

PROTECTING IMMIGRANT AND UNDOCUMENTED STUDENTS

TOWNHALL SPONSORED BY

ANTHROPOLOGIST ACTION NETWORK FOR IMMIGRANTS AND REFUGEES

WELCOME AND INTRODUCTION TO AANIR

LAUREN HEIDBRINK, CALIFORNIA STATE UNIVERSITY, LONG BEACH

NEW POLICY DEVELOPMENTS IN IMMIGRATION AND HIGHER EDUCATION + Q & A

GREGORY CHEN, DIRECTOR OF ADVOCACY, AMERICAN IMMIGRATION LAWYERS ASSOCIATION

STATE-LEVEL CHALLENGES AND OPPORTUNITIES IN HIGHER EDUCATION

NANCY JODAITIS, DIRECTOR OF HIGHER EDUCATION INITIATIVES, EDUCATORS FOR FAIR CONSIDERATION

CAMPUS-LEVEL ACTIONS AND NEXT STEPS

KRISTIN YARRIS, UNIVERSITY OF OREGON

WHITNEY DUNCAN, UNIVERSITY OF NORTHERN COLORADO

QUESTION & ANSWER

ANTHROPOLOGIST ACTION NETWORK FOR IMMIGRANTS AND REFUGEES (AANIR)

- ORIGINS OF AANIR
- (PRIVATE) FACEBOOK GROUP: PROTECTING UNDOCUMENTED STUDENTS
- 2016 AAA EMERGING SESSION
- AANIR GOOGLE GROUP (LISTSERV AND ARCHIVE)
- MISSION: TO ORGANIZE EFFORTS AND DISSEMINATE INFORMATION ON HOW FACULTY AND HIGHER ED. ADMINISTRATION CAN PROTECT DIFFERENTLY-DOCUMENTED STUDENTS AND THEIR FAMILIES.

GREGORY CHEN

DIRECTOR OF ADVOCACY

AMERICAN IMMIGRATION LAWYERS ASSOCIATION

NANCY JODAITIS

EDUCATORS FOR FAIR CONSIDERATION (E4FC)



Supporting Undocumented Students

Nancy Jodaitis
Director of Higher Education Initiatives
Educators for Fair Consideration (E4FC)

Anthropologists Action Network for Immigrants & Refugees

Our Mission



We empower undocumented young people to achieve educational and career goals through personal, institutional and policy transformation.



The Problem That Must Be RESOLVED



- ☛ Undocumented young people confront inequities and fears imposed by political, legal and education systems that constrain their educational success and limit their career opportunities.
- ☛ Post-Election:
 - ☛ Hostile Environment on a Federal Level
 - ☛ Rise in Individual Discrimination/Hate Crimes

Common Challenges Undocumented Students Encounter



- ❧ **Secrecy** vs. Need for Support
- ❧ Living in **Fear**
- ❧ Complex **immigration** & economic concerns
- ❧ Often **work** to pay for school & help their families
- ❧ Many **face legal constraints** to work
- ❧ **Inability** to receive federal financial aid

- ❧ Lack of sufficient **institutional awareness/support**



Knowing Current Legislation
Helps YOU Support
Undocumented Students



Executive Orders on Immigration



- ✧ President has issued three Executive Orders (EOs) on immigration:
 - ✧ “**Border Security** and Immigration Enforcement Improvements” (Border, detention, parole)
 - ✧ “**Enhancing Public Safety** in the Interior of the United States” (Enforcement priorities, local enforcement of federal immigration law, sanctuary cities)
 - ✧ “**Protecting the Nation** from Terrorist Attacks by Foreign Nationals” (Visa suspension, suspension of refugee resettlement)



EO on Interior Enforcement



- ❧ Replaces existing immigration enforcement priorities with new, significantly broader priorities that render virtually any individual in the U.S. without status as a potential priority for deportation;
- ❧ Would prohibit federal grants (except for law enforcement purposes) to localities that DHS and AG deem a “sanctuary jurisdiction”



Immigration Raids Response Networks

- ❧ Coalitions of immigrant rights' orgs, legal advocacy organizations, private immigration attorneys, labor unions coming together to:
 - ❧ **Educate community members** about their rights when encountering immigration enforcement;
 - ❧ **Initiate rapid response** to raids in community, including advocacy and representation of individuals detained;
 - ❧ **Assess conduct** of raids for potential litigation to challenge unconstitutional or unlawful practices

Help Students Know Their RIGHTS

www.unitedwedream.org/knowyourrights



**WHAT TO DO
IF ICE COMES TO YOUR DOOR**

 **DO NOT OPEN DOORS**
ICE cannot come in without a signed warrant by a criminal court judge. They can only come in if you let them.

 **REMAIN SILENT**
ICE can use anything you say against you in your immigration case so claim your right to remain silent!
*Say "I plead the fifth amendment and choose to remain silent".

 **DO NOT SIGN**
Don't sign anything ICE gives you without talking to an attorney.

 **REPORT & RECORD!**
Report immediately: UWD hotline 1-844-363-1423.
Take pictures & video unless you're on federal government property.
Take notes of badge numbers, number of agents, time, type of car and exactly what happened!

 **FIGHT BACK!**
Get a trustworthy attorney & explore all options to fight your case. If detained, you may be able to get bail - don't give up hope! Join your local team to defend yourself from enforcement!

unitedwedream.org/end  United We Dream

Deferred Action for Childhood Arrivals (DACA)



- ❧ Executive Order by President Obama
- ❧ Gave 2 year Work Authorization & Stay of Deportation
- ❧ More than 750,000 DACA Recipients in the U.S.

- ❧ Current Recipients should RENEW, if possible
- ❧ NEW Applicants should APPLY after legal consultation
- ❧ Not Advised To Participate in Advanced Parole

- ❧ **MOST Up-to-date Info: nilc.org, ilrc.org, e4fc.org**

Nine States That Offer In-State Tuition Based on DACA



❧ Alabama

❧ Arizona

❧ Georgia

❧ Massachusetts

❧ Missouri

❧ New Hampshire

❧ Oklahoma

❧ Ohio

❧ Virginia

Many New Scholarships are Daca Based, as well

Sixteen States with In-State Tuition by Legislation



- ❧ California
- ❧ Colorado
- ❧ Connecticut
- ❧ Florida
- ❧ Illinois
- ❧ Kansas
- ❧ Maryland
- ❧ Minnesota

- ❧ Nebraska
- ❧ New Jersey
- ❧ New Mexico
- ❧ New York
- ❧ Oregon
- ❧ Texas
- ❧ Utah
- ❧ Washington

Six States **Ban In-state Tuition** for Unauthorized Immigrants



- ✧ Alabama
- ✧ Arizona
- ✧ Georgia
- ✧ Indiana
- ✧ Missouri
- ✧ South Carolina

SIX States Offer Financial Aid for Undocumented Students



- ❧ California
- ❧ Minnesota
- ❧ New Mexico
- ❧ Oregon
- ❧ Texas
- ❧ Washington

The screenshot shows the homepage of the California Student Aid Commission (CSAC) for the California Dream Act application. The header includes the CA.GOV logo and the CSAC logo. A navigation bar at the top right contains links for Home, CA.GOV, CSAC.CA.GOV, Privacy Policy, and Help. The main banner features a smiling woman holding a pen and the text "CALIFORNIA DREAM ACT Apply by March 2". Below the banner, a text box explains that the application allows eligible students to apply for state financial aid, unrelated to the federal DACA program. A link "Check out our California Dream Act information & resources." is provided. The "Announcements" section lists two items: a deadline for the March 2 application and a notice about scheduled site maintenance. The bottom section has three columns for user types: "New to The California Dream Act?" with options to start a new application, "Provide a Parent Signature" with options to request or forgot a PIN, and "Returning User?" with options to continue, update, or view reports. Each column has a corresponding green button: "Start A New Application", "Sign Student Application", and "Login".

Important California Legislation

e4fc.org/thecaliforniadreamact.html



EDUCATORS FOR FAIR CONSIDERATION

REMEMBERING THE DIFFERENCES!

AB 540 VS. AB 2000 VS. CA DREAM ACT VS. DACA

Jurisdiction	STATE OF CALIFORNIA				FEDERAL (US)
Law or Policy	AB 540	AB 2000	AB 130	AB 131	
Title	Non-Resident Tuition Exemption	Non-Resident Tuition Exemption	California Dream Act State Based Financial Aid		DACA Deferred Action for Childhood Arrivals
Effective Date	2001	2015	2012	2013	2012
What It Does	Exempts students from out-of-state tuition fees	Expands AB 540 to include students who graduate early from high school with 3 years of HS credit	Opens certain scholarships administered by public institutions to AB 540 students	Opens state-funded grants (including Cal grants, State grants, UC Grants & the BOG Fee waiver) and state programs (EOP & EOPS) to AB 540 students	Allows individuals to receive: <ul style="list-style-type: none"> • Employment authorization card with valid Social Security Number • Temporary Relief from Deportation • Advanced Parole, in some cases
What It Does Not Do	Does not change their state residency status	Does not change their state residency status	<ul style="list-style-type: none"> • Does not include eligibility for federal grants or funds • Should not be confused with the Federal Dream Act 		<ul style="list-style-type: none"> • Does not provide a path to lawful permanent residence or citizenship • Does not give eligibility for federal financial aid awarded through the FAFSA
Eligibility Requirements	Student must: <ul style="list-style-type: none"> • Attend three full years of high school in CA or the equivalent for a GED • Graduate from a CA high school, obtain a Certificate of Completion 	Student must: <ul style="list-style-type: none"> • Attend CA high school or graduate early with the equivalent of three or more years of credits • Have attended 	Student must meet: <ul style="list-style-type: none"> • AB 540 eligibility • Individual scholarship requirements 	Student must meet: <ul style="list-style-type: none"> • AB 540 eligibility • Priority filing deadline • Income guidelines • GPA & other Cal grant eligibility 	Individual must have or be: <ul style="list-style-type: none"> • Continuously present in US since 6/15/07 • Physically in the US on 6/15/12 without lawful status or with an expired status • Under the age of 31 as of 6/15/12 • Arrived to US before 16th birthday

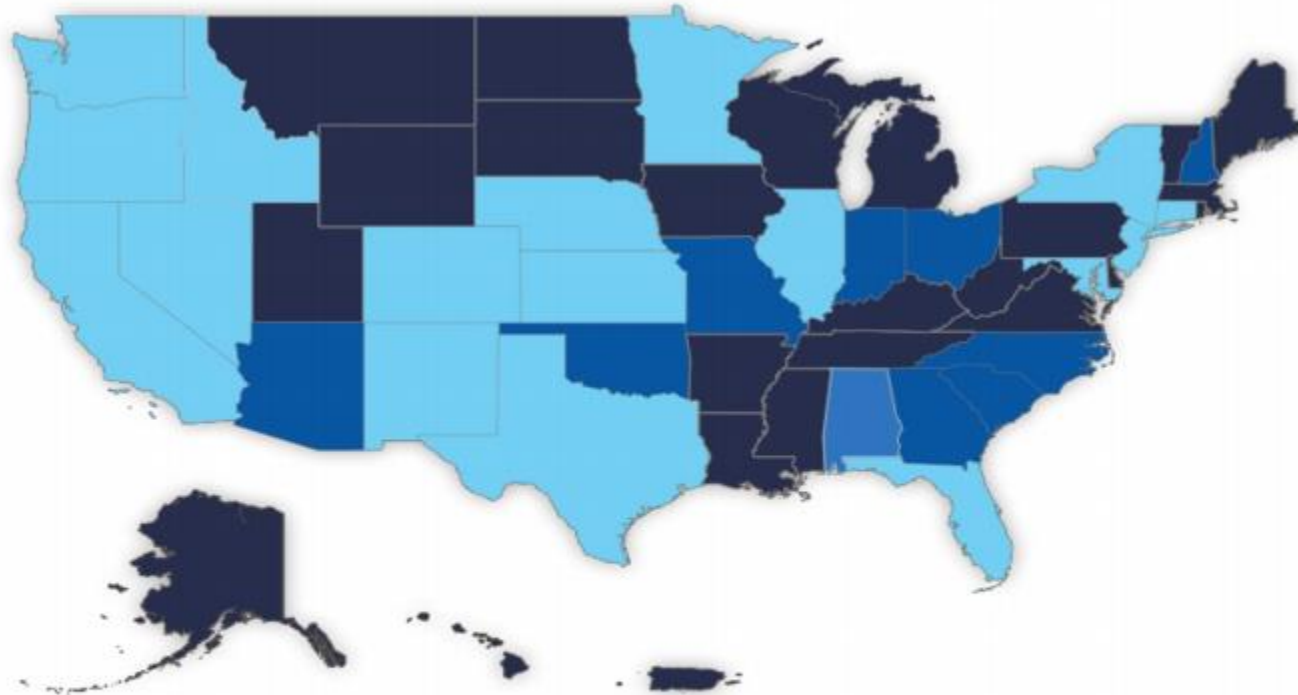
U-Lead Network/NFPGHE

uleadnet.org

National Map

Select a state to see the policies

■ Inclusive ■ Exclusive ■ Unstipulated



State By State Policies



Massachusetts Policy

Updated As Of: January 23, 2017

IN-STATE TUITION POLICY

Massachusetts has not passed legislation extending in-state tuition eligibility to all undocumented students. However, there are some avenues to in-state tuition:

- DACA beneficiaries are [eligible for in-state tuition](#) at all public colleges and universities.
- Other colleges and universities maintain informal tuition policies that allow undocumented students to access in-state tuition.

LEGISLATIVE HISTORY

- **SB 237** in 2003 and **HB 3924** in 2004 failed to pass, but would have made undocumented students eligible for in-state tuition.
- In 2010, **SB 603** was introduced to allow undocumented students to receive in-state tuition but failed to pass.
- In 2012, [Governor Deval Patrick declared that DACA beneficiaries would be eligible for in-state tuition](#) if they fulfilled all other residency requirements.
- **HB 1078/SB 577** would provide in-state tuition to undocumented students who meet certain criteria. A joint study of the bills was authorized in June 2014.
- In 2015, **HB 1053** was introduced by Marc Lombardo. This bill would deny in-state tuition rates and fees to students who are neither US citizens nor lawful permanent residents.

OTHER RELEVANT POLICIES

Scholarships Available for Undocumented Students



❧ E4FC Scholarship List

❧ Undergrad & Grad

❧ School Specific

❧ CC & 4 year

❧ Community Based
Organizations

❧ Many Many MORE
PLACES to FIND
SCHOLARSHIPS!



EDUCATORS FOR FAIR CONSIDERATION

**SCHOLARSHIPS THAT
DON'T REQUIRE SOCIAL
SECURITY NUMBERS**

FOR BAY AREA IMMIGRANT STUDENTS

e4fc.org/scholarshiplist.html

REASSURE Students



- ❧ We cannot foretell the future, BUT.....
- ❧ 100s of colleges & universities have proclaimed support for undocumented student populations
- ❧ Most STATE LAWS have NOT CHANGED!
- ❧ Cities across the country have sanctuary status
- ❧ States have strong base of pro-immigrant legislation



SUPPORTING Undocumented Students

The MOST Important Message...



Undocumented?
You're not alone.
We're in this together.



E4FC.ORG

Educators for Fair Consideration

www.e4fc.org/resources



EDUCATORS FOR FAIR CONSIDERATION

TOP 10 WAYS TO SUPPORT UNDOCUMENTED STUDENTS

- Engage with an Open Mind
- Create a Safe Space
- Learn About Legislation
- Advocate for Financial Support
- Build Your Educator Network
- Identify & Connect Role Models
- Build Agency & Power

What WE CAN DO NOW!

www.e4fc.org/whateducatorscando.html



EDUCATORS FOR FAIR CONSIDERATION

**POST-ELECTION:
WHAT EDUCATORS CAN DO
TO SUPPORT
UNDOCUMENTED STUDENTS**

Framework for Conceptualizing Institutional Support



Individual
✧ Foundational



Group of People
✧ Emerging



Institutional
✧ Comprehensive



How Educators Can HELP



❧ Institutional Level

- ❧ Letters of Support and/or Sanctuary Campus, Trainings, Financial Support, Institutional Practices

❧ With Students & Their Families

- ❧ Create Safe Spaces, Investigate Potential Remedies, Integrate, Offer Support & Make it Visible!,

❧ Individually

- ❧ Self-Care, Connect with Other Educators, Know the Laws,

Undocu-Friendly School

#HeretoStay K-12 Toolkit for Educators



✧ A school that is **inviting and public about their support** for undocumented students and **invests resources** in their students by providing information, scholarships and programs.



Sanctuary School & Safe Zone Movement

http://e4fc.org/images/E4FC_SanctuarySchoolandSafeZoneMov.pdf

NEW Guide for Educators!



Understanding the Sanctuary School and Safe Zone Movement A Quick Guide for Educators

How Can Universities Protect Undocumented Students?



- ❧ Limit the sharing of student information with federal immigration authorities
- ❧ Restrict immigration agents' access to campuses
- ❧ Prohibit campus security from collaborating with federal immigration authorities for the purposes of enforcement
- ❧ Provide resources and information for immigrant students and their families

Important Next Steps to HELP



- ❧ ENSURING Students Are PROTECTED

- ❧ With POLICY GUIDELINES

- ❧ REVIEW Institutional Policies

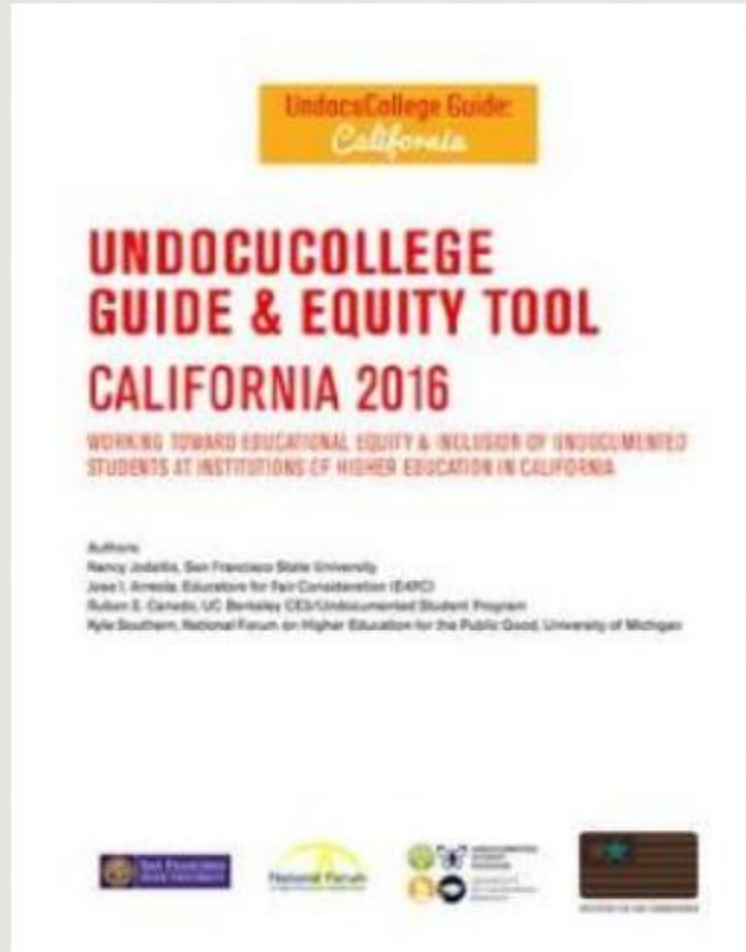
- ❧ UndocuCollege Guide & Equity Tool: California

- ❧ Make the School's Support Visible!

- ❧ Posters, Stickers, Information & Resources

UndocuCollege Guide & Equity Tool

www.e4fc.org/resources



- ✧ Institutional Focus
- ✧ Identifies Statewide Challenges
- ✧ Highlights Best Practices
- ✧ Equity Tool Provides Structure to Foster Campus Conversations
- ✧ GOAL: Strengthen Institutional Practices

United We Dream

National Toolkit



☞ Strong Network of Students, Educators, Community Organizations

☞ National Focus

☞ Examples by Schools

☞ unitedwedream.org

Wave Your FLAG!



SUPPORTING UNDOCUMENTED STUDENTS



AT SF STATE

Strengthen Your Support Network



Contact Information



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Educators for Fair Consideration

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CAMPUS & COMMUNITY EFFORTS AT UNIVERSITY OF OREGON

- UO FACULTY SENATE RESOLUTION 11/15/16
- UO PRESIDENT ISSUES STATEMENT 11/16/16 “REAFFIRMING SUPPORT FOR STUDENTS REGARDLESS OF IMMIGRATION STATUS”



- ARTICLE IN UO *DAILY EMERALD* 1/30/17

[HTTP://WWW.DAILYEMERALD.COM/2017/01/30/EL-PUEBLO-UNIDO-CAMPUS-COMMUNITY-
JOINS-PROTECTING-UNDOCUMENTED-STUDENTS/](http://www.dailyemerald.com/2017/01/30/el-pueblo-unido-campus-community-joins-protecting-undocumented-students/)

- EUGENE CITY COUNCIL ISSUES ORDINANCE ON 3/13/17

[HTTP://REGISTERGUARD.COM/RG/NEWS/LOCAL/35375858-75/EUGENE-CITY-COUNCIL-
MOVES-TO-SUPPORT-IMMIGRANTS-BUT-STOPS-SHORT-OF-SANCTUARY-
DESIGNATION.HTML.CSP](http://registerguard.com/rg/news/local/35375858-75/eugene-city-council-moves-to-support-immigrants-but-stops-short-of-sanctuary-designation.html.csp)



El pueblo unido: campus community joins in protecting undocumented students

Andrew Field — January 30, 2017 at 6:00 am

WHITNEY DUNCAN

UNIVERSITY OF NORTHERN COLORADO

RESOURCES AND NEXT STEPS

- AMERICAN IMMIGRATION LAWYERS ASSOCIATION – AILA.ORG
- EDUCATORS FOR FAIR CONSIDERATION (E4FC) – E4FC.ORG
- UNITED WE DREAM – UNITEDWEDREAM.ORG
 - SEE THEIR “HERE TO STAY TOOLKIT FOR EDUCATORS”
- “PROTECTING UNDOCUMENTED STUDENTS” SECRET FACEBOOK GROUP
 - SEND THE EMAIL ADDRESS ASSOCIATED WITH YOUR FB ACCOUNT TO WHITNEY.DUNCAN@UNCO.EDU
- FOR ANTHROPOLOGISTS, JOIN ANTHROPOLOGIST ACTION NETWORK FOR IMMIGRANTS AND REFUGEES (AANIR) – SEARCH FOR IT ON GROUPS.GOOGLE.COM
 - AANIR MEMBERS WILL HOPEFULLY HAVE A SESSION, “ENGAGED ANTHROPOLOGY WITH UNDOCUMENTED AND IMMIGRANT STUDENTS IN THE TRUMP ERA,” AT THE 2016 AMERICAN ANTHROPOLOGICAL ASSOCIATION MEETINGS IN DC IN NOVEMBER