

# KNOW YOUR RIGHTS!

## Protections for Immigrant Communities



### Protections in CA State Law:

**Plyler v. Doe** (1982) is a landmark decision by the United States Supreme Court. In this case, the Court ruled that states cannot deny free public education to children regardless of immigration status.

**California Education Code Section 48004** prohibits school districts from asking about a student's or their family's citizenship status as a condition for enrollment.

Under **FERPA (Family Educational Rights and Privacy Act)**, schools are generally prohibited from disclosing a student's personally identifiable information (PII) from their education records without the written consent of a parent or eligible student, unless an exception applies, such as in the case of a warrant or court order.

### In our SDEA Union Contract:

#### Article 11.2.2. Safety Conditions of Employment

All schools shall have secure points of access and secure perimeters by the end of 2024 (or an alternate timeline in case of construction delays.) This controls access to campus for the safety of staff and students.

### In SDUSD District Policy:

Under **AR 5145.13**, the District will notify a student's parent/guardian if an immigration enforcement officer requests access unless restricted by a valid subpoena or warrant.

**Parent/guardian consent** is required before any interview or search by immigration officers ***unless a valid warrant is presented***. Immigration officers must register with the principal, provide identification, and follow specific protocols for access to students or school grounds.

### Additional resources:

- **SDUSD Resources**
- **SDUSD Policy Overview**
- **Different types of warrants** in public vs private places
- **CTA Resources**
- **ILRC: Know Your Rights Cards**