



**ESCUELA POPULAR DEL PUEBLO  
BOARD POLICY**

**Safe and Secure Learning Environment – Immigration Enforcement Compliance  
(Ed. Code §234.7; AB 49; AB 495)**

Adoption Date: 02/24/2026

**I. PURPOSE**

Escuela Popular del Pueblo (“School”) is committed to providing a safe, secure, and peaceful learning environment for all students and staff, regardless of immigration status, nationality, or citizenship.

This policy is adopted pursuant to California Education Code §234.7 and reflects the California Attorney General’s updated model guidance (December 2025).

This policy applies to all School programs, including TK–12, afterschool programs, summer programs, and any school-sponsored activity.

**SECTION 1: GATHERING AND HANDLING STUDENT AND FAMILY INFORMATION**

**A. No Inquiry into Immigration Status**

School personnel shall not:

- Inquire specifically about a student’s citizenship or immigration status.
- Inquire about the citizenship or immigration status of a student’s parent or guardian.
- Seek or require documentation that may indicate immigration status.

**B. Social Security Numbers**

The School shall:

- Not solicit or collect full Social Security numbers or Social Security cards.
- Collect the last four digits of an adult household member’s Social Security number only when required to establish eligibility for a federal benefit program.
- Inform families that failure to provide a Social Security number will not bar enrollment.

**C. Residency and Age Documentation**

The School shall:

- Accept documentation permitted by Education Code §§48002 and 48204.1.



- Provide alternative means to establish residency and age.
- Not maintain copies of age-verification documents unless required by law.

#### D. Prohibition on Registries

School resources and data shall not be used to create any registry based on race, gender, religion, ethnicity, national origin, sexual orientation, or immigration status.

#### E. Written Policies and Training

The School shall maintain written procedures for gathering and handling student information and provide staff training.

### **SECTION 2: SHARING STUDENT, FAMILY, AND EMPLOYEE INFORMATION**

#### A. General Rule

The School shall not disclose education records or personally identifiable information to an officer or employee conducting immigration enforcement without a valid judicial warrant, judicial subpoena, or court order, and in compliance with FERPA.

#### B. Parent/Guardian Notification

Unless prohibited by law, the School shall notify parents or guardians before complying with any court order, subpoena, or warrant requesting student records.

#### C. Administrative Subpoenas or ICE Warrants

An ICE administrative warrant (Form I-200 or I-205) does not authorize access to records or nonpublic areas. Legal counsel shall be consulted prior to responding to administrative subpoenas.

#### D. Annual Privacy Notice

Each year, the School shall provide parents and guardians with:

- A description of student records maintained.
- Circumstances under which records may be released.
- Directory information policy and opt-out rights.
- Assurance that information will not be released for immigration enforcement except as required by law.

### **SECTION 3: RESPONDING TO IMMIGRATION ENFORCEMENT ACCESS REQUESTS**

#### A. Access to Nonpublic Areas

The School shall not allow immigration enforcement officers to enter nonpublic areas without a valid judicial warrant, judicial subpoena, or court order.



#### B. Visitor Registration

All visitors must register at the main office and provide identification.

#### C. Required Procedures

If an immigration officer appears on campus, staff shall:

1. Immediately notify the Executive Director or designee.
2. Request and copy credentials.
3. Request and copy documentation authorizing access.
4. Consult legal counsel.
5. Document all interactions.

Staff shall not physically obstruct an officer but shall not consent to unauthorized access.

#### D. Student Interviews

A student shall not be interviewed or searched for immigration enforcement purposes without parent/guardian consent or a valid judicial warrant.

#### E. Governing Board Reporting

The Executive Director or designee shall submit a timely report to the Board of Directors regarding any immigration enforcement requests.

### **SECTION 4: RESPONDING TO DETENTION OR DEPORTATION OF A FAMILY MEMBER**

The School shall:

- Encourage families to maintain updated emergency contact information.
- Permit secondary trusted adult contacts.
- Release a student to designated emergency contacts if a parent/guardian is detained.
- Accept a valid Caregiver's Authorization Affidavit.
- Contact child protective services only if no emergency contacts are available.

### **SECTION 5: HATE CRIMES, DISCRIMINATION, AND BULLYING**

The School prohibits discrimination, harassment, intimidation, or bullying based on immigration status, nationality, ethnicity, religion, race, gender identity, sexual orientation, or any protected characteristic under California law.

The School shall maintain complaint procedures, prohibit retaliation, provide complaint forms in required languages, and notify families of students' right to a free public education regardless of immigration status.

### **IMPLEMENTATION**



The Executive Director or designee is designated as the responsible administrator for implementation, compliance monitoring, training, and reporting.

**BOARD ADOPTION**

RESOLVED, that the Board of Directors of Escuela Popular del Pueblo hereby adopts this Safe and Secure Learning Environment - Immigration Enforcement Compliance Policy pursuant to Education Code §234.7 and directs administration to implement all required procedures.

Board Chair: 

Secretary: 