Response to Immigration Enforcement

Adopted: 02/17/2026 **| Last Revised:** N/A **| Last Reviewed**: N/A

The Board of Education is committed to the success of all students and to providing a safe and welcoming place for all students, their families, and staff.

This policy, and any accompanying rule, reiterate the district's current legal obligations surrounding disclosure of student records, personnel records, access to district property, and response to immigration enforcement which impacts the parents/guardians of students. Except for mandated reports and notices, all areas of this policy are governed by existing law covered by previously enacted policies and rules.

Unless required by state or federal law, required to administer a state or federally supported educational program, or presented with a valid judicial subpoena, judicial warrant, or court order, district staff shall not do any of the following:

1. Pursuant to Policy 5111 and 5111.1, will not solicit or collect information or documents regarding the citizenship or immigration status of a student or the student's family members

2. Pursuant to Policy 5111, will not seek or require information or documents, to the exclusion of other permissible information or documents, regarding the citizenship or immigration status of a student or the student's family members

3. To the extent practicable, and in compliance with the Family Educational Rights and Privacy Act ("FERPA"), Education Code sections 49060 et. seq., and the California Public Records Act ("CPRA"), will not disclose or provide in writing, verbally, or in any other manner to an officer or employee of an agency conducting immigration enforcement:

    a. The education records of or any information about a student or a student's family or household such as personal information as defined in Civil Code 1798.3, information about a student's home, or information about a student's travel schedule without parent/guardian written consent

    b. The personnel records of any district employee, personal information of any district employee as defined in Civil Code 1798.3, or any other confidential employee information

4. Will not grant permission to an officer or employee of an agency conducting immigration enforcement to enter a school bus, any other transportation provided by the district, a nonpublic area of any district property or facility, or a nonpublic area where any district-sponsored program or activity is occurring. However, district staff shall not obstruct, interfere with, or otherwise impede an officer or employee of an agency conducting immigration enforcement who nonetheless enters district-provided transportation, a nonpublic area of any district property or facility, or a nonpublic area where any district-sponsored program or activity is occurring.

The Superintendent or designee shall report to the Board in a timely manner any requests by an officer or employee of an agency conducting immigration enforcement for any of the following:

1. Education records of or any information about a student or a student's family or household

2. Personnel records of any district employee, personal information of any district employee as defined in Civil Code 1798.3, or any other confidential employee information

3. Permission to enter a school bus, any other transportation provided by the district, a nonpublic area of any district property or facility, or a nonpublic area where any district-sponsored program or activity is occurring

4. Such reports shall be provided in a manner that ensures the confidentiality and privacy of any potentially identifying information

In accordance with law, Policy 0410 - Nondiscrimination in District Programs and Activities, and Policy 5145.3 - Nondiscrimination/Harassment, no student shall be denied equal rights and opportunities, nor be subjected to unlawful discrimination, harassment, intimidation, or bullying in the district's programs and activities on the basis of the student's or family's immigration status or for the refusal to provide information related to the student's or family's immigration status.

Resources and data collected by the district shall not be used, directly or by others, to compile a list, registry, or database of individuals based on national origin, immigration status, religion, or other category of individual characteristics protected against unlawful discrimination.

The Superintendent or designee shall provide parents/guardians with information and notifications as specified in Education Code 234.7, including information regarding their children's right to a free public education regardless of immigration status or religious beliefs and their rights related to immigration enforcement.

The Superintendent or designee shall develop procedures for, and may provide training to staff on, interactions with an officer or employee of an agency conducting immigration enforcement, including a request for any of the following:

1. Education records of or any information about a student or a student's family or household

2. Personnel records of any district employee, personal information of any district employee as defined in Civil Code 1798.3, or any other confidential employee information

3. Permission to enter a school bus, any other transportation provided by the district, a nonpublic area of any district property or facility, or a nonpublic area where any district-sponsored program or activity is occurring

Complaints alleging discrimination, harassment, intimidation, and bullying based on actual or perceived immigration status shall be filed in accordance with Policy/Rule 1312.3 - Uniform Complaint Procedures.

The Superintendent or designee shall provide to the California Department of Education, upon request and in the manner requested, copies of this policy, any associated rules, and any other policies and rules required by Education Code 234.7.

Policy Reference Disclaimer:
These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

Legal References:

STATE

EDUCATION CODE
1798.3 Information Practices Act of 1977; definitions
200 Prohibition of discrimination
200 Equal rights and opportunities in state educational institutions
234.1 Student protections relating to discrimination, harassment, intimidation, and bullying
234.7 Student protections relating to immigration and citizenship status
32282 Comprehensive School Safety Plan
48204.4 Evidence of residency for school enrollment
48906 Exception to parent/guardian notifications
48980 Parent/Guardian notifications
48985 Notices to parents/guardians in language other than English
FAMILY CODE
6552 Caregiver's authorization affidavit
GOVERNMENT CODE
7285-7285.3 Prohibitions on Employer Cooperation with Immigration Enforcement Agents
8310.3 California Religious Freedom Act
PENAL CODE
422.55 Definition of hate crime
627-627.10 Access to school premises

FEDERAL

UNITED STATES CODES
20 USC 1232g Family Educational Rights and Privacy Act (FERPA) of 1974
CODE OF FEDERAL REGULATIONS
34 CFR 99.30-99.31 FERPA Regulations
U.S. CONSTITUTION, FOURTH AMENDMENT
Unreasonable search and seizure

MANAGEMENT RESOURCES

CA OFFICE OF THE ATTORNEY GENERAL PUBLICATION
Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's TK-12 Schools in Responding to Requests for Access and Information for Immigration Enforcement Purposes, December 2025
COURT DECISION
Plyler v. Doe (1982) 457 U.S. 202
WEBSITES
California Department of Education, Resources to Include Immigrant Families
https://www.cde.ca.gov/ls/pf/if/immigration-toolkit.asp
California Department of Education, LEA Immigration Enforcement Policy Submission
https://www3.cde.ca.gov/ImmigrationEnforcementPolicy/iepolicy.aspx?r=lea
CSBA District and County Office of Education Legal Services https://legalservices.csba.org/
U.S. Immigration and Customs Enforcement, Online Detainee Locator System http://locator.ice.gov/odls
California Office of the Attorney General http://oag.ca.gov/
CSBA http://www.csba.org/
U.S. Department of Education http://www.ed.gov/
U.S. Department of Education, Office for Civil Rights http://www2.ed.gov/ocr
U.S. Immigration and Customs Enforcement http://www.ice.gov/
California Civil Rights Department https://calcivilrights.ca.gov/

Policy Adopted: 02/17/2026