

you should speak with a lawyer immediately. There are some cases in which a person might not have a right to see an immigration judge but may still have options. You should ask to speak to a lawyer immediately because immigration officers will not always know or tell you about exceptions that might apply to you.

- If you fear you will be harmed in any way in your home country, tell an officer and contact a lawyer immediately. You have additional rights if you have this fear.



**CONTACT THE ACLU OF UTAH**

Web: [www.acluutah.org/intake](http://www.acluutah.org/intake)  
 Email: [intake@acluutah.org](mailto:intake@acluutah.org)  
 Phone: 801-521-9862, option 3  
 • *Submit your complaint through our website or call/email us to request an intake packet to be sent to your mailing address.*

**KNOW YOUR RIGHTS:**

**Immigrants' & Refugee Rights: Your Rights If You Have Been Arrested or Detained**

**ACLU**  
Utah

**Regardless of your citizenship status, you have guaranteed rights under the U.S. Constitution. Use this pamphlet to learn more about using your rights when interacting with Immigration and Customs Enforcement (ICE).**

**WHAT IF I'VE BEEN ARRESTED OR DETAINED BY ICE?**

- Say you wish to remain silent and ask for a lawyer immediately. Don't give any explanations or excuses. Don't say anything, sign anything, or make any decisions without a lawyer.
- If you have been detained by ICE, you have the right to contact your consulate or have an officer inform the consulate of your detention.
- Remember your immigration number ("A" number) and give it to your family. It will help others locate you.
- Keep a copy of your immigration documents with someone you trust.
- If you are a not a U.S. citizen: Ask

your lawyer about the effect of a criminal conviction or plea on your immigration status. If you are a U.S. citizen, but are accused of a crime that occurred prior to naturalizing, ask your lawyer about the effect of a criminal conviction or plea on your citizenship.

- If you are in jail, don't discuss your immigration status with anyone but your lawyer. While you are in jail, an immigration agent may visit you. Do not answer questions or sign anything before talking to a lawyer.
- Read all papers fully. If you do not understand or cannot read the papers, tell the officer you need an interpreter.
- If you are afraid to return to your country of origin, make sure to let ICE officers know. You may be eligible for specific forms of protection.



**WHAT IF I NEED A LAWYER?**

- If arrested by local law enforcement you have the right to a private phone call within a reasonable time of your arrest, and police may not listen to the call if it is made to a lawyer.

**WHAT IF I AM DETAINED WHILE MY IMMIGRATION CASE IS UNDERWAY?**

- If you are detained by ICE, you have the right to hire a lawyer, but the government does not have to provide one for you. Ask for a list of free or low-cost alternatives.
- If you are detained by ICE, you have the right to call a lawyer or your family, and you have the right to be visited by a lawyer in detention. You have the right to have your attorney with you at any hearing before an immigration judge.
- Many people who are detained while their case is underway are eligible to be released on bond or with other reporting conditions.
- You have the right to call a lawyer or your family if you are detained, and you have the right to be visited by a lawyer in detention.
- You have the right to have your attorney with you at any hearing before an

immigration judge.

- If you are denied release after being arrested for an immigration violation, you may be eligible for a bond hearing before an immigration judge. If granted a bond hearing, you have the right to present evidence that you are not a flight risk or a danger to the community. In many cases, an immigration judge can order that you be released or that your bond be lowered.
- If you are afraid to return to your country of origin, you may be eligible for certain forms of protection from being deported. If you are afraid, you must express that fear to the officer or judge that you are taken to see.

**WHAT IF I'VE BEEN ARRESTED AND NEED TO CHALLENGE A DEPORTATION ORDER?**

- You may have the right to a hearing to challenge a deportation order. However, you waive your right to a hearing if you sign something called

a "Stipulated Removal Order," or take "voluntary departure."

- You have the right to an attorney, but the government does not have to provide one for you. Ask for a list of free or low-cost alternatives. If you have no lawyer, ask the court or the immigration officer to allow you time to find one.
- If you are told that you do not have the right to see an immigration judge,

