

Community Health Partnership of Santa Clara and San Mateo Counties

Know Your Rights for Community Health Clinics Resource Packet

County of Santa Clara

County Executive's Office of Immigrant Relations 70 West Hedding Street, 11th Floor San Jose, California 95110 (408) 299-5156



February 16th, 2017

Santa Clara County Raids Response and Messaging

The Office of Immigrant Relations and the County of Santa Clara is committed to ensuring county residents stay informed on what is happening in the community. To that end Santa Clara County is sharing information with members of the community and organizations in regards to the recent reports of Immigration and Custom Enforcement (ICE) Raids in the County.

What is Santa Clara County Doing?

First and foremost, we want to reassure the immigrant community that the Office of Immigrant Relations is monitoring the situation in regards to any raids that may be taking place in the county. In addition, we are gathering all reports or information we are receiving from various resources and determining if any of these reports are true or just rumors.

In doing so, we are establishing communication with the local Immigration Customs Enforcement (ICE) Office as well as our South Bay Congressional Delegation to verify and confirm activity within our county. This will help our office and partners determine appropriate rapid responses and activate our communication platforms.

We will continue to communicate with nonprofit partners and trusted, reliable immigration attorneys in the community about any information or firsthand experience they may have about ongoing raids in an effort to streamline and provide accurate information to the community at large.

More importantly, we are designing and implementing a brief communication plan in the next couple of days with the Board of Supervisors regarding "Know Your Rights," "What to do in the Event of a Raid," and what information to prepare in case of a raid.

Overall, we encourage nonprofit partners and community members to:

- → Contact our office directly to communicate potential cases of immigration raids in the community. Inquiries can be sent to immigrant.relations@ceo.sccgov.org or contact Supervisor Dave Cortese's Office at 408-299-5030 to inquire or to make a report.
- → Visit our website for up to date information at <u>www.sccgov.org</u> or <u>www.immigrationinfo.org</u>.
- → Our office further encourages nonprofits to continue sharing the following information to their clients and members:
 - o "Know Your Rights during Immigration Raids",
 - o "What to do if ICE comes to your Door",
 - o "How to Get the Best Immigration Help"
 - o Legal Service Providers in Santa Clara County

- Post-Election Resources
- o American Immigration Lawyers Association (AILA) pro bono services and rapid response hotline: 917-981-8421. A backup number is also available (408) 334-0298.
- → We further encourage nonprofit partners to provide information in a language-appropriate manner that takes into account monolingual immigrant residents
- → Nonprofit partners should further communicate with their clients and members and ask them to
 - Verify information about a potential immigration raid before sharing it with others over social media or text. They should ask the person they are hearing the information from if they are an actual witness or are obtaining such information second-hand.
 - At this time, we do not encourage immigrant and refugee residents to directly engage in confirming an immigration raid. Instead, we encourage concerned immigrant and refugee residents to contact your nonprofit organization or our office for follow up and confirmation. This is to ensure their safety and avoid them unintentionally being detained.

At this time, our office has not verified any raids in the county. We will continue to work with our nonprofit partners and our federal representatives to confirm and provide accurate information and appropriate rapid responses to ensure the safety and security of all of our residents.

Office of Immigrant Relations Staff



Please post and distribute

February 6, 2017

Message from René G. Santiago

It is important to know, even in the face of recent Executive Orders regarding the immigrant community, SCVHHS remains committed to our mission: Dedicated to improving the health and well-being of communities in Santa Clara County. We will continue to welcome immigrants into our health care system during these difficult and uncertain times.

Back in 2013, on the eve of the largest expansion of healthcare since the Lyndon B. Johnson administration's expansion of Medicare and Medicaid in the 1960s, a small group of our employees reviewed the SCVHHS strategic plan and roadmap. Based on this review, they coined the term "Better Health for All" to capture the essence of our shared vision and aspirations to expand health coverage to all residents in Santa Clara County. Subsequently, we have been very successful in enrolling eligible populations, improving access and quality of care, and improving the financial bottom line of Santa Clara Valley Medical Center.

The shared vision of Better Health for All is just as relevant today as it was then. Although we are facing significant risks that jeopardize the gains that we have achieved, it is important to know that <u>all means all</u>, including immigrants living in our County.

The County of Santa Clara supports our efforts to serve every member of our community. In 2010, the Board of Supervisors recognized that SCVHHS and other County departments needed to maintain a relationship of trust, respect, and open communication with the residents we serve. So, the Board passed the *Separation between County Services and the Enforcement of Federal Civil Immigration Law resolution*. This resolution states the enforcement of immigration law is the responsibility of the federal government and not the County's. It opposes using County resources to enforce civil immigration law.

Here are some other actions being taken by the Board:

- Develop legal strategies that could be used to stop a loss of revenue or protect residents' civil rights.
- Create a Federal Legislative Advocacy Task Force to keep the Board informed about changes in
 policies, legislation and regulations, and to propose Board actions. The Task Force is being chaired
 by Supervisor Joe Simitian and includes our U.S. Congressional Representatives Zoe Lofgren, Anna
 Eshoo, Ro Khanna, and Jimmy Panetta.
- Develop a plan through the Office of Immigrant Relations to provide information and legal representation to residents who may face deportation if immigration policies change. Unlike criminal proceedings, attorneys are not appointed for civil cases to those who do not have an attorney or cannot afford one.

The people we care for deserve our respect and transparency. If your patients and clients are concerned, they need to know that the County (we) will not provide the federal government information about them. Actions, like the ones mentioned above and others, are being taken to help to protect the rights of immigrants in our community.

Santa Clara County is home to one of the most diverse populations in California and we are proud to be serving them to protect and improve the health of all populations.



NATIONAL IMMIGRATION LAW CENTER

IMMIGRATION ENFORCEMENT: Know Your Patients' and Your Rights



Recent reports of Border Patrol raids in southern California cities have caused immigrant communities to fear leaving their homes, even for needed medical services. This paper provides advice to community clinics and their clients about how to prepare for, and respond to, a raid by Border Patrol agents.

The Border Patrol's ability to enforce the immigration law is limited by the protection against *unreasonable search and seizure* provided by the Fourth Amendment to the U.S. Constitution. Whether a search is reasonable under the Fourth Amendment depends on whether you have a *reasonable expectation of privacy*

in the area to be searched. As a result, your patients may be more exposed in areas of your clinic that are open to the general public than in areas that are private.

Immigration agents may enter into a public area of your clinic, without a warrant or your consent, to question people they believe to be undocumented. In order to enter into a private area (not open to the general public), the agents must have a warrant or consent from an authorized person.

Recommendations:

- ✓ Establish a written policy identifying areas of the clinic as not open to the general public. For example, your waiting room may be open to the public, but individuals must be invited to enter into examining rooms, offices and records areas. Alternatively, the waiting room may be open only to patients and persons accompanying them, while the public must remain in areas outside the building.
- ✓ Provide posters and educational materials advising patients that they have the right to refuse to answer questions from immigration agents and to ask that a lawyer be present if they are questioned. Also advise patients never to run from immigration officials—since this can cause them to be arrested.
- ✓ Establish a relationship with a lawyer, such as a board member who is an attorney, who can be available if an agent comes into the clinic.
- ✓ Designate a specific person or persons as responsible for handling contacts with law enforcement officials. Train all other staff to inform immigration or other law enforcement officials that only the designated individuals are authorized to review a



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- warrant or to consent to their entry into private areas, and to decline to answer any questions.
- ✓ If immigration agents ask permission or attempt to enter a private area, the designated person should state explicitly that he/she does not consent to entry without a warrant. If the agents indicate that they will get a warrant, contact a lawyer and try to have that person present for the search.
- ✓ When presented with a warrant, the designated law enforcement contacts should review the warrant for validity. A warrant is not valid unless it is signed by a judge and states the address of the specific premises to be searched. If the immigration agents have a valid warrant, they can enter into the private areas and question anyone present. Remind all patients and other persons present that they have the right not to answer any questions.
- ✓ Have staff role-play their responses to an immigration raid on the clinic, so they are prepared to respond confidently to a stressful situation.





Information for Clinics: The Rights of Clinics, Clinic Staff and Their Patients

This document provides information and resources for clinics, and their patients, in regards to Immigration and Customs Enforcement (ICE) actions, commonly known as ICE raids. The information in this document is not meant to provide legal advice or to substitute for the guidance, counsel or advice of legal counsel on any matters particular to a specific primary care clinic.

Preparing your Clinic or Health Center

Source: National Immigrant Law Center - "Immigration Enforcement - Know Your

Patients' and Your Rights"

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- Establish a written policy identifying areas of the clinic as private and not open to the general public. For
 example, your waiting room may be open to the public, but individuals must be invited to enter into examining
 rooms, offices and records areas. Alternatively, the waiting room may be open only to patients and persons
 accompanying them, while the public must remain in areas outside the building.
- Provide posters, Know Your Rights cards and educational materials advising patients that they have the right to
 refuse to answer questions from immigration agents and to ask that a lawyer be present if they are questioned.
 Also advise patients never to run from immigration officials since this can cause them to be arrested (Some
 materials are available here).
- Reach out to immigrant rights groups, like the California Immigrant Policy Center, to help create trainings for your staff and patients.
- Establish a relationship with an immigration attorney when possible or a lawyer, such as a board member who is an attorney, who can be available if an agent comes into the clinic.
- Designate a specific person or persons as responsible for handling contacts with law enforcement officials. Train
 all other staffs to inform immigration or other law enforcement officials that only the designated individuals are
 authorized to review a warrant or to consent to their entry into private areas, and to decline to answer any
 questions.
- If immigration agents ask permission or attempt to enter a private area, the designated person should state explicitly that he/she does not consent to entry without a warrant. If the agents indicate that they will get a warrant, contact a lawyer and try to have that person present for the search.
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searched. If the immigration agents have a valid warrant, they can enter into the private areas and question anyone present. Remind all patients and other persons present that they have the right not to answer any questions.

- Have staffs role-play their responses to an immigration raid on the clinic, so they are prepared to response confidently in a stressful situation.
- Be prepared to document all the facts about a raid, including any and all actions taken by ICE agents that may be unlawful, the names and badge numbers of ICE agents, and the names and dates of birth of detained immigrants.
- Obtain contact information (e.g., phone numbers) for foreign consulates in your area and the phone number of the local ICE detention center to help the families of patients who may be detained (A list of ICE detention centers is available here).
- Establish relationships with the local media in advance to increase the likelihood that public will be alerted immediately when raid is happening.

Preparing Patients and Advocates

Source: National Immigrant Law Center - "How to be Prepared for an Immigration Raid"

Inform Patients of their rights so they know they should . . .

- REMAIN SILENT, or tell the ICE agent that they want to remain silent.
- Ask to speak with a lawyer.
- NOT carry false documents.
- Carry a "know your rights card"
- Find out the name and phone number of a reliable immigration attorney and keep his information with them at all times.
- Know their "alien registration number" ("A" number) if they have one, and write it down some place at home where their family members know where to find it.
- Prepare a form or document that authorizes another adult to care for their minor children.
- Advise family members who do not want to be questioned by ICE to stay away from the place where the raid occurred or where a detained person is being held.
- NOT sign any documents without first speaking with a lawyer.

KNOW YOUR RIGHTS

Everyone has certain basic rights, no matter who is president

NOVEMBER 10, 2016

By now everyone knows that Donald Trump has been elected president of the United States and will begin to serve his term in January 2017. No matter who is president, everyone living in the U.S. has certain basic rights under the U.S. Constitution. Undocumented immigrants have these rights, too. It is important that we all assert and protect our basic rights.

If you find you have to deal with Immigration and Customs Enforcement (ICE) or other law enforcement officers at home, on the street, or anywhere else, remember that you have the rights described in this factsheet. The factsheet also provides suggestions for what you should do to assert your rights.

- ✓ You have the right to remain silent. You may refuse to speak to immigration officers.
 - Don't answer any questions. You may also say that you want to remain silent.
 - Don't say anything about where you were born or how you entered the U.S.
- ✓ Carry a know-your-rights card and show it if an immigration officer stops you.
 - The card explains that you will remain silent and that you wish to speak with an attorney.
- ✓ Do not open your door.
 - To be allowed to enter your home, ICE must have a warrant signed by a judge. Do not open your door unless an ICE agent shows you a warrant.

KNOW YOUR RIGHTS!

If you are stopped by immigration or the police:

- ✓ Hand this card to the officer, and remain silent.
- ✓ The card explains that you are exercising your right to refuse to answer any questions until you have talked with a lawyer.

To: Immigration or Other Officer

Right now I am choosing to exercise my legal rights.

- I will remain **silent**, and I refuse to answer your questions.
- If I am detained, I have the right to contact an attorney immediately.
- I refuse to sign anything without advice from an attorney.

Thank you.

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(They almost never have one.) If an ICE agent wants to show you a warrant, they can hold it against a window or slide it under the door. To be valid, the warrant must have your correct name and address on it.

- You do not need to open the door to talk with an ICE agent. Once you open the
 door, it is much harder to refuse to answer questions.
- ✓ You have the right to speak to a lawyer.
 - You can simply say, "I need to speak to my attorney."
 - You may have your lawyer with you if ICE or other law enforcement questions you.
- ✓ Before you sign anything, talk to a lawyer.
 - ICE may try to get you to sign away your right to see a lawyer or a judge. Be sure
 you understand what a document actually says before you sign it.
- ✓ Always carry with you any valid immigration document you have.
 - For example, if you have a valid work permit or green card, be sure to have it with you in case you need to show it for identification purposes.
 - Do not carry papers from another country with you, such as a foreign passport.
 Such papers could be used against you in the deportation process.
- ✓ If you are worried ICE will arrest you, let the officer know if you have children.
 - If you are the parent or primary caregiver of a U.S. citizen or permanent resident who is under age 18, ICE may "exercise discretion" and let you go.

Because Donald Trump has made many anti-immigrant statements, ICE and other law enforcement officers may think they can get away with violating your rights.

Sometimes ICE officers lie to people in order to get them to open their doors or sign away their rights. If ICE detains you or you are concerned that they will conduct raids in your area, this is what you can do:

- ✓ Create a safety plan.
 - Memorize the phone number of a friend, family member, or attorney that you can call if you are arrested.
 - If you take care of children or other people, make a plan to have them taken care
 of if you are detained.
 - Keep important documents such as birth certificates and immigration documents in a safe place where a friend or family member can access them if necessary.
 - Make sure your loved ones know how to find you if you are detained by ICE. They
 can use ICE's online detainee locator (https://locator.ice.gov/odls/homePage.do)

to find an adult who is in immigration custody. Or they can call the local ICE office (https://www.ice.gov/contact/ero). Make sure they have your *alien registration number* written down, if you have one.

- You can call the Executive Office for Immigration Review (EOIR) hotline number at 240-314-1500 or 1-800-898-7180 (toll-free) 24 hours a day, 7 days a week to get information on your case's status.
- Report and document raids and arrests.
 - If it is possible and safe for you to do so, take photos and videos of the raid or arrest. Also take notes on what happened.
 - Call United We Dream's hotline to report a raid: 1-844-363-1423.
 - Send text messages to 877877.



✓ Find legal help.

- Nonprofit organizations that provide low-cost help can be found at www.immigrationlawhelp.org.
- The immigration courts have a list of lawyers and organizations that provide free legal services: www.justice.gov/eoir/list-pro-bono-legal-service-providers-map.
- At https://www.adminrelief.org there is a search engine into which you type a zip code and then are given a list of all the legal services near you.
- You can search for an immigration lawyer using the American Immigration Lawyers Association's online directory, <u>www.ailalawyer.com</u>.
- The National Immigration Project of the National Lawyers Guild also has an online find-a-lawyer tool: https://www.nationalimmigrationproject.org/find.html.
- ✓ Learn more about your rights.
 - Read NILC's tips on how to prepare for a raid—in English or Spanish.*
 - Read resources and booklets in English and Spanish by the American Friends Service Committee and Casa de Maryland: https://www.afsc.org/category/topic/know-your-rights.

^{*} ENGLISH www.nilc.org/get-involved/community-education-resources/know-your-rights/immraidsprep 2007-02-27/ or SPANISH www.nilc.org/get-involved/community-education-resources/know-your-rights/preppararedadas 2007-03-27/.

KNOW YOUR RIGHTS

Is it safe to apply for health insurance or seek health care?

NOVEMBER 2016

Since the 2016 presidential election, questions have arisen about whether it is safe for families to apply for health coverage through the Affordable Care Act (ACA) Marketplaces, Medicaid, and CHIP (Children's Health Insurance Program) if they include members who are not authorized to be in the U.S. Some individuals and families have even decided not to seek health care because they fear that their immigration status might be discovered or shared with immigration enforcement agents. This factsheet provides information that all families should have when they apply for and enroll in health insurance programs or seek health care services.

The Affordable Care Act is still the law, and you should apply for health insurance if you are eligible.

The ACA (or "Obamacare") remains the law of the land, and the Department of Health and Human Services (HHS) expects that people who enroll in or renew their coverage during this year's open enrollment period (Nov. 1, 2016, through Jan. 31, 2017) will be able to keep their coverage through 2017. Approximately 85 percent of people who are eligible to buy health coverage through the ACA Marketplaces are also eligible for federal subsidies to help pay for it, and 70 percent can find quality coverage for under \$75 per month. Immigrant families may continue to apply for or renew coverage for family members who are eligible.

Strong privacy rules protect families applying for health insurance, including families whose members have different immigration statuses.

Any information provided in the process of applying for Medicaid, CHIP, or a Marketplace plan may be used only to determine the individual's eligibility for the program—not for immigration enforcement purposes.¹ Government workers, application assisters, and people who help with the insurance applications are required by law to keep information private and secure.

Do not provide your immigration status if you are not applying for insurance for yourself.

By law, applications for Medicaid, CHIP, and insurance bought through the Marketplace require citizenship or immigration status information *only* from people who are applying for coverage for themselves. The applications may not ask for citizenship or immigration status information about other people who are part of the household or about people who are applying

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¹ See Affordable Care Act Section 1411(g) and the Dept. of Homeland Security's Clarification of Existing Practices Related to Certain Health Care Information, available in English at www.ice.gov/doclib/ero-outreach/pdf/ice-aca-memo.pdf and in Spanish at www.ice.gov/espanol/factsheets/aca-memoSP.

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on behalf of eligible family members but not for coverage for themselves. **If you are** undocumented, you should not provide any information about your immigration status. Instead you may say, "I am not applying for health insurance for myself."

- If you don't have a Social Security number (SSN), you don't have to provide one.

 Whether you are applying for health insurance for yourself or on behalf of eligible family members, your health insurance application may not be delayed or denied because you don't have an SSN. Only people who have a valid SSN are required to provide one.
- Everyone has a right to an interpreter when applying for health insurance or seeking health care, at no cost.

Regardless of your immigration status, you have a right to an interpreter at no cost, whether you are applying for Medicaid, CHIP, or a Marketplace insurance plan, or are seeking care at a hospital or community health center. Children should not be asked to translate for their parents or other adults, especially in a health care setting. Hospitals and community health centers may use bilingual staff, telephone interpretation services, or qualified in-person interpreters to provide language assistance services for patients.

If you are uninsured, you have certain health care options, regardless of your immigration status.

The following health care programs and services are available for undocumented immigrants, people with Deferred Action for Childhood Arrivals (DACA), and other uninsured people in all states:

- · emergency-room care
- community health centers, migrant health centers, and free clinics
 - o To find a health center, go to https://findahealthcenter.hrsa.gov.
 - o To find a free or charitable clinic, go to www.nafcclinics.org/find-clinic.
- · public and safety-net hospitals
- public health services (immunizations, mental health, screening and treatment for communicable diseases such as tuberculosis, HIV, sexually transmitted infections)
- programs providing health services necessary to protect life or safety: emergency medical, food or shelter, mental health crisis, domestic violence, crime victim assistance, disaster relief
- treatment for an emergency medical condition under "emergency Medicaid," including labor and delivery for pregnancy
- financial assistance or "charity care" programs at community health centers and most hospitals

More options may be available in your state; check with a trusted local health care provider or with an immigrants' rights or health advocacy group. Note that currently five states and the District of Columbia provide state-funded Medicaid or CHIP coverage to children and youth regardless of immigration status (the states are California, Illinois, Massachusetts, New York, Washington); and sixteen states and the District of Columbia provide pregnancy-related services to pregnant women regardless of immigration status. More information is available at www.nilc.org/healthcoveragemaps/ and www.nilc.org/healthcoveragemaps/ and www.nilc.org/medical-assistance-various-states/.

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Health care providers should not ask for immigration status information.

Under federal law, hospitals with emergency rooms must screen and treat people who need emergency medical services regardless of whether they have insurance, how much money they have, or their immigration status. Similarly, anyone can seek primary and preventive health care at community health centers regardless of whether they are insured, their ability to pay, or their immigration status.

Neither citizenship, lawful immigration status, nor a Social Security number are required to receive health care services under federal law. Doctors, hospitals, clinics, health centers, or other medical providers may ask for this information to find out if you may be eligible for public health insurance, like Medicaid, and how you are going to pay for services. But they should not deny medical treatment based solely on your immigration status—or based on assumptions about your immigration status they make because of the language you speak, your accent, what you look like, or whether you have an SSN. In fact, doing so may violate federal civil rights laws.

Even though health care workers have no duty to report your immigration status to law enforcement or federal immigration officials, if you are undocumented you should not provide your immigration status information to workers at a hospital, health center, or doctor's office. If you don't have health insurance, you may say, "I am not eligible for health insurance and do not want to apply."

Existing policy keeps immigration officials away from hospitals and medical facilities.

The current and longstanding policy of immigration enforcement officials at U.S. Immigration and Customs Enforcement (ICE) and U.S. Customs and Border Protection (CBP) is to avoid hospitals, doctors' offices, accredited health clinics, and emergent or urgent care facilities. (More information about this policy is available at www.dhs.gov/news/2016/07/15/fact-sheet-frequently-asked-questions-existing-guidance-enforcement-actions-or.)

While this policy is currently in force, it could change under a future presidential administration.

You should not have to show a photo ID to receive medical treatment.

Hospitals or doctors may ask for photo identification, but not for purposes of immigration enforcement. Photo ID may be needed to show that the person getting care is the person whose name is on the medical record or on the prescription. No one should be refused treatment because they do not have a photo ID.

IMPORTANT RESOURCES

- Suicide Prevention Lifeline (English & Spanish; interpretation available in other languages) 1-800-273-TALK (8255), www.suicidepreventionlifeline.org
- Mental Health and Substance Abuse National Helpline (English & Spanish) —
 1-800-662-HELP (4357), www.samhsa.gov/find-help/national-helpline
- Behavioral Health Treatment Services Locator https://findtreatment.samhsa.gov/
- Know Your Rights: Everyone Has Certain Basic Rights, No Matter Who Is President www.nilc.org/everyone-has-certain-basic-rights/
- If you have DACA: FAQs and know-your-rights resources www.nilc.org/daca/





This document provides information and resources for clinics, and their patients, in regards to Immigration and Customs Enforcement (ICE) actions, commonly known as ICE raids. The information in this document is not meant to provide legal advice or to substitute for the guidance, counsel or advice of legal counsel on any matters particular to a specific primary care clinic.

Information for Patients in Preparation of an Immigration (ICE) Raid

If you are stopped for questioning:

- Stay calm. Don't run. Don't argue, resist or obstruct the police, even if you are innocent or police are violating your rights. Keep your hands where police can see them.
- Ask if you are free to leave. If the officer says yes, calmly and silently walk away. If you are under arrest, you have a right to know why.
- You have the right to remain silent and cannot be punished for refusing to answer questions. If you wish to remain silent, tell the officer out loud. In California, you're not required to give your name unless arrested.
- You do not have to consent to a search of yourself or your belongings, but police may "pat down" your clothing if they suspect a weapon. You should not physically resist, but you have the right to refuse consent for any further search. If you do not consent, it can affect you later in court.

Your Rights

- You have the right to remain silent. If you wish to exercise that right, say so out loud.
- You have the right to refuse to consent to a search of yourself, your car or your home.
- If you are not under arrest, you have the right to calmly leave.
- You have the right to a lawyer if you are arrested. Ask for one immediately.
- Regardless of your immigration or citizenship status, you have constitutional rights.

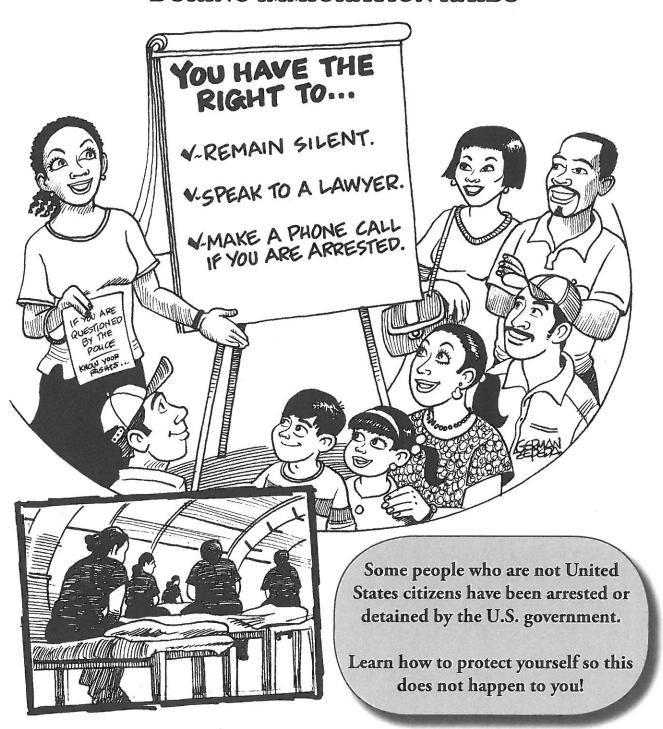
Your Responsibilities

- Do stay calm and be polite.
- Do not interfere with or obstruct the police.
- Do not lie or give false documents (Do not carry false documents).
- Do prepare yourself and your family in case you are arrested.
- Do remember the details of the encounter.
- Do file a written complaint or call your local ACLU if you feel your rights have been violated.

Source: American Civil Liberties Union - "Bust Card"

Know Your Rights!

LEARN HOW TO PROTECT YOU AND YOUR FAMILY DURING IMMIGRATION RAIDS



^{*} The contents of this booklet do not constitute legal advice. Consult an immigration attorney for legal advice.

IF YOU ARE QUESTIONED BY THE POLICE...

IF YOU ARE QUESTIONED BY THE POLICE

You have the right to ask the officer if you are being arrested or detained.

- 1. If the officer says, "NO, you are not being arrested or detained," ask the officer if you may leave. When the officer says that you may leave, slowly and calmly walk away.
- 2. If the officer says, "YES, you are being arrested or detained"...

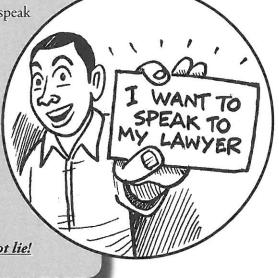
YOU HAVE THE RIGHT TO REMAIN SILENT!

IF YOU ARE UNDOCUMENTED ...

- Do not answer any questions or say only "I need to speak to my lawyer."
- ✓ If you have a valid immigration status documents, show it. Always carry it with you.
- Do not say anything about where you were born or how you entered the United States.
- Do not carry papers from another country. (If you do, the government can use this information in a deportation proceeding).
- ✓ Show them the Know Your Rights Card attached.

Above all, do not show any false documents and do not lie!





IMPORTANT!

In some states, it is a minor crime not to provide your name when asked by a police officer. While punishment for these crimes is minor, you still could be arrested for not providing your name. Remember that providing your name has risks, and that your name can be used to start a deportation process.

IF POLICE OR IMMIGRATION COMES TO YOUR HOME:

You have the right to see a warrant if the Police

Department, FBI, Immigration or other government official tries to enter your home. A warrant is a paper signed by a judge giving the officer to enter permission your home. The warrant will specify the areas that the official has the right to search.

IF IMMIGRATION
COMES TO
ge YOUR HOME ...

Do not open the door. Ask the officer to slip the warrant underneath the door. If you open the door and allow the official to come into the house, this may be considered giving him/her "consent" to enter. If s/he enters without a warrant, request the names and badge numbers of the officers and say that you did not "consent" to a search. Also, write down the names, addresses and phone numbers of anyone who witnessed the incident.

If the officer has a warrant, observe whether the official searches any other areas that are not listed in the warrant. Get a receipt for any property taken by the official.



IF POLICE OR IMMIGRATION COMES TO YOUR WORKPLACE:

Immigration must have a warrant signed by a judge or the employer's permission to enter your workplace. If it is a public place, they do not need a warrant.

<u>Stay calm.</u> Do not run. This may be viewed as an admission that you have something to hide.

IF THE POLICE OR IMMIGRATION STOPS YOU ON THE STREET OR IN A PUBLIC PLACE:

If the police or an immigration officer stops you on the street and does not have a warrant, s/he may not arrest you unless s/he has evidence that you are a non-citizen. Remember you have the right to remain silent and to refuse a search. Do not say anything about your immigration status or where you were born. Also, do not carry with you any documents from your country of origin or false documents. If you have valid immigration status documents, show them.

IF YOU ARE ARRESTED YOU SHOULD...

1. FIND OUT WHO HAS ARRESTED YOU

Write down the name of the officers and their agency (Police Dept., FBI, Immigration, County Sheriff), along with their identification numbers and license plate numbers. You can find this information on their uniform or their cars.

WON'T

SIGN .

2. DON'T SIGN ANY DOCUMENTS BEFORE SPEAKING WITH A LAWYER.

You <u>always</u> have the right to speak with a lawyer. Government officials may try to intimidate you or trick you into signing. Don't let yourself be tricked! You may be signing away your right to a hearing before an immigration judge.

3. CONTACT YOUR ATTORNEY OR A FAMILY MEMBER

You have the right to make a telephone call after you are arrested. Memorize the telephone number of your attorney, family member, friend or union spokesperson, and contact him/her immediately.

4. CONTACT YOUR CONSULATE

CONSULATI

If you are a foreign national arrested in the U.S., you have the right to call your consulate or to have the deportation officer inform the consulate of your arrest. Ask the

deportation officer to see a list of embassies and write down the phone number. The consul may assist you in finding a lawyer or offer to contact your family.

5. ASK FOR BOND

Once you are in immigration custody, ask for bond (even if immigration says you are not eligible). You have to show that you are not a flight risk or a danger to the community. Also, get a copy of the "Notice to Appear," a document that contains the immigration charges against you.



ASK YOUR ATTORNEY TO HELP YOU GET RELEASED FROM POLICE CUSTODY

If you are arrested by local police, they must charge you with a crime in court within 48 hours (not counting weekends and holidays), or else release you. If police do file criminal charges, then you must still be released if (1) the charges are dropped, (2) you are granted and post bail, (3) you win your criminal case, or (4) you complete your sentence.

IF YOU ARE
ACCUSED OF
A CRIME...

The police may contact Immigration to learn more about your immigration status. For example, if you have an outstanding deportation order, the police may inform Immigration that you are in police custody.

Immigration may then place a "detainer" on you, which gives Immigration an additional 48 hours to pick you up. If Immigration fails to pick you up within this time, the police must release you.

If the police don't file criminal charges AND if immigration does not file a detainer, call an attorney or community organization to help you get released from police custody. They can write a demand letter to the jail or the sheriff.

WHAT SHOULD YOU DO IF YOU HAVE BEEN ACCUSED OF A CRIME?

Consult with an immigration attorney to make sure that the crime will not affect your immigration status. If you want to apply for citizenship or a permanent residency card (green card), talk to your lawyer.



WHAT SHOULD YOU DO IF YOU ARE FACING DEPORTATION AND YOU NEED AN ATTORNEY?

Find an attorney who specializes in deportation defense. Always keep with you the complete name and contact information of your attorney. Request a written contract from your attorney before paying him/her. Make sure your attorney looks at the NTA (Notice to Appear) or your immigration papers before making promises. Don't be tricked by people who are only after your money!

DEVELOP A SAFETY PLAN

1. MAKE A PLAN OF ACTION WITH YOUR CO-WORKERS

- ✓ Talk with your co-workers to see if they are willing to make a collective decision that everyone regardless of their immigration status will remain silent and ask to speak with an attorney in the event of a workplace raid.
- ✓ Tell co-workers not to run and to remain calm if there is a raid.
- ✓ If there is a union at your workplace, contact your union spokesperson to find out more about preparing for a raid.

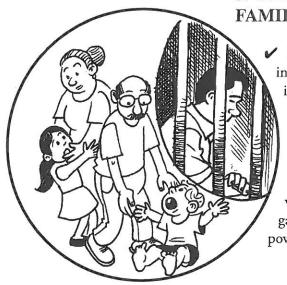
2. KNOW WHAT DOCUMENTS YOU SHOULD CARRY WITH YOU

- ✓ Carry a card with the contact information of your immigration attorney and/or union representative.
- Carry a card, indicating that you wish to remain silent. A sample card is attached.



3. MAKE A PLAN TO CARE FOR YOUR FAMILY:

- If you have children or elderly relatives, make arrangements in advance for a family member or friend to care for them if you are detained. Have the telephone numbers of this relative or friend with you at all times and make sure other people know of these plans.
- Make sure you designate individuals you trust to make decisions for you if you are detained. They can help you withdraw money for deportation expenses or pay a mortgage. You can sign a power of attorney agreement to give this power to someone if you are arrested.



- ✓ Make sure your family has your immigration number (if you have one) and your full name and your date of birth. You will find this number on your work permission or your residency card. The number begins with an "A."
- ✓ Make sure your family knows how to contact you if you are detained. Family members should contact the local office of Immigration and Customs Enforcement's Detention and Removal Branch if they do not know where you are detained. Ask to speak with the supervisory deportation officer, and give the full name and A# of the detainee. If you do not have the contact information for your local field office, contact the Washington DC Headquarters at 202-305-2734.

DEVELOP A SAFETY PLAN

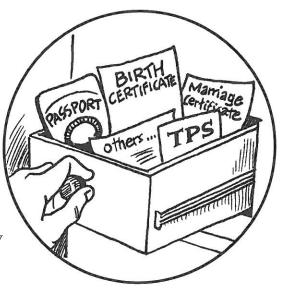


- Find an attorney who specializes in deportation defense who may be able to represent you if you are detained.

 Memorize the name and phone number of your immigration attorney.
 - ✓ Have the names and phone numbers of several good immigration attorneys posted near the telephone at home so family members can call an attorney if you are detained.

5. HAVE A COPY OF ALL IMMIGRATION DOCUMENTS:

- Keep a copy of all immigration documents that have been filed with immigration with a friend or family member who you trust. Also, collect important papers, such as birth certificates, marriage certificates and passports. Place these documents in a secure, easy to find location so that your family can get access to these materials easily.
- ✓ Make a list of the names and contact information of any lawyer who has ever represented you.



RIGHT TO REMAIN SILENT CARD:

Present the following card to immigration or the police if you are arrested to exercise your right to remain silent and to request an attorney.

KNOW YOUR RIGHTS!

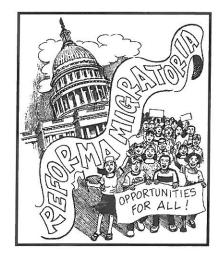
If you are detained by immigration or the police:

- ✔ Hand the card to the official, and remain silent.
- ✓ The card explains that you are exercising your right to refuse to answer any questions until you have consulted with a lawyer.

TO WHOM IT MAY CONCERN:

Please be informed that I am choosing to exercise my right to remain silent and the right to refuse to answer your questions. If I am detained, I request to contact an attorney immediately. I am also exercising my right to refuse to sign anything until I consult with my attorney.

Thank you.



THESE MATERIALS WERE PREPARED THROUGH THE COLLABORATION OF:

CASA of Maryland Detention Watch Network National Immigration Project of the National Lawyer's Guild

Special thanks to Julie Dahlstrom of the National Immigration Project and Juan Carlos Ruiz of National Community Capacity Consultants for their work in developing the contents of these materials.

Layout and Popular Methodology CASA of Maryland Education and Leadership Department

Illustrations CASA of Maryland

Silver Spring, MD Updated February 2008

^{*} The contents of this booklet do not constitute legal advice. Consult an immigration attorney for legal advice.

WHAT TO DO IF ICE COMES TO YOUR DOOR



DO NOT OPEN DOORS

ICE cannot come in without a signed warrant by a criminal court judge. They can only come in if you let them.



REMAIN SILENT

ICE can use anything you say against you in your immigration case so claim your right to remain silent!

*Say "I plead the fifth amendment and choose to remain silent".



DO NOT SIGN

Don't sign anything ICE gives you without talking to an attorney.



REPORT & RECORD!

Report immediately: UWD hotline 1-844-363-1423.

Take pictures & video unless you're on federal government property.

Take notes of badge numbers, number of agents, time, type of car and exactly what happened!



FIGHT BACK!

Get a trustworthy attorney & explore all options to fight your case. If detained, you may be able to get bail - don't give up hope! Join your local team to defend yourself from enforcement!

EN CASO DE REDADAS ¿QUÉ PUEDES HACER?



NO ABRAS LA PUERTA

La migra solo puede entrar a tu casa con una orden de arresto emitida por un juez de la corte criminal, o si tu le abres la puerta. ¡No habras la puerta!



GUARDA SILENCIO

Tienes el derecho a permanecer callado/a. Si te confrontan agentes de inmigración, di:

*"Uso mi derecho bajo la quinta enmienda, y tengo el derecho a mantenerme callado/a"



NO FIRMES

No firmes nada que te den los agentes de inmigración.



IREPORTA Y GRABA!

Reporta inmediatamente al 1-844-363-1423.

Toma fotos y videos, a menos que estes en suelo federal. Toma notas del número de placa, el número de los agentes, la hora, el tipo de carro, y exáctamente que sucedió.



IHAZ UN PLAN Y PELEA!

Sí inmigración detiene a un ser querido, busca un abogado de confianza, y haz planes para que alguien cuide a tus hijos. Tu puedes pelear un caso de detención y tal vez recibir una fianza. Únete a un equipo local para defenderte de la migra.

怎么做

如果美国移民和海关执法部门来敲门



不要开门

美国移民和海关执法部门在没有刑事法院法官授权的情况下不能强势开门。 他们只能在你为他们开门的情况下进入你们屋子。



不要说话

美国移民和海关执法部门能把你跟他们说的任何话放在针对你的移民案件上, 所以你要声称你有保持沉默的权利t。

*说 "I plead the Fifth Amendment and choose to remain silent". (我请求第五修正案的权利来保持沉默)



不要签名

不要在没有和你的律师谈论过的情况下签任何美 国移民和海关执法部门给你的文件。



举报和记录

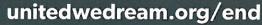
马上拨打: UWD 热线 1-844-363-1423

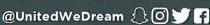
记着拍照和录像,但是千万别在政府部门的建筑里做这件事。 记录下他们的徽章编号,有几个人一起来的,什么时候来的, 开什么车来的和你们之间准确发生的事情!



反击!

找一个你能信得过的律师来讨论对你的案件的所有可能性。如果你被拘留了,你有可能获得保释 – 别放弃希望!加入你的当地组织来保护自己!







이민세관단속국(ICE) 직원이 집으로 찾아오면 ------ 어떻게 대응해야 할까요? -----



문을 열지 마세요

이민세관단속국은 형사재판 판사의 서명이 담긴 영장 없이는 집 안에 들어올 수 없습니다. 당신이 허락할 경우에만 집에 들어올 수 있습니다.



응답하지 마세요

이민세관단속국은 t당신의 어떤 발언이든 당신의 이민 t 소송에 활용할 수 있으므로 침묵할 권리를 지키시길 바랍 니다!

* "나는 헌법수정 5조에 따라 묵비권을 행사하겠습니다"라고 말하세요.



서명하지 마세요

변호사와의 상의 없이는 이민세관단속국 직원이 제시하는 어떤 서류에도 서명하지 마십시오.



기록하고 보고하세요!

유나이티드위드림 핫라인 1-844-363-1423 으로 즉시 연락주세요.

연방 정부 건물에 있는 경우가 아니라면 사진과 비디오로 상황을 기록하세요.

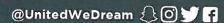
이민세관단속국 직원의 신분증 번호, 직원 수, 시간, 차량 종류 그리고 어떤 일이 일어났는지 기록하세요!



맞서 싸우세요!

신뢰할만한 변호사를 구하고 당신의 소송에 대응할 모든 방법을 모색하세요. 구금될 경우 보석 석방이 가능할 수도 있습니다 – 희망을 잃지 마세요! 지역 단체들과 연계하여 구금 집행으로부터 자신을 보호하세요!

unitedwedream.org/end





ماذا تفعل إذا اتت ICE -إدارة الهجرة- إلى بيتك

لا تفتح لهم بابك



لا تسمح لمفتشي إدارة الهجرة بدخول المنزل بدون إظهار ورقة أمر تفتيش صادرة عن محكمة الهجرة. انهم لا يستطيعون ولا يحق لهم حسب القانون ان يدخلوا المنزل بدون هذه الورقة.

التزم الصمت



اي كلمة تقولها امام المفتشين سوف تسجل كأقوال مضافة في سجل الهجرة الخاص بك وفي قضية الهجرة الخاصة بك. من حقك القانوني ان تلتزم الصمت ولا تقول اي شيء ان كنت بلا محامي. يحق لك ان تبقى صامتا وتلتمس

"اختيار تطبيق التعديل الخامس من الدستور الامريكي"

"I plead the fifth amendment and choose to remain silent."

لا توقع



لا توقع على أي شيء يمنحوك إياه دون التحدث مع محامي.

سجل وأخبر



اخبرنا فور حدوث اي شيء مما سبق على الخط الساخن: 1423-844-1-

التقط صوراً وڤيديو (من هاتفك الجوال) في كل الأحوال بخلاف المباني والمنشات الحكومية الفيدرالية التي لا يحق لك التصوير بالقانون. انتبه وتذكر رقم شارة الضابط (بدچ) واعداد الأفر اد بالزي الشرطي، توقيت وزمن حضورهم وأنواع السيارات والمركبات وتفاصيل الأحداث.

قاوم!



اتصل بمحامي تثق به واستعلم منه عن جميع الحلول والخيارات القانونية المتاحة لك في قضيتك. اذا حدث، وتم احتجازك يمكن ان يفرج عنك بدفع كفالة، فلا تفقد الأمل. حان الوقت ان تنضم إلى المجتمع المدني الموجود في نطاق مدينتك لتعرف حقوقك وللدفاع عنها ضد الظلم.



Warning! Do not hire anyone

- ORefuses to give you a written contract
- Charges you for blank immigration forms. Get free forms at: uscis.gov/forms.
- immigration reform. There is no list. There SCharges you to "get on a waiting list"

 SCharges you to "get on a waiting list"

 OCHARGES YOU TO "BUT "

 OCHARGES YOU TO "

 OCHARGES or "put your application in line" for is no line.
- OGuarantees you a work permit or promise you a good result because of their special contacts at Immigration.
- Pretends to be a qualified lawyer or bonded immigration consultant
- Takes your money without giving you the services promised.
- get your immigration application approved. NAsks you to lie on a form or sign a blank document. If you do this, you may never
- NKeeps your original documents or charges you to get them back

Complaints:

District Attorney Your Local

State Bar of California

(800) 843-9053

Federal Trade calbar.org

ftccomplaintassistant.gov Commission

Office of Immigrant Assistance, CA Department of Justice

caag.state.ca.us

Warning! There is no new amnesty!

reform yet. Until the reforms become law, Congress has not approved immigration providers must not take your money to file an amnesty or immigration reform We will post a notice at ilrc.org on the day immigration reform passes.



Yourself! **Protect**

the Best Available Learn How to Get **Immigration Help**





Immigrant Legal Resource Center

1663 Mission Street, Suite 602 San Francisco CA 94103 ilrc.org

Shop smart!

- Find a qualified legal services provider,
- Ask questions, and
- Get a second or third opinion before you decide who to hire.

Compare providers before you hire.

Look for a provider who will:

- Answer your questions, and
- Tell you your options.

Shop, check, and compare

- Talk to 2 or more legal service providers,
- Check each provider's license/status, and
- Don't use anyone who doesn't follow the rules explained in this brochure.

Do not hire anyone who:

- Says "Trust me," without answering your questions,
- Guarantees that you will win your case, or
- Promises you a work permit or visa right away.

In California, only 3 kinds of providers can help you with your immigration case:

- Lawyers
- Non-profit agencies with Accredited Reps (The U.S. government authorizes some people to help with immigration. They are called accredited representatives)
- Bonded Immigration Consultants

Warning! Do not use anyone advertised as a notario público. In the U.S., notarios are not lawyers. Notarios cannot give legal help.

Lawyers can:

- Give you legal advice,
- Help you apply, and
- Speak for you in Immigration Court.

Look for a lawyer specializing in immigration.

To make sure your lawyer is licensed visit: calbar.ca.gov or call (415) 538-2000. Ask the lawyer for her state bar number.

Non-profits with Accredited Reps can:

- Give you legal advice, and
- Help you apply (in most situations).

To make sure your Rep is authorized, check him/her out at: justice.gov/eoir/ra/raroster.htm

Do **not** use an accredited rep who is not on this list!

Bonded Immigration Consultants can:

- Give you the forms you need and help you fill them out.
- Translate questions and answers for your forms.
- Help you collect documents.

Immigration consultants are **not** lawyers. They **must** say they are not lawyers and have signs in their office saying they are not lawyers.

They cannot:

- Give you legal advice,
- Speak for you in Immigration Court, or
- Keep your original documents.

Be careful! Only bonded immigration consultants can help with immigration cases.

Check if your consultant is bonded at: sos.ca.gov/business/sf/bond_search/

Checklist: Bring this with you when you meet the provider...

Did the provider:

- Show you her credentials or proof she paid the bond?
- ☑ Ask you to sign a written contract?
 - Make sure the contract lists the services you will get and how much you will pay.
- If you don't speak English well, bonded immigration consultants must give you a contract in your language, too.
- If you cancel in writing within 72 hours of signing the contract with a consultant, you have the right to get all your money hack

☑ Explain the forms and the process?

- Do not sign blank forms.
- Ask for a translation, if you need it.
- Do not sign anything that is not true or that you do not understand.
- ☑ Give you copies of your contract and all papers filed for your case? (You may have to ask for the copies.)
- Keep your copies in a safe place.
- Do not give your provider original documents. Lawyers (not immigration consultants) may need your original documents to give to immigration authorities.
- Give you receipts for your payments? Make sure the receipt is signed by the provider and says:
- the date you paid, what services you paid for.
- ✓ Tell you the interest rate for any loan or payment of fees?

Advertencia! No contrate a un proveedor que...

- Se niega a darle un contrato escrito.
- OLe cobra por formularios de inmigración en blanco. Obtenga los formularios gratis en: uscis.gov/forms.
- >Le cobra por "ponerlo en una lista de espera" o "poner su solicitud en la fila" para la reforma migratoria. No hay lista. No hay fila.
- NLe garantiza un permiso de trabajo o le promete buenos resultados gracias a sus contactos especiales en inmigración.
- SToma su dinero y no le da los servicios que le prometió.
- OLe pide decir una mentira en un formulario o que firme un documento en blanco. Si usted lo hace, es posible que su solicitud de inmigración nunca sea aprobada.
- Se queda con sus documentos originales o le cobra por devolvérselos.

 Se queda por devolvérselos por devo

Quejas:

Colegio de abogados de California

(800) 843-9053

calbar.org

Federal Trade Commission ftccomplaintassistant.gov

Oficina de Ayuda al Inmigrante Departamento de

caag.state.ca.us

Justicia de California

O su fiscal de distrito

jOjo! ¡Aún no hay una "nueva amnistía!"

El Congreso todavía no aprueba la reforma migratoria. Mientras tanto los proveedores no deben tomar su dinero para casos de amnistía o de reforma migratoria hasta que la reforma se convierta en ley.

El día en que la reforma migratoria se apruebe, publicaremos un aviso en **ilrc.org**.



¡Protéjase! Cómo obtener la mejor ayuda disponible para inmigración





Immigrant Legal Resource Center (Centro de recursos legales para inmigrantes)

 Encuentre un proveedor de servicios legales que esté calificado,

1663 Mission Street, Suite 602

San Francisco CA 94103

- Hágale preguntas, y
- Consulte con varios proveedores antes de decidir a quién contratar.

Compare sus opciones antes de contratar

Busque un proveedor que:

- Le contestará sus preguntas, y
- Le dirá cuáles son sus opciones.

Busque, verifique y compare

- Hable con 2 o más proveedores de servicios legales.
- Confirme la autorización de cada uno, y
- No use a nadie que no siga las reglas explicadas en este folleto.

No contrate a nadie que:

- Le dice "Conffe en mî" sin contestar sus preguntas o
- Le garantiza que ganará su caso o que obtendrá un permiso de trabajo o una visa rápido.

En California, sólo hay 3 tipos de proveedores que pueden ayudar con casos de inmigración:

- Abogados
- Agencias sin fines de lucro con Representantes Acreditados

(El gobierno de los EE.UU. autoriza a los representantes acreditados a ayudar con asuntos de inmigración.) Consultores de inmigración asegurados

notario público. En los EE.UU., los notarios no legal. Los consultores sólo pueden ayudar a son abogados. No se les permite dar ayuda cualquier persona que se publicite como un Advertencia! No use los servicios de lenar solicitudes.

Los abogados pueden:

- Darle consejo legal
- Ayudarle con la solicitud, y
- Hablar por usted en la Corte de inmigración. Busque un abogado especializado en inmigración.

calbar.ca.gov o llame al (415) 538-2000. Pida Confirme que su abogado esté autorizado en: su número del colegio estatal de abogados.

Las agencias sin fines de lucro con representantes acreditados pueden:

- Darle consejo legal, y
- Ayudarle con la solicitud (en la mayoría de los casos).

Confirme que su representante acreditados esté autorizado en: justice.gov/eoir/ra/raroster.htm No use representantes que no estén en esta lista!

asegurados (bonded, en inglés) pueden: Los consultores de inmigración

- Darle las solicitudes que necesita y ayudarle a completarlos.
- Traducir las preguntas y respuestas de sus formularios.
- Ayudarle a organizar sus documentos.

Los consultores de inmigración no son abogados. poner letreros en sus oficinas donde diga que no Fienen que decirle que no son abogados y son abogados.

Ellos no pueden:

- Darle consejo legal,
- Hablar por usted en la Corte de inmigración, o
- Quedarse con sus documentos originales.

asegurados pueden ayudar con casos de inmigración. Confirme que su consultor esté asegurado en: Cuidado! Sólo los consultores de inmigración

sos.ca.gov/business/sf/bond_search/

usted a su cita con el proveedor... Lista de verificación: Llévela con

¿El proveedor:

- ✓ Le muestro sus credenciales o comprobantes de que está asegurado?
- Firmo un contrato escrito con usted? >
- Confirme que el contrato indique cuáles servicios recibirá y cuánto tendrá que pagar.
- de inmigración también tienen que darle un Si no habla bien el inglés, los consultores contrato en su idioma.
- dentro de las 72 horas de haberlo firmado, Si usted cancela el contrato por escrito tiene derecho a que le devuelvan todo su dinero.

Le explique los formularios y el proceso? >

- Nunca firme solicitudes en blanco.
- Si es necesario, pida que le traduzcan.
- No firme nada que no sea verdad o que usted no entienda.

Le dé copias del contrato y de todos los documentos presentados para su caso? (Es posible que tenga que pedir las copias.) >

- Guarde sus copias en un lugar seguro.
- entregar sus documentos originales a un No entregue documentos originales a un consultor de inmigración. Está bien abogado.

Le dé recibos por sus pagos? >

Asegúrese que el recibo esté firmado por el proveedor y diga:

- la fecha en que pagó,
- cuáles servicios pagó.
- préstamo o el pago de los honorarios Le explique la tasa de interés para un pagados por el proveedor? >

Immigration Legal Services Referral List/Lista de Servicios Legales de Inmigración

The following are nonprofit Attorney and BIA accredited agencies. (Nominal fees may apply)

Las siguientes son agencias sin fines de lucro, acreditadas por el BIA, y/o con abogados. (Pueda que apliquen cargos nominales)

Asian Law Alliance

991 West Hedding Street, Suite 202 San Jose, CA 95126



Asian Pacific Islander Legal Outreach San Francisco Office

1121 Mission Street San Francisco, CA 94103 (415) 567-6255

Oakland Office

1305 Franklin Street, Suite 410 Oakland, CA 94612 (510) 251-2846

Immigrant rights, rights, housing, VAWA, disability, tax

Bay Area Legal Aid

Catholic Charities of Santa Clara County Catholic Charities of Santa Clara County 2625 Zanker Road, Ste 201

San Jose, CA 95134 408) 944-0691

Catholic Charities of San Mateo:(650) 295-2160 x 185 Catholic Charities of San Francisco: (415) 972-1200 Immigration legal services, VAWA, refugee resettlement citizenship classes

Coastside Hope

99 Alhambra Ave. P.O. Box 1089 El Granada, CA 94018 (650) 726-9071 x 224 Fax (650) 726-7096





Services: M-F 8-5 in Spanish & Portuguese Immigration Clinic: Appointment only F 1-4PM & Sat 10AM to

Immigration Services of Mountain View 1058 W. Evelyn Ave., Suite 30 Sunnyvale, CA 94086 Appointments: (650) 938-4911

> Immigration legal services, VAWA, U Visa, Fee Waivers

Phone: (650) 326-6440

Drop in hours: Mon-Thurs 9AM-1PM



International Rescue Committee San Jose Office

1210 S. Bascom Ave, Suite 227 San Jose, CA 95128 (408) 277-0255 Immigration legal services, refugee resettlement

Oakland Office

405 14th Street, Suite Oakland, CA 94612 (510) 452-8222

La Raza Centro Legal

474 Valencia Street, Suite 295 San Francisco, CA 94103 (415) 575-3500 Mon - Fri 10AM-12PM and 1PM-4PM Call for appointment/Llame para una cita

Immigration legal services, employment clinics, eviction defense

Lawyer and BIA Accredited

LA RAZA

Katharine & George Alexander Community Law Center 1030 The Alameda

San Jose, CA 95126 (408) 288-7030

workers' rights, low income tax clinic

MAITRI

Helpline: 1-888-862-4874

Phone: (408) 436-8393 Fax: (408) 503-0887 maitri@maitri.org

Law and technology

resources for legal professionals

Representatives' Data Base Only licensed lawyers & Board of

Immigration Appeals (BIA) accredited representatives can give legal advice. Check if your lawyer is licensed at:

http://www.llrx.com/features/lawyerlicenses.htm

Check if your immigration service provider is BIA accredited: http://www.justice.gov/eoir/ra/raroster_reps.htm

Check if your immigration lawyer or BIA accredited representative has been

disciplined: http://www.justice.gov/eoir/discipline.htm

(408) 287-9710

Phone/walk-in consultations - No appointment necessary M-Th 9-11:30 AM; 1-3:30 PM; F 9-11:30 AM

Asian Law Alliance

Weshing for Junior, Deprine and Equality

Immigration Clinic - By appointment only F 1-4 PM & Sat 10 AM to 12 PM

Immigration legal services, housing, public benefits, DV, civil

4 N. 2nd St #600, San Jose, CA 95113 (408) 850-7066 San Francisco County: (415) 354-6360 San Mateo County: (650) 472-2666

Services: consumer law, public benefits, labor law, health care access, domestic violence, housing laws, representation of

formerly incarcerated population, and youth at risk

Center for Employment Training -ICP

Immigration and Citizenship Program 701 Vine Street San Jose, CA 95110 (408) 534-5451

Office Hours: Mon -Thurs 10AM-6PM DACA Clinics every Thursday from 2pm - 5pm Immigration legal services, free citizenship classes

Community Legal Services in East Palo Alto

2117-B University Avenue East Palo Alto, CA 94303

Fax: (866) 688-5204

Services: all aspects of removal defense, asylum, U visas VAWA, SIJS, DACA

LEGAL SERVICES IN EAST PALO ALTO

International Institute of the Bay Area

Redwood City (650) 780-7530 San Francisco (415) 538-8100 Antioch (925) 237-8581

Oakland (510) 451-2846 Fremont (510) 894-3585

Immigration legal services, VAWA, U Visa, refugee services

SANTA CLARA LAW KATHARINE & GEORGE ALEXANDER

Immigration legal services, consumer law,

Primarily help families from South Asia (Bangladesh, India, Nepal, Pakistan, Sri Lanka) facing domestic violence, emotional abuse, cultural alienation, human trafficking or family conflict. VAWA, U & T Visa. Languages: Bengali, Gujarati, Hindi, Malayalam, Marathi Marwari, Punjabi, Sindhi, Tamil, Telugu, & Urdu

Immigration Legal Services Referral List/Lista de Servicios Legales de Inmigración

The following are nonprofit Attorney and BIA accredited agencies that maybe available to assist you. (Nominal fees may apply)

Las siguientes son agencias sin fines de lucro, acreditadas por el BIA, y/o con abogados, que posiblemente pueden ayudarle. (Pueda

que appliquen cargos nominales)



Legal Aid Society of Santa Clara County 480 N. First St., San Jose, CA 95103 (408) 998-5200 (t), (408) 298-3782 (f) Services: immigration legal services, family law, housing, DV

Legal Aid Society of San Mateo County 330 Twin Dolphin Drive, Suite 123 Redwood City, CA 94065 (650) 558-0915



Pangea Legal Services

350 Sansome St, Ste. 650 San Francisco, CA 94104 (415) 254-0475

Services: affirmative and defensive asylum, cancellation of removal, DACA, U-visa, family based petitions, SIJS, & other immigration services

Please contact us for consultations



Services, Immigrant

Rights & Education Network 1415 Koll Circle, Suite 108 San Jose, CA 95112 English/Vietnamese (408) 453-3013

English/Spanish (408) 453-3017

Free Legal Consultations/Consultas Legales Gratis
Thursdays/Jueves 9AM—6PM



Step Forward Foundation

PO Box 175 Campbell, CA 95009 (408) 915-8698 (t) (408) 465-5288 (f)

Immigration legal services, family law, DV, human trafficking



San Francisco Bar Association

301 Battery Street, Third Floor, San Francisco, CA 94111 (415) 982-1600

Attorney of the Day, immigration court representation, removal proceedings. Spanish interpretation.



American Immigration Lawyers Association, Northern California

360 Post St., San Francisco, CA http://www.ailanorcal.com/

Over 700 immigration attorneys on the list to provide immigration legal services and court representation.



Human Agenda

1376 N. 4th Street, ste.100

San Jose, CA 95112

(408) 661-1587 & (408) 460-2999 (t)

CLARO Project: DACA + & DAPA



ALMA

Apoyo Legal Migrante Asociado

migration Legal Services

Apoyo Legal Migrante Asociado

Sobrato Center for Nonprofits 534A Valley Way Milpitas, CA 95035

Milpitas, CA 95035 (650) 964-4966 (t)

Services: immigration legal services, education



Pars Equality Center

Daryabari Iranian Community Center 1635 The Alameda, San Jose, CA 95126 (408) 261-6400 (t) (408) 261-6401 (f)

Services: immigration legal services, cultural and social integration



African Advocacy Network

Dolores Street Community Services 938 Valencia St., San Francisco, CA 94110 (415) 503-1032 (t)

Services: Immigration legal services, counseling

ProBono Project For the Good of the People

Pro Bono Project

480 N. First Street, San Jose, CA, 95112

(408) 998-5298 (t), (408) 971-9672 (f)

Services: immigration, lawyers in the Library, the virtual legal services, family law,

debtors' rights clinics, consumer law, translation



Law Foundation of SILICON VALLEY

Law Foundation of

Silicon Valley 152 N. Third Street,

3rd Floor

San Jose, CA 95112

(408) 293-4790 (t)

(408) 293-0106 (f)

Services: housing, health, human rights, Legal Advocates for Children and Youth



Senior Adults Legal Assistance (SALA)

160 E Virginia St, Suite 260 San Jose, CA 95112

408 295-5991, North County - 650 969-8656

South County - 408 847-7252

Services: Public benefits, long term care, housing, consumer law, simple wills



Centro de Ayuda Legal Para Inmigrantes (CALI)

1125 Benton Street

Santa Clara, CA 95050

(650) 938-4041 (t)

(408) 404-0409 (f)

Services: immigration legal services, family law, VAWA, U Visa, DACA

POST-ELECTION RESOURCES FOR IMMIGRANTS

These agencies came forward with statements, but many other organizations are providing reliable services in the community. For a complete list use OIR's legal and non-legal trusted resources flyers go to: https://www.sccgov.org/sites/oir/Documents/Immigration%2oLegal%2oServices%2oFlyer.pdf

https://www.sccgov.org/sites/oir/Documents/Non-Legal%2oTrusted%2oResources%2o-updated.pdf



Asian Law Alliance 991 West Hedding Street, Suite 202 San Jose, CA 95126 (408) 287-9710



Celebrating 70 Years

American Immigration Lawyers Association (AILA) **Post-Election Consumer Alert English & Spanish**

IMPORTANT IMMIGRATION-RELATED INFORMATION FOR CLIENTS:

http://asianlawalliance.org/important-information/

http://www.aila.org/File/Related/16111733a.pdf http://www.aila.org/File/Related/16111733b.pdf



CLINIC: Catholic Legal **Immigration** Network

San Francisco Chapter

CAIR-SAN FRANCISCO BAY

3000 Scott Blvd., Suite 101 Santa Clara, CA 95054

> T 408.986.9874 F 408.986.9875

Preparing for Changes in the Presidential Administration in English & Spanish

https://cliniclegal.org/sites/default/files/resources/presidentialtransition/How-to-Prepare-for-Changes-in-the-Presidential-Administration-Contact-Box.pdf

https://cliniclegal.org/sites/default/files/resources/presidential transition/How-to-Prepare-for-Changes-in-the-Presidential Administration-Spanish.pd

Moving Forward After the Elections

https://ca.cair.com/sfba/2016/11/moving-forward-after-theelections/ info@sfba.cair.com



DeBug Silicon Valley San Jose, CA 95126

701 Lenzen Ave 408-971-4965

Fraud prevention resources Santa Clara County Sheriff's Office Notario Fraud Unit **English & Spanish**



svdebug@newamericamedia.org

https://www.sccgov.org/sites/sheriff/Documents/PublicTriFoldWord.pdf https://www.sccgov.org/sites/sheriff/Documents/SpanPublicTriFoldWor d.pdf

ILRC: https://www.ilrc.org/choosing-immigration-representative-how-

avoid-fraud https://www.ilrc.org/sites/default/files/resources/attachment a pl ilrc trif

old.pdf https://www.ilrc.org/sites/default/files/resources/attachment a sp pl ilrc trifold 0228 new.pdf

Stop Notario Fraud: http://www.stopnotariofraud.org/



immigrant-communities-can-do-prepare-trump



E4FC **Educators for Fair** Consideration

WHAT WE KNOW NOW

Post-election update

http://www.e4fc.org/whatweknowcandonow.html

Contact:

http://www.e4fc.org/contactus.html

14 America

iAmerica

Information about DACA & other resources post-election **English & Spanish**

http://iamerica.org/daca

http://iamerica.org/es/daca







Immigrant Legal Resource Center: ILRC

663 Mission Street, Suite 602 San Francisco, CA 94103

T: 415-255-9499

F: 415-255-9792

Post-Election Talking Points and Resources

https://www.ilrc.org/daca-talking-points https://www.ilrc.org/sites/default/files/resources/ilrc spanish post election talking points.pdf

https://www.ilrc.org/sites/default/files/resources/post-

election talking points.pdf

Post-election school resources: https://www.ilrc.org/postelection-resource-schools

LGBT Immigrant Rights: https://www.ilrc.org/lgbt-immigrant-rights



My (Un)documented Life

Post-Election Resources for **Undocumented Students & Families**

English & Spanish

https://mydocumentedlife.org/immigration-news https://mydocumentedlife.org/noticias-de-inmigracion

Post-Election Advance Parole

https://mydocumentedlife.org/2016/11/11/advice-regarding advance-parole-after-the-election-results

https://mydocumentedlife.org/2016/11/10/advice-regarding-daca whats-next-from-two-national-immigration-law-center



National Immigration Law Center (NILC)

Berkeley, CA (510) 663-8282

DACA after Election

https://www.nilc.org/issues/daca/

https://www.nilc.org/is<u>sues/daca/daca-after-trump-</u>q-and-a/





Mexican Consulate General in San Jose

302 Enzo Drive, Suite 200 San José, CA 95138 **United States** (408) 294-3414

https://consulmex2.sre.gob.mx/sanjose/

OFFICE HOURS: 8.00AM-5:00 PM

Ready California

READY California

Post-Election updates and resources, including fraud prevention

Community education events and legal services workshops

http://ready-california.org/



Santa Clara University Katherine & George Alexander **Community Law Center**

IMPORTANT IMMIGRATION-RELATED INFORMATION

http://law.scu.edu/kgaclc/immigration-law/



Services. **Immigrant Rights & Education** Network

1415 Koll Circle, Suite 108

San Jose, CA 95112

English/Spanish (408) 453-3017 English/Vietnamese (408) 453-3013

DACA Alert: http://www.sirenbayarea.org/newsroom/2016/11/17/daca-advisal

Free Legal Consultations/Consultas Legales Gratis Thursdays/Jueves 9AM-6PM



United We Dream

5 Important Things You Need To Know **About DACA During a Trump Presidency**

English & Spanish

https://medium.com/@UNITEDWEDREAM/5-importantthings-you-need-to-know-about-daca-during-a-trumppresidency-807db96132c3#.yap92lnsp

https://medium.com/@UNITEDWEDREAM/5-cosasimportantes-que-necesitas-saber-sobre-daca-durante-lapresidencia-de-trump-20d392445566#.ndlkdi7ap







Family Preparedness Plan

Every family should have a Family Preparedness Plan. While it is our hope that you never have to use your plan, it is a good practice to have one in place to help reduce the stress of the unexpected. This packet will help everyone create a Family Preparedness Plan, regardless of immigration status. However, because of the additional challenges immigrant and mixed status families face, we also have additional advice for immigrants.

Make a Child Care Plan

Have a plan so that a trusted adult can care for your child if you cannot. This plan should include emergency numbers, a list of important contact information, a Caregiver's Authorization Affidavit and a file with important documents. This packet includes templates to put together these documents.

Find Out About Your Immigration Options

Information and resources to find good immigration legal help is included in this packet.

- If you have a green card, find out if you can become a U.S. citizen.
- If you are here on a visa, find out if you can get a green card.
- If you do not have immigration status, find out if you may be eligible to get a green card, visa or work permit.
- If you have a criminal arrest or conviction, find out how it might affect your situation, or if there is a way to erase it from your record.
- If you are detained or put into deportation proceedings, ask for a hearing in front of a judge to get out of detention and to fight your deportation.

Know Your Rights

Everyone – both documented and undocumented persons – have rights in this country. Make sure you, your family members (even children), housemates, neighbors, and co-workers, regardless of their immigration status, know of their right to remain silent and all of their other rights if ICE or the police come to your home, neighborhood or workplace. A list of these rights, and a card asserting these rights, are included in this packet.

Child Care Plan

Talk to Your Children About Your Plan

Without worrying them, assure your children that they will be taken care of if for some reason you are unable to care for them, even for a short period of time. Let them know who will care for them until you can.

Decide Who Can Care for Your Children if You Are Unable To

Talk to the people you would want to care for your children if you are unable to and make sure they know they will be listed as emergency contacts. Memorize their phone numbers and have your children memorize them too.

Make sure your children know who can pick them from up school, who cannot pick them up from school, and who will care for them.

Your child's school may only release your child to adults you designate. Therefore, make sure to regularly update all school, afterschool, day care, summer camp, and other programs' emergency contact sheets and release forms to include the names of those who can and cannot pick up your children. If you have a restraining order against anyone, make sure to give a copy of it to the school.

Make sure the people who can pick up and care for your children are up to date on your child's location and school.

Write Down Instructions if Your Child Has Any Medical Conditions and /or Takes Any Medications

Make sure to write down any medical conditions or allergies your child has, any medications that your child takes, as well as doctor and health insurance information. Keep a copy of this information in your important documents file. Give a copy to your child's school and the adult you designate to care for your children. Let your child know where to find this information if you are not around.

Have a Caregiver's Authorization Affidavit Signed

A Caregiver's Authorization Affidavit is a form to give to your child's school or health care provider so a non-parent relative can enroll your child in public school, make school-related medical decisions, and make other important decisions on your child's behalf if you are unable to. It allows non-relatives to enroll your child in school and to receive school-related medical treatment. A template is in this packet. A Caregiver's Authorization Affidavit does not affect your rights as your child's parent — you still have custody and control of your child.

Make Sure Your Children All Have Passports

If your child was born in the United States, visit <u>www.travel.state.gov</u> for more information on obtaining a U.S. passport.

If your child was born in your home country, check with your embassy or consulate for more information on obtaining a passport.

□ Inform Your Family and Emergency Contacts About How to Find You if You Are Detained by ICE

Family members can use the ICE detainee locator: https://locator.ice.gov/odls/homePage.do. Be sure your family and emergency contacts have a copy of your A-Number (your alien registration number found on your immigration documents from ICE) if you have one.

Want to Do Even More?

You can designate and document someone you trust with **Power of Attorney** to make financial, legal or child care decisions in your absence. You can designate this person to care for your children; to make decisions for your children; to handle your finances; to manage business decisions; to use your money to pay your rent or mortgage or to pay for your legal and other expenses. A power of attorney for your child allows you to designate another adult to make decisions for your child. It is temporary and does not require you to give up your parental or custodial rights.

You can also **register your child's birth** with your country's government (for example, with your country's consulate) if your child was born in the United States. This may grant your child benefits, including citizenship in your home country in some cases.

Important Children's Information

Keep this information so those you designate to care for your children in your absence have all of the information they need.

Child's Name	
Date of Birth	
Child's Cell Phone Number (if applicable)	
School	
School Address	
School Phone Number	
Teacher's Name	
Classroom Number	
Afterschool Program	
Afterschool Program Phone Number	
Other Camp/Sports/Program	
Other Camp/Sports/Program Phone Number	
Allergies	
Medical conditions	
Medications	
Doctor's Phone Number	
Doctor's Address	
Health Insurance	

Emergency Numbers and Important Contact Information

Keep this information in one place so that you and your family can access it easily.

Emergency Numbers		
Immediate Emergency	911	
Police Department		
Fire Department		
Poison Control		
Family Contacts		
Mother/Parent/Guardian		
Home Phone		
Cell Phone		
Work Address		
Work Phone		
Father/Parent/Guardian		
Home Phone		
Cell Phone		

Work Address	
Work Phone	
Other Emergency Contact and Relationship	
Cell Phone	
Other Emergency Contact and Relationship	
Cell Phone	
Other Emergency Contacts and Relationship	
Cell Phone	

Miscellaneous Contacts	
Doctor	
Phone Number	
Health Insurance Company	
Policy Number	
Pediatrician	
Phone Number	
Health Insurance Company	
Policy Number	
Dentist	
Phone Number	
Dental Insurance Company	
Policy Number	
Car Make/Model	
License Plate Number	
Car Insurance Company	
Insurance Policy Number	
Phone Number	
Consulate	
Address	
Phone Number	
Attorney/Nonprofit Legal Services Provider	
Address	
Phone Number	

Caregiver's Authorization Affidavit

Keep a copy of this available for the person you designate to care for your child to sign if needed. You do not need to sign it. Only the caregiver is required to sign it.

Use of this affidavit is authorized by Part 1.5 (commencing with Section 6550) of Division 11 of the California Family Code. According to California Law, schools and medical care providers must accept this form if it completed correctly.

Instructions: If the adult you designate to care for your child is not a family member, they should fill out items 1-4 to authorize your child's enrollment in school and school-related medical care. If the adult you designate to care for your child is a family member, they should complete items 1-8 to authorize your child's enrollment in school and any medical care.

The minor named below lives in my (the caregiver's) home and I am 18 years of age or older. 1. Name of minor: _____ 2. Minor's birth date: _____ 3. My name (adult giving authorization): ______. 4. My home address: _____ 5. [] I am the minor's grandparent, aunt, uncle, spouse, stepparent, brother, sister, stepbrother, stepsister, half-brother, half-sister, niece, nephew, first cousin, grandaunt. granduncle, great-grandparent, great-grandaunt, great-granduncle, or the spouse of one of these persons. 6. Check one or both (for example, if one parent was advised and the other cannot be located): [] I have advised the parent(s) or other person(s) having legal custody of the minor of my intent to authorize medical care, and have received no objection. [] I am unable to contact the parent(s) or other person(s) having legal custody of the minor at this time, to notify them of my intended authorization. 7. My date of birth: _____ 8. My California driver's license or identification card number: ______. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: ______Signed: _____

File of Important Documents

Keep a file of all of these documents or a copy of these documents in a safe place. Tell your children, family members and emergency caregiver where to find this file in an emergency.

Passports
Birth Certificates
Marriage License (if applicable)
Caregiver's Authorization Affidavit
Any Restraining Orders you may have against anyone (if applicable)
A-Number and any immigration documents (work permit, green card, visa, etc.)
Driver's License and/or Other Identification Cards
Social Security Card or ITIN number
Registry of birth (for U.S. born children registered in parent's home country)(if applicable)
Important Children's Information
Emergency Numbers and Important Contact Information
Children(s)' Medical Information, including health insurance, medication list, and doctor's tact information
Any other documents you would want to be able to quickly find

Find Out About Your Immigration Options

Find a local, nonprofit legal services organization that can help you find out if there is an immigration option for you to get a green card, work permit or visa, or protect you from deportation. Also, keep a list of these local organizations in case you ever have a problem with ICE. These organizations have attorneys who may be able to help you.

Warning! Protect Yourself from Fraud!

Only a licensed attorney or accredited representative is authorized and qualified to assist you with your immigration case. Do not hire anyone who:

- Refuses to give you a written contract;
- Charges you for blank immigration forms;
- Promises you a good result because of their special contacts at Immigration;
- Pretends to be a qualified lawyer or bonded immigration consultant;
- Asks you to lie on a form or sign a blank document; or
- Charges you to "get on a waiting list" or "put your application in line." There is no list. There is no line.

If you suspect fraud, report it to your consulate or the police, or contact the Federal Trade Commission to file a complaint in English or Spanish at 877-FTC-HELP (877-382-4357). Visit Stop Notario Fraud for more information and resources: http://www.stopnotariofraud.org/

Do what you can now to protect you and your family in the United States.

- If you have a green card, find out if you can become a U.S. citizen.
- If you are here on a visa, find out if you can get a green card.
- If you do not have immigration status, find out if you may be eligible to get a visa or work permit.
- If you have a criminal arrest or conviction, find out how it might affect your situation, or if there is a way to erase it from your record.
- If you are detained or put into deportation proceedings, ask for a hearing in front of a judge to get out of detention and to fight your deportation.

Find a Legal Services Provider

The Immigration Advocates Network National Immigration Legal Services Directory lists nonprofit organizations that provide free or low-cost immigration legal services. You can use it to find an immigration service provider near you for a consultation. https://www.immigrationadvocates.org/nonprofit/legaldirectory/

Find an Info Session or Immigration Workshop Near You

Ready California is a collaboration of California nonprofits organizations across the state. You can use the Ready California website to find local organizations as well as an events calendar that lists free immigration events throughout the state. These events may be DACA renewal workshops, Know Your Rights presentations, or Post-Election forums.

http://ready-california.org/events-calendar/#1

Know Your Rights

Remain calm and do not try to run away.

If you do, ICE or the police may use that against you.

Everyone – both documented and undocumented persons – has rights in this country. Talk to everyone in your family (including children) and household to make sure they all know what to do if approached by immigration officials (ICE) or if immigration officials (ICE) come to your house.

⇒ ICE at Your Door

Do not open the door for ICE or any police officer without a signed warrant. You do not need to open the door unless an ICE agent can show you a warrant signed by a judge with your specific and correct name and address on it. If ICE knocks on your door, ask them to slide the search warrant under the door or through a window. Make sure the warrant is signed by a judge and has your address on it. If ICE or the police do not have this, then you do not have to open the door. Once you open the door, you lose certain rights.

Keep a Know Your Rights red card on you and by your door at all times. You can slide it under the door to ICE – it explains your rights and that you do not have to open the door. Have your children and other family members practice sliding it under the door.

Usted tiene derechos constitucionales.

- NO ABRA LA PUERTA SI UN AGENTE DEI, SERVICIO DE INMIGRACION ESTA TOCANDO A LA PUERTA.
- NO CONTESTE NINGUNA PREGUNTA DEL AGENTE DEL SERVICIO DE INMIGRACION SI EL TRATA DE HABLAR CON USTED. Usted tiene derecho a mantenerse callado. No tiene que dar su nombre al agente. Si está en el trabajo, pregunte al agente si está libre para salur y si el agente dice que si, váyase. Usted tiene derecho de hablar con un abogado.
- ENTREGUE ESTA TARJETA AL AGENTE, NO ABRA LA PUERTA

I do not wish to speak with you, answer your questions, or sign or hand you any documents based on my 5th Amendment rights under the United States Constitution.

I do not give you permission to enter my home based on my 4th Amendment rights under the United States Constitution unless you have a warrant to enter, signed by a judge or magistrate with my name on it that you slide under the door I do not give you permission to search any of my belongings based on my 4th Amendment rights.

I choose to exercise my constitutional rights.

These cards are available to citizens and noncitizens alike.

Talking to ICE

You do not have to talk to ICE or answer their questions. You have the right to remain silent. You can refuse to speak to an ICE agent. Do not answer any questions, especially about your birth place, immigration status or how you entered the United States. Do not give them any personal information about yourself or anyone in your family. Say that you want to remain

silent until you speak with a lawyer. Have your children and others in your family practice saying "No" to ICE.

You have the right to refuse to sign anything before you talk to a lawyer. Do not sign anything you do not understand and agree with. That could eliminate your right to speak with a lawyer or have a hearing in front of an immigration judge. This may result in you being deported immediately without a hearing.

Ask to speak with your lawyer and to go before the immigration judge. You have the right to speak to a lawyer and the right to make a phone call. Make sure to carry the phone number for an immigration lawyer with you at all times.

Other Resources

Your Country's Consulate

Have the contact information for your country's nearest consulate. Many consulates have an emergency number for cases where you need immediate assistance from the consulate. Have that number written down in case ICE detains you.

Know Your Rights Materials and Other Resources

There are a lot of resources available to teach you about your rights. Below are just a few places to start looking if you want to learn more about immigration law.

- Informed Immigrant: https://www.informedimmigrant.com/
- Immigrant Legal Resource Center (ILRC): https://www.ilrc.org/community-resources
- National Immigration Law Center (NILC): https://www.nilc.org/get-involved/community-education-resources/know-your-rights/

Documents You Should and Should Not Carry With You

- At all times, carry a valid work permit or green card, if you have one. If you do not have one, generally it is advisable to carry a municipal ID, state ID or driver's license if it was issued in the United States and contains no information at all about your immigration status or your country of origin. Ask a local immigration advocate about what kind of documents are safe to carry in your area.
- At all times, carry a red card to exercise your right to remain silent in case you are stopped or interrogated by ICE or police officers.
- At all times, carry the telephone number of an immigration lawyer, advocate or nonprofit immigration legal services provider you will call in an emergency.
- Do not carry any documentation about your country of origin.
- Do not carry any false identity documents or false immigration documents.



Plan Familiar En Caso de Emergencia

Cada familia debe tener un plan en caso de emergencia. Aunque nuestro deseo es que usted nunca tenga que usar este plan, es buena práctica tener uno a la mano para reducir el estrés de lo inesperado. Este paquete le ayudará a crear un plan familiar sin importar su estatus migratorio. Sin embargo, debido a los retos adicionales que enfrentan las familias inmigrantes y las compuestas de miembros con diferentes estatus migratorios, también tenemos consejos adicionales para los inmigrantes.

Haga un plan de cuidado para sus hijos

Tenga un plan para que un adulto de confianza pueda cuidar a sus hijos si usted no puede. Este plan debe incluir números de emergencia, una lista con la información de contactos de personas claves, una declaración jurada por parte de la persona que cuidará a sus hijos, y un archivo con documentos importantes. Este paquete incluye ejemplos de cómo preparar este tipo de documentos.

Averigüe sobre sus opciones de inmigración

Este paquete incluye información y recursos para poder buscar ayuda legal de confianza.

- Si usted tiene una tarjeta de residencia permanente, averigüe si se puede hacer Ciudadano.
- Si usted está aquí con una visa, averigüe si puede obtener una tarjeta de residencia.
- Si usted no tiene estatus migratorio, averigüe si puede ser elegible para obtener una tarjeta de residencia, una visa, o un permiso de trabajo.
- Si usted tiene record criminal, o ha sido arrestado, averigüe como esto le podría afectar su situación, o si hay una manera de limpiar su record.
- Si usted es detenido o esta en proceso de deportación, pida una audiencia en frente de un Juez para salir de detención y poder pelear su deportación.

Conozca sus derechos

Todas las personas, sin importar su estatus legal, tienen derechos en este país. Asegúrese que los miembros de su familia (incluyendo sus hijos) compañeros de vivienda, vecinos, y compañeros de trabajo, independientemente de su estatus migratorio, conozcan el derecho de permanecer en silencio, y todos los otros derechos si inmigración o la policía vienen a su casa, vecindario, o al lugar de trabajo. Una lista de estos derechos, y tarjeta afirmando sus derechos viene incluida en este paquete.

Plan de Cuidado Para Sus Hijos

Table con sus hijos sobre su plan

Sin preocuparlos, asegúrele a sus hijos que ellos estarán en buen cuidado si por cualquier razón usted no puede cuidarlos, aunque sea por un poco tiempo. Déjeles saber quién los cuidará hasta que usted pueda cuidarlos de nuevo.

Decida quien cuidará a sus hijos si usted no puede hacerlo

Platique con la gente que usted quisiera que cuidara a sus hijos si usted no lo puede hacer, y asegúrese que ellos sepan que están en la lista de contactos de emergencia. Apréndase sus números de teléfono de memoria, y haga que sus hijos también se los aprendan.

Asegúrese que sus hijos sepan quién y quien no los puede recoger de la escuela y quien los cuidará.

La escuela solamente entregará sus hijos a las personas que usted indique en la carta de emergencia. Por esa razón mantenga al corriente la información en la carta de emergencia en su escuela, el programa después de escuela, en la guardería u otros programas.

Asegúrese que la gente que puede recoger y cuidar a sus hijos estén al día sobre la ubicación de sus hijos al igual que la escuela donde asisten.

➡ Anote las instrucciones si sus hijos tienen una condición médica, o están tomado medicamentos

Anote cualquier condición médica o alergias que sus hijos tengan, cualquier medicamento que su hijo/a está tomando, así como la información de su doctor y el seguro de salud. Guarde una copia de esta información en su archivo de documentos importantes. Dé una copia a la escuela de su hijo/a y a la persona encargada de cuidar de su hijo/a. Infórmele a su hijo/a donde puede encontrar esta información si es que usted no está.

➡ Haga que la persona responsable de sus hijos firme el documento autorizado de declaración jurada

La declaración jurada autorizada por la persona responsable por el cuidado de su hijo/a debe ser entregada a la escuela, o al proveedor de cuidado de salud de su hijo/a para que una persona que no sea el padre/madre pueda registrar a su hijo/a en la escuela pública, y poder tomar decisiones de la escuela o médicas, y poder tomar otras decisiones importantes por parte de su hijo/a si es que usted no puede hacerlo. Esto permite a una persona que no sea el padre/madre registrar a su hijo/a en la escuela y poder recibir tratamiento médico relacionado con la escuela. Un ejemplo

está incluido en este paquete. La declaración jurada por la persona responsable de su hijo/a no afecta sus derechos como el padre/madre de su hijo/a. Usted todavía tiene custodia y control de sus hijos.

Asegúrese que todos sus hijos tengan un pasaporte

Si sus hijos nacieron en Los Estados Unidos, visite <u>www.travel.state.gov</u> para más información de cómo obtener un pasaporte estadounidense.

Si sus hijos nacieron en su país de origen, consulte con su embajada o consulado para obtener más información de cómo obtener un pasaporte.

➡ Informe a su familia y a sus contactos de emergencia sobre cómo encontrarlo si ha sido detenido por ICE

Miembros de su familia pueden usar el localizador de detenidos proveído por ICE: https://locator.ice.gov/odls/homePage.do. Asegúrese que su familia y sus contactos de emergencia tengan una copia del número (su número de caso de inmigración puede ser encontrado en los documentos de inmigración) si es que tiene uno.

¿Quiere hacer aun más?

Usted puede nombrar y asignar a alguien de confianza **un poder legal** para hacer decisiones financieras, legales o de cuidado de sus hijos en su ausencia. Usted puede nombrar a esta persona que cuide a sus hijos; que haga decisiones por sus hijos; que maneje sus finanzas, que maneje sus decisiones de negocios, que utilice su dinero para pagar su renta, o hipoteca, o para que pague por gastos legales u otros gastos. Un poder legal para sus hijos permite a usted nombrar a otro adulto para que haga decisiones por sus hijos. Es provisional y no requiere que usted renuncie a sus derechos de padre o de su tutela.

También usted puede **registrar el nacimiento de sus hijos** con el gobierno de su país (por ejemplo: con el consulado de su país) si sus hijos nacieron en los Estados Unidos. Esto les podrá otorgar a sus hijos beneficios, incluyendo ciudadanía en su país de origen en algunos casos.

Información Importante de Sus Hijos

Guarde esta información para que aquellos que usted nombre como responsable por sus hijos en su ausencia tengan la información que necesite.

Nombre del Niño/a	
Fecha de nacimiento	
Número del Móvil de su hijo (si es aplicable)	
Nombre de la escuela	
Dirección de la escuela	
El número de teléfono de la escuela	
Nombre del Maestro/a	
Número del salón	
Programa después de escuela	
Número de teléfono del programa después de escuela	
Otro Campamento/programa de deportes	
Otro campamento programa de deportes número de teléfono	
Alergias	
Condiciones médicas	
Medicamentos	
Número de teléfono del Doctor	
Dirección de la oficina del doctor	
Número de seguro médico	

Números de Emergencia e Información Importante de Contactos

Mantenga esta información en un solo lugar para que usted y su familia tengan acceso fácilmente.

Números de Emergencia	
Emergencia Inmediata	911
Departamento de Policía	
Departamento de Bomberos	
Centro de control de Envenenamiento	
Contactos Familiares	
Madre/ Tutor	
Teléfono de casa	
Teléfono Móvile	
Dirección del trabajo	
Teléfono del trabajo	
Padre/tutor	
Teléfono de casa	
Teléfono Móvil	

Dirección del trabajo	
Teléfono del trabajo	
Otro contacto de emergencia y relación	
Teléfono Móvil	
Otro contacto de emergencia y relación	
Teléfono Móvil	
Otro contacto de emergencia y relación	
Teléfono Móvil	

Contactos Varios	
Doctor	
Número de teléfono	
Compañía del seguro de salud	
Número de póliza	
Pediatra	
Número de teléfono	
Compañía del seguro de salud	
Número de póliza	
Numero de ponza	
Dentista	
Número de teléfono	
Compañía del seguro de salud	
Número de póliza	
Marca de vehículo/Modelo	
Número de las placas	
Compañía del seguro del carro	
Número de la póliza del carro	
Número de teléfono	
Consulado	
Dirección	
Número de teléfono	
Abogado/proveedor de servicios legales sin fines de lucro	
Dirección	
Número de teléfono	
THE SECTION OF THE PROPERTY OF	

Declaración de Autorización de la Persona Responsable del Cuidado del Menor

Mantenga una copia disponible para la persona que cuidará de sus hijos para que la firme si es necesario. Usted no la tiene que firmar. Solamente la persona que será responsable del cuidado de los niños tiene que firmarla. Esta declaración no afecta los derechos de los padres o tutores del menor respecto a su cuidado, custodia y control, y no significa que la persona responsable del cuidado del menor tenga su custodia legal.

El uso de esta declaración es autorizado por Parte 1.5 (comenzando con la sección 6550) de la División 11 del Código de Familia de California. De acuerdo a las leyes de California, escuelas y proveedores de cuidado médico tendrán que aceptar esta forma si ha sido llenada correctamente.

Instrucciones: Si el adulto que usted nombre para cuidar de sus hijos no es un familiar, esa persona debe llenar las partes 1-4 para autorizar la inscripción de su hijo en la escuela y el cuidado médico dentro la escuela. Si el adulto que usted nombre para cuidar de sus hijos si es un familiar, esa persona debe llenar las partes 1-8 para autorizar la inscripción de su hijo en la escuela y cualquier cuidado médico.

El menor nombrado a continuación vive en mi (la persona responsable) hogar y soy mayor de edad (tengo 18 años o más).

1.	Nombre del Menor:
2.	Fecha de nacimiento del menor:
3.	Mi Nombre (el adulto dando la autorización):
4.	Mi domicilio:
5.	[] Yo soy un abuelo(a), tío(a), esposo(a(), hermano(a), hermanastro(a), medio hermano(a), sobrino(a), primo(a), tío(a) abuelo(a) del menor o esposo(a) de una de estas personas con relación al menor.
6.	Seleccione uno o ambos (por ejemplo, si un padre fue notificado y el otro no pudo ser localizado):
	[] Yo notifiqué al padre u otra persona con custodia legal sobre el menor sobre mi intención de autorizar el cuidado médico y no he recibido ninguna oposición.
	[] Al momento yo no puedo contactar al padre u otra persona con custodia legal sobre el menor para notificarle sobre mi intención de autorización.

/.	Mi fecha de nacimiento:
8.	Mi número de licencia de conducir o de identificación de CA:
	declaro bajo pena de perjurio bajo las leyes del Estado de California que lo precedente es recto y verdadero.
Fed	ha: Firma:

Archivo de Documentos Importantes

Mantenga un archivo de todos estos documentos o una copia de ellos en un lugar seguro. Déjeles saber a sus hijos, familiares, y la persona responsable en caso de emergencia donde pueden encontrar este archivo.

Pasaportes
Actas de Nacimiento
Actas de Matrimonio (si es aplicable)
Declaración de Autorización por parte de la persona responsable
Cualquier orden de restricción que tenga a contra de cualquier persona (si es aplicable)
Numero de extranjero (A-Number) y cualquier otro documento de inmigración (permiso de trabajo, tarjeta de residencia permanente, visa, etc.)
Licencia de conducir y/o otras formas de identificación
Tarjeta del seguro social o número ITIN
Registro de nacimiento (para hijos nacidos en los EE.UU. pero registrados en el país de origen de sus padres)
Información importante sobre sus hijos
Números de emergencia e información de contactos importantes
Información médica de sus hijos, incluyendo seguro de salud, lista de medicamentos, y información de los doctores
Cualquier otro documento que usted quisiera que se encuentre fácilmente

Infórmese Sobre Sus Opciones Migratorias

Encuentre una organización sin fines de lucro local que le pueda ayudar averiguar si existe un beneficio de inmigración que le ayude obtener una tarjeta de residencia permanente, permiso de trabajo, una visa, o protección contra la deportación. Mantenga una lista de estas organizaciones locales en caso de que usted llegue a tener un problema con Inmigración y Control de Aduanas (ICE por sus siglas en inglés). Estas organizaciones tienen abogados que le podrían ayudar.

¡Alerta! ¡Protéjase Contra El Fraude!

Solamente un abogado licenciado o un representante acreditado está autorizado y calificado para atenderle con su caso de inmigración. No contrate a nadie que:

- Se niegue a proveerle un contrato por escrito;
- Le cobre por formas de inmigración en blanco;
- Le prometa un buen resultado porque tienen contactos especiales dentro del servicio de inmigración;
- Pretende ser un abogado calificado o un consultor garantizado de inmigración;
- Le pida que mienta en un formulario o que firme un formulario en blanco; o
- Le cobra para ponerlo(a) en una "lista de espera" o "poner su solicitud en línea". No existe ninguna lista de espera. No existe ninguna línea para las solicitudes.

Si usted sospecha del fraude, repórtelo a su consulado o a la policía, o contacte a la Comisión Federal de Comercio para presentar una queja en inglés o español al 877-FTC-HELP (877-382-4357). Para más información y recursos visite: http://www.stopnotariofraud.org/

Haga lo que pueda ahora para proteger a usted y a su familia en los Estados Unidos

- Si usted tiene una tarjeta de residencia permanente, averigüe si se puede hacer Ciudadano.
- Si usted está aquí con una visa, averigüe si puede obtener una tarjeta de residencia.
- Si usted no tiene estatus migratorio, averigüe si pudiera ser elegible para obtener una tarjeta de residencia, una visa, o un permiso de trabajo.
- Si usted tiene record criminal, o ha sido arrestado, averigüe como esto le podría afectar su situación, o si hay una manera de limpiar su record.
- Si usted es detenido o en proceso de deportación, pida una audiencia en frente de un Juez para salir de detención y poder pelear su deportación.

Encuentre un Proveedor de Servicios Legales

El Directorio Nacional de Servicios Legales de Inmigración de *Immigration Advocates Network* lista organizaciones sin fines de lucro que proveen servicios legales sobre inmigración gratis o de bajo costo. Lo puede utilizar para encontrar un proveedor de servicios de inmigración cercano a usted para obtener una consulta. https://www.immigrationadvocates.org/nonprofit/legaldirectory/

Encuentre una Sesión Informativa o un Taller de Inmigración Cerca de Usted

Ready California es una colaboración de organizaciones sin fines de lucro a través del estado de California. Usted puede utilizar la página web de Ready California para encontrar organizaciones locales al igual que un calendario de eventos que lista eventos de inmigración gratuitos en todo el estado. http://ready-california.org/events-calendar/#1

Conozca Sus Derechos

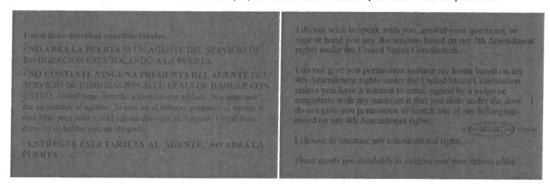
Mantenga la calma y no trate de huir. Si lo hace, ICE o la policía podrían usar eso en contra de usted.

Todas las personas, documentadas o indocumentadas tienen derechos en este país. Platíquele a todos en su familia (incluyendo sus hijos) y su hogar que se aseguren saber qué hacer si tienen un encuentro con agentes de inmigración (ICE) o si llegan a su casa.

Agentes de Inmigración (ICE) a la Puerta

No le abra la puerta a los agentes de inmigración (ICE) ni a cualquier oficial de policía que no tengan una orden de cateo firmada. Usted no tiene que abrir la puerta a menos que el agente de inmigración le demuestre una orden de cateo firmada por un juez y que tenga específicamente y correctamente su nombre y dirección. Si los agentes de inmigración tocan la puerta, pregúnteles que le pasen la orden de cateo por debajo de su puerta o a través de una ventana. Asegúrese de que la orden de cateo si esté firmada por un juez y que si tenga su dirección correctamente. Si los agentes de inmigración o la policía no tienen esta orden de cateo, entonces usted no tiene que abrir la puerta. Al abrir la puerta, usted pierde ciertos derechos.

Mantenga una tarjeta roja sobre Conozca sus Derechos con usted y a un lado de su puerta todo el tiempo. Usted se las puede pasar por debajo de la puerta a los agentes de inmigración – les explicará sus derechos y que usted no tiene que abrirles la puerta.



No Hable con Agentes de Inmigración (ICE)

Usted no está obligado(a) a hablar con un agente de inmigración (ICE) ni de contestar sus preguntas. **Tiene el derecho de permanecer en silencio.** Usted se puede rehusar a hablar con un agente de inmigración. No conteste ninguna pregunta, especialmente sobre su lugar de nacimiento, estatus migratorio o como entró a los Estados Unidos. No les proporcione ningún tipo de información personal sobre usted o de algún familiar. Diga que usted quiere permanecer en

silencio hasta que pueda hablar con un abogado. Ponga a sus hijos y otros miembros de su familia a que practiquen decir "No" a un agente de inmigración (ICE).

Tiene el derecho de rehusarse a firmar cualquier documento sin antes de hablar con un abogado. No firme nada que usted no comprenda o no esté de acuerdo. Eso podría eliminar su derecho a hablar con un abogado o el derecho de tener una audiencia frente a un juez de inmigración. Esto podría resultar en que usted sea deportado(a) inmediatamente sin tener una audiencia.

Pida hablar con un abogado y de presentarse frente a un juez de inmigración. **Tiene el derecho de hablar con un abogado y el derecho de hacer una llamada por teléfono.**Asegúrese de cargar con usted el número de teléfono de un abogado de inmigración todo el tiempo.

Otros Recursos

El Consulado de su País

Tenga la información de contacto del consulado de su país más cercano. Muchos consulados tienen un número de teléfono de emergencia para casos donde se necesite asistencia inmediata por parte del consulado. Tenga ese número de teléfono escrito en caso de que un agente de inmigración (ICE) lo(a) detenga.

Material sobre Conozca sus Derechos y Otros Recursos

Hay muchos recursos disponibles para enseñarse sobre sus derechos. Los siguientes son solamente unos cuantos lugares donde puede comenzar si quisiera aprender más sobre las leyes de inmigración.

- Inmigrante Informado: https://www.informedimmigrant.com/
- Centro de Recursos Legales para el Inmigrante (ILRC): https://www.ilrc.org/community-resources
- Centro Legal Nacional de Inmigración: https://www.nilc.org/get-involved/community-education-resources/know-your-rights/

Documentos Que Usted Debería y No Debería Cargar Con Usted

- En todo momento, cargué su permiso de trabajo válido o su tarjeta de residencia permanente, si es que tiene una. Si no tiene una, generalmente se le recomienda que cargue una identificación municipal, estatal, o licencia de conducir si se le fue otorgada dentro de los Estados Unidos y no contiene información ninguna sobre su estatus migratorio o su país de origen. Pregúntele a un defensor local de inmigración que tipo de documentos son seguros de cargar con usted en su área.
- En todo momento, cargue una tarjeta roja para ejercer su derecho de permanecer en silencio en caso de que sea detenido(a) o interrogado(a) por un agente de inmigración o por oficiales de policía.
- En todo momento, cargue el número de teléfono de un abogado de inmigración, de un defensor o de una organización sin fines de lucro que provea servicios de inmigración al cual usted le llamará en caso de una emergencia.
- No cargue ningún tipo de documentos de su país de origen.
- No cargue ningún tipo de documento de identificación o de inmigración falso.