

## **Protocol Regarding Immigration Enforcement**

Kingsborough Community College (KCC) is committed to protecting the rights of every member of the College community. **Consistent with the rule of law, KCC will only permit Immigration and Customs Enforcement (ICE) or Department of Homeland Security (DHS) personnel to enter the campus and to obtain records to the extent required by law.**

KCC must honor valid judicial warrants and court orders. Because it is difficult for an untrained person to determine the validity of such documents, it is critical that any warrant, court order, or other document presented by ICE or DHS be reviewed by the College's legal counsel before any action is taken.

Accordingly, Public Safety officers have been informed in writing that should a representative from ICE or DHS seek to access the campus, the Director of Public Safety, or his designee, and the College Counsel must be notified and review any documentation. After this review, the College Counsel will provide guidance as to the College's obligations and next steps, consulting as necessary with the University's Office of the General Counsel.

It is noted here that the College has no obligation to provide entry to the campus based on an ICE or DHS "administrative" warrant. An administrative warrant is not signed by a judge and does not give ICE or DHS the authority to enter a place where there is a reasonable expectation of privacy, without the party's consent.

### **Law Enforcement Access Request Protocol**

If law enforcement officials present documents to enter campus, Public Safety will:

- Immediately alert the Director of Public Safety, or his designee, and KCC Legal Counsel.
- Instruct law enforcement officials to wait outside the gate unless and until KCC Legal Counsel determines that law enforcement officials may enter the campus.
- If KCC Legal Counsel determines that law enforcement officials may enter the campus, Public Safety will escort them to the KCC Public Safety Office, located in room L202, where they will remain until KCC Legal Counsel and Director of Public Safety, or his designee, determine next steps, in consultation with CUNY Legal Counsel.

Members of the KCC community who become aware of any ICE or DHS personnel on campus should contact Public Safety or the College Counsel's office:

#### **KCC Public Safety:**

Kenneth Greene, Director of Public Safety, Room L202, 718-368-5069

#### **College Counsel:**

Beth Douglas, Esq., Room A-226, 718-368-5109