The goal of today’s training

- Know and apply 4J procedures
- Be able to teach others
- Release of student information and records
- Access to schools by immigration officials

Are public schools required to provide education to undocumented students?

- [https://www.c-span.org/video/?c4587413/illegal-immigrants](https://www.c-span.org/video/?c4587413/illegal-immigrants)

- U.S. Supreme Court: Yes, undocumented students have right to access public education

- Children... “can affect neither their parents’ conduct nor their own status.”

- Education prepares children to become self-reliant and self-sufficient participants in society.

- A public school education inculcates fundamental values necessary to the maintenance of a democratic political system and provides the tools by which individuals might lead economically productive lives.

Should, may or must employees ask a student questions about immigration status?

- May not. It is irrelevant to enrollment/attendance.

- Asking students about their immigration status when determining residency may discourage undocumented students from enrolling.

- OK to obtain residency (home address) information when enrolling.

Should, may or must employees report an undocumented student to immigration enforcement?

- May not. Reporting a student’s real or perceived immigration status to authorities would be one of the strongest steps a district could take toward denying the student access to an education.

- Reporting a student’s immigration status could violate the Family Educational Rights and Privacy Act and other laws.
Would the district ever have to release records to immigration officials?

- Only if directed by the superintendent.
- Decision may not be made at school level.
- The Family Educational Rights and Privacy Act (FERPA) generally prohibits school districts from providing third parties information about students contained in student records with the exception of a court order or subpoena (and advance notice to parents).
- There is no blanket exception for law enforcement.

What if immigration agents ask to interview students at school?

- Requests are to be referred to Superintendent’s office
- Decision may not be made at school level
- District will work to prevent access to students at school sites for immigration enforcement
- Department of Homeland Security’s “sensitive locations” policy is to generally avoid enforcement actions on school grounds, bus stops, education events.

What if student’s parent is detained?

- Must take steps to ensure the safety of children.
- Emergency contacts list.
- Department of Human Services (541) 686-7722

Scenario: Dealing with immigration officials at your building

- ICE agents show up in your building asking for student Ayaan Abad’s personal information.
- The agent is dressed in black fatigues and is wearing a hat that reads ICE.
- When prompted, the agent displays her badge and a piece of paper listing all of the information she needs.
- She demands that you give her the needed information or produce the student for questioning.
- What do you do?

Scenario: Dealing with angry parents

- You just passed your building principal in the hallway. She is on her way to a meeting with a family.
- As you walk into the front office, you encounter an angry parent yelling at your school secretary.
- Sam’s dad, Bill, has heard a rumor that the Suarez family is undocumented and demands to know why his tax dollars are used to support kids that belong in a different country.
- Bill threatens to call the police and demands to have the parents arrested.
- Bill is visibly upset. He is shouting and shaking the building secretary’s desk.
- What do you do?
The Nguyen family is worried.

Scenario: Dealing with worried families

- Chai and Bao Nguyen are waiting in the main office of your building.
- They have just found out that their neighbors have been detained by ICE agents. Their neighbor’s children, April and John, are 4th and 5th grade students in your building.
- Chai and Bao are here to notify you no one is able to collect April and John after school and the Nguyen family is leaving for California tonight.
- There are two potentially unsupervised students currently in your care.
- What do you do?

What’s next

- Procedures, policy review continues
- Principals train building staff on policies/procedures ASAP
- District is coordinating specialized job-specific training (e.g., for school secretaries, registrars)
- District is planning additional staff training
  - Social/emotional learning
  - Trauma informed care