

## **The American Children First Initiative**

THE PEOPLE OF THE YUCAIPA-CALIMESA JOINT UNIFIED SCHOOL DISTRICT DO ENACT AS FOLLOWS:

An act to amend the Board Policies and Administrative Regulations of the Yucaipa-Calimesa Joint Unified School District relating to the establishment of provisions and mechanisms designed to ensure that only children of American citizens or the children of individuals legally allowed to reside in the United States are permitted to attend the district and receive a free education paid for by taxpayers.

### **SECTION 1. AN AMENDMENT TO BOARD POLICY 0000 TITLED “CONCEPTS AND ROLES”**

Board Policy 0000 shall be renumbered 0000.1.

### **SECTION 2. AN AMENDMENT TO BOARD POLICY**

Board Policies and Administrative Regulations shall be amended to include a new policy. This new board policy shall be given the numerical designation of 0000 and given the title of: “DECLARATION OF PURPOSE AND INTENT.” It shall read as follows:

The people of the Yucaipa-Calimesa Joint Unified School District believe that only the children of an American citizen or those children of an individual legally allowed to reside in the United States of America shall be entitled to the privilege of receiving a taxpayer funded free education in our school district.

The people further declare that American citizens who are children of illegal aliens shall be permitted to attend and receive an education subject to the following conditions:

1. The governing board calculates a “non-resident” tuition rate equal to a minimum of the total budget for the district divided by total enrollment figures at the conclusion of the preceding school year.
2. Parent(s) or legal guardian(s) for each child seeking admission remit payment of the amount above in full or through a program of equal monthly installments annualized over the school year, not the calendar year.

The people further declare that children who are not American citizens or legally allowed to reside in the United States of America shall be denied admission and are not eligible for the “non-resident” tuition rate.

Whenever the phrase “all children” or something contextually equivalent is used within this index of board policies and administrative regulations, it shall only mean those students who are permitted to attend this school district as outlined above.

### **SECTION 3. AN AMENDMENT TO ADMINISTRATIVE REGULATION 5111 TITLED “ADMISSION”**

The final sentence of the first paragraph shall be deleted as follows:

~~No attempt to deny admission on the basis of citizenship or legal resident status shall be tolerated by the district.~~

#### **SECTION 4. AN AMENDMENT TO BOARD POLICY 5111 TITLED “ADMISSION”**

Board Policy 5111 shall be amended so as to add the following text to the beginning of the policy:

It is incumbent upon the superintendent or designee and the governing board to honor the will, purpose, and intent of the people as expressed in Board Policy 0000.

In order to enroll their child in the district and receive a free education, a biological or adopted parent or legal guardian must provide their official birth certificate, social security card, and either their passport or state issued identification so as to prove they are an American citizen. They shall also provide a birth certificate and social security card for each child. Additionally, official court paperwork must be provided to verify any adoptions or legal guardianships.

Legal residents shall provide federal government identification documents for themselves and children to verify legal residency status.

Illegal aliens with American citizen children seeking “non-resident” admission shall provide an official birth certificate and social security card for each child applying for admission.

#### **SECTION 5. SEVERABILITY**

If any part or provision of this act to amend the board policies and administrative regulations is in conflict or inconsistent with applicable provisions of federal or state statutes, or is otherwise held to be invalid or unenforceable by any court of competent jurisdiction, such part or provision shall be suspended and superseded by such applicable laws or regulations, and the remainder of this act shall not be affected thereby.

#### **SECTION 6. INJUNCTIVE AND DECLARATORY RELIEF**

Any citizen residing within the Yucaipa-Calimesa Joint Unified School District boundaries may sue for injunctive, declaratory, or any other appropriate relief to enjoin violations or to compel compliance with the provisions of this section.

#### **SECTION 7. DUTIES TO DEFEND**

If any part or parts of this section are challenged in court, the district shall defend the legality of this section until all appeals have been exhausted and a final judgment is enacted.

#### **SECTION 8. REQUEST A SPECIAL ELECTION**

The people request a special election to vote on this initiative following verification of signatures and the transmission of a Certificate of Sufficiency to the proponents by the appropriate elections officials.