

KNOW

YOUR

RIGHTS

Responding to Law Enforcement Requests

If immigration or law enforcement officials want to ask you questions on the street, at your home, in the workplace, or elsewhere, you should know your rights in these scenarios. This is true no matter the agency seeking to question you, whether it's state or local police, the FBI, ICE, Border Patrol, or anyone else purporting to be acting as immigration or law enforcement.

- You do **not** have to answer questions. This is true even if you do not feel free to walk away, are arrested, or are in jail.
- You do **not** have to let agents into your home unless they have a search warrant signed by a judge or in limited situations when there are emergencies.
- Absent a subpoena or search warrant, you do **not** have to provide access to or allow agents to take your phone, computer, tablet, surveillance cameras like Ring, recordings, or other household devices.
- Whether you choose to cooperate with the request by law enforcement and to what extent is your choice entirely.

If an immigration or law enforcement officer is seeking video you have on your phone or elsewhere, you can decide whether to cooperate with that request. If you choose to comply with the request, we recommend that you keep a copy of the video, such as by emailing it to yourself or a friend.

- If officers threaten to obtain a subpoena or search warrant, you do **not** have to do anything unless they come back with a subpoena or search warrant.
- If an officer returns with a subpoena, you should review it to make sure it is filled out completely. Most subpoenas do not require that you turn over the requested material immediately and instead set a response date that may be several days or weeks later. You can use this time to consult with an attorney about your options and obligations.
- If an agent has a search warrant signed by a judge, they may lawfully seize the material specified in the warrant. In this situation, you should:
 - Request a copy of the warrant.
 - Document the names of the agents.
 - Get a receipt for any property seized.



Find out more about your rights at: www.aclu-il.org/kyr

ACLU Illinois