

**RESOLUTION
OF THE
BOARD OF EDUCATION
OF THE
OAKLAND UNIFIED SCHOOL DISTRICT**

Resolution No. 0910- 0279

**Opposing Enforcement of Enacted Arizona
Senate Bill 1070**

WHEREAS, the Oakland Unified Board of Education has historically supported policies that prohibit harassment based on race, color, religion, sex, national origin, age, disability, ancestry, medical condition, marital status, family medical leave status, pregnancy or sexual orientation; and

WHEREAS, on April 23, 2010, Arizona Governor Jan Brewer signed into law Senate Bill 1070 (Pearce) which is the broadest and strictest immigration measure in decades in the United States; and

WHEREAS, "Support Our Law Enforcement and Safe Neighborhoods Act," requires police officers at the state, county or city level to question a person about their immigration status if there is "reasonable suspicion" they are in the country illegally, and

WHEREAS, this new law makes being in Arizona without proper documentation a crime under State law and also targets those who hire and knowingly transport immigrant day laborers, and

WHEREAS, President Barack Obama has stated that SB 1070 threatens to "undermine basic notions of fairness that we cherish as Americans, as well as the trust between police and their communities that is so crucial to keeping us safe;" and

WHEREAS, it is believed by many education professionals, civil libertarians, and immigrant-rights groups that SB 1070 will spur racial profiling and harassment, and violates the U.S. Constitution's Fourteenth Amendment which guarantees due process and equal protection for U.S. citizens, legal residents and visitors who are detained for suspicion of being in the Country unlawfully; and

WHEREAS, the Board of Education, agrees with the assessment of the Arizona School Boards Association, that SB 1070, will have a "chilling effect" on the attendance of pupils of the undocumented and heighten the fears of family separation, and

WHEREAS, the Board of Education celebrates and supports the diversity of the City of Oakland,

**NOW, THEREFORE, THE BOARD OF EDUCATION DOES HEREBY
RESOLVE AS FOLLOWS:**

Resolve: That it opposes enforcement of the State of Arizona's SB 1070;

Resolve: That unless and until Arizona rescinds SB 1070, the Board of Education urges the Superintendent of Schools (1) to the extent practicable, and, in instances where there is no significant additional cost to the District or conflict with law, that all departments refrain from recommending the Board enter into any new or amended contracts to purchase goods or services from any company that is headquartered in Arizona, (2) to not send District officials or employees to conferences in Arizona, and (3) to review existing contracts for the purchase of goods and services with companies headquartered in Arizona and explore opportunities to discontinue those contracts consistent with the terms of those contracts and principles of fiscal responsibility, and

Resolve: That the United States Congress is urged to develop a comprehensive immigration policy and that by adoption of this Resolution, the Board of Education hereby includes opposition to any budgetary action or legislation, including immigration policy, that promotes racial profiling or discrimination based, on race, color, religion, sex, national origin, age, disability, ancestry, medical condition, marital status, family medical leave status, pregnancy or sexual orientation; and

Resolve: That this Resolution is effective immediately upon its passage.

Passed by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

I hereby certify that the foregoing is a full, true and correct copy of a Resolution passed at a Regular Meeting of the Board of Education of the Oakland Unified School District held May 26, 2010.

Edgar Rakestraw, Jr.
Secretary, Board of Education
Oakland Unified School District