

## **STUDENTS**

### **Response To Immigration Enforcement**

The Superintendent is committed to the success of all students and believes that every school site should be a safe and welcoming place for all students and their families irrespective of their citizenship or immigration status.

San Joaquin County Office of Education (SJCOE) staff shall not solicit or collect information or documents regarding the citizenship or immigration status of students or their family members or provide assistance with immigration enforcement at SJCOE schools, except as may be required by state and federal law.

No student shall be denied equal rights and opportunities nor be subjected to unlawful discrimination, harassment, intimidation, or bullying in SJCOE programs and activities on the basis of his/her immigration status.

The Superintendent or designee shall notify parents/guardians regarding their children's right to a free public education regardless of immigration status or religious beliefs and their rights related to immigration enforcement.

Consistent with requirements of the California Office of the Attorney General, the Superintendent or designee shall develop procedures for addressing any requests by a law enforcement officer for access to SJCOE records, school sites, or students for the purpose of immigration enforcement.

Teachers, school administrators, and other school staff shall receive training regarding immigration issues, including information on responding to a request from an immigration officer to visit a school site or to have access to a student.

The Assistant Superintendent or designee shall report to the Superintendent in a timely manner any requests for information or access to a school site by an officer or employee of a law enforcement agency for the purpose of enforcing the immigration laws. Such notification shall be provided in a manner that ensures the confidentiality and privacy of any potentially identifying information.

*cf:* 0410 Nondiscrimination in Programs and Activities

5111 Admissions

5131.2 Bullying

5145.3 Nondiscrimination/Harassment

5145.6 Parental Notifications

Legal Reference:

**EDUCATION CODE**

200 Educational equity

220 Prohibition of discrimination  
234.1 Safe Place to Learn Act  
234.7 Student protections relating to immigration and citizenship status  
48204.4 Evidence of residency for school enrollment  
48980 Parental notifications  
48985 Notices to parents in language other than English  
GOVERNMENT CODE  
8310.3 California Religious Freedom Act  
PENAL CODE  
422.55 Definition of hate crime  
627.1-627.6 Access to school premises, outsiders  
UNITED STATES CODE, TITLE 20  
1232g Family Educational Rights and Privacy Act  
COURT DECISIONS  
Plyler v. Doe, 457 U.S. 202 (1982)

(05/18)