Board of Directors of Pacific Collegiate School
Resolution Making Pacific Collegiate School a Safe Learning Environment For All Students Regardless of Immigration Status

WHEREAS, Pacific Collegiate School ("PCS"), a California nonprofit public benefit corporation, serves a diverse student body;

WHEREAS, PCS believes that all students, regardless of their demographics or background, will learn and achieve if given the right opportunities and support, and refuses to accept anything less than an excellent college-preparatory education for its students;

WHEREAS, the United States Supreme Court held in *Plyler v. Doe*, 457 U.S. 202 (1982) that no public school district has a basis to deny children access to education based on their undocumented immigration status, if the district provides such education to others, absent showing a substantial state interest, citing as considerations that children have little control over their immigration status, the harm that denial of education would inflict on the affected child and society itself, and the equal protection rights of the 14th Amendment;

WHEREAS, the Office of Immigration and Customs Enforcement ("ICE") states in its 2011 policy #10029.2 that it will not conduct immigration enforcement activity at any sensitive location, which includes schools unless (1) exigent circumstances exist; (2) other law enforcement actions led officers to the sensitive location; or (3) prior approval is obtained;

WHEREAS, ICE activities in and around schools would be a severe disruption to the learning environment and educational setting for students;

WHEREAS, the California Charter Schools Act of 1992 requires that "a charter school shall be nonsectarian in its programs, admission policies, employment practices, and all other operations, shall not charge tuition, and shall not discriminate against any pupil on the basis of ethnicity, national origin, gender, or disability"; and

WHEREAS, beyond its statutory mandate, PCS prides itself on creating a safe, welcoming, inclusive environment for all its students, regardless of ethnicity, national origin, gender, disability, race, religion, or immigration status;

NOW, THEREFORE, BE IT RESOLVED, that consistent with the foregoing Recitals, the Board of Directors of PCS (the "Board") directs PCS staff to maintain the confidentiality of student records and personally identifiable information consistent with student record laws such as the Family Educational Rights and Privacy Act ("FERPA") such that student records will be protected under the fullest extent of the law;

RESOLVED FURTHER, that the Board affirms its support for every individual embracing education at PCS, declares the PCS campus as a safe place for students to learn free from disruption, and confirms that all students and families can be assured that PCS will not engage in collection or exposure of the immigration status of students or families;

RESOLVED FURTHER, in order to provide a public education, regardless of a child's or family's immigration status, absent any applicable federal, state, or local law, regulation, ordinance or court decision or change therein making such unlawful, PCS shall abide by the following conduct:

- PCS personnel shall serve all students without regard to race, religion, or immigration status in the delivery of all school services, including but, not limited to, the free and reduced lunch program and educational instruction;
- PCS personnel shall not inquire about a student's immigration status, including requiring any documentation of a student's legal status at registration or any time thereafter;
- If federal immigration officials or officials of another governmental/law enforcement agency shall request access to the school site, such officials shall be immediately referred to the Principal. The Principal will verify that any such officials have a valid grounds for and right of entry before allowing them access to the school, including contacting legal counsel when necessary;
- Any requests by federal immigration officials or officials of another governmental/law enforcement agency for student records shall be immediately forwarded to the Principal. The Principal will be the main point of contact with immigration officials or officials of another governmental/law enforcement agency. Student records will be released to immigration officials or officials of another governmental/law enforcement agency only if required by law; and
- PCS personnel are directed to assemble standard informational materials for students and their families who have questions regarding their immigration status with information regarding community-based and legal organizations that may assist such students and families and report to the Board with a copy of such materials.

RESOLVED FURTHER, that the Board remains focused on teaching the academic skills, fostering the intellectual habits, and cultivating the character traits needed for all of our students to thrive in middle school, high school, college, and life.

These resolutions were duly adopted by the action of the Board on October 4, 2017, at Santa Cruz, California.

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Todd Livingstone - Secretary