

_____SCHOOL DISTRICT
Resolution No.

**Commitment of the _____ School District Board of Trustees
to the Education of All Children and Making all Campuses Safe Zones
for Students and Families Threatened by Immigration Enforcement**

WHEREAS, the City of _____ and County of _____, just like many major cities across the United States, are the home and workplace of many immigrant communities, including persons with both documented and undocumented immigration status; and

WHEREAS, in 1982, the United States Supreme Court held in *Plyler v. Doe* that all children have a constitutional right to receive a free public K-12 education, regardless of immigration status; and

WHEREAS, _____ School District ("District") Board of Trustees embraces the diversity of our students, their families, the rich language and cultural assets they bring to the District, and strongly supports and encourages the participation of all parents and families in its schools; and

WHEREAS, On November 8, 2016, California voters passed Proposition 58, which authorizes school districts to establish dual-language immersion programs for both native and non-native English speakers, recognition that a diverse student population is important; and

WHEREAS, While there are no accurate numbers of how many undocumented children are enrolled in the District, approximately 27% of the District's students speak another language at home and more than thirty languages are spoken by families whose children are enrolled in our District; and

WHEREAS, In the last few months, federal, state and local government officials throughout the country have proposed or passed laws and ordinances that propose stemming the tide of undocumented immigrants by cutting off opportunities for jobs, government benefits, housing, and imposing fines on companies employing undocumented immigrants, thereby increasing tensions in immigrant communities; and

WHEREAS, Reports of potential raids by U.S. Immigration and Customs Enforcement ("ICE") agents have caused immigrant communities to fear sending and/or accompanying their children to school and leaving their homes, even for medical services; and

WHEREAS, ICE activities in and around schools, early education centers, and adult school facilities would be a severe disruption to the learning environment and educational setting for students;

WHEREAS, the _____ School District supports and encourages the federal government to enact humane comprehensive immigration reform:

WHEREAS, recent media reports state that since the 2015 holiday season, at least 121 people, many of them from Central American countries, have been detained by the Office of Immigration and Customs Enforcement (ICE) in raids in Texas, Georgia, and North Carolina;

WHEREAS, large scale ICE operations under the new directive have not yet been carried out in Northern California, although the fact that immigration enforcement affects the District and its families every day, the new Administration's shift in enforcement priority has created a climate of heightened fear and anxiety for many District students and their families;

WHEREAS, ICE activities in and around schools, early education centers, and adult school facilities would be a severe disruption to the learning environment and educational setting for students; and

WHEREAS, some government agencies in the United States have already adopted policies that resist any government action that may lead to the discovery of a person's immigration status;

WHEREAS, ICE's 2011 policy states that it will not conduct immigration enforcement activity at any sensitive location, which includes schools, without special permission by specific federal law enforcement officials; unless exigent circumstances exist;

WHEREAS, there is no written state or federal law that mandates that local districts assist ICE in the enforcement of immigration laws;

RESOLVED, that the Governing Board of the _____ School District hereby restates its position that Congress must act NOW to enact humane comprehensive immigration reform;

THEREFORE BE IT RESOLVED: That the Board of Trustees reiterates its commitment to defend its position that all children have the right to attend school and access all school programs and services, regardless of immigration status; and,

BE IT FURTHER RESOLVED: that the Board of Trustees declares that every school site is a Safe Place for its students and their families, and encourages the Superintendent to increase and enhance partnerships with community-based and legal services organizations who provide resources for families facing deportation, as well as developing a rapid response network to assist students whose families have been detained; and,

BE IT FURTHER RESOLVED, the Board declares that any school every site or office of the _____ School District site is a safe place for all its students and their families and that students and their families can come to any District school or office to seek help, assistance, information, shelter and safety if faced with fear and anxiety about from any and all non-criminally related immigration enforcement efforts; and,

BE IT FURTHER RESOLVED, that the Superintendent shall be directed to establish all, adult schools, and parent centers be established as resource and information sites for students and their families, and that the Board encourages the Superintendent to increase and enhance

partnerships with community-based organizations and legal services organizations who provide resources for families facing deportation and that a rapid response network be created to assist children whose family members have been detained; and,

BE IT FURTHER RESOLVED, in order to provide a public education, regardless of child or the family's immigration status, absent any applicable federal, state, or local law, regulation, ordinance or court decision, and in absence of proof of criminal proceedings as determined by a law enforcement agency, the District shall abide by the following conduct:

1. District personnel shall treat all students equitable in the receipt of all school services, including but, not limited to, the free and reduced lunch program, transportation, and educational instruction;
2. District personnel shall not inquire about a student's immigration status, including that of family members;
3. If parents or students have questions about their immigration status, school personnel shall not refer them to any office or representative of the Immigration and Customs Enforcement Office (ICE);
4. Any request by ICE for data information or to visit access a school site shall be immediately forwarded to the Superintendent for review and a decision on whether to allow access to the site, and/or the information to ensure District compliance with Plyler and other applicable laws;

BE IT FURTHER RESOLVED, that the Superintendent shall ensure all teachers, school administrators, and other staff will be trained on how to implement this policy and notification in multiple languages be distributed to families to fully inform them of their rights in the District; and, be it finally Resolved further, that the Superintendent shall prepare an implementation plan defining partnerships with community organizations and training and support for school site employees to ensure rapid response and effective coordination and report back to the Board in 90 days, and,

BE IT FURTHER RESOLVED, the Board instructs the Superintendent to forward a copy of this resolution to our Congressional Representative, _____.

BE IT FURTHER RESOLVED, any request by ICE for information or to access a school site shall be immediately forwarded to the Superintendent, who in consultation with the District's legal counsel, shall determine whether to allow access to the school site, and/or the information to ensure the District's compliance with *Plyler v. Doe* and other applicable laws; and,

BE IT FURTHER RESOLVED, that the Superintendent shall ensure that all teachers, school administrators, and other staff will be trained on how to implement this Resolution; and,

BE IT FURTHER RESOLVED, that the Superintendent shall prepare an implementation plan defining partnerships with community organizations, and training and support for school site employees, and report back to the Board of Trustees in 90 days; and,

BE IT FURTHER RESOLVED, that the Board of Trustees instructs the Superintendent to ensure that District's District English Learner Advisory Committee (DELAC), English Learners Advisory Committees (ELACs), the Mayor's Office, and immigrant community organizations are consulted and involved in monitoring the successful implementation of this policy.

Passed and adopted this _____th day of _____, 2017.

Board President

Vice-President

Clerk
