Meeting of the Academic Senate
Tuesday, January 24, 2017
UU 220, 3:10 to 5:00 pm

I. Minutes: Approval of November 29, 2016 and December 6, 2016 minutes (pp. 3-6).

II. Communication(s) and Announcement(s): none.

III. Reports:
A. Academic Senate Chair:
B. President’s Office:
C. Provost:
D. Vice President for Student Affairs:
E. Statewide Senate:
F. CFA:
G. ASI:

IV. Consent Agenda:
A. For the current 2015-17 catalog, 

<table>
<thead>
<tr>
<th>Program Name or Course Number, Title</th>
<th>ASCC recommendation/Other</th>
<th>Academic Senate</th>
<th>Provost</th>
<th>Term Effective</th>
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<tbody>
<tr>
<td>JOUR 333 Broadcast News (4), 3 lectures, 1 laboratory (existing course proposed to be offered online)</td>
<td>Reviewed 10/20/16; additional information requested from the department. Recommended for approval 10/27/16.</td>
<td>On the 1/24/17 consent agenda.</td>
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B. For the new 2017-19 catalog the following items, which are found in College Summaries with 2017-19 Catalog Proposals:
- The Modern Languages and Literatures department’s withdrawal of their proposal to change the name of the BA Modern Languages and Literatures degree to BA World Languages and Cultures. The name change had been previously recommended for approval by the Academic Senate on 12/6/16.
- Proposals from the following departments/programs in the College of Agriculture, Food and Environmental Sciences:
  - AG 315, Organic Crop Production course
  - Agricultural Education and Communication department
  - Experience Industry Management department
  - Wine and Viticulture department
- Proposals from the following departments/programs in the College of Architecture and Environmental Design
  - Architectural Engineering department
  - Architecture department
  - City and Regional Planning department
- Proposals from the Industrial Technology area in the Orfalea College of Business
o Proposals from the following departments/programs in the College of Engineering
   § Aerospace Engineering department
   § Biomedical Engineering department
   § Civil and Environmental Engineering department
   § Computer Engineering program
   § Computer Science and Software Engineering department
   § Mechanical Engineering department

o Proposals from the following departments/programs in the College of Liberal Arts
   § Western Intellectual Tradition minor
   § Interdisciplinary Studies in Liberal Arts program
   § Art and Design department
   § English department
   § Ethnic Studies department
   § History department
   § Modern Languages and Literatures department
   § Philosophy department
   § Political Science department
   § Psychology and Child Development department
   § Social Sciences department

o Proposals from the following departments/programs in the College of Science and Mathematics
   § SCM courses
   § Biological Sciences department
   § Chemistry and Biochemistry department
   § Physics department
   § Statistics department

o Proposals from Extended Education

All summaries are found at http://registrar.calpoly.edu/status-proposals.

V. Business Item(s):
   A. [TIME CERTAIN 4:10] Resolution on Scheduling Events During Final Examination Period: Dustin
      Stegner, Chair Academic Senate Instruction Committee, second reading (p. 7).
   B. Resolution on Retiring Obsolete Academic Senate Resolutions: Gary Laver, Chair Academic Senate, second
      reading (pp. 8-9).
   C. Resolution in Support of Cal Poly’s Undocumented Community: Sarah Bridger, Senator, first reading (pp.
      10-36).
   D. Resolution on In-Residence Requirement for Last 40 Units: Gary Laver, Chair Academic Senate, first
      reading (p. 37).
   E. Resolution on Request for Outside Review: Paul Choboter, Senators, first reading (pp. 38-39).
   F. Resolution on Proposing New Courses or Other Changes to Curricula: Glen Thorncroft, Senator, first
      reading, (pp. 40-41).
   G. Resolution to Modify the Bylaws of the Academic Senate: Gary Laver, Chair Academic Senate, first reading
      (pp. 42-43).

VI. Discussion Item(s):

VII. Adjournment:
CALIFORNIA POLYTECHNIC STATE UNIVERSITY
San Luis Obispo, California 93407
ACADEMIC SENATE

MINUTES OF THE
ACADEMIC SENATE MEETING
TUESDAY, NOVEMBER 29, 2016
UU 220, 3:10 TO 5:00 PM

I. Minutes: M/S/P to approve the minutes from the November 1, 2016 Academic Senate meeting with the following modification:
Strike out “Liddicoat” and insert “Enz Finken” under the Provost’s report.

II. Communication(s) and Announcement(s): none.

III. Reports:

A. Academic Senate Chair (Laver): Gary Laver, Academic Senate Chair, stated that the revised Academic Probation and Disqualification Policy was reviewed by the Instruction Committee and received endorsement.

B. President’s Office (Armstrong): Jeffrey Armstrong, University President, stated that the President’s Office is still in the process of hiring a Vice President for Diversity and Inclusion. President Armstrong then discussed the creation of Cal Poly’s own DREAM Center for undocumented students, the Cal Poly Scholars program, the first amendment right of freedom of speech and its implications on a college campus, and Equity.

C. Provost (Pedersen): Mary Pedersen, Senior Vice Provost for Academic Programing and Planning, encouraged members of the Academic Senate to join Provost Kathleen Enz Finken’s GE Task Force. Vice Provost Pedersen also gave an update on the Graduation Initiative 2025 and the Provost’s plans to solve problems with the Graduation Writing Requirement (GWR).

D. Student Affairs (Humphrey): Keith Humphrey, Vice President of Student Affairs, reported on the roles of the Vice President of Student Affairs and the overarching goals of Student Affairs.

E. Statewide Senate (Foroohar): Manzar Foroohar, Statewide Senator, stressed the need to be proactive in protective undocumented students’ rights through the creation of policy, task forces, and other means.

F. CFA (Archer): None.

G. ASI (Colombini): Jana Colombini, ASI President, stated ASI is working on constructing a resolution in support of undocumented students. In addition, ASI is considering a resolution that would be against double fines in the month of March in Safety Enhancement Zones. Finally, ASI President Colombini stated that ASI is considering putting a cap as to how much a prospective candidate for the position of ASI President may spend to campaign.
II. Special Reports:

III. Consent Agenda:
A. M/S/P to approve the following items by consent:
For the new 2017-19 catalog, proposals submitted by departments/programs as identified in the following colleges:
• College of Agriculture, Food and Environmental Sciences – proposals submitted by Agribusiness department
• Orfalea College of Business - all proposals submitted by the college
• College of Engineering - proposals submitted by General Engineering program, Fire Protection Engineering program, Aerospace Engineering department, Biomedical Engineering department, Electrical Engineering department, Industrial and Manufacturing Engineering department, and Materials Engineering department
• College of Liberal Arts – proposals submitted by Communication Studies department and Music department

IV. Business Item(s):
A. Resolution on Proposal to Establish the Packaging Value Chain Center: Jay Singh, Professor and Packaging Program Director, presented a resolution requesting the endorsement of a Packaging Value Chain Center to enhance the capabilities of the Packaging Program. This resolution will return as a second reading.
B. Resolution on Scheduling Events During Final Examination Period: Dustin Stegner, Instruction Committee Chair, introduced the Resolution on Scheduling Events During Final Examination Period, requesting that departments, programs, and colleges not schedule end-of-term events during the final examination period. This resolution will return as a second reading.
C. Resolution on Bachelor of Science Degree Proposal in Public Health: Kris Jankovitz, Department of Kinesiology Professor, introduced the Resolution requesting the approval of a Bachelor’s of Science Degree in Public Health. This resolution will return as a second reading.

V. Adjournment: 5:01 p.m.

Submitted by,
Mark Borges
Academic Senate Student Assistant
I. Minutes: none.

II. Communication(s) and Announcement(s): none.

III. Reports:
   A. Academic Senate Chair: Gary Laver, Academic Senate Chair, stated that the Academic Senate is involved in the process for establishing new centers on campus.
   B. President’s Office: Jessica Darin, President’s Chief of Staff, informed the Academic Senate of the passing away of former CSU Chancellor, Charles Reed.
   C. Provost: Mary Pedersen, Senior Vice Provost for Academic Programs and Planning, discussed the CSU Academic Senate Quantitative Reasoning Task Force report.
   D. Vice President for Student Affairs: Kathleen McMahon, Dean of Students, presented data concerning Cal Poly’s Greek Life program.
   E. Statewide Senate: none.
   F. CFA: none.
   G. ASI: none.

IV. Consent Agenda: M/S/P to approve the following items by consent:
   A. For the new 2017-19 catalog, proposals submitted by departments/programs as identified in the following colleges:
      • College of Agriculture, Food and Environmental Sciences – proposals submitted by Animal Science department, BioResource and Agricultural Engineering department, Food Science and Nutrition department, Horticulture and Crop Science department
      • College of Engineering – proposals submitted by Civil and Environmental Engineering department, Mechanical Engineering department
      • College of Liberal Arts – proposals submitted by English department, Graphic Communication department, Journalism department, Modern Languages and Literatures department, Theatre and Dance department, Western Intellectual Tradition minor
      • Summaries are found at http://registrar.calpoly.edu/status-proposals.
   B. Courses to list on SUSCAT
V. Business Items:

A. **Resolution on Proposal to Establish the Packaging Value Chain Center:** M/S/P to move to second reading. Jay Singh, Professor and Packaging Program Director, presented a resolution requesting the endorsement of a Packaging Value Chain Center to enhance the capabilities of the Packaging Program. M/S/P to approve the Resolution on the Proposal to Establish the Packaging Value Chain Center.

B. **Resolution on Bachelor of Science Degree Proposal in Public Health:** M/S/P to move to second reading. Kris Jankovitz, Department of Kinesiology Professor, reported that going into the twenty-first century, a desire among students arose for careers in public health. Jankovitz stressed that the curriculum has been designed to align with the most recent Critical Component Element from the Association of School of Public Health and the latest criteria for accreditation for stand along baccalaureate programs from the Council on Education in Public Health. M/S/P to approve the Resolution on Bachelor of Science Degree Proposal in Public Health.

C. **Resolution on Scheduling Events During Final Examination Period:** M/S/P to move to second reading. Dustin Stegner, Academic Senate Instruction Committee Chair, presented the resolution requesting that college-sponsored end-of-term events not be scheduled during the final examination period. The resolution will return at the Academic Senate’s next scheduled meeting.

D. **Resolution on Retiring Obsolete Academic Senate Resolutions:** Gary Laver, Academic Senate Chair, introduced the resolution, which gives the Academic Senate the power to retire past resolutions that no longer hold relevance. This resolution will return to the Academic Senate.

E. **Resolution on Rescinding Resolution AS-603-03/IC,CC,GEC [Resolution on Credit/No Credit Grading (CR/NC)]:** Phil Nico, Academic Senate Senator, introduced the resolution which requests to rescind Resolution AS-603-03/IC,CC,GEC because it was never implemented. This resolution will go back to the Executive Committee for further discussion.

VI. Discussion Item(s): none.

VII. Adjournment: 5:02 pm

Submitted by,

Mark Borges
Academic Senate Student Assistant

805-756-1258 --- academiconsenate.calpoly.edu
WHEREAS, in the 2015-16 academic year, several departments, programs, and a college attempted to schedule events, such as banquets, award ceremonies, or official end-of-term gatherings, during the final examination period because of space issues during commencement weekend; and

WHEREAS, events sponsored by departments, programs, and colleges could create a conflict for students between their academic performance and their wish to participate fully in such events; and therefore be it

WHEREAS, cultural commencement ceremonies, which are sponsored by clubs rather than departments, programs, or colleges, have historically occurred during the final examination period, but are separate from students' academic majors; therefore be it

RESOLVED: that departments, programs, and colleges shall not request University Scheduling in the Office of the Registrar to schedule such end-of-term events during the final examination period, and be it further

RESOLVED: that departments, programs, and colleges shall not schedule such end-of-term events on or off campus during the final examination period; and be it further

RESOLVED: that the Academic Senate request University President Armstrong to work with the Office of Student Affairs and ASI to identify potential conflicts caused by club events scheduled during the final examination period in order to ensure student success.

Proposed by: Academic Senate Instruction Committee
Date: July 1, 2016
Revised: December 5, 2016
WHEREAS, A resolution approved by Cal Poly’s Academic Senate reflects the concerns and campus organization of the time in which it is adopted; and

WHEREAS, With the passage of sufficient time an adopted resolution may no longer hold relevance; and

WHEREAS, Such obsolete resolutions should be identified and formally removed from the set of active resolutions; and

WHEREAS, No process currently exists for determining the obsolescence of Academic Senate resolutions or for their formal retirement; therefore be it

RESOLVED: That the Bylaws of the Academic Senate be amended as shown on the attached copy to guide the formal retirement of resolutions by the Academic Senate.

Proposed by: Academic Senate Executive Committee
Date: August 25, 2016
V. MEETINGS

E. RETIRING RESOLUTIONS

When an Academic Senate resolution is suspected of being out of date or no longer pertinent, at the Chair's discretion the resolution may be submitted for review as to its current relevance by the Academic Senate committee that originally sponsored it or by an ad hoc committee. The committee's opinion regarding the resolution shall be forwarded to the Academic Senate Executive Committee. If the Executive Committee finds that the resolution in question should be retired, a proposal to this effect shall be placed on the Academic Senate's consent agenda. If no senator pulls the resolution from the consent agenda, the resolution shall be considered retired. If pulled from the consent agenda, the proposal will appear as a business item for debate at the next meeting of the Academic Senate. The President shall be informed of any such action and the Academic Senate shall update its records.
RESOLUTION IN SUPPORT OF CAL POLY’S UNDOCUMENTED COMMUNITY

WHEREAS, The potential revocation of federal Deferred Action for Childhood Arrivals (DACA) and other changes in federal policy may further jeopardize the safety, security, and material well-being of Cal Poly’s undocumented and other vulnerable communities; and

WHEREAS, A national “sanctuary” movement has emerged at schools, colleges, and universities across the country, dedicated to protecting the safety, security, and well-being of undocumented communities; and

WHEREAS, The Lieutenant Governor of California, the California Faculty Association, and over 120 community and civil rights organizations in the state have endorsed the goals and strategies of the campus sanctuary movement; and

WHEREAS, The University of California system has adopted strong guidelines for protecting vulnerable communities, by restricting campus police officers’ cooperation with federal immigration enforcement; restricting the voluntary sharing of confidential information; refusing to cooperate with federal efforts to create a registry based on protected characteristics such as religion or national origin; and providing comprehensive funding and support for undocumented students; and

WHEREAS, The Chancellor of the California State University has expressed concern for “students and other members of our campus community who lack documentation” and issued a flexible set of guidelines that “provides each campus with the opportunity to implement a policy reflecting its unique campus climate, while assuring conformity in certain key systemwide principles”; and

WHEREAS, These policy guidelines direct, “unless contravened by California Government Code or required by law, that:

- The CSU will not enter into agreements with state or local law enforcement agencies, Homeland Security or any other federal department for the enforcement of federal immigration law;
- Our university policy departments will not honor immigration hold requests;
- Our university police do not contact, detain, question or arrest individuals solely on the basis of being – or suspected of being – a person that lacks documentation”; and

WHEREAS, The current policy manual of the Cal Poly Police Department still enables some forms of cooperation and voluntary sharing of information between campus law enforcement and federal immigration authorities; and

WHEREAS, The Cal Poly Statement on Diversity and Inclusivity (AS-807-15) confirms that “As an institution that serves the state of California within a global context, we support
the recruitment, retention, and success of talented students, faculty, and staff from across all societies, including people who are from historically and societally marginalized and underrepresented groups"; and

WHEREAS, President Armstrong has pledged to support Cal Poly’s undocumented students and graduates, to nurture “a campus climate that embraces inclusivity and diversity,” and to refrain from the voluntary sharing of personal student information with federal immigration authorities; and

WHEREAS, The Undocumented Student Working Group within the Office of University Diversity and Inclusivity facilitates trainings, provides resources and support, works with local law enforcement leaders to review policies and procedures and advises the administration about how to meet the needs of the undocumented community at Cal Poly; and

WHEREAS, The Undocumented Student Working Group, in partnership with undocumented community members and the campus student club Rising Immigrant Scholars through Education (RISE), has identified key unmet needs, including the lack of adequate legal advice, staff support, and financial resources; therefore be it

RESOLVED That the Academic Senate affirms its support for the undocumented members of the Cal Poly community and for Cal Poly’s compliance with the Chancellor’s directive regarding the limits of CSU cooperation with federal immigration enforcement; and be it further

RESOLVED That the Academic Senate further request, with great urgency and in concordance with the Chancellor’s directive and Cal Poly’s commitments to diversity, inclusivity, and student success, that it be the stated policy of Cal Poly to refuse all voluntary cooperation with federal immigration authorities to the extent legally possible, including refusal to allow federal immigration enforcement physical access to land owned or controlled by Cal Poly and refusal to share the personal information of students and community members unless required to by law or court order; and be it further

RESOLVED That the Academic Senate request that the Cal Poly administration, with great urgency and in continued collaboration with the Undocumented Student Working Group, prepare for the potential impact of significant shifts in federal immigration policy by seeking new and expanded forms of support for the undocumented community at Cal Poly, including the provision of legal resources, full-time staff support, communication, counseling, and alternate sources of funding.

Proposed by: Sarah Bridger, Senator
Date: December 8, 2016
MEMORANDUM

TO: CSU Presidents

FROM: Timothy P. White
Chancellor

SUBJECT: U.S. Immigration and Customs Enforcement

This memorandum clarifies the California State University’s relationship with the U.S. Immigration and Customs Enforcement (ICE) agency, and our respective law enforcement responsibilities.

I. CSU’s commitment to our diverse communities

CSU is proud of the diversity of its students and employees and strives to foster a campus community that is safe and welcoming for everyone. Consequently, CSU is committed to assuring an environment where all members of our university community are not hesitant or afraid to come forward or interact with our University Police departments for fear of intervention by ICE.

II. Jurisdiction over federal immigration laws and current campus policies

Primary jurisdiction for enforcement of federal immigration laws concerning unlawful entry into the United States rests with ICE, not with University Police or other local or municipal law enforcement departments.

Campuses across our system vary in the degree with which their policies describe the relationship and role of campus police departments with ICE. While some campuses have adopted the template policy offered by Lexipol, a national public safety organization, other campuses have adopted their own policy, and a few campuses do not have a policy addressing this issue.

III. Systemwide guidance and principles

The University is adopting flexible CSU systemwide policy guidance to address its relationship with ICE. Each campus shall have its own policy reflecting its unique campus climate. However, in an effort to achieve consistency in addressing CSU’s
relationship and/or involvement with ICE, I request that you make sure your campus policy is consistent with the following principles:

- Campus policies shall make clear that the CSU will not enter into agreements with state or local law enforcement agencies, ICE, or any other federal agency for the enforcement of federal immigration law, except as consistent with California Government Code §§7282 et seq. or as required by law.

- Campus policies shall affirmatively state that CSU Police Departments will not honor ICE immigration hold requests, unless doing so is consistent with California Government Code §§7282.5 or as required by law.

- Campus policies shall avoid the use of the term "sanctuary," a term for which there is no standard definition or common understanding and which, if used, can lead to confusion and misunderstanding. Rather, utilizing terms such as ‘safe and welcoming’ is accurate.

- Campus policies shall not state that the campus is adopting the “Trust Act” per se, or agreeing to comply with its provisions because the Trust Act does not apply to the CSU. There are features of the Trust Act that may be in a campus policy.

- Campus policies shall clearly articulate that individuals will not be contacted, detained, questioned, or arrested solely on the basis of being or suspected of being an undocumented immigrant, except as required by law. In drafting such policies, do not make reference to ethnicity, race or citizenship. Instead, simply reflect that no individuals should be contacted, etc. based solely on actual or suspected immigration status.

c:  Mr. Garrett P. Ashley, Vice Chancellor, University Relations and Advancement  
Mr. Andrew Jones, Associate Vice Chancellor and Deputy General Counsel  
Ms. Lori Lamb, Vice Chancellor, Human Resources  
Mr. Steve Relyea, Executive Vice Chancellor and Chief Financial Officer  
Mr. Framroze Virjee, Executive Vice Chancellor and General Counsel

Reference:

California Government Code §§7282:  
http://www.leginfo.ca.gov/cgi-bin/displaycode?section=gov&group=07001-08000&file=7232-7282.5
Immigration Violations

428.1 PURPOSE AND SCOPE
The purpose of this policy is to provide guidelines to members of the CSU Police Department, San Luis Obispo for investigating and enforcing immigration laws.

428.2 POLICY
It is the policy of the CSU Police Department, San Luis Obispo that all members make personal and professional commitments to equal enforcement of the law and equal service to the public. Confidence in this commitment will increase the effectiveness of this department in protecting and serving the entire community and recognizing the dignity of all persons, regardless of their immigration status.

428.3 VICTIMS AND WITNESSES
To encourage crime reporting and cooperation in the investigation of criminal activity, all individuals, regardless of their immigration status, must feel secure that contacting or being addressed by members of law enforcement will not automatically lead to immigration inquiry and/or deportation. While it may be necessary to determine the identity of a victim or witness, members shall treat all individuals equally and without regard to immigration status in any way that would violate the United States or California Constitutions.

428.4 ENFORCEMENT
An officer may detain an individual when there are facts supporting a reasonable suspicion that the individual entered into the United States in violation of a federal criminal law. Federal authorities shall be notified as soon as possible and the detained individual shall be immediately released if the federal authorities do not want the person held. An officer should not detain any individual, for any length of time, for a civil violation of federal immigration laws or a related civil warrant. Individuals will not be contacted, detained, questioned, or arrested solely on the basis of being or suspected of being an undocumented immigrant, except as required by law.

428.4.1 U-VISA/T-VISA NONIMMIGRANT STATUS
Under certain circumstances, federal law allows temporary immigration benefits to victims and witnesses of certain qualifying crimes (8 USC § 1101(a)(15)(U); 8 USC § 1101(a)(15)(T)). A declaration/certification for a U-Visa/T-Visa from the U.S. Citizenship and Immigration Services may be completed on the appropriate U.S. DHS Form supplements (I-918 or I-914) by law enforcement and must include information on how the individual can assist in a criminal investigation or prosecution in order for a U-Visa/T-Visa to be issued.

For additional information refer to §428.8.
428.4.2 OTHER CONSIDERATIONS
All individuals, regardless of their immigration status, must feel secure that contacting law enforcement during times of crisis or to report suspicious or criminal activity will not make them vulnerable to deportation. Members should not attempt to determine the immigration status of crime victims and witnesses absent exigent circumstances or reasonable cause to believe that a crime victim or witness is involved in violating criminal laws. If it is determined that a victim or witness is an illegal immigrant, he/she need not be reported to ICE unless circumstances indicate such reporting is reasonably necessary.

428.4.3 HUMAN TRAFFICKING T-VISA
Officers and their supervisors who are assigned to investigate a case of human trafficking shall complete the above process and documents needed for a T-Visa application within 15 business days of the first encounter with the victim, whether or not it is requested by the victim (Penal Code § 236.5).

428.4.4 SUPERVISOR RESPONSIBILITIES
When notified that an officer has detained a person and established probable cause to believe the person has committed a criminal immigration offense, the supervisor should:
(a) Confirm that the detained person’s immigration status was properly verified.
(b) Ensure that the detained person is taken into custody when appropriate. Take any additional steps necessary that may include, but are not limited to:
   1. Transfer to federal authorities.
   2. Lawful arrest for a criminal offense or warrant.

428.5 ARREST NOTIFICATION TO IMMIGRATION AND CUSTOMS ENFORCEMENT
Except as described below, it is not necessary to notify ICE when booking arrestees at the county jail. Immigration officials routinely interview suspected undocumented aliens who are booked into the county jail. Notification should be handled according to jail operation procedures.

Whenever an officer has reason to believe that an individual arrested for any offense listed in Health and Safety Code § 11369 may not be a citizen of the United States, and the individual is not going to be booked into the county jail, the arresting officer shall notify ICE or other appropriate agency of the United States.

Individuals arrested for other offenses who are not going to be booked into the county jail may be reported to ICE or other appropriate agency of the United States.

When determining whether notification of immigration authorities is appropriate, the officer should, in consultation with a supervisor, consider the totality of circumstances of each case, including, but not limited to:
(a) Seriousness of the offense
(b) Community safety
(c) Potential burden on ICE or other federal agency
Immigration Violations

(d) Impact on the immigrant community

No individual who is otherwise ready to be released should continue to be detained solely for the purpose of making notification to immigration authorities.

428.6 ICE REQUESTS FOR ASSISTANCE
Requests by ICE, or any other federal agency, for assistance from this department should be directed to a supervisor. The Department may provide available support services, such as traffic control or peacekeeping efforts, to ICE or other federal agencies. The Department will not enter into agreements with state or local law enforcement agencies, ICE, or any other federal agency for the enforcement of federal immigration law, except as consistent with California Government Code § 7282 or as required by law.

428.7 INFORMATION SHARING
No member of this department will prohibit, or in any way restrict, any other member from doing any of the following regarding the citizenship or immigration status, lawful or unlawful, of any individual (8 USC § 1373):

(a) Sending information to, or requesting or receiving such information from ICE
(b) Maintaining such information in department records
(c) Exchanging such information with any other federal, state or local government entity

428.7.1 IMMIGRATION HOLDS
The Department will not honor ICE immigration hold requests, unless the individual (California Government Code § 7282; Government Code § 7282.5):

(a) Has been convicted of offenses specified in Government Code § 7282.5.
(b) Has been charged with offenses specified in Government Code § 7282.5 after a court has determined probable cause supports the charge.
(c) Is a sex or arson registrant.

In no event should a person be held under this section for longer than 48 hours. Notification to the federal authority should be made prior to the release.

428.8 U VISa AND T VISa NOINMIGRANT STATUS
Under certain circumstances, federal law allows temporary immigration benefits, known as a U visa, to victims and witnesses of certain qualifying crimes (8 USC § 1101(a)(15)(U)). A law enforcement certification for a U visa may be completed by an officer in order for a U visa to be issued.

Similar immigration protection, known as a T visa, is available for certain qualifying victims of human trafficking (8 USC § 1101(a)(15)(T)). A law enforcement declaration for a T visa may be completed by an officer in order for a T visa to be issued.
Immigration Violations

Any request for assistance in applying for U visa or T visa status should be forwarded in a timely manner to the Investigative Bureau supervisor assigned to oversee the handling of any related case. The Investigative Bureau supervisor shall:

(a) Consult with the assigned investigator to determine the current status of any related case and whether further documentation is warranted.

(b) Contact the appropriate prosecutor assigned to the case, if applicable, to ensure the certification or declaration has not already been completed and whether a certification or declaration is warranted.

(c) Address the request and complete the certification or declaration, if appropriate, in a timely manner.
   1. The instructions for completing certification and declaration forms can be found on the U.S. Department of Homeland Security (DHS) website.
   2. Form I-918 Supplement B certification shall be completed if the victim qualifies under Penal Code § 679.10.

(d) Ensure that any decision to complete, or not complete, a certification or declaration form is documented in the case file and forwarded to the appropriate prosecutor. Include a copy of any completed form in the case file.

(e) Inform the victim liaison of any requests and their status.

428.8.1 TIME FRAMES FOR COMPLETION
Officers and their supervisors who are assigned to investigate a case of human trafficking shall complete the above process and the documents needed for a T visa application within 15 business days of the first encounter with the victim, regardless of whether it is requested by the victim (Penal Code § 236.5).

Officers and their supervisors shall complete the above process and the documents needed for a U visa application pursuant to Penal Code § 679.10 within 90 days of a request from the victim or victim’s family related to one of their assigned cases. If the victim is in removal proceedings, the certification shall be processed within 14 days of the request.

428.9 TRAINING
The Training Sergeant shall ensure that all appropriate members receive immigration training.
We are members and allies of the College for All Coalition, a statewide multiracial coalition of community, civil rights, education, faith, and labor organizations that are committed to advancing educational equity and success for low income, underserved, and underrepresented students with an overarching framework of promoting social justice in public higher education.

In the midst of troubling reports of hate crimes, incidents, and bullying in K-12 schools and on college campuses since the election of Donald Trump, we write this letter with the fervent hope that California should be a beacon of diversity, inclusion, and justice for all students. We commend California’s educational leaders for issuing public statements affirming these values, and believe it is imperative that concrete and robust policies and resources be instituted to guarantee the safety and protection of students and their families and to ensure equitable learning environments.

Even before the November 8 presidential election, the Southern Poverty Law Center (SPLC) reported that more than two-thirds of 2,000 K-12 teachers surveyed nationwide said that students - mainly immigrants, children of immigrants, and Muslims - expressed concerns or fears about what might happen to them or their families after the election. In the aftermath of the election, these fears have been exacerbated with widespread reports of a disturbing rise in the targeting of students of color and of immigrant, Muslim, differently-abled, female, and LGBTQ students in schools and on college campuses across the nation and in California.

In a mere three days following the election, the SPLC counted over 200 incidents of hateful harassment and intimidation across the nation and found that the most commonly reported locations of harassment were K-12 schools. California is not immune. News outlets have reported hate crimes and incidents against students in California, including:

- Latino high school students in Redding were handed mock “deportation letters” by another student;
A middle school teacher in South Los Angeles was caught on audio telling sixth graders that their parents would be deported,\(^4\)

A hijab-wearing Muslim student at San Diego State University was robbed in an incident that university police are investigating as a hate crime;\(^5\) and

A Muslim student at San Jose State University was choked and had her hijab pulled off in a campus parking lot.\(^6\)

At this pivotal moment, the state’s legislative leaders have stated, “California was not a part of this nation when its history began, but we are clearly now the keeper of its future.”\(^7\) Our collective future depends at its fundamental core on protecting the safety and well being of all California students and ensuring that K-12 schools and college campuses are free from bigotry, discrimination, harassment, and assault. This holds especially true for vulnerable students who are being targeted in this current climate, particularly students of color and immigrant, Muslim, LGBTQ, differently abled, and female students.

Accordingly, we urge California educational leaders to take the following steps to guarantee safe, inclusive, and equitable educational environments for all California students enrolled in K-12 public schools and the state’s public higher education institutions by:

- **Designating All K-12 Public Schools and Colleges and Universities to be Sanctuary Schools and Campuses** - California is home to the largest immigrant population in the nation. Protecting and promoting the safety, well being, and educational opportunities of immigrant students is essential to securing our state’s future. Given recent announcements that indicate undocumented immigrant students and their families face increased risk of imminent deportation, we ask for an unequivocal and public declaration that all K-12 public schools and all colleges and universities in the state be designated as sanctuary schools and sanctuary campuses.

Every school and higher education institution should refuse to comply with immigration authorities regarding deportations and raids, and also should refuse to allow any

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\(^6\) http://www.latimes.com/local/lanow/la-me-ln-trump-students-targeted-20161110-story.html

\(^7\) http://sd24.senate.ca.gov/news/2016-11-09-joint-statement-california-legislative-leaders-result-presidential-election
immigration agents onto school or college campuses unless there is a judicial warrant. In addition, schools, colleges, and universities must guarantee privacy and refuse to release information regarding the immigration status of students, staff, and community members. Campus police also should not act on behalf of federal agents to enforce immigration laws. It also is critical that resources and services such as immigration legal assistance, mental health counseling, and undocumented student support programs be provided.

While President-elect Trump has stated that he will cut federal funding to sanctuary cities, we call upon California educational institutions to perform their essential role of educating California’s diverse students regardless of immigration status. Only by designating all schools and higher education institutions as sanctuary schools and campuses can we guarantee safe and equitable educational environments for immigrant students.

- Allocating Adequate Resources and Support to Promote Diversity, Inclusion, and Positive Intergroup Relations - California’s K-12 and public higher education institutions should provide the necessary tools and resources to support educators, students (and parents/caregivers in the K-12 context) in creating and promoting learning environments that are free from bullying and discrimination. Innovative models and best practices should be identified and shared with schools and colleges to increase their capacity to develop and implement pedagogies and strategies that reduce prejudice, address implicit bias and stereotyping, and promote positive intergroup relations. As organizations that have experience engaging in this type of work, we offer our partnership and assistance to help identify these resources. Finally, robust state and local funding should be allocated to implement these programs in schools and on campuses and to offer professional development opportunities and support for educators.

- Protecting All California Students from Being Bullied, Intimidated, Harassed, or Discriminated Against on the Basis of Protected Categories - Under state and federal laws, California public schools must prevent and protect students from bullying, intimidation, harassment, or discrimination on the basis of protected categories, including actual or perceived immigration status, race, ethnicity, religion, disability, gender, gender identity, gender expression, and sexual orientation. California higher education institutions also are required to ensure and maintain learning environments free from discrimination and harassment.

Especially in this current climate, California’s public schools and universities must vigorously uphold their legal obligations to ensure safe educational environments. A strong message should be sent by every K-12 school and every college and university to
all stakeholders affirming values of diversity and inclusion and making it clear that prejudice and hate will not be tolerated (e.g., each K-12 school should send a letter to parents/caregivers and school staff to set the tone and expectations). If and when such incidents of bullying, intimidation, harassment, or discrimination do occur, schools and colleges must take prompt action to ensure accountability and justice through restorative justice and other approaches that focus on repairing the harm caused to the victim and the wider community. Counseling and other supportive services should be provided, not just to survivors and victims, but also made more broadly available to students. Schools and universities should compile data on every incident of bullying, intimidation, harassment, or discrimination on the basis of the protected categories listed above and make such data publicly available, while also safeguarding the confidentiality and privacy of any identifying information especially from federal immigration officials.

We in California have not only an opportunity, but also an obligation to counter bigotry and hate. By protecting the safety and well being of our diverse students and their families, we can ensure equitable learning environments and, in so doing, uphold our state’s values of multiculturalism, inclusion, and equity. California’s diversity is our strength, and it is time to “go all in” on putting those words into action for our state’s students and their families.

Sincerely,

Sylvia Torres-Guilien
Director of Education Equity
ACLU of California

Andrew Esposo
Chairperson
Anakbayan Los Angeles

John Kim
Executive Director
Advancement Project

Audrey Kuo
Executive Director
API Equality-LA

Kyrie Salazar
Los Angeles Chapter Coordinator
AF31RM LA

Stewart Kwoh
President and Executive Director
Asian Americans Advancing Justice-LA

Marc Philpart
Principal Coordinator
Alliance for Boys and Men of Color (ABMoC)

Angela Chan
Policy Director
Asian Americans Advancing Justice-ALC

Kris Calvin
Chief Executive Officer
American Academy of Pediatrics, California

Andrew Medina
Policy Manager
Asian Americans Advancing Justice-CA
Richard Konda
Executive Director
Asian Law Alliance

Susan Li
President
Asian Pacific American Labor Alliance, Los Angeles

Mark Masaoka
Policy Director
Asian Pacific Policy & Planning Council

Maria Hu Wu
Community Organizer
ASPIRE

Ruth Barajas and
Indiana Barrenechea
Bay Area Community Resources

Aryeh Cohen
Rabbi in Residence
Bend the Arc: A Jewish Partnership for Justice

CAIR CA:

Hussam Ayloush
Executive Director
CAIR - Greater Los Angeles Area

Hanif Mohebi
Executive Director
CAIR - San Diego

Zahra Billoo
Executive Director
CAIR - San Francisco Bay Area

Jeffrey Freitas
Secretary Treasurer
California Federation of Teachers

Angelica Ramirez
Associate Director
California Health Professional Student Alliance

Carlos Amador
Lead Organizer
California Immigrant Policy Center

Edna Monroy
Southern California Regional Organizer
California Immigrant Youth Justice Alliance (CIYJA)

Georgia Brewer
Associate Director
California OneCare

Kimberly Chen
Government Affairs Manager
California Pan-Ethnic Health Network

Krista Niemczyk
Public Policy Manager
California Partnership to End Domestic Violence

Angelica Ramirez
Associate Director
California Physicians Alliance

Kathleen Ryan
President
California School Nurses Organization

Judy Appel
Executive Director
California School-Based Health Alliance
Norma Rodriguez  
Organizing and Policy Director  
**Californians for Justice**

Xilonin Cruz Gonzalez  
President  
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Executive Director  
**CARECEN (Central American Resource Center)**

Kenneth Magdaleno  
Executive Director  
**Center for Leadership, Equity and Research (CLEAR)**

Ted Lempert  
President  
**Children Now**

Alex Johnson  
Executive Director  
**Children’s Defense Fund - California**

Rabbi Jonathan Klein  
Executive Director  
**Clergy and Laity United for Economic Justice (CLUE)**

Sandra Rossato  
Executive Director  
**Clinica Monseñor Oscar A Romero**

Kevine Boggess  
Director of Policy  
**Coleman Advocates for Children & Youth**

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President & CEO  
**Community Coalition**

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Executive Director  
**Council of Mexican Federations (COFEM)**

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Director  
**DEG Foundation**

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Advocacy Coordinator  
**Dream Team LA**

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Executive Director  
**East Bay Asian Youth Center**

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Executive Director  
**Educate California**

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Chief Operating Officer  
**Empowering Pacific Islander Communities**

Keith Kamisugi  
Director of Communications  
**Equal Justice Society**

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Executive Director  
**Equality California**

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Advocacy Manager  
**Families In Schools**

Folorunso Ashaolu and Gilbert Martinez  
**Fathers & Families of San Joaquin**
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Executive Director
Filipino Migrant Center

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Senior Community Organizer
FosterEd

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Zachary Darrah
Executive Director
Fresno Interdenominational Refugee Ministries

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Senior Manager of Community Advocacy
Having Our Say Coalition

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Community Liaison
Hawai'i's Daughters Guild

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Campaign Director
HEAL California

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Executive Director
Housing Long Beach

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Deportation Defense Coordinator
Immigrant Youth Coalition

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InnerCity Struggle

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Interfaith Communities United for Justice and Peace (ICUJP)

Maegan Ortiz
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Instituto de Educacion Popular del Sur de California

Lian Cheun
Executive Director
Khmer Girls in Action

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President and CEO
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Immigrant Rights Project Director
Korean Resource Center

Alexandra Suh
Executive Director
Koreatown Immigrant Workers Alliance

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Law and Policy Director and Senior Counsel
Lambda Legal

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President
Latino and Latina Roundtable of the Pomona Valley and San Gabriel Valley

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Health Policy Outreach Manager
Latino Coalition for a Healthy California
Martha Cota  
Founder/Executive Director  
**Latinos In Action**

Alison Brunner  
CEO  
**Law Foundation of Silicon Valley**

Deborah Escobedo  
Senior Attorney, Racial Justice-Education  
**Lawyers' Committee for Civil Rights**

Patricia Castellanos  
Deputy Director  
**Los Angeles Alliance for A New Economy**

Lola Smallwood Cuevas  
Director  
**Los Angeles Black Worker Center**

Lorri L. Jean  
CEO  
**Los Angeles LGBT Center**

Salam Al-Marayati  
President  
**Muslim Public Affairs Council**

Jeanette Ellis-Royston  
Branch President  
**NAACP Pomona Valley Branch**

Kate Kendell  
Executive Director  
**National Center for Lesbian Rights**

Jesse Hahnel  
Executive Director  
**National Center for Youth Law**

Jerry Tello  
Director  
**National Compadres Network**

Chris Newman  
Legal Director  
**National Day Laborer Organizing Network (NDLON)**

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Senior Staff Attorney  
**National Employment Law Project**

Shiu Ming Cheer  
Senior Staff Attorney  
**National Immigration Law Center**

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Co-President  
**National Lawyers Guild - LA**

Kawen T. Young  
Executive Director  
**Native Hawaiian & Pacific Islander Alliance**

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Co-Chair  
**Nikkei for Civil Rights & Redress**

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Executive Director  
**OCA-Greater Los Angeles**

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Founder and Facilitator  
**Ohana Partners, The Navigators**

Mary Anne Foo  
Executive Director  
**Orange County Asian and Pacific Islander Community Alliance**

Shakeel Syed  
Executive Director  
**Orange County Communities Organized for Responsible Development (OCCORD)**
Felicity Figueroa  
Chair  
Orange County Equality Coalition

Carolina Perez  
Cofounder  
Padres Activos en el Valle de San Fernando

Araceli Simeon  
Project Director  
Parent Organization Network

Adam Kruggel and Sergio Luna  
PICO California

Aquilina Soriano Versoza  
Executive Director  
Pilipino Workers Center of Southern California

Angela Glover Blackwell  
CEO  
PolicyLink

Tanuoma'aleu Ah You  
Founder  
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Senior Staff Attorney  
Public Advocates, Inc.

Lauren Brady  
Directing Attorney, Statewide Education Rights Project  
Public Counsel

Kathy Hoang  
Director  
Restaurant Opportunities Center of Los Angeles (ROC-LA)

Patsy M. Tito  
Samoan Community Development Center

Javier Silva  
Administrative & Development Coordinator  
San Diego Dream Team

Misi Tagaloa  
Pastor  
Second Samoan United Church of Christ

David Huerta  
President  
SEIU United Service Workers West

Maricela Gutierrez  
Executive Director  
Services, Immigrant Rights, and Education Network (SIREN)

Quyen Dinh  
Executive Director  
Southeast Asia Resource Action Center

Fr chris ponnet  
Pastor  
St Camillus center for spiritual care, Catholic Church

Gabriela Galicia  
Immigrant Rights and Empowerment Program Manager  
Street Level Health Project

Michele Siqueiros  
President  
The Campaign for College Opportunity

Ryan J. Smith  
Executive Director  
The Education Trust-West
Luz Gallegos
Community Programs Director
TODEC Legal Center

V Faletau
Co-Founder
Tongan American Youth Foundation

John Rogers
Professor and Director
UCLA's Institute for Democracy, Education, and Access (IDEA)

Alex Caputo-Pearl
President
United Teachers Los Angeles

Trina Lei Pasumble
Organizer
UPLIFT

Lourdes Amante, Kevin Qualls, Tanya Sapa
Co-founders
USC Pacific Islander Student Association

Arturo Ybarra
Founder and Executive Director
Watts Century Latino Organization

Shamann Walton
Executive Director
Young Community Developers

Anne Marks
Executive Director
Youth ALIVE!

Candace Meehan
Executive Director
23 Seeds of Greatness

Nelly Paredes-Walsborn
Director/Co-founder
605 Citizenship Project

Signed On After 11.28.16:

Kirk Whisler
COO
Latino Literacy Now

Renata Moreira
Executive Director
Our Family Coalition

Anne Hawthorne
Executive Director
Los Angeles United Methodist Urban Foundation

Jason Rabinowitz
Secretary-Treasurer
Teamsters Local 2010

John Martin
Chair
CPFA California part Time Faculty Association

Robert Cavorois
President
UAW Local 2865

Sally Lew
Network Weaver
Equal Voice for Southern California Families Alliance

Eder Gaona-Macedo
Executive Director
Future Leaders of America, Inc.

Bishop Grant Hagiya
United Methodist Church, California Pacific Conference

Bishop Minerva G. Carcano
San Francisco Area of The United Methodist Church
UC President Napolitano announces multiyear support for undocumented students

UC Office of the President
Wednesday, May 11, 2016

University of California President Janet Napolitano today (May 11) announced a three-year commitment to support the university’s efforts for undocumented UC students.

“We are committed to continuing a path forward for undocumented students at the University of California,” Napolitano said. “This funding will further strengthen the university’s undocumented student initiative, and help ensure that these students receive the support and resources they need to succeed.”

The university will earmark $8.4 million a year through the 2018-19 academic year for undocumented student support across its 10 campuses. The funding will be divided among three priorities:

- UC's DREAM Loan Program will receive $5 million per year for at least three years. The program makes student loans available to undocumented students, who are not eligible for federal aid. Students will repay their loans back into the DREAM Loan fund.
- Student services staff coordinators and targeted undergraduate and graduate fellowships, as well as other financial support such as funds for textbooks, will be allocated $2.5 million per year.
- UC's Undocumented Legal Services Center will receive $900,000 per year.

President Napolitano first launched the Undocumented Students Initiative just weeks after joining the university in fall 2013. The initiative allotted $5 million for undocumented student support.

“From the earliest days of her presidency, Janet Napolitano has acted to ensure that our undocumented students are on equal footing with others seeking to fulfill their aspirations at UC campuses,” said UC Board of Regents Chairman Monica Lozano. “These efforts have made the University of California a leader among universities across the nation in ensuring academic opportunity for undocumented college students.”
Related Links:

California Dream Loan Program: http://ucal.us/dreamloan [http://ucal.us/dreamloan]

UC Legal Services Center: https://law.ucdavis.edu/uc-undocumented/ [https://law.ucdavis.edu/uc-undocumented/]
A Statement from the
California Faculty Association Board of Directors
November 17, 2016

The California Faculty Association is a progressive labor union and a leader in higher education, representing the more than 27,000 faculty, librarians, coaches, and counselors in the CSU systems, which serves over 470,000 students in the state of California.

As a union, we advocate for higher educational opportunities for all, including quality education for our students, policies that ensure access to higher education, and fair working conditions for the faculty. True to our mission and values and in light of the recent national election, CFA will among other things:

- Remain a progressive labor union committed to anti-racism and social justice transformation and redouble our efforts to enact these values.
- Defend our most vulnerable colleagues and students from all manner of attacks including racist, sexist, nationalist, homophobic, transphobic, anti-Muslim, and anti-Semitic attacks.
- Protect academic freedom, including the rights of faculty, students, and staff to engage in debate and public protest.
- Condemn all hate speech and hate crimes on campus and beyond.
- Champion the rights of all workers to organize and defend their livelihoods and working conditions.

Further, in order to protect the most vulnerable members of our campus communities, CFA will press Chancellor White and the Board of Trustees to erect every legal bulwark possible to defend our undocumented students, undocumented CSU employees, and their families to ensure that they are not subject to intimidation, unfair investigation, or deportation. In addition to the measures affirmed in the Chancellor’s “Open Letter to Faculty, Staff and Students of the California State University” dated November 17, 2016, the CFA urges the CSU to:

- Guarantee student privacy by refusing to release information regarding the immigration status of our students and community members. Refuse to comply with immigration authorities regarding deportations or raids.
- Refuse ICE (U.S. Immigration and Customs Enforcement) physical access to all land owned or controlled by the CSU.
- Provide healthcare stipends for students who do not have access to Medicaid due to lack of documentation and who cannot afford to pay for school insurance.
- Offer over-break housing for students who cannot return home due to fear of deportation.
- Bring legal experts and immigration activists and advocates to campuses, so that they can provide legal counseling to undocumented students and students with undocumented family members.
In the event that DACA (Deferred Action for Childhood Arrivals) is reversed, CFA urges the CSU to:

- Ensure that these students continue to receive their financial aid and fellowship stipends by creating special funds, segregated from federal monies and guarantee in-state tuition to students previously deemed DACA recipients.
- Create special funding sources to provide undocumented students with stipends, which they can receive in exchange for performing research under the guidance of faculty members or other meaningful educational projects.
- Assign a specific office and designated staff who will assist DACA students and other students who lack the privilege of citizenship on a strictly confidential basis.

CFA is committed to work in coalition with our partners in higher education, labor, and the community to protect these values and honor these commitments. Our union will stand in solidarity with Native people and people of color, members of the LGBTQ community, women, and members of religious communities who may be targeted for intimidation and violence. We invite all members of the CSU community to join us in our efforts.

Approved by the CFA Board of Directors
November 17, 2016
November 17, 2016

Office of the President
University of California
1111 Franklin Street, 12th Floor
Oakland, CA 94607

Dear President Napolitano,

In the week since Donald Trump’s victory in the presidential election, I have heard from and met with students in our UC, CSU, and Community Colleges systems who have echoed the nationally reported fears expressed by undocumented and minority U.S. residents. These concerns were intensified by the President-elect’s most recent threat on CBS’ 60 Minutes to deport up to three million U.S. residents.

Estimates on the number of undocumented dangerous felons are significantly fewer than the three million Mr. Trump has declared he’ll deport. Therefore, if Mr. Trump’s three million goal is to be achieved, that could likely include many law-abiding and promising students within California’s public higher education systems. We have both a moral and economic imperative to protect our students – the future workforce and families of California – from Mr. Trump’s stated intentions.

We must take urgent stock of current policies and vulnerabilities pertaining to the personal data held and processed by the University of California, to shield students from federal agencies under a Trump administration. And to re-assure students and their families, we must codify practices, improve training, and formally declare University of California campuses to be “Sanctuary Campuses”, where residents can pursue a higher education without the fear of Mr. Trump’s proposed deportation force.

I propose, but do not limit ourselves, to explore the following:

1. Move quickly toward affirming UC, CSU, and Community Colleges as "Sanctuary Campuses"
2. A review of FERPA implications, and how to protect student data from abuse by the Federal Government
3. A review of protocols and training for campus police and administrative officials in cooperating with immigration enforcement
4. Conclude reviews with a codified commitment from UC, CSU, and Community Colleges not to share students' personal information with federal government.

I look forward to working with you and the U.C. Board of Regents to bring a swift and declarative resolution to these issues and allay students’ concerns.

Sincerely,

GAVIN NEWSOM
California Lieutenant Governor and U.C. Regent
November 17, 2016

Office of the Chancellor
California State University
401 Golden Shore
Long Beach, CA 90802

Dear Chancellor White,

In the week since Donald Trump’s victory in the presidential election, I have heard from and met with students in our UC, CSU, and Community Colleges systems who have echoed the nationally reported fears expressed by undocumented and minority U.S. residents. These concerns were intensified by the President-elect’s most recent threat on CBS’ 60 Minutes to deport up to three million U.S. residents. Estimates on the number of undocumented dangerous felons are significantly fewer than the three million Mr. Trump has targeted for deportation. Therefore, if Mr. Trump’s three million goal is to be achieved, that could likely include many law-abiding and promising students within California’s public higher education systems. We have both a moral and economic imperative to protect our students – the future workforce and families of California – from Mr. Trump’s stated intentions.

We must take urgent stock of current policies and vulnerabilities pertaining to the personal data held and processed by California State University, to shield students from federal agencies under a Trump administration. And to re-assure students and their families, we must codify practices, improve training, and formally declare CSU campuses to be “Sanctuary Campuses”, where residents can pursue a higher education without the fear of Mr. Trump’s proposed deportation force.

I propose, but do not limit ourselves, to explore the following:

1. Move quickly toward affirming UC, CSU, and Community Colleges as “Sanctuary Campuses”
2. A review of FERPA implications, and how to protect student data from abuse by the Federal Government
3. A review of protocols and training for campus police and administrative officials in cooperating with immigration enforcement
4. Conclude reviews with a codified commitment from UC, CSU, and Community Colleges not to share students’ personal information with federal government

I look forward to working with you and the CSU Board of Trustees to bring a swift and declarative resolution to these issues and allay students’ concerns.

Sincerely,

Gavin Newsom
California Lieutenant Governor and CSU Trustee
November 17, 2016

Office of the Chancellor
California Community Colleges
1102 Q Street, Suite 4550
Sacramento, CA 95811

Dear Interim Chancellor Skinner,

In the week since Donald Trump’s victory in the presidential election, I have heard from and met with students in our UC, CSU, and Community Colleges systems who have echoed the nationally-reported fears expressed by undocumented and minority U.S. residents. These concerns were intensified by the President-elect’s most recent threat on CBS’ 60 Minutes to deport up to three million U.S. residents. Estimates on the number of undocumented dangerous felons are significantly fewer than the three million Mr. Trump has targeted for deportation. Therefore, if Mr. Trump’s three million goal is to be achieved, that could likely include many law-abiding and promising students within California’s public higher education systems. We have both a moral and economic imperative to protect our students – the future workforce and families of California – from Mr. Trump’s stated intentions.

We must take urgent stock of current policies and vulnerabilities pertaining to the personal data held and processed by California Community Colleges, to shield students from federal agencies under a Trump administration. And to re-assure students and their families, we must codify practices, improve training, and formally declare California Community College campuses to be “Sanctuary Campuses”, where residents can pursue a higher education without the fear of Mr. Trump’s proposed deportation force.

I propose, but not limit ourselves, to explore the following:

1. Move quickly toward affirming UC, CSU, and Community Colleges as “Sanctuary Campuses”
2. A review of FERPA implications, and how to protect student data from abuse by the Federal Government
3. A review of protocols and training for campus police and administrative officials in cooperating with immigration enforcement
4. Conclude these reviews with a codified commitment from UC, CSU, and Community Colleges not to share students’ personal information with federal government

I look forward to working with you, incoming Chancellor Oakley and the Board of Governors to bring a swift and declarative resolution to these issues and allay students’ concerns.

Sincerely,

Gavin Newsom
California Lieutenant Governor
University of California Statement of Principles in Support of Undocumented Members of the UC Community

STUDENT SUPPORT & SUCCESS

The University of California welcomes and supports students without regard to their immigration status. UC will continue to admit students in a manner consistent with our nondiscrimination policy and without regard to a student's race, color, national origin, religion, citizenship or other protected characteristic. In other words, undocumented applicants with or without DACA status will be considered for admission on the same basis as any U.S. citizen or other applicant.

The University is committed to creating an environment in which all admitted students can successfully matriculate and graduate.

Federal law protects student privacy rights, and the California Constitution and statutes provide broad privacy protection to all members of the UC community. University policy provides additional privacy protections. When the University receives requests for information that implicate individual privacy rights, the University will continue its practice of working closely with the Office of General Counsel to protect the privacy of members of the UC community. We will not release immigration status or related information in confidential student records, without permission from a student, to federal agencies or other parties without a judicial warrant, a subpoena, a court order or as otherwise required by law.

UC CAMPUSES AND OTHER UC LOCATIONS

Primary jurisdiction over enforcement of federal immigration laws rests with the federal government and not with UCPD or any other state or local law enforcement agency. UCPD is devoted to providing professional policing services that strive to ensure a safe and secure environment in which members of the University's diverse community can pursue the University's research, education and public service missions. Community trust and cooperation are essential to effective law enforcement on campus or other UC locations. The limited resources of UC police departments should not be diverted from this mission to enforcement of federal immigration laws. Accordingly:

a. No UC campus police department will join those state and local law enforcement agencies that have entered into an agreement with Immigration and Customs Enforcement (ICE), or undertake other joint efforts with federal, state or local law enforcement agencies, to investigate, detain or arrest individuals for violation of federal immigration law.

b. It is in the best interest of all members of the UC community to encourage cooperation with the investigation of criminal activity. To encourage such cooperation, all individuals, regardless of their
immigration status, must feel secure that contacting or being addressed by UC police officers will not automatically lead to an immigration inquiry and/or a risk of removal. Consequently:

1. Campus police officers will not contact, detain, question or arrest an individual solely on the basis of suspected undocumented immigration status or to discover the immigration status of an individual, except as required by law.

2. Campus police should avoid actions that create a disincentive to report crime, or to offer testimony as a witness to a crime, such as requesting information about immigration status from crime victims and witnesses.

c. The California Attorney General has concluded that civil immigration detainers are voluntary requests to local law enforcement and compliance is not mandatory. Local law enforcement agencies may be liable for improperly detaining an individual who is otherwise eligible for release based on a civil immigration detainer. Consequently:

1. Campus police officers will not detain an individual in response to an immigration hold request from ICE, or any other law enforcement agency enforcing federal immigration law, unless doing so is required by law or unless an individual has been convicted of a serious or violent felony.

2. In order to confirm compliance with legal requirements and these principles, campus police chiefs should review any other request for information from ICE, or any other law enforcement agency enforcing federal immigration law, before response.

d. If campus police receive a request to assist a victim of or witness to a crime with a U visa or T visa application, the request should be immediately forwarded to the campus police chief who should take prompt action to facilitate the request, if appropriate.

A federal effort to create a registry based on any protected characteristics, such as religion, national origin, race or sexual orientation, would be antithetical to the United States Constitution, the California Constitution, federal and state laws, and principles of nondiscrimination that guide our University.

UC MEDICAL FACILITIES

The University's medical centers treat all patients who require our services without regard to race, color, religion, national origin, citizenship or other protected characteristics. In keeping with the mission of the University of California, we recognize and understand that our ability to fulfill our public health responsibilities depends on the ability of patients to trust their providers. Our UC medical centers remain committed to these responsibilities and will vigorously enforce University nondiscrimination and privacy policies and standards of professional conduct.

These principles will be implemented through policies and procedures that will apply to all UC campuses and medical facilities.
RESOLUTION ON IN-RESIDENCE REQUIREMENT FOR LAST 40 UNITS

WHEREAS, Cal Poly currently requires undergraduate students to take on campus at least 30 of their last 40 units required for the degree; and

WHEREAS, This requirement was established at a time before 4-unit courses were the norm at Cal Poly; and

WHEREAS, Raising the cap for off-campus transfer credit from 10 to 12 of the last 40 units would correspond to three 4-unit courses and reduce the need for special petitions; therefore be it

RESOLVED: That Cal Poly lower from 30 to 28 the number of units from a student’s last 40 required for the degree that must be taken in residence; and be it further

RESOLVED: That the *Cal Poly Catalog* reflect and the Registrar’s Office enforce this change effective immediately.

Proposed by: Academic Senate Executive Committee
Date: September 27, 2016
Adopted:

ACADEMIC SENATE
of
CALIFORNIA POLYTECHNIC STATE UNIVERSITY
San Luis Obispo, CA

AS-___-17

RESOLUTION ON REQUEST FOR OUTSIDE REVIEW

WHEREAS, Attracting a diverse student body, diverse faculty, and diverse staff has been challenging for Cal Poly; and

WHEREAS, Attracting a diverse student body, diverse faculty, and diverse staff is central to the educational mission of Cal Poly; and

WHEREAS, The lack of diversity affects us all; and

WHEREAS, Attracting a diverse student body is inhibited by the lack of diversity among faculty and staff; and

WHEREAS, Improving diversity at Cal Poly is the responsibility of the entire Cal Poly community; and

WHEREAS, By partnering we can work together to create strategies to improve diversity; and

WHEREAS, Improving diversity depends not only on recruitment, but retention as well; and

WHEREAS, During the past eighteen month period ending June 30, 2016, 13 Black staff members, approximately 40% of Cal Poly's Black staff, left Cal Poly for other jobs; and

WHEREAS, There are serious concerns regarding resignations of other underrepresented groups; and

WHEREAS, Many of those who resigned were members of the Academic Professionals of California (APC); and

WHEREAS, Some of the those members of APC who resigned were eligible to serve in the Academic Senate; and

WHEREAS, There are experts at dealing with workplace issues; therefore be it

RESOLVED: That the Cal Poly administration develops a protocol for conducting exit interviews; and be it further

RESOLVED: That the Academic Senate requests that President Armstrong invite an outside entity to conduct a review of the departures in Cal Poly’s Black staff as well as departures in other underrepresented groups; and be it further

RESOLVED: That the Academic Senate and the unions representing staff be consulted prior to the invitation to the outside entity; and be further
RESOLVED: That the results of the review shall be shared with the Academic Senate as well as the unions representing staff; be it further

RESOLVED: That the Academic Senate as well as the unions representing staff shall be consulted with regard to recruitment and retention strategies that are developed in response to this review.

Proposed by: Paul Chohoter, Senator
Camille O’Bryant, Associate Dean CSM
Harvey Greenwald, Emeritus
Rose Duran, Academic Professionals of California Statewide Secretary

Date: December 12, 2016
RESOLUTION ON PROPOSING NEW COURSES OR OTHER CHANGES TO CURRICULA

WHEREAS, The development of curriculum and instruction is the responsibility of the faculty, a fundamental principle supported by AAUP (Statement on Government of Colleges and Universities)\(^1\) and the Academic Senate of the CSU (ASCSU) (Collegiality in the California State University System, 1985)\(^2\) to name a few; and

WHEREAS, At times it has been necessary to reassert this principle, for example by the ASCSU (Reasserting Faculty Control of Curricula Regardless of Delivery Mode, AS-3081-12/FA/AA)\(^3\), and by the Cal Poly Academic Senate (Resolution on Shared Governance, AS-748-12)\(^4\); and

WHEREAS, Current campus procedures establish the workflow for proposing new curricula: the Office of the Registrar states that “Proposals for new courses are developed by faculty and submitted for approval through the Curriculum Management system,” (http://registrar.calpoly.edu/course-policies-guidelines#Propose%20a%20New), and Academic Senate Bylaws (VIII.1.2b) state that “[t]he Curriculum Committee evaluates curriculum proposals from departments and colleges;” and

WHEREAS, On this campus, the policy that only faculty may propose new courses or other changes to existing curricula has been articulated for some time, but it does not appear in Senate documentation; therefore be it

RESOLVED: That the faculty reassert and reaffirm that the development of curriculum and instruction are the purview of the faculty; and be it further

RESOLVED: That only current faculty may propose new courses or other changes to curricula, and that they do so through the curriculum committee of the appropriate academic department or associated college.

Proposed by: Glen Thorncroft, Senator, CENG
Paul Rinzler, Senator, CLA
Lauren Garner, Senator, CAFES

Date: December 5, 2016
Footnotes:
1 "When an educational goal has been established, it becomes the responsibility primarily of the faculty to determine the appropriate curriculum and procedures of student instruction." AAUP Statement on Government of Colleges and Universities

2 "Because the university's curriculum is of central concern to the faculty and because faculty have the primary responsibility in curricular decisions, it follows that faculty should have the major voice in academic policy decisions which closely affect the curriculum, access to the curriculum, or the quality of the curriculum." Collegiality in the California State University System, Academic Senate of the CSU (1985)

3 "RESOLVED: That the Academic Senate of the California State University (ASCSU) reassert that the quality of the curriculum for academic credit, including technology-mediated courses and online courses, remain the purview of the faculty individually and collectively..." Reasserting Faculty Control of Curricula Regardless of Delivery Mode, CSU Academic Senate, AS-3081-12/FNAA

4 "RESOLVED: That the faculty affirm its primary responsibility for such fundamental areas as curriculum, subject matter and methods of instruction, research, faculty status, and student educational processes..." Resolution on Shared Governance, Cal Poly Academic Senate Resolution AS-748-12
RESOLUTION TO MODIFY THE BYLAWS OF THE ACADEMIC SENATE

1 RESOLVED: That the Bylaws of the Academic Senate be modified as shown on the attached copy.

Proposed by: Academic Senate Executive Committee
Date: November 16, 2016
II. MEMBERSHIP OF THE ACADEMIC SENATE
   B. TERMS OF OFFICE
      1. Terms of office for senators: the elected term of office for
         senators shall be a two-year term or one-year term when the
         caucus membership changes by more than two
         representatives. A senator can serve a maximum of two
         consecutive, elected terms. An elected senator (according to
         Article III of the bylaws), can serve a maximum of four
         consecutive years and shall not again be eligible for election
         until one year has elapsed with the exception of ex officio
         members (e.g., past Senate Chair and Statewide Senators). A
         senator appointed to fill a vacant elected position after the
         winter elections or a temporary vacancy for an elected
         position shall serve until the completion of that term or until
         the senator being temporarily replaced returns, whichever
         occurs first. If this temporary appointment is for one year or
         less or if the senator is serving a one-year elected term, it shall
         not be counted as part of the two-term four years maximum
         for elected senators. The representative for part-time
         academic employees shall serve a one-year term with a
         maximum of four consecutive one-year terms.