

Policy 5145.13: Response To Immigration Enforcement

Status: ADOPTED

Original Adopted Date: 01/08/2020 | **Last Revised Date:** 11/12/2025 | **Last Reviewed Date:** 11/12/2025

Response To Immigration Enforcement

The Board of Education has been elected by the community to provide leadership and citizen oversight of the district. The Board shall ensure that the district is responsive to the values, beliefs, and priorities of the community. PUSD, as a district, is determined to serve the identified needs of all its students as part of its commitment to both equity and providing rigorous learning opportunities to all students to assist them to achieve their highest potential. Following a data driven and results-based approach, the Governing Board supports a cycle of inquiry approach of continual improvement. The program update to the Board will be guided by the cycle of inquiry and the essential questions: What is the need? What are the goals? What are we using to measure progress? What are the results?

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

District staff shall not solicit or collect information or documents regarding the citizenship or immigration status of students or their family members or provide assistance with immigration enforcement at district schools, except as may be required by state and federal law. (Education Code 234.7) Any request by an immigration official must be first approved by the Superintendent's Office.

In accordance with SB98, the District will notify the parent/guardian, staff and other school community members if an immigration enforcement agent is present at a schoolsite. In addition to SB 98, PUSD will notify families, staff, and school community members if there is a confirmed immigration enforcement action in the vicinity of a schoolsite and the school will use the shelter-in-place protocol. In accordance with the California Safe Haven Schools Act (AB 49) a school site means an individual school campus of a school district, County Office of Education, or charter school; an area where an LEA's school-sponsored activity is currently being held; or a school bus or other form of transportation provided by the LEA. In the case of bus transportation, the bus driver will return the scholars to the Site Support Services Center in the event they encounter an immigration enforcement action occurring during the route and the students shall remain there until the action is not occurring.

(cf. [5111](#) - Admission)

(cf. [5111.1](#) - District Residency)

In accordance with law, Board Policy 0410 - Nondiscrimination in District Programs and Activities, and Board Policy 5145.3 - Nondiscrimination/Harassment, no student shall be denied equal rights and opportunities nor be subjected to unlawful discrimination, harassment, intimidation, or bullying in the district's programs and activities on the basis of his/her immigration status. (Education Code 200, 220, 234.1)

(cf. [0410](#) - Nondiscrimination in District Programs and Activities)

(cf. [5131.2](#) - Bullying)

(cf. [5145.3](#) - Nondiscrimination/Harassment)

(cf. [5145.9](#) - Hate-Motivated Behavior)

Resources and data collected by the district 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 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)

(cf. [5145.6](#) - Parental Notifications)

Consistent with requirements of the California Office of the Attorney General, the Superintendent or designee shall develop procedures for addressing any requests by a law enforcement officer for access to district records, school

sites, or students for the purpose of immigration enforcement.

District school site and after school program administrators shall receive a yearly training on the District's processes related to immigration enforcement activities.

(cf. [1340](#) - Access to District Records) (cf. [3580](#) - District Records) (cf. [5125](#) - Student Records)
(cf. [5125.1](#) - Release of Directory Information)

The Board via the Superintendent shall not allow ICE Agents on school district sites, facilities or material property without receiving prior written approval from the Superintendent.

Pittsburg Unified School District Process and Procedures for Verification of Warrants or Subpoenas

Per Board Policy, all requests regarding warrants or subpoenas, except for law enforcement with exigent circumstances, must be reviewed by the Superintendent's Office or Designee for verification.

The Superintendent or designee shall provide training to staff regarding immigration issues, including information on responding to a request from an immigration officer to visit a school site or to have access to a student.

(cf. [4131](#) - Staff Development) (cf. [4231](#) - Staff Development) (cf. [4331](#) - Staff Development)

The Superintendent or designee shall report to the Board in a timely manner any requests for information or access to a school site by an officer or employee of a law enforcement agency 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](#))

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