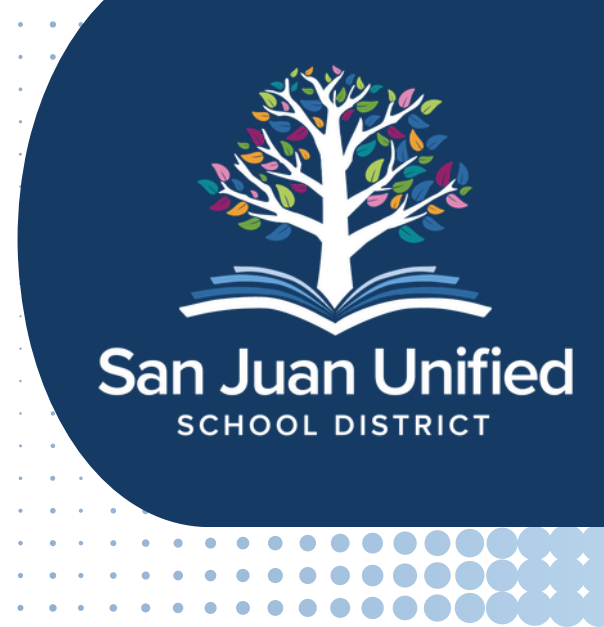


SERVING ALL STUDENTS



Our Core Values

**Belonging
Relevance**

Voice

Resilience

Championing

Innovation

**Social &
Emotional
Intelligence**

There has been increased interest in the rights of students and our school communities with regard to potential immigration enforcement actions by the federal government.

Our core values at San Juan Unified include that of Belonging, in which we create a community that cultivates welcoming and inclusive environments with genuine respect for our diversity of cultures, identities and abilities. Championing, another core value, means that we support and advocate for those in our San Juan Unified community who are disproportionately impacted or marginalized by circumstances beyond their control.

It is these values that our district will use as guides in our continual support of all students regardless of age, race, sexual orientation, gender identity or immigration status. Our focus on partnering with our San Juan Unified community to create supportive learning experiences in which all students, families and staff can excel and thrive will not waver as we work to provide an educational environment free from anxiety and disruptions.

The following FAQ has been prepared to help inform San Juan Unified staff members the rights of our students and our school communities. Questions, suggestions and ideas should be directed to your supervisor or online at <http://www.sanjuan.edu/immigration>.

School and Staff Responsibilities

Q: Must staff allow Immigration and Customs Enforcement (ICE) or other government authorities on campus?

A: School districts have the right to limit the amount of disruption to the learning environment and to ensure the safety of their staff and students, which may include denying an individual from accessing a campus during school hours.

In the event that ICE or other government authorities decide to pursue immigration- related investigations on school campuses, school staff should follow appropriate district procedures applicable to any visitor on campus including requesting guests to sign-in, provide identification and obtain the appropriate approvals for entry from the site administrator or superintendent. If a government official produces a warrant or court order site administrators should immediately contact Legal Services at (916) 971-7110.

School districts that allow non-immigrant, international students (who are in the U.S. under an F-1 or M-1 visa) to enroll in their programs through ICE's "Student and Exchange Visitor Program" (SEVP) are subject to onsite visits from SEVP officials at any time and must provide officials with certain records on such students. The SEVP, however, does not have the authorization to review the records of students suspected of being undocumented.

Q: Are we required to allow ICE, police or other government authorities to have access to student records?

A: Access to student records should only be allowed if the requesting agency has a valid court order or subpoena in compliance with the Federal Educational Rights and Privacy Act (FERPA) or immigration laws and regulations. All such requests should be referred to Legal Services for guidance.

In cases where records would be provided, the district must make reasonable efforts to notify the parent or eligible student in advance of disclosing the documents so that the parent or eligible student may seek protective action, unless the court order or subpoena relates to a federal jury investigation or law enforcement purpose, or relating to domestic or international terrorism.

Student Rights

Q: Are undocumented students legally able to attend schools?

A: Yes. Undocumented students between the ages of 6 and 18 not only have a right to attend school in the U.S., but are mandated to attend school pursuant to the compulsory attendance laws. The U.S. 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.

Q: What K-12 student information does San Juan Unified currently collect, and would it provide insight into immigration status?

A: School districts are not required to and San Juan Unified does not collect information regarding a student's immigration or legal status, aside from the statuses of non-immigrant, international students enrolled in an educational program under certain visas. Schools are only required to collect information to satisfy certain admission requirements, such as proof of residency, none of which require providing proof of legal immigration status or social security numbers. Schools must accept a variety of documents from the student's parent or guardian to demonstrate proof of child's age or residency and schools are not required to keep a copy of the document used as proof of a child's age.

As required by the California Department of Education, the district does collect and report students' country of birth in order to calculate the number of immigrant and English learner students in the state and to ensure compliance with the Title III provisions of the federal Every Student Succeeds Act.

Q: What student information do we collect on adult education students?

A: San Juan Unified is not required and does not collect information on adult students' immigration status.

Q: If the district receives a Public Records Act (PRA) request, what student information is shared and what information is protected?

A: Federal and state laws protect student education records and personal information. The Family Educational Rights and Privacy Act (FERPA) supersedes public record laws and requires that school districts maintain the confidentiality of all personally identifiable student information in education records related to students. Any and all records, including emails and cumulative files, are generally exempt from disclosure or subject to redaction to prevent disclosure of personally identifiable information.

Parent Rights

All parents, irrespective of their immigration status, have a right to participate in their children's education and are encouraged to do so. Proof of citizenship or legal status is not a prerequisite to the enrollment of their children in school or participation in school activities.

Q: Are undocumented parents required to undergo fingerprinting in order to volunteer at school?

A: San Juan Unified requires that all volunteers who may be left with students while unsupervised by school staff for any amount of time be fingerprinted. School staff should know which of their volunteers are fingerprinted and which are not at all times. For more information, visit www.sanjuan.edu/volunteer.

Q: If a parent is in custody as the result of an immigration enforcement, are school staff required to release the student to ICE or other immigration officials?

A: No. San Juan Unified schools will only release students to adults authorized as parent/legal guardians and emergency contacts. Parents with such concerns should be encouraged to maintain updated emergency contacts and make advance arrangements to ensure that their children can be released to an authorized caregiver or adult.

The following resources are available to immigrant families responding to detentions or deportations:

- The Immigration and Customs Enforcement (ICE) [detainee locator](#). Please Note: This site is intended only for locating individuals who are already detained, and not for general immigration status inquiries.
- Immigration lawyers in private practice, accredited representatives (who assist immigrants in immigration proceedings), or legal-aid organizations:
 - State Bar of California Attorney Search: <http://www.calbar.ca.gov/Attorneys>
 - [California organizations](#) accredited by Board of Immigration Appeals (BIA) to represent immigrants before the Department of Homeland Security (DHS) and Executive Office of Immigration Review (EOIR)
 - [California Courts Self-Help Centers](#)
 - [Legal-aid offices and lawyer-referral services](#)
 - The consulate or embassy of the parent's or guardian's country of origin

Resources and Support

- **Board Policy 1445- Response to Immigration Enforcement**
- **AR 1445 - Response to Immigration Enforcement**
- **California Office of the Attorney General guide for students and families**
- **State of California immigration resources webpage**
- **District Protocol for Immigration Customs Enforcement (ICE)**
- **Printable Know Your Rights cards in different languages**
- **Family Preparedness Plan**
- **Student Academic Records and Transcript Request**
- **Supporting Undocumented Students in the Classroom**
- **Community Legal Assistance Resources and Organizations:**

International Rescue Committee (IRC)

916-482-0120
2020 Hurley Way, Ste 420
Sacramento, CA 95825

La Familia Counseling Center

916-452-3601
3301 37th Ave
Sacramento, CA 95824

Sacramento Food Bank and Family Services

916-313-7604
1951 Bell Ave
Sacramento, CA 95838

California Rural Legal Assistance Foundation

916-446-7904
2210 K Street
Sacramento, CA 95816

McGeorge School of Law

Community Legal Services clinics

916-340-6080
2925 34th street
Sacramento, CA 95817

CAIR Sacramento

916-441-6269
717 K St, Ste 217,
Sacramento, CA 95814

Refugee Enrichment and Development

Association (REDA)

916-500-4299
3425 Arden Way
Sacramento, CA 95825

For questions or assistance, staff and families can contact the Family and Community Engagement (FACE) office at 916-971-7929 or the Newcomer Support Team at 916-979-8568. Both teams can assist families in working with school sites to address concerns or connect with community resources.