

**Mt. Diablo Unified School District
Board of Education
Resolution No. 2016/17-31
Safe, Welcoming and Inclusive Schools – A Safe Haven Resolution**

- Whereas,** The Mt. Diablo School District Board of Education is committed to the success of all students TK-Adult irrespective of their immigration status, ethnicity, race, religion, sexual orientation, ability, sex and gender identity, social economic status or ideological beliefs;
- Whereas,** The Board of Education embraces the diversity of our students and families and the rich language and cultural assets they bring to our District and strongly supports and encourages the participation of all parents and families in our schools;
- Whereas,** All students have a right to attend school regardless of their immigration status. The United States Supreme Court in 1982 ruled in Plyler v. Doe that public schools were prohibited from denying students access to Elementary and Secondary Public Education based on their immigration status, citing that children have little control over their immigration status, the lifelong harm it would inflict on the child and society itself, and constitutional equal protection rights;
- Whereas,** State and Federal laws prohibit educational agencies from disclosing personally identifiable student information to law enforcement without the consent of a parent or guardian, a court order or lawful subpoena or in the case of a health emergency;
- Whereas,** Reports of potential raids by the U.S. Immigration and Customs Enforcement Office (ICE) have caused immigrant communities to experience increase levels of fear, the presence of ICE in and around schools would be a severe disruption to the learning environment and educational setting for students and families;
- Now, Therefore, Be It Resolved,** The Board declares its unequivocal commitment that every School District site, TK-Adult, shall be a safe and welcoming place for all students to be able to receive a Quality Education and their families, thereby directing the Superintendent with ensuring that families facing deportation or possible deportation receive resources of community based organizations, legal service organization and other related information;
- Be It Further Resolved,** The Board reaffirms its focus on promoting and elevating tolerance, inclusiveness and kindness of all students, families and staff at all district school sites, facilities and material property;
- Be It Further Resolved,** The Board via the Superintendent shall not allow ICE agents on District sites, facilities or material property without receiving prior written approval from the Superintendent;
- Be It Further Resolved,** The Superintendent shall direct schools in restricting the sharing of student files that may be used to ascertain the legal/immigration status of students;
- Be It Further Resolved,** The Superintendent, in 90 days from the approval of this resolution, shall bring forth to the Board of Education a plan to assist children whose family members have been detained via a procedure or board policy for what happens to students if they are in school when a parent is deported, and their emergency contact can't be reached, leaving no one to get them to and from school;
- Be It Further Resolved,** The Superintendent shall ensure that there are unifying activities occurring within the District to support diversity, inclusion, tolerance and acceptance over hate speech.
- Be It Further Resolved,** The Superintendent shall ensure that there are adequate trainings and/or support available for staff that desires more training and/or support in dealing with students who feel unsafe on a campus or is facing possible deportation.
- Lastly, Be It Further Resolved,** The Superintendent shall ensure that all parents/guardians and students will receive notification in multiple languages of this resolution to fully inform families of their rights and the information that they can access in the School District.

Passed and Adopted on February 13, 2017, at a regular meeting of the Mt. Diablo Unified School District Board of Education by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

Debra Mason
President, Board of Education

Cheryl Hansen
Vice President, Board of Education

Linda Mayo
Member, Board of Education

Joanne Durkee
Member, Board of Education

Brian Lawrence
Member, Board of Education