



NATIONAL
IMMIGRATION
LAW CENTER

EXECUTIVE ORDERS, DACA, RAIDS & YOUR RIGHTS

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EXECUTIVE ORDERS

(1) Interior Enforcement

-Implementing Memo Issued

(2) Border Enforcement (“The Wall”)

-Implementing Memo Issued

(3) Muslim & Refugee Travel Ban

NEW ENFORCEMENT PRIORITIES

Old Priorities:

Mostly focused on individuals with certain convictions:

- Aggravated felony,
- “significant misdemeanor”,
- People who entered or re-entered without permission after 1/1/14,
- People ordered removed on or after 1/1/14, and
- People with gang-related convictions

New Non-Prioritization

Vastly expanded list that includes:

- Anyone who initially entered without documents,
- Anyone with final removal order
- Anyone “charged with any criminal offense, where such charge has not been resolved”
- Anyone who “committed acts that constitute a chargeable offense”

BORDER EXECUTIVE ORDER

- **Hiring of 5,000 more CBP agents.**
- **Construction of border wall using all available federal resources**
- **More detention centers at or near the southern border.**
 - *Further converts border communities into militarized zones.*
- **Detention of immigrants pending court proceedings.**
- **Expands expedited removal process.**

MUSLIM & REFUGEE BAN

- **7 countries and all refugees targeted**
- **Currently blocked by Ninth Circuit Court of Appeals**

FUTURE OF DACCA

INITIAL DACA

- **Speak with an attorney or BIA-accredited representative**

DACA Renewals

- **Recommend consulting with an attorney or BIA rep**
 - Renewing DACA does not carry a new risk
 - Renewing DACA may mean having a work permit until it expires one to two years into the new Administration.
 - Potential risk of losing application fees

POSSIBLE SCENARIOS

Scenario 1: DACA continues and affirmative promise by the administration not to end the program.

Scenario 2: DACA continues and no idea if administration plans to keep it.

Scenario 3: DACA ends and DACA and work permits valid until expiration

Scenario 4: DACA ends and DACA and work permits immediately invalidated

- **Unknown what will be done with the information applicants shared.**
- **Unknown how this may affect Advance Parole**

DACA & ENFORCEMENT PRIORITIES

- **DACA recipients are not prioritized under the new EOs**
- **HOWEVER, if ICE agents encounter a DACA recipient they could use their discretion to detain that person and revoke their DACA by saying the DACA recipient falls under the new priorities.**
- **Examples :**
 - A DACA recipient who is alleged to have gang affiliations (the Seattle case);
 - A DACA recipient who is arrested for an offense that wouldn't disqualify them from DACA (e.g. a non-significant misdemeanor, like marijuana possession, the Texas case);
 - A DACA recipient who is arrested for any offense that would disqualify them from DACA (e.g. DUI, the Bakersfield case);
 - A DACA recipient who fits *any* of the criteria under the new "priorities."

GET SCREENED

- **Go to a legal services provider to be screened for any possible immigration options**
- **Immigration Advocates Network's national directory of free or low-cost nonprofit immigration legal services providers in all 50 states - <https://www.immigrationlawhelp.org>.**
- **Beware of fraud - <https://www.ilrc.org/anti-fraud-flyers>**

RAIDS

LOCATIONS

- **Areas in Georgia**
- **Austin**
- **Chicago**
- **Los Angeles**
- **New York**
- **Many other unconfirmed locations**



TARGETED POPULATIONS: RHETORIC V. REALITY

ICE claims routine enforcement activities:

- Outstanding criminal warrants
- Threats to public safety
- Prior removal orders

In reality:

- Immigrants without criminal records through collateral arrests
- Workspaces

TACTICS EMPLOYED

- **Majority of those arrested were arrested at home**
 - People targeted at their homes in apartment complexes.
 - People targeted while leaving homes in the morning.
- **Some arrests at workplaces**
- **Mobile biometrics units**
- **Near schools during AM drop off?**
- **Buses/public transportation?**

WHAT CAN YOU DO?

- **Call your representative in Congress and tell them you want these raids to stop immediately, 202-224-3121**
- **Call your mayor, governor, and local and state representatives and demand that they take steps to protect immigrant communities from attack by the Trump deportation force ([find your state and local elected officials here](#))**
- **Attend local marches and vigils opposing these raids. You can find information on local events [here](#).**
- **Report and document raids and arrests.**

KNOW
YOUR
RIGHTS

WHAT TO DO IF YOU ARE QUESTIONED BY THE POLICE OR ICE

Everyone who
lives in the U.S.
has legal rights,
regardless of
immigration status



WHAT CAN I DO?

- If you are NOT under arrest, you have the right to calmly leave.
- If you ARE under arrest, you have the right to remain silent and the right to speak with an attorney.
- **Do NOT give false information or lie.**

RIGHT TO REMAIN SILENT

- You do not have to answer questions about your legal status, where you were born, or how you came to the U.S.
- You can tell the officer that you have the "right to remain silent" or just hand over the card.



RIGHT TO AN ATTORNEY

- You have the right to talk to a lawyer before you answer questions.
- You can tell the officer that you want to talk to your lawyer first or show your know your rights card.



WHAT CAN I DO?

➤ If ICE comes to your home:

- Do NOT open the door.

Through the CLOSED door:

- Ask the officer to identify himself.
 - “Who are you with?” or “What agency are you with?”



ASK TO SEE A WARRANT

- Ask for a **warrant**. Ask them to slip it under the door.
 - Look for your name, address, and a signature from a judge.
 - If the warrant is issued by a court and authorizes a search of your house, you should let the officers in.
 - If it is issued by ICE, **you have the right to NOT let the officers in.**

DON'T SIGN DOCUMENTS

- You do not have to sign papers that you do not understand. Wait until you talk to a lawyer.
- Do not let someone scare you into signing papers.



DOCUMENTS

- If you have valid immigration documents, show them. Always carry these with you.
- DO NOT carry papers from another country. (If you have these, they can be used against you in the deportation process)



TO BE READY FOR A RAID OR ARREST

Have an emergency plan

- Phone numbers to call
- Lawyer's name and number
- Someone to take care of your family
- Safe place at home where you keep important papers and contact information



REPORT RAIDS

- Call CHIRLA's hotline to report a raid: **1-888-6CHIRLA** (**1-888-624-4752**).
- Send text messages to United We Dream at **877877**.
- If it's possible, take photos and videos, and also take notes on what happened during the raid.



QUESTIONS?

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