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WHAT IS THE NEW PROTECTED LOCATIONS POLICY?

November 2021 updates

DHS released a new memo on October 27th that replaced previous guidance on sensitive locations.

They recognized that certain areas are in need of special consideration, and the memo created designations for "Protected Areas."

A protected area is a location that, based on the essential services or activities that occur there, is generally protected from enforcement actions by ICE and CBP.



Protected areas include the following:



schools (PreK-12 + daycares)



colleges + universities



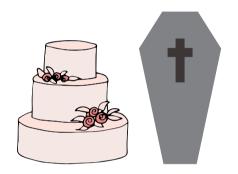
healthcare faclilities



COVID-19 vaccination sites



places of worship



religious or civil ceremonies



parades or public demonstrations



social service centers (shelters, crisis / DV centers, etc)



food pantries



Protected
areas
include
the
following:



escuelas (PreK-12 + guarderías)



colegios + universidades



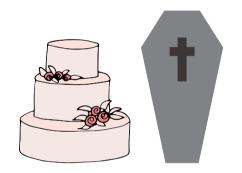
Centros médicos



COVID-19 sitios de vacunación



sitios religiosos



ceremonias religiosas o civiles



desfiles o manifestaciones públicas



centros de servicios sociales (refugios, centros de crisis / VD, etc.)



despensas de alimentos

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AN AGENT OR OFFICER MUST
SEEK PRIOR APPROVAL FROM
THEIR AGENCY'S
HEADQUARTERS, BEFORE
TAKING AN ENFORCEMENT
ACTION IN OR NEAR A
PROTECTED AREA.



Enforcement actions may occur in or near protected areas in limited circumstances but will generally be avoided.

The following are some examples of limited circumstances under which an enforcement action may need to be taken in or near a protected area:

- The enforcement action involves a national security threat.
- There is an imminent risk of death, violence, or physical harm to a person.
- The enforcement action involves the hot pursuit of an individual who poses a public safety threat or a personally observed border-crosser.
- There is an imminent risk that evidence material to a criminal case will be destroyed.
- A safe alternative location does not exist.



To report violations to the protected areas policy:

- You may contact ICE Enforcement and Removal
 Operations (ERO) through the Detention Reporting and
 Information Line at (888) 351-4024 or through the ERO
 information email address at ERO.INFOeice.dhs.gov,
 also available at www.ice.gov/webform/ero-contactform.
- You may contact the CBP Information Center to file a complaint or compliment via phone at (877) 227–5511, or submit an email through the website at help.cbp.gov/.
- You may contact the Office of the Inspector General at www.oig.dhs.gov/ and (800) 323–8603 and the DHS Office for Civil Rights and Civil Liberties at CRCLCompliance@hq.dhs.gov or (866) 644–8360.
- IDP to report a raid in NYC (212) 725 6422

