

Joint Resolution No. 17-3
San Mateo County Board of Education
and
San Mateo County Superintendent of Schools
State of California

Setting Forth the San Mateo County Board of Education and the San Mateo County Superintendent of Schools' Principles in Support of Undocumented Students and Families

Whereas, the San Mateo County Board of Education and the San Mateo County Office of Education (SMCOE) are committed to fostering an environment in which all students are able to learn and excel, whatever their national origin, ethnicity, religion, sexual orientation, ability, gender, or socio-economic status; and

Whereas, education is essential to all individuals' ability to advance and thrive in our society and the United States Supreme Court has held, in *Plyler v. Doe*, 457 U.S. 202 (1982), that local school districts have a constitutional mandate to educate all students residing within their jurisdictional boundaries, whatever the students' immigration status; and

Whereas, SMCOE welcomes and supports all of its students, regardless of their immigration status; and

Whereas, in light of recent developments and rhetoric throughout the course of the recent national elections, many of SMCOE's students and families have expressed fear and concern, owing to their immigration status; and

Whereas, SMCOE seeks to make clear its commitment to support all of its students and families, including those who are undocumented.

Now, Therefore, Be It Resolved SMCOE will not collect information regarding students' and families' immigration status when enrolling students in SMCOE programs.

Be It Further Resolved that when SMCOE or any of SMCOE's school sites receive a request for information that implicates individual privacy rights (including with respect to immigration status and religion), SMCOE shall take all legally permissible actions to protect the privacy rights of its students and families.

Be It Further Resolved that, in particular, SMCOE will not release information regarding immigration status or related matters contained in pupil records to federal agencies or other authorities enforcing immigration laws without the permission of the student's parent or guardian or pursuant to a judicial warrant, subpoena, court order, or as otherwise required by law.

Be It Further Resolved that SMCOE will work closely with other local government agencies and community groups to ensure that all students and families, including those who are undocumented, are able to receive education in a safe and supportive environment.

Be It Further Resolved that a federal effort to create a registry based on any protected characteristic, including national origin or religion, would be antithetical to the United States and California Constitutions and the values of SMCOE and if authorities seek to involve SMCOE in the development of such a registry, SMCOE will take all legally appropriate steps to resist such involvement.

Be It Further Resolved that the San Mateo County Board of Education and the San Mateo County Superintendent of Schools will work with SMCOE staff and counsel to develop policies and procedures implementing and advancing these principles.

**SAN MATEO COUNTY
SUPERINTENDENT OF SCHOOLS**

**SAN MATEO COUNTY
BOARD OF EDUCATION**

Passed and Adopted on this
Eighteen day of January 2017

President

