

RESOLUTION R16/17-23**Right to Learn**

Implementing Board Policy BBA – Board Powers and Duties

WHEREAS, the Clackamas Community College (CCC) Board of Education (Board) is committed to the success of every student at the College and the mission of CCC is to serve the people of the College district with high-quality education and training opportunities that are accessible to all students, adaptable to changing needs and accountable to the community we serve;

WHEREAS, the Board, faculty and staff believe all students have the potential to achieve, and it is the responsibility of our institution to give students the opportunity and support to meet their highest potential;

WHEREAS, the Board is committed to the enforcement of the Family Educational Rights and Privacy Act (FERPA), and therefore does not ask or require of students their immigration status or that of their family members;

WHEREAS, CCC, under FERPA, has approved directory information published and shall not release “non-directory” student record information unless legally compelled to do so;

WHEREAS, the Board has the authority and responsibility to control access to College property, owned, leased, rented or occupied for the purpose of CCC-related education, service or operations and restricts the facilitation or consent to immigration code enforcement unless under court order or in the event of an imminent health or safety risk;

WHEREAS, CCC Campus Safety officers do not have the authority to and will not enforce federal immigration laws;

WHEREAS, the Board believes the physical safety and emotional well-being of all students at the College, and ensuring that our campuses are safe and inviting for all students and their families, is paramount to students being able to achieve (CCC does not tolerate any form of discrimination, harassment or bullying as per policy JFCF/GBNA: Hazing/Harassment/Intimidation/Bullying/Menacing);

WHEREAS, the Board further believes that our students’ ability to achieve success is negatively impacted by external disruption of the educational environment; and

WHEREAS, the Board under ORS 341.290(4) and (17) has the power and duty as outlined in Board Policy BBA to control the use of and access to the grounds, building, books, equipment and other property of the College and prescribe rules for the use and access to public records of

the College that are consistent with ORS 192.420, and education records of students under applicable state and federal law and rules of the State Board of Education.

NOW THEREFORE, THE BOARD RESOLVES:

1. The President shall within the next 90 days, update the Board on the development of processes and procedures that, at a minimum, include the following elements:
 - a. Notification procedures requiring any Immigration and Customs Enforcement (ICE) officer intending to enter any CCC property to first notify the President and the Director of College Safety, in person, of its intention, with adequate notice.
 - b. The authorization of ICE officer's credentials, the inquiry as to their request for access and the legal validity of the request.
 - c. The verification of written authority from ICE instructing them to enter CCC property and for what purpose.
 - d. Steps to be taken that provide for the educational needs, physical and emotional safety of its community members, staff and students who are on College property or at a College function.
 - e. The training, within 90 days of hire, of all appropriate personnel with information on how to respond to ICE personnel who are requesting information about CCC students and families and/or attempting to enter CCC property. Appropriate personnel should be informed on any College procedures for notifying students about inquiries to their educational records including ICE efforts to gain information about students and families.
 - f. Coordination with community, school district, child care and all community partners on College property to support students and families inclusive of ICE-related actions.
2. Pursuant to the Family Educational Rights and Privacy Act (FERPA) and relevant law, CCC staff shall not disclose personal information including, but not limited to, any CCC student immigration status. In addition, no CCC staff member shall ask about any student's immigration status or that of a student's family members.

Dated this 20th day of December, 2016.

ATTEST:

Board Chair

President