

**FRESNO COUNTY SUPERINTENDENT OF SCHOOLS
FRESNO COUNTY BOARD OF EDUCATION****Students****RESPONSE TO IMMIGRATION ENFORCEMENT**

The County Board and County Superintendent are committed to the success of all students and believe that every school site should be a safe and welcoming place for all students and their families irrespective of their citizenship or immigration status.

County Superintendent staff shall not solicit or collect information or documents, and shall not seek or require information or documents to the exclusion of other permissible information or documents, regarding the citizenship or immigration status of students or their family members or provide assistance with immigration enforcement at schools operated by the County Superintendent, except as may be required by state and federal law. (Education Code 234.7.)

No student shall be denied equal rights and opportunities nor be subjected to unlawful discrimination, harassment, intimidation, or bullying in programs and activities on the basis of the student's or family's immigration status or for the refusal to provide information related to the student's or family's immigration status. (Education Code 200, 220, 234.1.)

Resources and data collected by the County Superintendent shall not be used, directly or by others, to compile a list, registry, or database of individuals based on national origin, immigration status, religion, or other category of individual characteristics protected against unlawful discrimination. (Government Code 8310.3)

The County Superintendent or designee shall notify parents/guardians regarding their children's right to a free public education regardless of immigration status or religious beliefs and their rights related to immigration enforcement. (Education Code 234.7.)

The County Superintendent or designee shall develop procedures for addressing any immigration-related requests by a law enforcement officer for access to County Superintendent records, schoolsites, or students.

The County Superintendent or designee may provide training to staff regarding immigration issues, including information on responding to a request from a law enforcement officer to visit a schoolsite or to have access to a student.

The County Superintendent or designee shall report to the County Board in a timely manner any requests for information or access to a schoolsite by a law enforcement officer for the purpose of enforcing the immigration laws. Such notification shall be provided in a manner that ensures the confidentiality and privacy of any potentially identifying information. (Education Code 234.7.)

Adopted: 07/19/2018

Amended: 11/20/2025

Legal ReferencesEducation Code

200 Educational equity

220 Prohibition of discrimination

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234.1 Safe Place to Learn Act
234.7 Student protections relating to immigration and citizenship status
48204.4 Evidence of residency for school enrollment
48980 Parental notifications
48985 Notices to parents in language other than English

Government Code

8310.3 California Religious Freedom Act

Penal Code

422.55 Definition of hate crime
627.1-627.6 Access to school premises, outsiders

United States Code

1232g Family Educational Rights and Privacy Act

Court Decisions

Plyler v. Doe, 457 U.S. 202 (1982)

Management Resources

CSBA Publications

Legal Guidance on Providing All Children Equal Access to Education, Regardless of Immigration Status, February 2017

California Office of the Attorney General Publications

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, April 2018

Websites

CSBA: <http://www.csba.org>
California Office of the Attorney General: <http://oag.ca.gov>
California Department of Education: <http://www.cde.ca.gov>
California Department of Fair Employment and Housing: <http://www.dfeh.ca.gov>
California Department of Justice: <http://www.justice.gov>
U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>
U.S. Immigration and Customs Enforcement: <http://www.ice.gov>
U.S. Immigration and Customs Enforcement, Online Detainee Locator System: <http://locator.ice.gov/odls>