

RESOLUTION

TO SUPPORT DEFERRED ACTION FOR CHILDHOOD ARRIVALS (DACA) STUDENTS, STAFF AND FAMILIES

**SANTA CLARA COUNTY BOARD OF EDUCATION
RESOLUTION No. 2210-3**

WHEREAS, the Governing Board of the Santa Clara County Office of Education (SCCOE) is committed to serving all students in legally protected classes as defined by federal and state laws, and;

WHEREAS, SCCOE believes that all people should have the opportunity to reach their full educational potential in a climate of respect and inclusion and in an educational environment that protects students from pressures and intrusive actions that would disrupt or impair their education, and;

WHEREAS, SCCOE is proud to serve its community and is committed to following the Family Education Rights and Privacy Act (FERPA), 20 U.S.C. § 1232g; 34 C.F.R. § 99.1 et seq., and the California Education Code, § 49076, that govern the privacy of student records, AB 540 that exempts undocumented students from non-resident tuition, and the California Dream Act which allows undocumented students to apply for and receive state based financial aid and institutional scholarships, and;

WHEREAS, great uncertainty exists amongst students about what specific immigration policies will be pursued by the federal government, and immigrants and other populations within Santa Clara County are fearful of policies that may result in deportation or forced registration based on immigration status, religion or beliefs, and;

WHEREAS, the Board of Education desires to reassure students that our campuses will remain safe and welcoming places for students of all backgrounds and inform them that state law grants qualified undocumented students the right to admissions and financial aid; and

WHEREAS, SCCOE desires to join other K-12 school districts, post-secondary institutions, local and community-based agencies and organizations, including local, state and national elected officials to: 1) reassure its students and families that campuses will remain safe and welcoming places to learn for students of all backgrounds, whether documented or undocumented; 2) call on President Donald Trump and the United States Congress to preserve DACA; and 3) defend the right of all students to obtain a higher education in California, and;

WHEREAS, SCCOE recognizes that DACA students do not represent a public safety threat but rather represent some of the finest young individuals on whom our country's future depends,

NOW, THEREFORE, BE IT RESOLVED that the Board of the Santa Clara County Office of Education declare that our campuses remain open, safe and welcoming to students of all backgrounds regardless of immigration status and will continue to provide services for documented and undocumented students, including counseling, instructional support, places to study, assistance in

applying to our colleges and for financial aid through the California Dream Act and other appropriate support services, and;

BE IT FURTHER RESOLVED that the Board of Education urges President Donald Trump and the United States Congress to continue the DACA program, which grants “Dreamers” – individuals who were brought to this country as children by their parents, to continue to pursue an education – reprieve from deportation because California and the United States are stronger due to their contributions to our economy, to our communities and to our Armed Forces, and;

BE IT FURTHER RESOLVED that SCCOE, acting in accordance with the values of the office supports continuation of the following practices, absent legal authority, the SCCOE will not:

- (1) allow Federal immigration officials on campus;
- (2) act on behalf of Federal agencies to enforce immigration laws or aid in deportation;
- (3) share student records containing immigration or citizenship status with immigration officials;
- (4) allow police to detain, question, or arrest anyone on the basis of suspected undocumented immigration status or participate in any voluntary program of immigration enforcement; and
- (5) cooperate with any efforts to create a registry of individuals based on any legally protected classes as defined by federal and state laws, and;

BE IT FURTHER RESOLVED that SCCOE will continue to partner with local agencies and nonprofit entities, legal services entities, and other entities and groups where appropriate to provide support for families with deportation concerns, and;

BE IT FURTHER RESOLVED that the Board of Education direct the County Superintendent to ensure that faculty, staff, and students understand the SCCOE’s policies and have accurate and timely information on student’s rights to privacy and the limitations on the information which can be provided to external governmental and other agencies without their consent; and

RESOLVED FURTHER, that the Board of Education will vigorously advocate at every level of government to protect our students and our system’s values.

PASSED AND ADOPTED by the Santa Clara County Board of Education at a meeting held on September 20, 2017, by the following vote:

AYES: President Chang, Vice-President Kamei, members Green, Rossi, Mah and Song

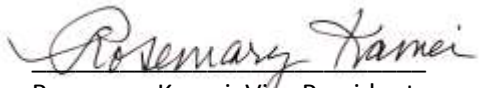
NOES: --none--

ABSTAIN: --none--

ABSENT: member Di Salvo


Dr. Michael Chang, President
Santa Clara County Board of Education

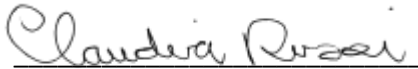

Jon R. Gundry
County Superintendent of Schools



Rosemary Kamei, Vice President
Santa Clara County Board of Education



Darcie Green
Santa Clara County Board of Education



Claudia Rossi
Santa Clara County Board of Education

Joseph Di Salvo

Santa Clara County Board of Education



Grace H. Mah

Santa Clara County Board of Education



Anna Song

Santa Clara County Board of Education