

# MANHATTAN BEACH UNIFIED SCHOOL DISTRICT

## RESOLUTION NO. 2017-14

### **RESOLUTION DESIGNATING MANHATTAN UNIFIED SCHOOL DISTRICT AS AN INCLUSIVE, SAFE AND WELCOMING DISTRICT, ENSURING A PROTECTED SPACE FOR ALL STUDENTS TO LEARN.**

**WHEREAS**, it is the goal and the commitment of the Manhattan Beach Unified School District to cultivate an inclusive, safe and supportive learning environment for all, to embrace and value our diversity, and to respond to uncertainty and anxiety; and

**WHEREAS**, the Manhattan Beach Unified School District welcomes all students, celebrates our diversity and will provide the necessary resources and supports to eliminate barriers to success and foster an equitable future for all of our students; and

**WHEREAS**, public schools and school districts in California are subject to all federal and state laws and constitutional provisions prohibiting discrimination on the basis of race, color, gender, sexual orientation, gender identity, transgender status, religion, national origin, ancestry, age, marital status, pregnancy status, veteran status, or disability; and

**WHEREAS**, the United States Supreme Court held in *Plyler v. Doe* (1982) that no public school district has a basis to deny children access to education based on their immigration status, citing that children have little to no control over their immigration status, the harm it would inflict on the child and society itself, and equal protection rights of the 14th Amendment; and

**WHEREAS**, ICE (Immigration and Customs Enforcement) activities in and around schools, early education centers, and adult school facilities and/or fear and anxiety around such potential activities would be a severe disruption to the learning environment and educational setting for students; and

**WHEREAS**, ICE's 2011 policy states that it will not conduct immigration enforcement activity at any sensitive location, which includes schools, without special permission by specific federal law enforcement officials; unless exigent circumstances exist; and

**WHEREAS**, there is no written state or federal law that mandates that local districts assist ICE in the enforcement of immigration laws; and

**WHEREAS**, in these times, we recognize that our mission is more critical than ever because we believe that education can help us bridge our differences and can help bring us together around respect and understanding rather than fear.

**NOW, THEREFORE BE IT RESOLVED** that the Board of Education of the Manhattan Beach Unified School District publicly affirms its dedication and commitment to all of the students and families that we serve, the employees in our District, and the members of our

community. We will continue to take any and all actions authorized by law and our policies to provide equal opportunities and safe learning spaces for all of our students.

**BE IT FURTHER RESOLVED**, in order to provide a public education, regardless of a child or family's immigration status, religion, sexual orientation, gender identity, race, gender, or any other protected class under California law, including but not limited to disability, according to our current practices, the District shall abide by the following conduct:

1. District personnel shall treat all students equitably in the receipt of all educational instruction and school services;
2. District personnel shall be reminded not to inquire about a student's immigration status, religion, disability, or sexual orientation, including that of family members;
3. Any request related to immigration status, or by anyone tasked with registering or profiling people of a particular religion, race or ethnicity for information or to access a school site shall be immediately forwarded to the Superintendent for review and a decision on whether to allow access to the site, and/or the information to ensure District compliance with *Plyler* and other applicable laws; and
4. It continues to be the District's policy not to allow any individual or organization to enter a school site if the visit will disrupt the educational setting.

**BE IT FURTHER RESOLVED**, copies of this resolution will be shared with District staff, after school providers, service providers, students and parents using usual means of communication and that the Board of Trustees of the Manhattan Beach Unified School district hereby directs that its administrators, staff members and representatives shall take all actions reasonably determined to effectuate the language and spirit of this resolution.

PASSED AND ADOPTED by the Board of Trustees of the Manhattan Beach Unified School District, Los Angeles County, California on this \_\_\_\_ day of April, 2017 at a duly noticed meeting, by the following vote:

**AYE**            **NO**            **ABSTAIN**        **ABSENT**

Jennifer Cochran

Karen Komatinsky

Christine Cronin-Hurst

Bill Fournell

Ellen Rosenberg

I, Christine Cronin-Hurst, Clerk of the Manhattan Beach Unified School District Board of Trustees, hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by the said Board of Trustees on the \_\_\_\_\_ day of March, 2017.

Dated: \_\_\_\_\_, 2017

\_\_\_\_\_  
Christine Cronin-Hurst  
Clerk, Board of Trustees  
Manhattan Beach Unified School District  
Los Angeles County, California

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