



38           **WHEREAS**, Resolution No. 16/17-3157 noted that current U.S. Immigration and Customs  
39 Enforcement (ICE) Policy No. 10029.2 (ICE 2011 Policy) dictated that ICE would not conduct  
40 immigration enforcement activity in or around any “sensitive locations,” which was defined to  
41 include school premises, unless prior approval is obtained or exigent circumstances exist; and

42           **WHEREAS**, there is neither current state nor federal law that mandates that school  
43 districts assist ICE or any other federal immigration enforcement agency to enforce immigration  
44 laws; and

45           **WHEREAS**, in 2021 Board Policy 5145.13 was adopted titled Educational Equity:  
46 Immigration and Citizenship Status, which declared the policy of the District with regard to access  
47 to student records and school campuses for purposes of immigration enforcement; and

48           **WHEREAS**, California’s Attorney General has defined the terms “immigration  
49 enforcement activities” to include apprehension, arrest, interview, search an individual or to  
50 conduct surveillance for immigration-enforcement; and

51           **WHEREAS**, the California Attorney General has cautioned that the ICE 2011 Policy  
52 setting general parameters for immigration enforcement activities in and around sensitive locations  
53 is subject to modification, or rescission, particularly after January 20, 2025 and, therefore, policies  
54 and practices should be updated to conform; and

55           **WHEREAS**, national news has recently reported on December 11, 2024 that President-  
56 elect Donald Trump has conveyed his intention to rescind the 2011 ICE Policy on his first day in  
57 office; and

58           **WHEREAS**, statements made by then-candidate, now-President-Elect Trump and his  
59 campaign officials have centered on immigration, including the Trump administration’s plans to  
60 employ mass deportation strategies to deport undocumented individuals residing in the United  
61 States and to rescind the legal status of some immigrants; and

62           **WHEREAS**, these policies, if implemented, have the potential of separating family  
63 members from mixed immigration status families; and

64           **WHEREAS**, the first Trump administration instituted draconian and inhumane  
65 immigration policies that did lead to the separation of approximately 5,500 children from their  
66 parents, approximately 1,000 of whom have not yet been reunited. Despite these heinous and  
67 deplorable actions, the Trump administration could reinstate this practice.

68           **NOW, THEREFORE, BE IT RESOLVED THAT:**

69           All District sites are declared safe havens and welcoming spaces where students and their  
70 families can seek resources, assistance, and information from the District, understand that no  
71 District resources will be used for immigration enforcement purposes, and that all students,  
72 irrespective of immigration status, their families, and staff will be welcomed.

73 District personnel shall not assist or cooperate with ICE or any other federal immigration  
74 enforcement agency to enforce immigration laws unless required by law and authorized by the  
75 Superintendent and General Counsel following a thorough legal review.

76 The District shall provide information regarding immigrants' rights resources, including,  
77 but not limited to mental health services, legal assistance for students and families, notario fraud  
78 prevention, financial aid options for postsecondary educational opportunities, and potential career  
79 paths.

80 The District shall provide training for staff and educators on supporting immigrant students  
81 and families, including awareness of legal rights and protocols for engaging with ICE and other  
82 representatives of federal immigration enforcement agencies.

83 The District shall advocate for humane immigration and related policies at the state and  
84 federal levels of government, including support for the continuation of Deferred Action for  
85 Childhood Arrivals (DACA), other similar protective programs, and federal immigration  
86 legislation that creates a pathway to citizenship that will benefit many of the District's students  
87 and families and reduce the fear of family separation or deportation.

88 The District shall constantly monitor and respond appropriately to any change in the 2011  
89 ICE Policy and related developments at the federal level that might impact District students,  
90 families, and staff. The policy and practice of not assisting ICE and any other immigration  
91 enforcement actions, including accessing District facilities and student records unless required by  
92 law and authorized by the Superintendent and General Counsel, shall continue.

93 **BE IT FURTHER RESOLVED** that the Superintendent shall prepare an  
94 implementation plan within **45** days of adoption of this Resolution, detailing training programs,  
95 partnerships, and dissemination of information. Progress will be reported to the Board of  
Education every month.

96 Upon motion of Member Bustos and duly seconded, the foregoing Resolution  
97 was adopted by the following vote:  
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100 AYES: Bustos, Brazer Aceves, Magdaleno, Alvarez

101 NOES:

102 ABSTAIN: Lebsack

103 ABSENT:

104 STATE OF CALIFORNIA )


105 ) ss.

106 COUNTY OF ORANGE )

107 I, Valerie Magdaleno, Clerk of the Board of Education of the Santa Ana Unified  
108 School District of Orange County, California, hereby certify that the above and foregoing  
109 Resolution was duly and regularly adopted by the Board of Education at its regular meeting  
110 thereof, held on December 17, 2024, and passed by vote of 4-0-1 of said Board.  
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**IN WITNESS HEREOF**, I have hereunto set my hand and seal this 17 day of December 2024.

  
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Valerie Magdaleno  
Clerk, Board of Education  
Santa Ana Unified School District