

# KNOW YOUR RIGHTS DURING A RAID OR ENCOUNTER WITH IMMIGRATION / ICE

Source: Mai N. Moua Law Office.

## At home...

If an agent from the police or immigration arrive at your home, they will need to show you a warrant (either for arrest from ICE or to search your house from a court). Ask the individual to identify themselves, their agency, and for the warrant to be passed under the door. If you open the door, it could be considered voluntary consent to allow them to enter your home.

The warrant **must** be signed by a judge or government agency. The warrant **must** indicate the individual being sought after and/or the place(s) to be searched. If the police or immigration officers **do not have** a warrant, you have the right to ask them to leave. If the police or immigration officers **do have** a warrant, carefully read the order to know who they are looking for and where they can search.

Every person present has the right to remain silent.

## At your workplace...

A police or immigration officer may enter your workplace with a court order or authorization from your employer. Stay calm and do not try to run away because it may appear that you have something to hide. Identify yourself with the officer if asked. Do not provide false identification or a false name. However, remain silent and do not answer any additional questions.

## If you are detained...

- Do not answer any questions from an immigration officer
- Do not sign any documents without first consulting a lawyer
- Always ask for a copy of your immigration documents
- Call your family members to let them know where you are detained and provide them with your full name, any other names that you have used, date of birth, and A# number (immigration registration number).

## FOR IMPACTED FAMILIES IN RAMSEY COUNTY

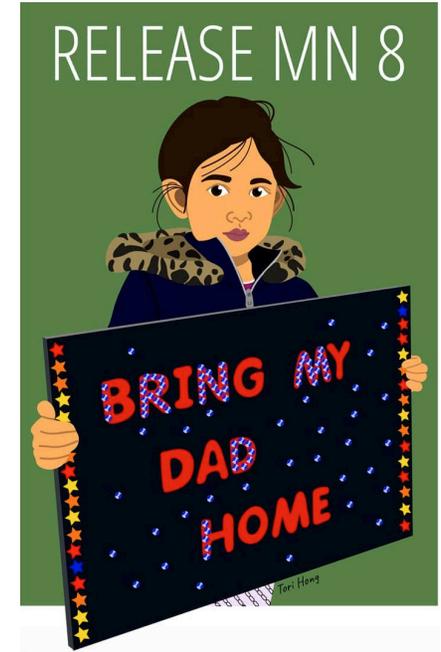
When an individual is detained and there is a loss of income, most families will qualify for Supplemental Nutrition Assistance Program (SNAP) or Medical Assistance (MA).

To apply, visit [applymn.dhs.mn.gov](http://applymn.dhs.mn.gov).

Impacted individuals and their family members may experience negative mental health impacts as a result of potential and actual detention.

To learn more about Ramsey County's mental and behavioral health services, visit [ramseycounty.us/residents/health-medical/clinics-services/mental-health](http://ramseycounty.us/residents/health-medical/clinics-services/mental-health).

# How to request immigration and criminal records & know your rights when encountering ICE



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## ABOUT RELEASEMN8

ReleaseMN8 is a network of primarily Asian American grassroots organizers, who have been directly impacted by unjust immigration policies. We believe those who are most impacted must have power, voice, and resources for change to happen.

ReleaseMN8's mission is to provide direct support to Southeast Asian families impacted by detention and deportation through community organizing and leadership development to bring about social and political change.

### Contact us

- 📄 [releasemn8.org](https://releasemn8.org)
- ✉️ [montha@releasemn8.org](mailto:montha@releasemn8.org)
- 📘 [releasemn8](https://www.facebook.com/releasemn8)
- 📷 [releasemn8](https://www.instagram.com/releasemn8)

## USING THE RESOURCES

This guide is for information purposes only and is not intended as legal advice. If you are at risk of being re-detained and deported, contact ReleaseMN8, Asian Americans Advancing Justice – Asian Law Caucus, or an immigration lawyer.

## REQUESTING IMMIGRATION AND CRIMINAL RECORDS

*Source: Asian Americans Advancing Justice*

### A guide for immigrants with removal orders

Some immigrants may be eligible to file a “motion to reopen” their removal case. If your motion to reopen is granted, then you no longer have a removal order. This is a complicated legal process and it is best to work with a trusted immigration lawyer. A lawyer will need to review your immigration and criminal records to give you accurate advice on whether it is possible to reopen your case. The first step you can take, even if you do not have a lawyer yet, is to request your immigration and criminal records.

### Request your immigration records

You can request your records from immigration agencies using the “Freedom of Information Act” (FOIA). FOIA is a law that says you have a right to get copies of government records about you. It is safe and free to request your immigration records. This will not make you more of a priority for deportation.

### Request your criminal records

You can request your criminal records from the court where you were convicted. If you have convictions from more than one county or court, you will need to contact each court. Visit the court's website or call the court clerk for specific instructions. The clerk can search for your cases using your name and date of birth. You should request a copy of the entire case file for each case. If the case file is very large and too expensive to request, ask the clerk for the “charging document” and the “disposition,” which shows what you were convicted of and sentenced to. You do not need a “certified” copy.

**To view a printable FOIA request form, visit [bit.ly/FOIArequest](https://bit.ly/FOIArequest) (case sensitive).**

To contact Asian Americans Advancing Justice – Asian Law Caucus, call **(415) 952-0413** or visit [searaid.org](https://searaid.org). The office is located at **55 Columbus Ave., San Francisco, CA 94111**.