OF THIS DOCUMENT. IF YOU HAVE ANY QUESTIONS ABOUT THESE POWERS, OBTAIN COMPETENT LEGAL ADVICE. THIS DOCUMENT DOES NOT AUTHORIZE ANYONE TO MAKE MEDICAL AND OTHER HEALTHCARE DECISIONS FOR YOU. YOU MAY REVOKE THIS POWER OF ATTORNEY IF YOU LATER WISH TO DO SO.

I, \_\_\_\_\_ (your name and address) appoint \_\_\_\_\_ (name and address of the person appointed, or of each person appointed if you want to designate more than one) as my agent (attorney-in-fact) to act for me in any lawful way with respect to the following initialed subjects:

TO GRANT ALL OF THE FOLLOWING POWERS, INITIAL THE LINE IN FRONT OF (N) AND IGNORE THE LINES IN FRONT OF THE OTHER POWERS.

TO GRANT ONE OR MORE, BUT FEWER THAN ALL, OF THE FOLLOWING POWERS, INITIAL THE LINE IN FRONT OF EACH POWER YOU ARE GRANTING.

TO WITHHOLD A POWER, DO NOT INITIAL THE LINE IN FRONT OF IT. YOU MAY, BUT NEED NOT, CROSS OUT EACH POWER WITHHELD.

- \_\_\_\_\_ (A) Real property transactions.
- \_\_\_\_\_ (B) Tangible personal property transactions.
- \_\_\_\_\_ (C) Stock and bond transactions.
- \_\_\_\_\_ (D) Commodity and option transactions.
- \_\_\_\_\_ (E) Banking and other financial institution transactions.
- \_\_\_\_\_ (F) Business operating transactions.
- \_\_\_\_\_ (G) Insurance and annuity transactions.
- \_\_\_\_\_ (H) Estate, trust, and other beneficiary transactions.
- \_\_\_\_\_ (I) Claims and litigation.
- \_\_\_\_\_ (J) Personal and family maintenance.
- \_\_\_\_\_ (K) Benefits from social security, medicare, medicaid, or other governmental programs, or civil or military service.
- \_\_\_\_\_ (L) Retirement plan transactions.
- \_\_\_\_\_ (M) Tax matters.
- \_\_\_\_\_ (N) ALL OF THE POWERS LISTED ABOVE.

YOU NEED NOT INITIAL ANY OTHER LINES IF YOU INITIAL LINE (N).

### SPECIAL INSTRUCTIONS:

ON THE FOLLOWING LINES YOU MAY GIVE SPECIAL INSTRUCTIONS LIMITING OR EXTENDING THE POWERS GRANTED TO YOUR AGENT.

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UNLESS YOU DIRECT OTHERWISE ABOVE, THIS POWER OF ATTORNEY IS EFFECTIVE IMMEDIATELY AND WILL CONTINUE UNTIL IT IS REVOKED.

This power of attorney will continue to be effective even though I become incapacitated.

STRIKE THE PRECEDING SENTENCE IF YOU DO NOT WANT THIS POWER OF ATTORNEY TO CONTINUE IF YOU BECOME INCAPACITATED.

**EXERCISE OF POWER OF ATTORNEY WHERE MORE THAN ONE AGENT DESIGNATED**

If I have designated more than one agent, the agents are to act \_\_\_\_\_.

IF YOU APPOINTED MORE THAN ONE AGENT AND YOU WANT EACH AGENT TO BE ABLE TO ACT ALONE WITHOUT THE OTHER AGENT JOINING, WRITE THE WORD "SEPARATELY" IN THE BLANK SPACE ABOVE. IF YOU DO NOT INSERT ANY WORD IN THE BLANK SPACE, OR IF YOU INSERT THE WORD "JOINTLY," THEN ALL OF YOUR AGENTS MUST ACT OR SIGN TOGETHER.

I agree that any third party who receives a copy of this document may act under it. Revocation of the power of attorney is not effective as to a third party until the third party has actual knowledge of the revocation. I agree to indemnify the third party for any claims that arise against the third party because of reliance on this power of attorney.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
(your signature)

State of \_\_\_\_\_, County of \_\_\_\_\_,

BY ACCEPTING OR ACTING UNDER THE APPOINTMENT, THE AGENT ASSUMES THE FIDUCIARY AND OTHER LEGAL RESPONSIBILITIES OF AN AGENT.

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

**CERTIFICATE OF ACKNOWLEDGMENT OF NOTARY PUBLIC**

State of California  
County of \_\_\_\_\_

On \_\_\_\_\_ before me, \_\_\_\_\_, personally appeared \_\_\_\_\_, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_ (Seal)

# CALIFORNIA MINOR (CHILD) POWER OF ATTORNEY FORM

1. For the Minor named \_\_\_\_\_, born on \_\_\_\_\_ (mm/dd/yyyy) (hereinafter known as the "Minor"), I, \_\_\_\_\_, the  Parent or  Court Appointed Guardian with a street address of \_\_\_\_\_,

If a co-guardian/parent exists:

And I, \_\_\_\_\_, the  Parent or  Court Appointed Guardian with a street address of \_\_\_\_\_,

2. Hereby appoint \_\_\_\_\_ as the Attorney-in-Fact for the Minor who is their \_\_\_\_\_ (relation) with a street address of \_\_\_\_\_, (hereinafter referred to as the "Attorney-in-Fact").

3. I/We delegate to the Attorney-in-Fact the following powers:  
(Initial and Check just ONE)

A. \_\_\_  - All authority that I have as the minor's parent/guardian legal under the State of California.

B. \_\_\_  - Only the authority to (describe authority below):

4. This power of attorney document shall commence on \_\_\_\_\_ (mm/dd/yyyy) and end on:

(Initial and Check all that apply)

A. \_\_\_  - \_\_\_\_\_ (mm/dd/yyyy).

B. \_\_\_  - In the event of my disability (incapacitation).

C. \_\_\_  - In the event of my death.

This document can be terminated at any time by completing a revocation or by creating a new minor power of attorney form.

5. This power of attorney shall be governed under the laws in the State of California and terminates any prior written form.

**Parent/Court Appointed Guardian Signature:** \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

**Parent/Court Appointed Guardian Signature:** \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

### **ACCEPTANCE BY ATTORNEY-IN-FACT**

The undersigned Attorney-in-Fact acknowledges and executes this Power of Attorney, and by such execution does hereby affirm that I: (A) accept the appointment; (B) understand the duties under the Power of Attorney and under the law.

**Attorney-in-Fact's Signature:** \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

### **AFFIRMATION BY WITNESS(ES)**

I witnessed the execution of this Power of Attorney by the Parent/Court Appointed Guardian(s), and I affirm that the Parent/Court Appointed Guardian(s) appeared to me to be of sound mind, was not under duress, and the Parent/Court Appointed Guardian(s) affirmed to me that he/she was aware of the nature of this Power of Attorney and signed it freely and voluntarily.

**Witness 1 Signature:** \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_

**Witness 2 Signature:** \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_



## NOTARY ACKNOWLEDGMENT

State of \_\_\_\_\_

\_\_\_\_\_ County, ss.

On \_\_\_\_\_ (mm/dd/yyyy), before me appeared

\_\_\_\_\_ (Parent/Guardian Name), as the  
Parent(s)/Court Appointed Guardian(s) who proved to me through government issued photo  
identification to be the above-named person(s), who in my presence executed the foregoing  
instrument and acknowledged that (s)he executed the same as his/her free act and deed.

\_\_\_\_\_  
**Notary Public**

Print Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

(Notary Seal)