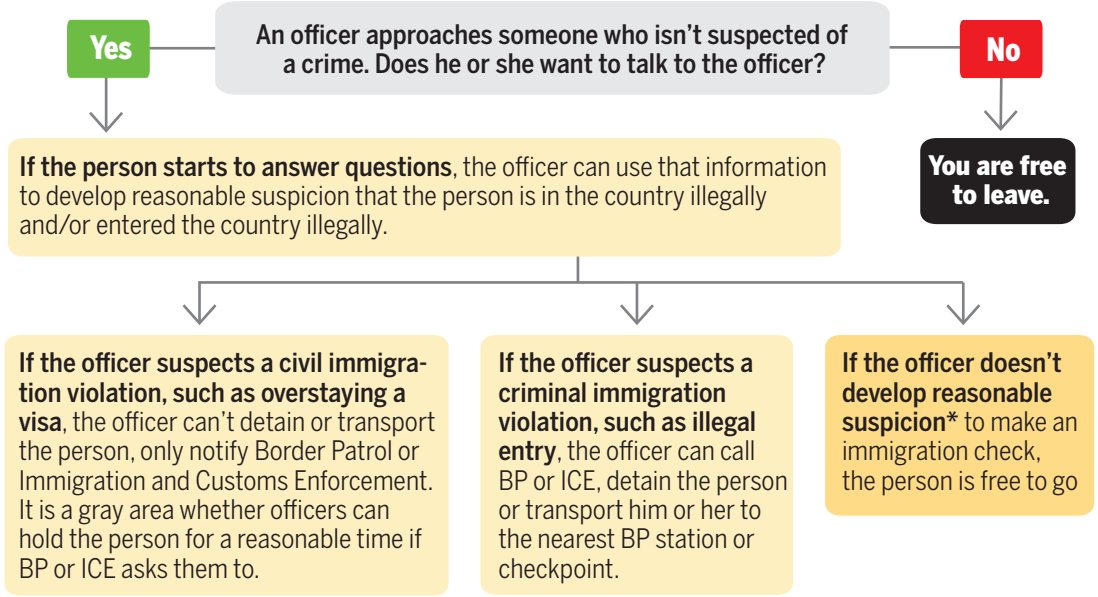


# How chatting with a police officer can lead to an immigration check

When an officer approaches a person who isn't suspected of a crime, the person may choose not to talk to the officer and is free to leave at any time. The test for whether a contact is truly consensual is whether a reasonable person would believe he or she must cooperate with officers. Unlike drivers, neither passengers nor pedestrians are required to carry ID in public, and everyone always has the right to remain silent.



## \* Factors officers consider in developing reasonable suspicion of unlawful status

- Lack of ID/false ID/foreign ID
- Evasiveness or preparing to flee
- Voluntary statements
- Location
- Vehicles traveling in tandem
- An officer's prior knowledge
- Inconsistent information
- Demeanor (e.g. nervousness)
- Foreign vehicle registration
- Overcrowded or heavy-riding vehicle
- Passengers trying to hide
- Inability to provide address
- Unfamiliarity with the people with them
- Dress (e.g. multiple layers or clothing soiled from travel in the desert)