



**Bella Mente
Academies**

IMMIGRATION ENFORCEMENT AND ACCESS TO SCHOOL SITES

BOARD POLICY NO. 514

Board adopted 2/27/26



BOARD POLICY NO. 5145.13: IMMIGRATION ENFORCEMENT AND ACCESS TO SCHOOL SITES

(AB 49 / Education Code § 234.7 Compliance)

I. Purpose

Bella Mente Montessori Academy (“School”) is committed to providing a safe, secure, and peaceful learning environment for all students and staff, regardless of nationality or immigration status.

This policy is adopted pursuant to Education Code section 234.7, as amended by Assembly Bill 49 (2025), and is intended to limit assistance with immigration enforcement to the fullest extent permitted by law and ensure that school sites remain safe and accessible to all students. This policy applies to all School employees, contractors, and agents.

Nothing in this policy is intended to obstruct or interfere with lawful law enforcement activities unrelated to immigration enforcement, nor to limit the School’s obligation to comply with applicable law.

II. Prohibition on Access to Nonpublic Areas of School Sites

The School shall not permit an officer or employee of an agency conducting immigration enforcement to enter any nonpublic area of a school site for any purpose unless the officer presents a valid judicial warrant, judicial subpoena, or court order.

For purposes of this policy:

“School site” includes any school campus, school-sponsored activity location, school bus, or transportation provided by the School.

“Nonpublic area” includes, but is not limited to: classrooms, hallways, offices, staff areas, fenced playgrounds, student records areas, and school buses.

“Immigration enforcement” has the meaning set forth in Government Code § 7284.4(f).

If practicable, School personnel shall:

- Request valid identification from the officer;
- Make copies of all documentation provided;
- Immediately notify the Superintendent or designee; and
- Contact legal counsel before responding.

Nothing in this policy limits the School’s right to consult legal counsel or to challenge the validity of a warrant, subpoena, or court order.

III. Prohibition on Disclosure of Information



The School and its personnel shall not disclose or provide information to an officer or employee of an agency conducting immigration enforcement any of the following, unless presented with a valid judicial warrant, judicial subpoena, or court order:

- Education records of a student;
- Any information about a student or a student's family or household;
- Information about a student's home or travel schedule;
- Any information about a school employee or teacher.

This includes "personal information" as defined in Civil Code § 1798.3, including but not limited to name, address, Social Security number, contact information, education records, employment history, financial information, or statements attributable to the individual.

If presented with a judicial warrant, judicial subpoena, or court order:

- The School shall comply with FERPA parent-notification requirements (34 C.F.R. § 99.31(a)(9)(ii));
- Legal counsel shall be consulted prior to disclosure.

The School shall not permit access or disclose information in response to ICE administrative warrants (Forms I-200 or I-205) or administrative subpoenas, absent review and approval by legal counsel.

IV. Notification Requirements

A. Board of Directors Notification

The Superintendent or designee shall submit a timely report to the Board of Directors regarding any request for:

- Access to a school site; or
 - Information about students, families, or employees for immigration enforcement purposes.
- Reports shall be provided in a manner that protects student and employee confidentiality and may be provided in closed session as permitted by law.

B. Parent/Guardian Notification

Unless prohibited by a judicial warrant, subpoena, or court order:

The School shall notify parents/guardians before an officer interviews or removes a student for immigration enforcement purposes.

The School shall immediately notify parents/guardians if a student is released to a law enforcement officer.

V. Emergency Planning and Family Preparedness

The School shall:



Encourage families to maintain updated emergency contact information;
Permit families to designate trusted adults as secondary emergency contacts;
Accept Caregiver's Authorization Affidavits as permitted by law;
Release students to designated emergency contacts when a parent/guardian is unavailable due to detention or deportation.
The School shall only contact Child Protective Services if all emergency contact efforts are unsuccessful.

VI. "Know Your Educational Rights" Posting Requirement

The School shall:

Post the Attorney General's "Know Your Educational Rights" guide or checklist in accordance with Education Code § 234.7;
Post it in every language provided by the Attorney General;
Post it in administrative offices and on the School's website;
Update postings the school year following any update by the Attorney General.

VII. Training

The School shall provide annual training to administrators, office staff, and relevant personnel regarding:

Procedures for responding to immigration enforcement requests;
FERPA requirements;
Documentation procedures;
Parent notification requirements;
Protection of confidential information.

VIII. Anti-Discrimination and Anti-Bullying

The School prohibits discrimination, harassment, intimidation, and bullying based on actual or perceived immigration status, nationality, ethnicity, race, religion, or any other protected characteristic identified in Education Code § 220.

IX. Recordkeeping and Compliance

The School shall:

Maintain this policy in compliance with Education Code § 234.7;
Provide the policy to the California Department of Education upon request.

X. Legal References

Education Code § 234.7 (as amended by AB 49 and AB 495)
Government Code §§ 7284.4, 7284.6
Civil Code § 1798.3
Family Educational Rights and Privacy Act (20 U.S.C. § 1232g)
34 C.F.R. § 99.31
Family Code §§ 6550–6552
Probate Code §§ 1502, 2105