

ICE AND ICE DETAINERS

- **What does Immigration and Customs Enforcement (ICE) do?** ICE's job is to force a person out of the U.S. because he or she has violated immigration laws. This is called "deportation or removal." One way they do this is by checking to see if youth in Juvenile Halls have papers.
- **What is an ICE hold or "detainer"?** When ICE thinks that someone has violated immigration laws they issue an ICE hold. If you get a hold, it means that the Juvenile Hall can keep you up to 48 hours (not including weekends and Federal holidays) after the day and time the Juvenile Judge releases you so that ICE can pick you up.
- **Who can receive an ICE hold?** ICE can give a hold to anyone they believe has violated immigration laws. This can include people with or without papers.
- **What happens if they hold me for longer than 48 hours?** ICE must pick you up within 48 hours from when you would be released. If 48 hours have passed, call your attorney.

WHAT IF ICE OR THE POLICE TREAT ME BADLY?

- Write down the **officer's badge number, name, or other identifying information.**
- You have a right to **ask the officers for their information in a respectful way.**

- Try to find witnesses and their names and phone numbers. If you are injured, take pictures.
- You can report this to DHS – Office of the Inspector General (OIG) at 1-800-323-8603.

HOW CAN MY FAMILY OR FRIENDS FIND ME?

- They can contact the Office of Refugee Resettlement at the hotline: 202-401-5709.

WHO CAN I CALL?

- The San Francisco Public Defender's Office: (415) 753-7601
- Legal Services for Children: (415) 863-3762
- CARECEN: (415) 642-4410
- Asian Law Caucus: (415) 896-1701
- Consulate General of Mexico: (415) 354-1700
- Consulate General of Honduras: (415) 392-0076
- Consulate General of Guatemala: (415) 896-9181
- Consulate General of El Salvador: (415) 781-7924
- Consulate General of the People's Republic of China: (415) 674-2900

The Rights of Undocumented Youth at Juvenile Hall

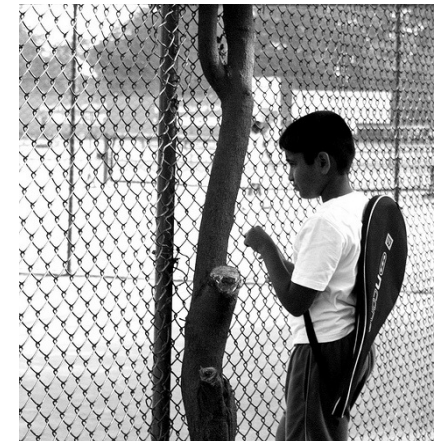


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Legal Services for Children

1254 Market Street
San Francisco, CA 94102-4816
Tel: (415) 863-3762
Website: www.lsc-sf.org

Asian Law Caucus

55 Columbus Ave.
San Francisco, CA 94111
Tel: (415) 896-1701
Website: www.asianlawcaucus.org

INTERVIEWS WITH POLICE, PROBATION OFFICERS AND ICE AT JUVENILE HALL

Youth are usually interviewed by police, then a probation office at juvenile hall. Sometimes ICE interviews detained youth also. If this happens to you, you should know that:

- Probation officers CANNOT ask you about your immigration status. This means they cannot ask you if you are here legally or not, if you have “papers,” why you do not have a social security number, etc.
- If a probation officer or police officer asks you about your immigration status, you have a right to NOT answer this question or give them any information. But, remember DO NOT LIE or show false documents because it can get you in more trouble.
- You have the right to ask that your attorney be present during the interview.
- You have the right to be silent and you should remain silent. Do not disclose where you were born or how you entered the United States, unless you were born in the United States.
- Refusing to answer questions is not a crime.

TIP: “I am using my right to remain silent and want to speak to an attorney.”

DO NOT:

- Sign anything before talking with an attorney.
- Lie. It can prevent you from being able to stay in the U.S.
- Show fake documents.

Immigration officers may try to trick you into answering questions or signing something. Do not let yourself be tricked! Also, tell your attorney if ICE tries to interview you.



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WHAT WILL HAPPEN AFTER ICE PICKS ME UP?

- ICE will bring you to a processing center in San Francisco (630 Sansome St.)
- ICE will try to get information from you, such as your name, age, date of birth, where you were born. You should not answer their questions and instead ask to speak to an attorney.
- Sometimes youth are released to directly to a family member or guardian who is *documented* and can pay a bond or fine to have you released. ***Undocumented family members should never enter the building at 630 Sansome St. as they will be at risk of also being arrested by ICE.***
- If no one is able to pick you up, ICE will transfer you to a facility which might be like juvenile hall or a group home. The facility may be outside California, and you may travel by plane to get there, but once you arrive, you will meet with a case manager.

- Once you are at the facility, you have the right to be released, even to undocumented family members, and without having to pay a bond or fine, but this can take time.

IF ICE PICKS ME UP, WHAT ARE MY RIGHTS?

- To make a phone call.
- To remain silent when they ask you questions.
- To not sign something you do not understand.
- To speak with an attorney.
- To receive a list of free legal services that may be able to help you with your case.
- To see a judge and have a translator at your hearing.

IF ICE PICKS ME UP, WILL I HAVE TO LEAVE THE UNITED STATES?

In general, only an *Immigration Judge* can decide that you must leave the United States, not a probation officer, the police, or ICE. You should always ask for a hearing so that a judge can decide your case.

You have the right to have an attorney represent you in court and there are agencies that represent youth in immigration court for free. You may want to wait to speak with an attorney about your legal options before making any decision about your case.

TIP: “I would like to make a phone call and receive a list of legal services agencies that can help me. I would like to speak with an attorney before answering any of your questions.”