Konprann Dwa Ou, ak Pwoteje Kominote Ou sou Nouvo Administrasyon an

Dat Prezantasyon an:
29 Janvye 2025

NATIONAL IMMIGRATION PROJECT
Lawyers for the Movement

Entəprətasyon & Jagon Lajistis

De kisa nou swete pale jodi a?

- Politik imigrasyon ki chanje depi semèn pase a.
- Yon rafrechisman sou Katriyèm Amandman an ak enpòtans pou ou Konnen Dwa ou.
- Fè yon plan preparasyon pou fanmi an

Dènye Chanjman ki fèt nan Politik Imigrasyon sou Administrasyon Trump la

NATIONAL IMMIGRATION PROJECT

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Resous

NATIONAL IMMIGRATION PROJECT
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COMMUNITY EXPLAINER

LAKEN RILEY ACT

In the next few days, President Trump is expected to sign the Laken Riley Act into law after the bill received bipartisan support from Democrats and Republicans in Congress. The Act exploits a tragic murder to criminalize immigrant populations, vastly expand immigration detention, and encourage anti-immigrant states to file lawsuits against the federal government for certain immigration decisions it makes. This explainer breaks down what the Laken Riley Act means for our communities and how we can protect each other.

NATIONAL IMMIGRATION PROJECT
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COMMUNITY EXPLAINER

WEEK 1 UNDER DONALD TRUMP 2.0

On the first day of his presidency, President Trump signed dozens of Executive Orders ("EO"), including at least twelve that relate directly to immigration. These EOs are filled with racist, xenophobic, and hateful rhetoric. They speak to Trump's campaign promises of closing the border, increasing the detention of immigrants, and mass deportation.

Most of these EOs have yet to be implemented – but we now know the blueprint. Over the last week, Trump's administration has started implementing some of these EOs, and one of them has already been put on pause by the courts. In the next few weeks and months, we will learn the details of how they plan to implement these EOs. What we can do now is organize, prepare, and protect our communities. This explainer gives an overview of what's happened in week 1 and what we can expect next.

https://nipnlg.org/work/resources

Prezantsyon Konnen Dwa Ou

NATIONAL IMMIGRATION PROJECT
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Ajanda

- **Poukisa nou fè prezantasyon "Konnen Dwa Ou yo (KDO)?**
- **Yon Rapèl sou Katriyèm Amandman an**
  - Lakay
  - Nan Travay
  - Nan machin
  - Lekol (K-12)
  - Kote moun adore
  - Nan Lopital
  - An Piblik

Poukisa KDO (Konnen Dwa Ou)?

Poukisa nou f è KDO?

- Anpeche arestasyon
- Fè gouvènman an pran responsabilite vyolasyon yo
- Ede moun konprann ak navige risk yo
- Bati pouvwa

Rafrechi Memwa sou katriyèm Amandman an

Sèlman pale de dwa Katriyèm Amannman ak ajans imigrasyon yo!

Depatman Sekirite Enteryè (DHS) gen plizyè ajans ki travay nan plizyè pati nan sistèm imigrasyon nou an. De ajans imigrasyon DHS ki arete moun se: **ICE & CBP**

Prensip pou ajans imigrasyon yo diferan ak prensip pou lapolis, paske ICE ak CBP se **ajans administratif k ap aplike lwa sivil**.

Men, se menm Katriyèm Amannman an ki limite pouvwa pou chèche ak arete nan tou de kontèks yo.

Moun yo gen pwoteksyon Katriyèm Amannman an **kote** yo ap **"atann yon respè rezonab pou vi prive yo."** Degre pwoteksyon an **varye selon kote moun nan ye. "reasonable expectation of privacy."**

Kisa k ap pase si ICE/CBP vyole Katriyèm Amannman an?

- Pafwa li ka ede nan dosye imigrasyon yon moun, sitou si vyolasyon an te anrejistre
  - Anrejistre gen ladann li yon deklarasyon!
- Si ICE/CBP vyole Katriyèm Amannman an anpil nan yon fason espesifik, pafwa yo ka fè yon tribinal di ICE/CBP pa kapab fè sa ankò.
  - Egzanp arestasyon ak riz nan Sid Kalifòni
- Ka ogmante konsyantizasyon sou taktik ICE/CBP ak abi ICE/CBP, ki ka bati pouvwa

Anndan Kay

San yon manda, ICE/CBP pa kapab fè anyen ke nenpòt lòt moun pa t kapab fè.

Èske vwazen an ka frape pòt ou? **Wi.**
Èske vwazen an ka mandew rantre lakay ou? **Wi.**
Èske vwazen parèy ou ka antre san pèmisyon ou? **NON!**

** CBP **ka** antre sou yon teren prive rive jiska 25 pye distans a kloti a/liy lari a men li **paka** antre nan kay san yon manda*

Kay la gen pi gwo pwoteksyon Katriyèm Amannman an.

ICE/CBP **pa kapab** antre lakay ou san yon **manda lajistis** oswa **konsantman w.***

Li **pap janm fasil** pou ICE/CBP gen yon manda lajistis (yon manda yon jij siyen)!

Kle a se **evite bay konsantman ou.**

Kisa ICE pral di pou jwenn konsantman w?

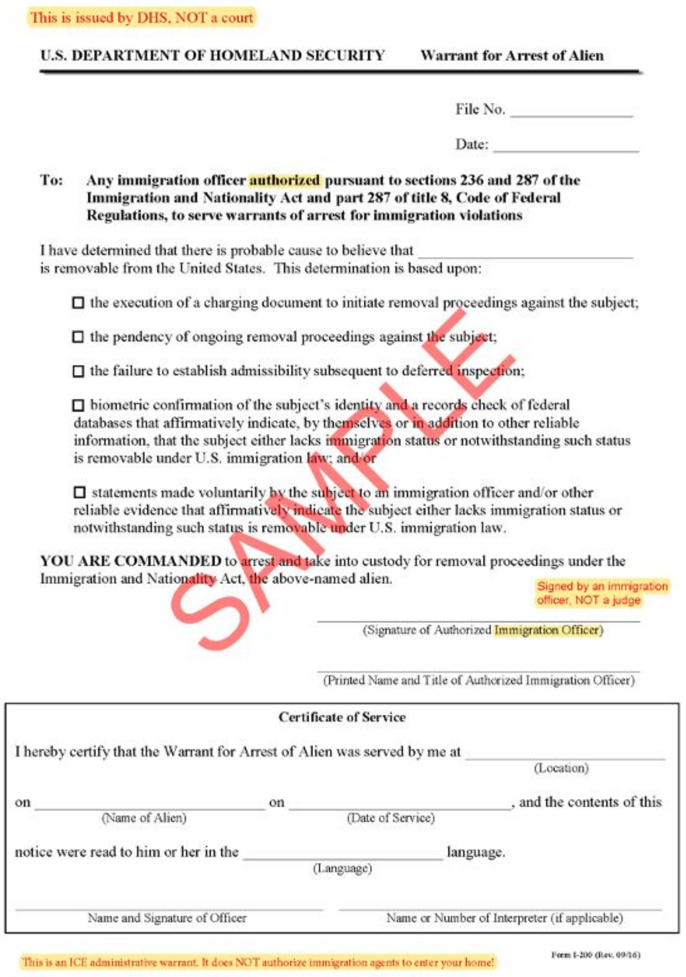
ICE/CBP pral bay **MANTI**! Nou gen egzanp ICE ki pretann yo se Lapolis, FBI, menm IRS.

ICE/CBP pral di w yo gen yon manda, men se pifo fwa se yon **manda administratif**, ki **PA** ba yo pèmisyon pou antre lakay ou.

Yo pral tann ou louvri pòt la epi yo pral antre anndan.

Yo pral antre menm si se timoun yo ki louvri pòt la.

Kijan yon manda administratif fet?



This is issued by DHS, NOT a court

U.S. DEPARTMENT OF HOMELAND SECURITY **Warrant for Arrest of Alien**

File No. ____________

Date: ____________

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

I have determined that there is probable cause to believe that ____________ is removable from the United States. This determination is based upon:

- ☐ the execution of a charging document to initiate removal proceedings against the subject;
- ☐ the pendency of ongoing removal proceedings against the subject;
- ☐ the failure to establish admissibility subsequent to deferred inspection;
- ☐ biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- ☐ statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

Signed by an immigration officer, NOT a judge

(Signature of Authorized Immigration Officer)

(Printed Name and Title of Authorized Immigration Officer)

Certificate of Service

I hereby certify that the Warrant for Arrest of Alien was served by me at ____________ (Location)

on ____________ (Name of Alien) on ____________ (Date of Service), and the contents of this

notice were read to him or her in the ____________ (Language) language.

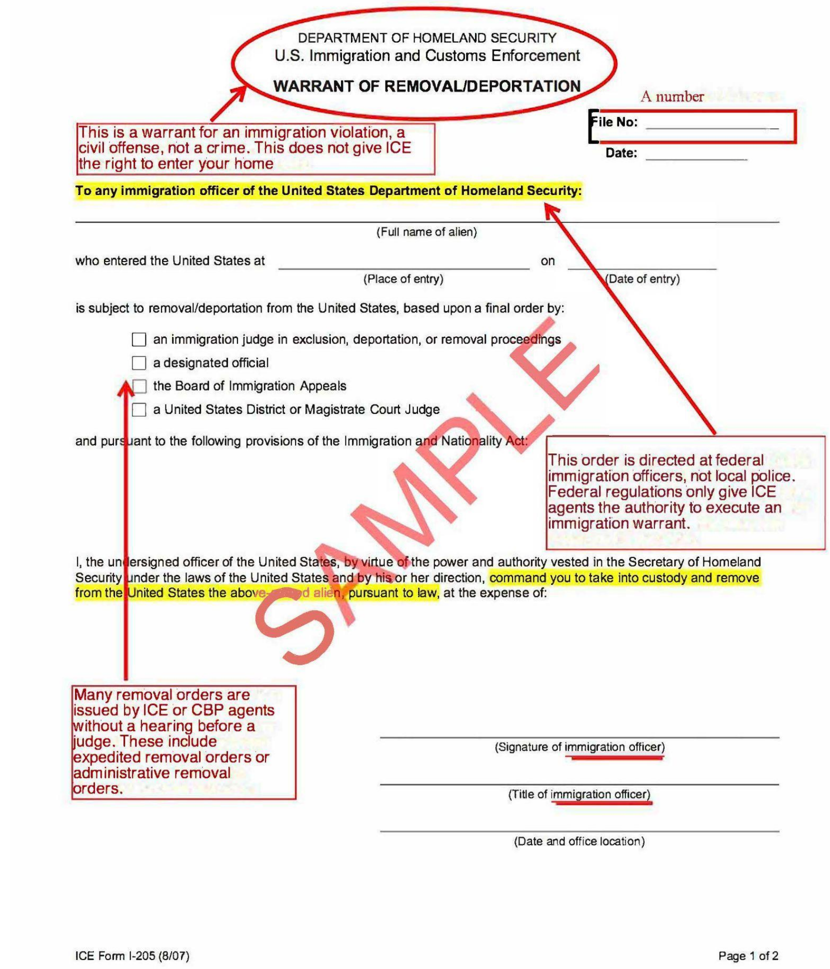
Name and Signature of Officer | Name or Number of Interpreter (if applicable)

This is an ICE administrative warrant. It does NOT authorize immigration agents to enter your home!

Form I-200 (Rev. 09/16)

SAMPLE

Yon lòt egzanp



DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

WARRANT OF REMOVAL/DEPORTATION

This is a warrant for an immigration violation, a civil offense, not a crime. This does not give ICE the right to enter your home

A number

File No: ______________

Date: ______________

To any immigration officer of the United States Department of Homeland Security:

(Full name of alien)

who entered the United States at ______________ on ______________
(Place of entry) (Date of entry)

is subject to removal/deportation from the United States, based upon a final order by:

- ☐ an immigration judge in exclusion, deportation, or removal proceedings
- ☐ a designated official
- ☐ the Board of Immigration Appeals
- ☐ a United States District or Magistrate Court Judge

and pursuant to the following provisions of the Immigration and Nationality Act:

This order is directed at federal immigration officers, not local police. Federal regulations only give ICE agents the authority to execute an immigration warrant.

SAMPLE

I, the undersigned officer of the United States, by virtue of the power and authority vested in the Secretary of Homeland Security under the laws of the United States and by his or her direction, command you to take into custody and remove from the United States the above-named alien, pursuant to law, at the expense of:

Many removal orders are issued by ICE or CBP agents without a hearing before a judge. These include expedited removal orders or administrative removal orders.

(Signature of immigration officer)

(Title of immigration officer)

(Date and office location)

ICE Form I-205 (8/07) Page 1 of 2

Eleman kle yon manda administratif

U.S. DEPARTMENT OF HOMELAND SECURITY Warrant for Arrest of Alien

File No. ______________

Date: ______________

Non ajans lan; di manda pou arete "etranje"

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

Otorize ofisye imigrasyon an dapre lalwa

Yon ofisye ki siyen! **SE PA yon jij!**

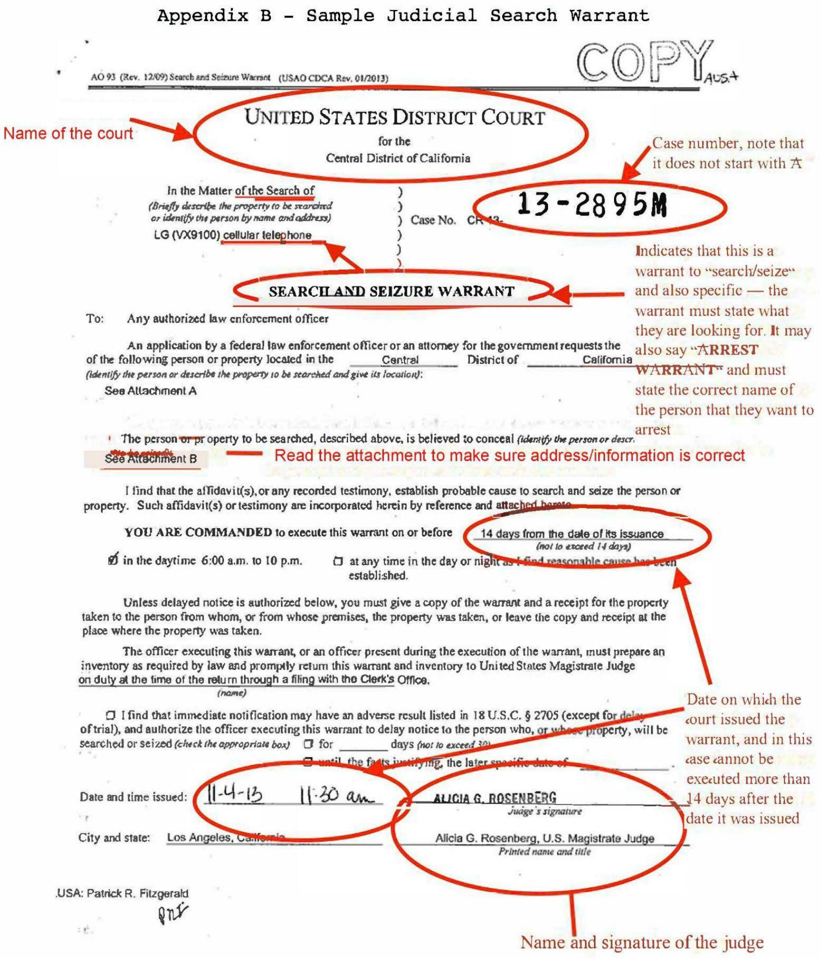
YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

Signed by an immigration officer, NOT a judge

(Signature of Authorized Immigration Officer)

(Printed Name and Title of Authorized Immigration Officer)

Kijan yon manda lajistis fèt?


Appendix B - Sample Judicial Search Warrant

COPY AUSA

AO 93 (Rev. 12/09) Search and Seizure Warrant (USAO CDCA Rev. 01/2013)

UNITED STATES DISTRICT COURT
for the
Central District of California

In the Matter of the Search of
(Briefly describe the property to be searched or identify the person by name and address)
LG (VX9100) cellular telephone

Case No. CR 13- 13-2895M

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the Central District of California (identify the person or describe the property to be searched and give its location):
See Attachment A

The person or property to be searched, described above, is believed to conceal (identify the person or describe the property to be seized):
See Attachment B

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property. Such affidavit(s) or testimony are incorporated herein by reference and attached hereto.

YOU ARE COMMANDED to execute this warrant on or before 14 days from the date of its issuance (not to exceed 14 days)

☑ in the daytime 6:00 a.m. to 10 p.m. ☐ at any time in the day or night as I find reasonable cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to United States Magistrate Judge on duty at the time of the return through a filing with the Clerk's Office.
(name)

☐ I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (check the appropriate box) ☐ for ____ days (not to exceed 30) ☐ until, the facts justifying, the later specific date of ____.

Date and time issued: 11-4-13 11:30 am — ALICIA G. ROSENBERG, Judge's signature

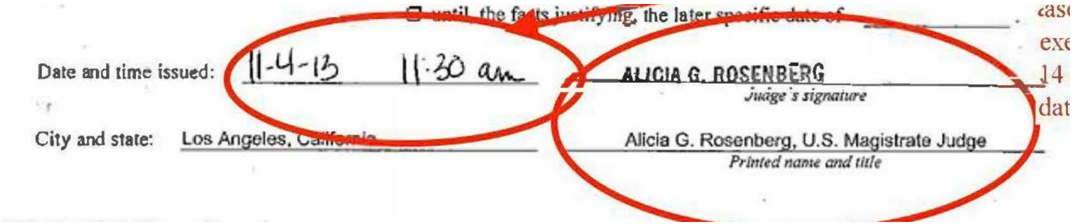
City and state: Los Angeles, California — Alicia G. Rosenberg, U.S. Magistrate Judge, Printed name and title

USA: Patrick R. Fitzgerald

Eleman kle yon manda jidisyè

Gen non yon **TRIBINAL**; nimewo ka a, ak ki kalite manda li ye.

Dat ak lè spesifik epi **YON JIJ SIYEN**



Kisa mwen ta dwe di lè ICE/CBP nan pòt mwen an?

- PA LOUVRI POT LA
- Mande manda a (glise ANBA PÒT LA)
- Mande pou w wè badj yo (montrew nan fenèt la).
- Di "Mwen pa bay konsantman mwen pou nou antre," oswa "Ou pa gen pèmisyon mwen pou antre."
    - Di sa menm si ICE/CBP te deja antre! Do not give consent to search
- Mande pale ak avoka ou
- PA DI ANYEN ANKÒ - Ou gen dwa pou w rete an silans
- PA montre yon ID (pyes idantite) ki soti nan peyi orijin ou

Nan travay

San yon manda lajistis **oswa konsantman anplwayè a**, ICE/CBP kapab sèlman fè sa nenpòt manm piblik la ka fè nan espas travay la!

- Pifò espas travay yo gen **espas piblik ak prive**. Yon espas prive se nenpòt kote piblik la pa ka antre san pèmisyon
  - Espas pou pran poz
  - "Anplwaye sèlman""
- ICE/CBP bezwen yon manda lajistis **oswa pèmisyon patwon an pou antre nan nenpòt espas travay prive**
- ICE/CBP kapab antre nan nenpòt espas piblik san okenn manda

Piblik vs. Prive

- **Starbucks**
  - E pou kote nou pran poz la?
- **Wal-Mart**
  - Ki kote ki ta dwe toujou ret prive?
- **Magazen fanmi an**
- **Otèl**

- **Depo Amazon**
- **Faktori**
- **Izin anbalaj**
- **Kay yon lot moun**

Kisa mwen ta dwe fè...

Anvan ICE/CBP vin nan travay la

- Òganize!
- Edike patwon ou

Si ICE/CBP gentan nan travay la

- Si ICE/CBP pa gen yon manda pou arete (menm yon manda administratif) yo gen **prèv** pou sipòte poukisa yo sispèk ou pou yo arete ou.
  - **Pa kouri**
  - **Pa di anyen**

Sitiyasyon Espesifik Lakay/Travay

Sonje: ICE/CBP pa kapab antre nan espas prive san pèmisyon

Bilding Apatman yo

- ICE/CBP gen aksè nan **zòn piblik** yo (resepsyon, elatriye) men pwoteksyon pou **kay** valab pou **apatman w lan**
- Pwopriyetè kay la **pa kapab** bay ICE/CBP pèmisyon pou yo antre nan yon apatman san pèmisyon lokatè a.

Travay Konstriksyon/Agrikòl

- ICE/CBP kapab jwenn aksè nan yon **teren ki pa bare** oswa yon **lari piblik** san manda
- Men, yo pa gen aksè nan **faktori** oswa **sit travay** prive ki pa ouvè a piblik
- Pa kouri epi pa reponn okenn kesyon

Nan machin

ICE pi souvan sible moun yo te deja idantifye epi yo deja gen yon manda administratif pou yo. **Se pou sa manda administratif la la: li pèmèt yo fè arestasyon nan espas piblik.**

Si yo pa gen manda administratif la, yo ka fè arestasyon sèlman sou baz **prèv** yo ka eksplike.

- ICE/CBP gen dwa **kanpe moun** si yo gen yon bon rezon pou sispèk yo
- Souvan ICE kanpe moun yo si yo deja gen yon **manda administratif** pou arestasyon yo
- ICE/CBP toujou **paka fouye** machin ou san yon manda lajistis oswa konsantman ou.
- pa kouri

E si ICE/CBP kanpem?

- Ba yo lisans ou si ou genyen li, papye machin lan, ak prèv asirans epi rete kalm
- Pa desann vit la plis pase sa ki nesesè pou pase dokiman yo
- Di w ap rete an silans epi ou vle pale ak yon avoka
- Gen kèk moun ki konn chwazi rete nan machin yo epi tann pou ICE ale – sa ka riske men li ka mache
- Di ou pa dakò pou yo fè fouy

Tchekpwent Imigrasyon

CBP gen "**tchekpwent**" jiska yon distans **100 mil (167 km) fwontyè Etazini**

Yo kanpe **tout moun** k ap pase nan yon tchekpwent

Nan pòs yo, CBP ka mande estati imigrasyon, mande dokiman pou verifye sitwayènte, epi enspekte machin nan pa deyò **san okenn rezon**.

Si CBP **pa gen okenn rezon yo pou kwè** ke yon vyolasyon/krim imigrasyon te fèt:

- CBP **pa kapab** poze kesyon ki pa gen rapò ak verifye sitwayènte
- CBP **paka** kenbe w pou yon peryòd pwolonje
- CBP **pa kapab** fouye machin ou oswa afè w yo
- Ou toujou gen **dwa pou w rete an silans**
- **Pa janm kouri kite** yon pòs
- **Pa janm bay manti** oswa bay fo dokiman

Nan lekòl

- Nan pati sa nou fokis sou lekòl Klasik, paske yo pi souvan gen lokal ki fèmen, sa vle di lekòl la kontwole ki moun ki ka vini sou lakou lekòl la ak ki kote yo ka ale.
- Sa enpotan anpil, paske sa vle di ke kèk lekòl pou pi piti pral espas prive, nan plas pou yo ta espas piblik.

Kolèj ak inivèsite yo plis gen kanpis piblik.

- San yon manda lajistis – ICE/CBP pap fasil genyen sa – **ICE/CBP pa kapab antre nan zòn ki pa piblik nan yon lekòl san konsantman.**
- Pifò lekòl omwen gen règleman pou vizitè ki aplike pou piblik la an jeneral
- Pandan premye Administrasyon Trump la, anpil lekòl te devlope règleman ki gen rapò ak ICE/CBP. Men kek Pati kle:
  - **Idantifye ak limite** ki moun ki gen otorite pou pèmèt ICE/CBP antre (souvan Sipèentandan an avèk direktè jiridik la)
  - **Moun ka antre nan lokal la lè li obligatwa legalman** (sa vle di, yon manda lajistis)
- **Zòn kote yo depoze ak vin chèche** moun yo ka pi vilnerab

Espas adorasyon

Kote moun adore (tankou legliz oswa moske) yo louvri tout lajè pou piblik la, men anjeneral yo ap toujou gen kèk kote ki prive, tankou yon biwo, sal preparasyon, oswa menm lojman pou pèsonèl. ,

- Menm règ yo aplike - san yon manda lajistis, ICE/CBP kapab sèlman jwenn aksè nan zòn piblik yon espas adorasyon.
- Etabli yon pwotokòl pou defini ki moun ki gen otorite pou bay konsantman pou antre nan zòn prive kote adore a ak pou refize bay konsantman
- Etabli yon pwotokòl pou mande ofisye ICE/CBP yo soti

Nan yon lopital

Lopital/klinik gen tou **de zòn yo: piblik ak prive.**

Pa egzanp, yon sal datant ka louvri pou piblik la, men yo dwe envite moun yo pou yo antre nan **chanm egzamen yo, nan kèk biwo, ak nan zòn dosye medikal yo.**

- Yon lòt fwa ankò – ICE/CBP bezwen yon **manda lajistis oswa yon konsantman** pou antre nan nenpòt **zòn prive**
- Konsidere **espas jew ka montrew ki separe** pou pasyan yo ap resevwa tretman ak zòn piblik yo
- Etabli yon pwotokòl **sou kijan pou nou reponn** le ICE/CBP ap antre nan yon lopital
- Pasyan - ou **pa oblije bay estati imigrasyon w** pou w ka resevwa swen medikal

An piblik

Yon lòt fwa ankò, ICE/CBP pa fasil vize moun an piblik. Men, si yo fè sa, yo dwe gen yon rezon ki baze sou prèv.

Èske pale panyòl an piblik se bon prèv ase pou ICE/CBP arete yon moun? NON!

ICE/CBP pa kapab fè yon arestasyon ki baze sèlman sou ras oswa etnisite yon moun nonplis.

- ICE/CBP ka apwoche nenpòt moun ki nan lari a epi poze kesyon. Anvan ou reponn nenpòt kesyon, mande "**Èske mwen lib pou m ale**?" epi, si yo di wi, mache ale byen trankil.
- **Si yo di non, pa reponn okenn kesyon; di w ap rete an silans epi mande yon avoka.**
- **Pa kouri**
- **Pa reziste aretasyon an**
- **Pa bay manti**

Si ICE/CBP arete ou...

- PA bay manti oswa bay yon fo non oswa fo dokiman
- PA siyen anyen
- RETE AN SILANS, pale selman pou mande yon avoka.
- Si arestasyon an fèt nan kay la, fè ofisye a konnen nenpòt timoun ak nenpòt moun ki gen yon kondisyon medikal ki mande swen.

Repons Rapid ak Preparasyon pou Ijans

NATIONAL IMMIGRATION PROJECT
Lawyers for the Movement

Ajanda

- Ki sa repons rapid ye ak ki jan mwen ka prepare?
- Kouman mwen ka prepare tèt mwen ak fanmi mwen?

Kisa repons rapid ye?

"Repons rapid" an jeneral fe referans ak pratik òganizasyon ak defans nan lide pou mobilize kominote a pou ede moun oswa gwoup moun imigrasyon te arete.

Pale ak moun nan kominote w la epi kòmanse fè plan kounye a!

Reflechi sou bezwen kominote w la epi fè yon plan

Kouman mwen ka prepare repons rapid?

- Kijan sa ap mache nan kominotew la?
- Eleman komen repons rapid:
    - Rapòte entanvansyon yo
    - Lokalize moun ou renmen ke yo te arete
    - Reponn bezwen kominote a
    - Jwenn sipò legal pou moun ki nan detansyon
    - Mande pou lage moun ki nan detansyon
    - Kowòdone jefò defans ki pi gwo

Preparasyon pou ijans

Kijan mwen ka prepare tèt mwen pou sa kap vini?

Pou tèt ou

Pou fanmiw

Kijan mwen ka prepare tèt mwen?

- Mete medikaman ak aparèy asistans sou la men
- Genyen yon kontak ijans ki pa yon moun lakay ou
- Rasanble dokiman enpòtan (medikal, travay, lwaye, imigrasyon) epi estoke yo an sekirite yon sèl kote
- Memorize nimewo enpòtan yo
    - Manm fanmi (yo), avoka, kontak/òganizasyon kominotè

Kouman mwen ka prepare fanmi mwen?

- Pale ak manm fanmi w sou yon plan
- Si ou gen pitit ki minè - fè aranjman pou swen yo
    - Fòm pwokirasyon limite yo ka itil (chak eta gen pa yo).
    - Gen yon kontak ijans/gadyen ki konnen ki medikaman oswa bezwen medikal timoun yo
    - Kominike lekòl la ki lòt moun ki ka pran timoun yo an chaj
    - Rasanble dokiman enpòtan pou timoun yo
- Fè manm fanmi yo memorize nimewo telefòn enpòtan yo

Mèsi!

Upcoming Seminars

February 20, 2025
Removal Defense Webinar: Understanding and Overcoming Bars to Relief Triggered by a Prior Removal Order
(presented in English)

February 25, 2025
Community Defender Training on Expedited Removal
(presented in English, Spanish, and additional languages upon request)

March 5, 2025 through March 19, 2025
March Mandamus (presented in English)

March 4, 2025 through April 15, 2025
6 week, 12 webinar Removal Defense Course
(presented in English)

Visit our website to learn more and join today:
www.nipnlg.org/seminars.html