

## IF YOU ARE APPROACHED BY ICE AND YOU ARE A MINOR:

- Minors have the same protections as adults. They have the right to remain silent and not answer questions about:
  - » Their immigration status
  - » Where they were born
  - » Their parents' immigration status
  - » Their address
- A simple response like, "I choose to remain silent. I want to speak to a lawyer." is enough and protected by law.
- Minors are not legally required to carry identification unless operating a vehicle. Carrying a copy of your Tribal ID, passport, birth certificate, or legal residency document should be done only if necessary and with safeguards (e.g., in a sealed envelope labeled "Confidential: Legal Documents – Access Only by Guardian").
- If you and/or your parent are detained, you have the right to be near and in-touch with your parent.

## IF YOU ARE DETAINED BY ICE, STAY CALM:

- You have the right to remain silent. You have the right to consult with a lawyer. If you choose to remain silent, clearly state: "I wish to remain silent and ask for a lawyer."
- You can tell ICE you have medical issues or need to arrange for childcare.
- If ICE agents do not speak your language, you can request an interpreter for any conversation with ICE.
- If you are being detained, you must show a form of identification.
- If you are a U.S. Citizen, you should say: "I am a U.S. Citizen" and ask why you are being detained.
- You can use your non-expired state-issued ID or Tribal ID to show your United States citizenship.
- If an ICE agent does not accept your Tribal ID, request to speak with their supervisor. Not all ICE agents are aware that a Tribal ID is a legal form of identification in the United States.
- Do not say anything, sign anything, or make any decisions without consulting a lawyer.
- Once detained, you have the right to make phone calls to family, friends, or a lawyer.
- If you are in detention, you can receive visitors including family, friends, and lawyers, depending on specific detention facility rules. You can request a list of free or low-cost legal service providers to seek representation.
- Native Americans who believe ICE violated their rights, call the Native American Rights Fund at 303-447-8760.
- If arrested by police (not ICE), you have the right to a government-appointed lawyer for criminal proceedings.

## IF YOU BELIEVE YOU ARE AT RISK FOR A POTENTIAL ICE DETAINMENT:

- If you believe you may be at risk for an ICE detainment it may be helpful to create a safety plan. A safety plan should include:
  - » Identifying your emergency contacts and memorizing their phone numbers.
  - » Providing your child's school or day care with an emergency contact to pick up your child.
  - » Keeping your important papers, like birth certificates, medical records, children's medical records, in a safe place and telling a loved one where you put those papers. (It may be helpful to keep a copy/photo of your birth certificate or proof of citizenship with you.)
  - » Written authorization for an emergency contact to make medical and legal decisions for your child.
  - » Information about ICE's online detainee locator: <https://locator.ice.gov/odls/#/search>
- Sample safety plan: [https://static1.squarespace.com/static/5a74cf7ef14aa1564b6a098b/t/67afb8e2d2d64e12cb6d09e5/1739569447250/Emergency+Plan\\_ENGLISH.pdf](https://static1.squarespace.com/static/5a74cf7ef14aa1564b6a098b/t/67afb8e2d2d64e12cb6d09e5/1739569447250/Emergency+Plan_ENGLISH.pdf).

## WHAT TO DO WHEN YOU'RE RELEASED:

- Write down what happened to you or ask someone to write it down for you. Include details like names and badge numbers of the ICE agents and anything that was said or done during the encounter.
- Discuss your encounter with an attorney.
- Native Americans who believe ICE violated their rights, call the Native American Rights Fund at 303-447-8760.

**Sources:** (1) <https://www.nilc.org/resources/know-your-rights-what-to-do-if-arrested-detained-immigration/> (2) [https://denver.prelive.opencities.com/files/assets/public/v/1/human-rights-and-community-partnerships/divisions/immigrant-and-refugee-affairs/documents/doira-docs/c4a\\_kyr\\_resource\\_document\\_denver\\_english.pdf](https://denver.prelive.opencities.com/files/assets/public/v/1/human-rights-and-community-partnerships/divisions/immigrant-and-refugee-affairs/documents/doira-docs/c4a_kyr_resource_document_denver_english.pdf) (3) <https://immigrantjustice.org/wp-content/uploads/2025/05/KYR-Encounter-ICE-Nov-2024-English.pdf> (4) <https://www.rmian.org/know-your-rights>