



ASSOCIATED STUDENTS SENATE

University of California, Santa Barbara

Senate Resolution

Title: Resolution to Reaffirm the University of California, Santa Barbara as a Sanctuary Campus			
Author	Jessy Gonzalez	Second	Hailey Stankiewicz
Number	100621-08	FPP	
Bill Type	Directional & Positional	Vote	2/3rds

CONSTITUTION AND BY-LAWS RECOMMENDATION

Grammatical Recommendations	
Structural Recommendations	
Legal Code Violations	
Pass with Amendments	
Table	

COMMITTEE RECOMMENDATION

Pass as Written		Pass with Amendments		Do Not Pass	
Refer to Committee					
Recommended by a Vote of			Chairperson's Initials		

STUDENT-SPONSORED LEGISLATION

Student Sponsor	<i>Esme Quintero-Cubillan</i>	<i>Geo Lucero</i>
<i>The Student Sponsored Liaison has ensured that this Student-Sponsored Resolution is correct in its form and adherence to the AS UCSB Legal Code.</i>		

FISCAL IMPACT

Amount	0	Account	N/A
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A Resolution to Reaffirm the University of California, Santa Barbara as a Sanctuary Campus

WHEREAS: Recently, the USA Today reported that federal agents policing an encampment for a surge of migrant Haitians in Del Rio, Texas, used whips on horseback to brutally chase down migrants¹; and,

WHEREAS: The constant efforts to make DACA unconstitutional has been pernicious to students' feeling of security on campus and in their personal environments, especially after a federal judge in Texas blocked the Biden administration from approving new applications for the Obama-era Deferred Action for Childhood Arrivals program on July 16, 2021²; and,

WHEREAS: The University of California has an obligation to provide *all* students with supportive learning environments free from fear, harassment, and discrimination; and,

WHEREAS: The U.S. Department of Education and former California Governor Jerry Brown suggest that higher education institutions—such as the University of California—create open and welcoming environments for undocumented students; and,

WHEREAS: The Associated Students of the University of California, Santa Barbara (ASUCSB) empowers the underrepresented and underserved with respect to race, ethnicity, national origin, immigration status, religion, sexual orientation, gender identity, physical/psychological abilities, and all other forms of marginalization; and,

WHEREAS: The Associated Students of the University of California, Santa Barbara (ASUCSB) values, respects, and encourages cultural diversity in curricula, programs, and services as well as diversity in ideas among the community of learners, professors, and professionals; and,

WHEREAS: Being Undocumented, or unlawfully present, in the United States is not in a violation of federal criminal law, rather considered as a misdemeanor; and,

WHEREAS: Over 200 universities and colleges across the United States of America have petitioned to declare sanctuary; and,

WHEREAS: Lawmakers, and policymaking groups have used terms like “criminal aliens” and other misleading rhetoric that portrays the Undocumented community as “criminal” or a threat to our Factions; and,

WHEREAS: Human beings have been migrating between foreign lands throughout history in search of opportunities, security, basic needs, and a better way of life, and it is until recent years that this natural human behavior has been criminalized; and,

¹ Brown, M., Rouan, R., & TODAY, U. (2021, September 23). *Live updates: Horse patrols temporarily suspended at Haitian migrant camp in del Rio, Texas*. USA TODAY. <https://www.usatoday.com/story/news/politics/2021/09/23/haitian-migrants-us-diplomat-quits-cites-inhumane-treatment/5825162001/>

² *Federal judge finds DACA unlawful, blocks new applicants*. (2021, July 16). POLITICO. <https://www.politico.com/news/2021/07/16/texas-federal-judge-daca-applicants-499896>

WHEREAS: The Sanctuary City Movement is an international societal involvement and alliance from the public and private sectors (including faith groups, charities, housing providers, police, education sector, and local governments); and,

WHEREAS: There is no federal definition for “Sanctuary” State, Cities, or Campuses, but rather an implementation of policies that limit institutions interaction with federal agencies; and,

WHEREAS: Policies that comply with the United States Constitution are as follows,

- 1. Not comply with detainer request, unless presented with a judicial warrant
- 2. Not collecting immigration-related information, unless required by federal law
- 3. Not allowing local funds, personal, or facilities to be used for immigration enforcement
- 4. Not allowing Immigration and Customs Enforcement (ICE) or the Department of Homeland Security (DHS) into local jails
 - a. Required to notify people within the jail if ICE or DHS want to talk to them
 - b. Requires ICE and DHS officers to identify themselves and wear duty jackets if allowed on local facilities
- 5. Not discriminating on the basis of immigration status in the provision of city services, unless required by federal law
- 6. Provide funding for legal representation for local residents in immigration proceedings; and,

WHEREAS: California’s “Sanctuary State” status is defined by Senate Bill 548; and,

WHEREAS: In order to ensure that all students have equal access to Associated Students’ events and services, it is in the association’s best interest to declare itself as a “sanctuary;” and,

THEREFORE LET IT BE RESOLVED THAT THE ASSOCIATED STUDENTS IN THE 72ND SENATE ASSEMBLED: In solidarity with the undocumented community, strongly supports the adoption of “sanctuary status,” which includes the following stipulations:

1. Ensure that the identities of undocumented students and staff continue to be protected by refusing all voluntary information sharing with US Immigrations and Customs Enforcement) (ICE) and US Customs and Border Protection (CBP) across all aspects of the university—including but not limited to Admissions and Financial Aid—to the fullest extent possible under the law.
2. Invest in faculty and staff training to support undocumented students.
3. Protect undocumented students and staff from deportation or detention on school-owned property.
4. Prohibit the physical presence of ICE on all land owned or controlled by UCSB.
5. “Prohibit campus security from inquiring about or recording as to an individual’s immigration status or enforcing immigration laws or participating with ICE and CBP in actions;” and,

LET IT FURTHER BE RESOLVED: That the Associated Students of the University of California, Santa Barbara (ASUCSB) shall inform undocumented immigrants of their rights through various resources such as informational sessions and virtual tools; and,

LET IT FURTHER BE RESOLVED: That we, the 72nd Senate Assembled, call on the University of California, Santa Barbara's faculty to support undocumented students in times of distress; and,

LET IT FURTHER BE RESOLVED: That we, the 72nd Senate Assembled, direct all five (5) Executive offices to release a statement in support of the Undocumented Community & International Community at the University of California, Santa Barbara, and in support of declaring the University of California, Santa Barbara as a "Sanctuary Campus;" and,

LET IT FURTHER BE RESOLVED: That we, the 72nd Senate Assembled, direct the A.S. Executive Director and A.S. President to release a statement in support of the University of California, Santa Barbara as a "Sanctuary Campus" to the Vice-Chancellor of Student Affairs, Executive Vice-Chancellor, and the Chancellor; and,

LET IT FURTHER BE RESOLVED: That the Associated Students of the University of California, Santa Barbara (ASUCSB) will continue to actively use its resources to address housing discrimination that targets undocumented and international students; and,

LET IT FURTHER BE RESOLVED: That the Associated Students of the University of California, Santa Barbara (ASUCSB) will continue its lobbying efforts in making education more accessible and will seek to lobby for in-state tuition costs for qualifying undocumented students; and,

LET IT FURTHER BE RESOLVED: That the Associated Students of the University of California, Santa Barbara (ASUCSB) will continue to maintain values of equity and integrity in its policies, particularly in regards to the undocumented and international communities; and,

LET IT FURTHER BE RESOLVED: That the A.S. President, on behalf of the 72nd Senate Assembled and the Associated Students of the University of California, Santa Barbara as a whole, will formally address the University of California's Office of the President with the stated position of the association via email; therefore,

LET IT FINALLY BE RESOLVED: That the Internal Vice-President of ASUCSB, on behalf of the 72nd Senate Assembled and the Associated Students of the University of California, Santa Barbara as a whole, will formally address the University of California, Santa Barbara Chancellor, Henry Yang, with the stated position of the association via email.

CC:

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