

**RESOLUTION OF THE UNITED INDEPENDENT SCHOOL DISTRICT BOARD OF
TRUSTEES REAFFIRMING THE DISTRICT’S COMMITMENT TO STUDENT
ENROLLMENT, SAFETY, AND PRIVACY**

WHEREAS, the United Independent School District (“District”) Board of Trustees (“Board”) recognizes nationwide concerns related to Immigration and Customs Enforcement (“ICE”) and Customs and Border Protection (“CBP”) enforcement of federal immigration laws, including in the District’s community;

WHEREAS, it is the right of every child, regardless of immigration status, to access a free public K-12 education and the District welcomes and supports all students;

WHEREAS, the law requires the District be responsible to ensure that all students who reside within its boundaries, regardless of immigration status, can safely access a free public K-12 education as recognized by the United States Supreme Court; see Board Policy FB (Legal) and FD (Legal);

WHEREAS, the District is not authorized to collect information related to a student’s immigration status and is otherwise committed to preserving the privacy of student’s education records maintained by the District, including education records, if any, relating to a student’s immigration status; see Board Policy FD (Legal) and FL (Legal);

WHEREAS, federal immigration law enforcement activities (i.e., surveillance, interview, demand for information, arrest, detention, or any other means) on or around District property and transportation routes, may disrupt the learning environment to which all students, regardless of immigration status, are entitled and interfere with the ability of all students, including U.S. citizen students and students who hold other legal grounds for presence in the U.S., to access a free public K-12 education;

WHEREAS, through its policies and practices, the District has made a commitment to a quality education for all students, which includes a safe and stable learning environment, means of transportation to and from school sites, the preservation of classroom hours for educational instruction, and the requirement of school attendance;

WHEREAS, parents and students have expressed to the District fear and confusion about the continued physical and emotional safety of all students and the right to access a free public K-12 education through District schools and programs;

WHEREAS, through its policies and practices, the District seeks to provide for the safety of students under District policy within the context of its mission, goals, and objectives for public education, and the Board is committed to ensuring a safe learning and working environment for all District students and employees;

WHEREAS, educational personnel are often the primary sources of support, resources, and information to assist and support students and student learning, which includes their emotional health;

WHEREAS, it continues to be the policy of the District not to allow any individual or organization to enter a school site if the educational setting would be disrupted by that visit;

AND WHEREAS, if law enforcement arrives on campus for purposes of immigration enforcement, authorized District staff are expected to consult the District's legal counsel and Police Department for immediate and specific guidance;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees for the United Independent School District hereby reaffirms its commitment to students, parents, and guardians that the District shall fully implement and enforce its Board Policies, as required by law, to ensure the enrollment and safety of all District students and to safeguard the privacy of student information;

BE IT FURTHER RESOLVED, should ICE, CBP, or other immigration law enforcement agents request any student information, the request should be referred to the Superintendent's Office to ensure compliance with Family Educational Rights and Privacy Act ("FERPA"), student constitutional privacy, standards for a judicial warrant, and any other limitation on disclosure; and

BE IT FURTHER RESOLVED, that the Board hereby authorizes the District's Superintendent to take such further and necessary action to ensure that students, parents, and guardians are directed to other available resources for assistance in understanding their rights under applicable laws and policies relating to enrollment, student safety, and privacy of student information.

APPROVED, PASSED, AND ADOPTED on _____, 20__, by the United Independent School District Board of Trustees.

APPROVED:

Javier Montemayor, Jr.
Board President

ATTEST:

Michelle Molina
Board Secretary