

**TWIN RIVERS UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES**

RESOLUTION NO. 630

Recognition of a Safe Haven School District

Whereas, the Twin Rivers Unified School District Board of Trustees is committed to the success of all students irrespective of their immigration status, ethnicity, race, religion, sexual orientation, ability, sex and gender identity, socio-economic status or beliefs;

Whereas, the Declaration of Independence of the United States of America recognizes every individual's right to life, liberty, and the pursuit of happiness;

Whereas, the United States of America was built by diverse peoples, both native and immigrant alike;

Whereas, education has played a critical role in furthering tolerance and strengthening our society;

Whereas, the United States Supreme Court has held that no state may deny access to a basic public education to any child residing within the state, whether residing in the U.S. legally or not (*Plyer v Doe* U.S. 202 (1982);

Whereas, California Education Code states that undocumented students between the ages of 6-18 not only have a right to attend school in California, but are mandated to attend schools pursuant to the compulsory attendance laws (Educ. Code 48200) and that all students have a right to be in a public school learning environment free from discrimination, harassment, bullying, violence, and intimidation. (Educ. Code 220, 234 et seq);

Whereas, California Education Code outlines that school districts have the right to limit the amount of disruption to the learning environment and to ensure the safety of their students, which may include denying an individual from accessing a campus during school hours. (Educ. Code 32212, 35160.);

Whereas, California Education Code states that access to student records should only be allowed if the requesting agency has a valid order or subpoena in compliance with FERPA or immigration law as or regulations. (8 U.S.C. 1225; 34 CFR 99.31(a); Educ. Code 49076; 49077);

Whereas, forty-three different languages are spoken in Twin Rivers Unified School District schools including, but not limited to, Spanish, Hmong, Armenian, Korean, Tagalog, Cantonese, Arabic, Vietnamese, and Russian;

Whereas, 11,873 of 26,950 students in Twin Rivers Unified School District are of Latino descent, 20,518 are students of color and more than 85 percent of students qualify for free and reduced lunch;

Whereas, the national presidential election has resulted in thousands of students and families in Twin Rivers Unified community expressing fear, sadness and concerns for student safety, heightened because of intolerant rhetoric made over the course of the 2016 presidential race; and

Whereas, youth and families across the district have already experienced increased levels of hate speech based on their ethnicity, religion, or sexual orientation since the election.

Now, therefore, be it resolved that the Twin Rivers Unified Board of Trustees directs the Superintendent to support the creation of a safe haven school district in the Twin Rivers Unified School District that:

1. Promotes tolerance and acceptance over hate speech;
2. Maintains compliance with Immigration and Customs Enforcement's (ICE) 2011 policy stating that it will not conduct immigration enforcement activity at any sensitive location, which includes all district facilities and equipment, without permission by specific federal law enforcement officials; unless exigent circumstances exist; ICE shall not be allowed to enter school sites or district properties without prior written approval from the Superintendent;
3. Restricts the sharing of student files that may be used to ascertain the legal status of students;
4. Designates TRUSD school sites, facilities, and equipment as safe havens for students, families and the community;
5. Allocates adequate resources necessary to support diversity, inclusion, and the values of a multicultural society;
6. Focuses on updating Board Policies and Administrative Regulations in the following areas: bullying, harassment, and hate motivated behavior;
7. Offers focused professional development opportunities for all levels of staff; and
8. Endorses a set of unifying activities determined by the school site.

Resolved further that the Twin Rivers Unified Board of Trustees (the Board) will work closely with the state, local municipalities and community organizations to ensure our students and families are offered a protected space;

Resolved further that the Board reaffirms its focus on promoting and elevating tolerance, inclusiveness and kindness of all students, families and staff at all district school sites, facilities and material property; and

Resolved further that the Board reaffirm the authority of the Superintendent to protect the data and identities of any student, family member, or school employee who may be adversely affected by any future policies or executive action that results in the collection of any personally identifiable information to the fullest extent provided by the law.

Be it resolved further that the Board shall not allow Immigration and Custom Enforcement (ICE) agents on school sites, facilities or material property without receiving prior written approval from the Superintendent; and

Be it resolved finally that the Board reaffirms Twin Rivers Unified School District's unequivocal commitment to ensuring a safe educational environment for all students, serving as a safe haven school district for students and families threatened by immigration enforcement or discrimination, to the fullest extent provided by the law.

APPROVED, PASSED AND ADOPTED by the Governing Board of the Twin Rivers Unified School District, Sacramento County, State of California this 24th day of January 2017 by the following vote:

Ayes: _____

Noes: _____

Abstain: _____

Absent: _____

President, Board of Trustees

Clerk, Board of Trustees