

TULARE COUNTY OFFICE OF EDUCATION

Superintendent Policy

Community Relations

SP 1445

Response To Immigration Enforcement

Response To Immigration Enforcement

The Tulare County Superintendent of Schools (County Superintendent) is committed to the success of all students and to providing a safe and welcoming place for students, their families, and staff irrespective of their citizenship or immigration status.

Unless required by state or federal law, required to administer a state or federally supported educational program, or presented with a valid judicial subpoena, judicial warrant, or court order, it is prohibited to do any of the following:

1. Solicit or collect information or documents regarding the citizenship or immigration status of a student or the student's family members (Education Code 234.7)
2. Seek or require information or documents, to the exclusion of other permissible information or documents, regarding the citizenship or immigration status of a student or the student's family members (Education Code 234.7)
3. To the extent practicable, disclose or provide in writing, verbally, or in any other manner to an officer or employee of an agency conducting immigration enforcement:
 - a. The education records of or any information about a student or a student's family or household such as personal information as defined in Civil Code 1798.3, information about a student's home, or information about a student's travel schedule without parent/guardian written consent (Education Code 234.7)
 - b. The personnel records of any Tulare County Office of Education (TCOE) employee, personal information of any TCOE employee as defined in Civil Code 1798.3, or any other confidential employee information (Education Code 234.7; Government Code 7285.2)
4. Grant permission to an officer or employee of an agency conducting immigration enforcement to enter a school bus, any other transportation provided by TCOE, a nonpublic area of any TCOE property or facility, or a nonpublic area where any TCOE-sponsored program or activity is occurring (Education Code 234.7; Government Code 7285.1)

However, an officer or employee of an agency conducting immigration enforcement who nonetheless

enters TCOE-provided transportation, a nonpublic area of any TCOE property or facility, or a nonpublic area where any TCOE-sponsored program or activity is occurring shall not be obstructed, interfered with, or otherwise impeded.

The County Superintendent or designee shall report to the County Board in a timely manner any requests by an officer or employee of an agency conducting immigration enforcement for any of the following: (Education Code 234.7)

1. Education records of or any information about a student or a student's family or household
2. Personnel records of any TCOE employee, personal information of any TCOE employee as defined in Civil Code 1798.3, or any other confidential employee information
3. Permission to enter a school bus, any other transportation provided by TCOE, a nonpublic area of any TCOE property or facility, or a nonpublic area where any TCOE -sponsored program or activity is occurring

Such reports shall be provided in a manner that ensures the confidentiality and privacy of any potentially identifying information. (Education Code 234.7)

In accordance with law, County Board Policy 0410 - Nondiscrimination in County Office Programs and Activities, and County 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 TCOE's programs and activities on the basis of the student's or family's immigration status or for the refusal to provide information related to the student's or family's immigration status. (Education Code 200, 220, 234.1)

Resources and data collected by TCOE 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)

Parents/guardians shall be provided with information and notifications as specified in Education Code 234.7, including information regarding their children's right to a free public education regardless of immigration status or religious beliefs and their rights related to immigration enforcement.

Complaints alleging discrimination, harassment, intimidation, and bullying based on actual or perceived immigration status shall be filed in accordance with County Board Policy/Administrative Regulation 1312.3 - Uniform Complaint Procedures.

The California Department of Education shall be provided, upon request and in the manner requested, copies of this policy, any associated administrative regulation, and any other County Board policies and administrative regulations required by Education Code 234.7.

Legal Reference:

CIVIL CODE

1798.3 – Information Practices Act of 1977; definitions

EDUCATION CODE

200 – Equal rights and opportunities in state educational institutions

220 – Prohibition of discrimination

234.1 – Student protections relating to discrimination, harassment, intimidation, and bullying

234.7 – Student protections relating to immigration and citizenship status

32282 – Comprehensive school safety plans

48204.4 – Evidence of residency for school enrollment

48906 – Exception to parent/guardian notifications

48980 – Parent/Guardian notifications

48985 – Notices to parents in language other than English

FAMILY CODE

6552 – Caregiver's authorization affidavit

GOVERNMENT CODE

7285-7285.3 – Prohibitions on Employer Cooperation with Immigration Enforcement Agents

8310.3 – California Religious Freedom Act

PENAL CODE

422.55 – Definition of hate crime

627-627.10 – Access to school premises

UNITED STATES CODE, TITLE 20

1232g – Family Educational Rights and Privacy Act (FERPA) of 1974

CODE OF FEDERAL REGULATIONS, ARTICLE 34

99.30-99.31 – FERPA Regulations

COURT DECISION

Plyler v. Doe (1982) 457 U.S. 202

Management Resources:

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATION

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist
California's K-12 Schools in Responding to Immigration Issues, December 2025

WEB SITES

California Civil Rights Department (CRD): <https://calcivilrights.ca.gov/>

California Department of Education: <http://cde.ca.gov>

California Department of Education, Resources to Include Immigrant Families:

<https://www.cde.ca.gov/ls/pf/if/immigration-toolkit.asp>

California Office of the Attorney General: <http://oag.ca.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Immigration and Customs Enforcement: <https://www.ice.gov/>

U.S. Immigration and Customs Enforcement, Online Detainee Locator System: <https://locator.ice.gov/odls/#/>

Policy approved: 2/17/26



Tulare County Superintendent of Schools
Visalia, California