OAK GROVE SCHOOL DISTRICT
BOARD OF TRUSTEES
RESOLUTION NO. 1570-09/26

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE OAK GROVE SCHOOL DISTRICT OPPOSING AN IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE) DETENTION CENTER; REAFFIRMING SAFE AND WELCOMING SCHOOLS; AND ESTABLISHING DISTRICT PROPERTY AS NO-STAGING ZONES FOR CIVIL IMMIGRATION ENFORCEMENT

WHEREAS, the mission of the Oak Grove School District is "to ensure every child's potential is achieved," and the District serves a diverse community that includes immigrant, mixed-status, multilingual, newcomer, refugee, and asylum-seeking students and families; and

WHEREAS, all children residing in California are entitled to equal access to a free public education regardless of immigration status, and students learn best when they and their families can access instruction, transportation, nutrition, counseling, expanded learning, and other supports without fear or intimidation; and

WHEREAS, immigration detention and enforcement activity can contribute to fear, anxiety, trauma, absenteeism, family disengagement, and barriers to educational success, particularly when such activity occurs on, near, or around District property or student transportation routes; and

WHEREAS, the construction, expansion, or operation of an ICE detention center in the City of San José, Santa Clara County, or the surrounding region could undermine the safety, trust, stability, and sense of belonging essential to student well-being, attendance, family engagement, and academic achievement; and

WHEREAS, the Board of Trustees may appropriately express its position regarding the local educational and community impacts of detention infrastructure and believes public investment should prioritize education, housing stability, youth development, healthcare, legal and social services, family stability, and economic opportunity; and

WHEREAS, the Board of Trustees is committed to protecting the dignity, safety, rights, and well-being of every student and family, and California Education Code section 234.7 and related state guidance protect student access to education, student and family information, and nonpublic areas of schoolsites; and

WHEREAS, the District has adopted Board Policy 5125, Student Records; Board Policy 5145.13, Response to Immigration Enforcement; Resolution No. 1246-01/17, Affirming Support of Students and Families Regarding Immigration Enforcement Actions at Schools; and Resolution No. 1496-02/25, Reaffirming Support of Students and Families Regarding Immigration Enforcement Actions at Schools; and

WHEREAS, District schools, offices, parking lots, transportation yards, fields, campuses, and other facilities exist to support the District's educational mission and should not be used without authorization for civil immigration enforcement staging, processing, surveillance, parking, assembly, or operations.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Oak Grove School District opposes the construction, expansion, or operation of any Immigration and Customs Enforcement (ICE) detention center within the City of San José, Santa Clara County, or the surrounding region because of the anticipated impacts on student well-being, family trust, school climate, community belonging, and educational access; and

BE IT FURTHER RESOLVED, that the Board of Trustees calls upon local, county, state, and federal leaders to reject proposals that would establish or expand immigration detention infrastructure in the region and to prioritize humane, community-based approaches that preserve family unity, due process, health, safety, dignity, and access to services; and

BE IT FURTHER RESOLVED, that all District schools, programs, offices, and facilities shall remain safe, welcoming, inclusive, and supportive environments where students may learn, thrive, and seek assistance without discrimination based on actual or perceived immigration status; and

BE IT FURTHER RESOLVED, that, to the fullest extent permitted by law, all District-owned, leased, or controlled property is declared a no-staging zone for civil immigration enforcement, and District parking lots, transportation yards, fields, campuses, and other outdoor areas shall not be used without express District authorization as staging areas, processing locations, surveillance posts, parking or assembly points, or operational bases; and

BE IT FURTHER RESOLVED, that nonpublic indoor areas of District property shall not be accessed or used for civil immigration enforcement unless the requesting officer presents valid identification and a valid judicial warrant, judicial subpoena, court order, or other legal authority requiring access, and District officials may consult legal counsel regarding the validity and scope of any legal process; and

BE IT FURTHER RESOLVED, that no District employee may consent on behalf of the District to such access or use unless specifically designated by the Superintendent or designee or required by law, and employees shall promptly refer and report any request, attempted access, or observed unauthorized use to the Superintendent or designee and the appropriate administrator; and

BE IT FURTHER RESOLVED, that the Superintendent or designee shall inventory relevant District-owned, leased, or controlled outdoor and nonpublic indoor areas; place legally and operationally reviewed signage prohibiting unauthorized uses; and maintain procedures and training for responding to requests involving property access, records, interviews, surveillance, staging, processing, or other civil immigration enforcement activity; and

BE IT FURTHER RESOLVED, that the District shall continue to protect student and family information and educational records as required by law and District policy and shall continue to provide accurate, age-appropriate, and multilingual information about educational rights, District supports, family preparedness, and trusted legal, healthcare, counseling, and social-service resources; and

BE IT FURTHER RESOLVED, that nothing in this resolution shall be interpreted to obstruct lawful activity, prevent compliance with valid judicial process or another binding legal requirement, interfere with emergency response, or prohibit cooperation expressly required by federal or state law; and

BE IT FURTHER RESOLVED, that the Superintendent or designee shall share this resolution with the San José City Council, Santa Clara County Board of Supervisors, Santa Clara County Office of Education, local state and federal representatives, neighboring school districts, educational and labor partners, and relevant community organizations, and shall continue collaborating with community partners to support immigrant students and families.

PASSED AND ADOPTED by the Board of Trustees of the Oak Grove School District this 10th day of September, 2026, by the following vote:

AYES: 5

NOES: 0

ABSENT: 0

ABSTAIN: 0

Frances Herbert
President, Board of Trustees

Nancy Yue,
Vice President, Board of Trustees