

Supporting Undocumented Students on Our Campus

Undocu-Ally Training 1: Foundational Knowledge





UndocuAlly Trainings at Cuesta College

- Originally trained by Dr. Elena Macias, former Special Assistant to the President at CSU Long Beach in 2015
 - AB540 Ally Training Project Lead
 - Ab540.com | elena.macias@ab540.com
- Adapted training materials to fit our institutions and audiences

GOT PAPERS? GOT DREAMS?

Know that you can go to college regardless of your immigration status

En Español



3-Part Training Series: Creating Change at Three Levels

1. In individual knowledge & interactions
2. In our offices, programs, departments, and/or organizations
3. University-wide | Advocating for Institutional-level Support

Objectives

1. Learn how undocumented immigrants are redefining what it means to be ‘American’ and distinguishing themselves as ‘Dreamers’
2. Recognize and distinguish between ‘inclusive’ and ‘exclusive’ language
3. Examine the context of undocumented students in higher education
4. Understand Legal Basics — AB 540, CA Dream Act, DACA
5. Explore examples of success on the Central Coast
6. Identify next steps to support undocumented students on your campus

What is an UndocuAlly?

- Acknowledges that undocumented students have a right to be enrolled in higher education
- Becomes informed about their rights & refers to appropriate professional campus staff as needed
- Knows that a person who has legal status has more power in initiating institutional support and can advocate against prejudice and discrimination
- Listens openly, yet does not interrogate the student on their immigration status, or outs them
- Is committed to maintaining confidentiality and respecting the privacy of people who are undocumented

Who is Undocumented?

An undocumented individual is a non-citizen living in the United States without a current, lawful immigration status.

1. Entered without inspection/permission, OR
2. Entered with a valid visa or other status, and overstayed the authorized duration of that status, therefore does not currently have lawful status in the US.

What is a Mixed Status Family?

- A “mixed-status family” is a family whose members include people with different citizenship or immigration statuses.
- Example: Parents are undocumented and the children are U.S.-born citizens

Activity: Sharing with a Partner

Discuss with the people around you:

- What kinds of challenges do you think undocumented students may face?
- What are you hoping to learn from today's training?

Facts about Undocumented Youth

Approximately **2.5 million** undocumented youth live in the United States.



Each year, **80,000** undocumented youth turn **18 years of age**.



Each year, **65,000** undocumented youth graduate from high school, of which only **5 to 10 percent** enroll in college.



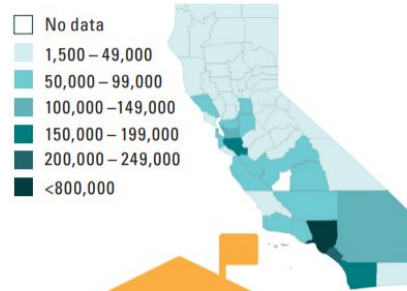
Of these undocumented youth enrolled in college, only **1 to 3 percent** graduate each year.



The Undocumented Community in California

- California Community Colleges serve the largest number of undocumented students, compared to CSUs and UCs
- Exact numbers of undocumented students should not be collected by institutions
- At least 13% of California K-12 students have at least one undocumented parent

California's undocumented residents live across the state⁷.



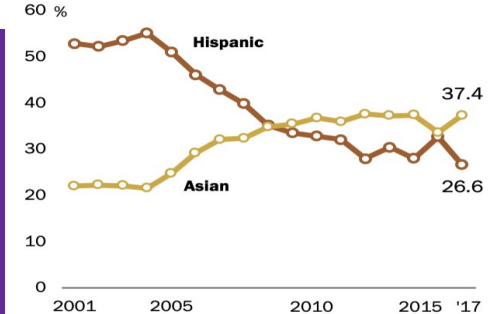
250,000

undocumented children 3-17 are enrolled in California schools³

<https://www.civilrights.org/resources/fact-sheet-undocumented-student-2016/>

Among new immigrant arrivals, Asians outnumber Hispanics

% of immigrants arriving in the U.S. in each year who are ...



Note: Figures for 2001 to 2004 are based on the household population and do not include arrivals residing in group quarters. Data for 2017 represents slightly more than half of immigrants arriving during the year because the ACS data is collected through the year. Race and ethnicity based on self-reports. Asians include only single-race non-Hispanics. Hispanics are of any race. Source: Pew Research Center tabulations of 2001-2017 American Community Surveys (IPUMS).

PEW RESEARCH CENTER

Terminology

Preferred Terms

- Undocumented Student
- Undocumented Immigrant

Dehumanizing Terms

- Illegal
- Immigrant
- Criminal Alien
- Animals

Terms You May Hear

- AB 540 Student
- DACAmented
- Dreamer



WORDSMATTER

Many news organizations like the Associated Press, New York Times, LA Times, and NBC News have all established style guides to eradicate these dehumanizing terms, in favor of the preferred terms.

Focus on Deconstructing Dehumanizing Stereotypes

| | |
|---|---|
| <p><i>“Undocumented people are criminals”</i></p> | <p>Despite common anti-immigrant rhetoric, several studies show that immigrants are actually less likely to commit crimes than U.S. born citizens. Source</p> |
| <p><i>“They don’t pay taxes and receive all benefits”</i></p> | <p>Those who are undocumented in the U.S. CAN and often DO pay taxes. However, they DO NOT receive any federal benefits such as Social Security, Food Stamps, etc.</p> |
| <p><i>“They’re only here to take jobs”</i></p> | <p>There are MANY reasons why people migrate to the U.S. including: desire to receive a U.S. education, fleeing violent environments, etc.</p> |
| <p><i>“All undocumented people are Latinx/Chicanx”</i></p> | <p>Those who are undocumented in the U.S. migrate from all over the world including: South Korea, India, Canada, and more.</p> |

A Range of Experiences

- The undocumented student experience varies widely, especially when considering the various intersecting identities someone might exist in.
- Depending on the types of protections and benefits students are eligible for, they will face different challenges



Activity: Video Discussion

Purpose is to:

1. get in touch with our conceptions about the undocumented community; and
2. begin to understand some of the challenges that undocumented people experience.

Instructions:

Work with the people around you to discuss the following questions based on the assigned video.



<https://www.youmethoughts.com/personality-development/participating-and-leading-a-group-discussion/>

Video: Share the UndocuJoy! By Define America



Video: #BeyondTheWall



diane guerrero

Activity: Video Discussion Questions

Share the UndocuJoy

- What is a line that stood out to you the most?
- What does it mean for undocumented immigrants to “deserve better”?
- What are some examples of the stories of undocumented people being manipulated and exploited?
- How can you support the spread of UndocuJoy on this campus?

Left Behind: Diane Guerrero’s Deportation Story

- What stood out to you from Diane Guerrero’s narrative?
- What unique struggles exist for mixed status household children?
- How can we make sure we include mixed status household students in our conversation?
- How can we support mixed status household students?

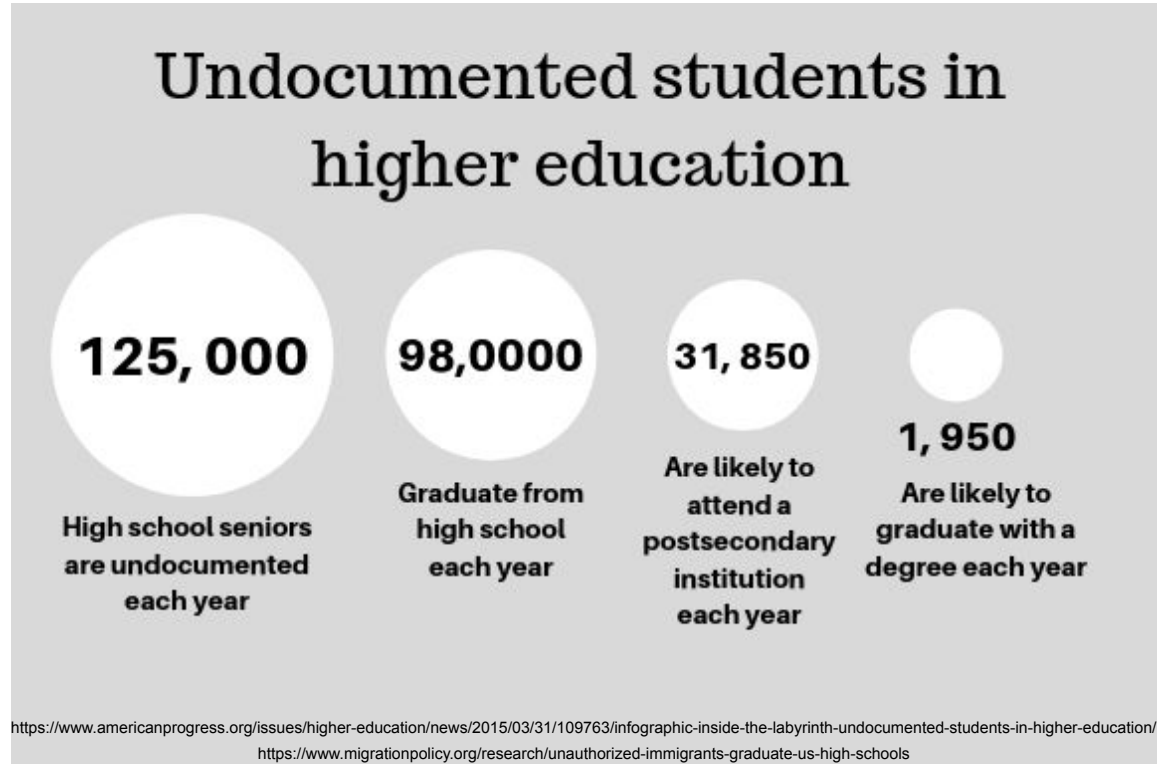
Current Status of Undocumented Students in Higher Education

Oh, America! You are the land of dreams, but why are you not including me?

Your fertile ground is where seeds are sown, but my crops of dreams have never really grown.

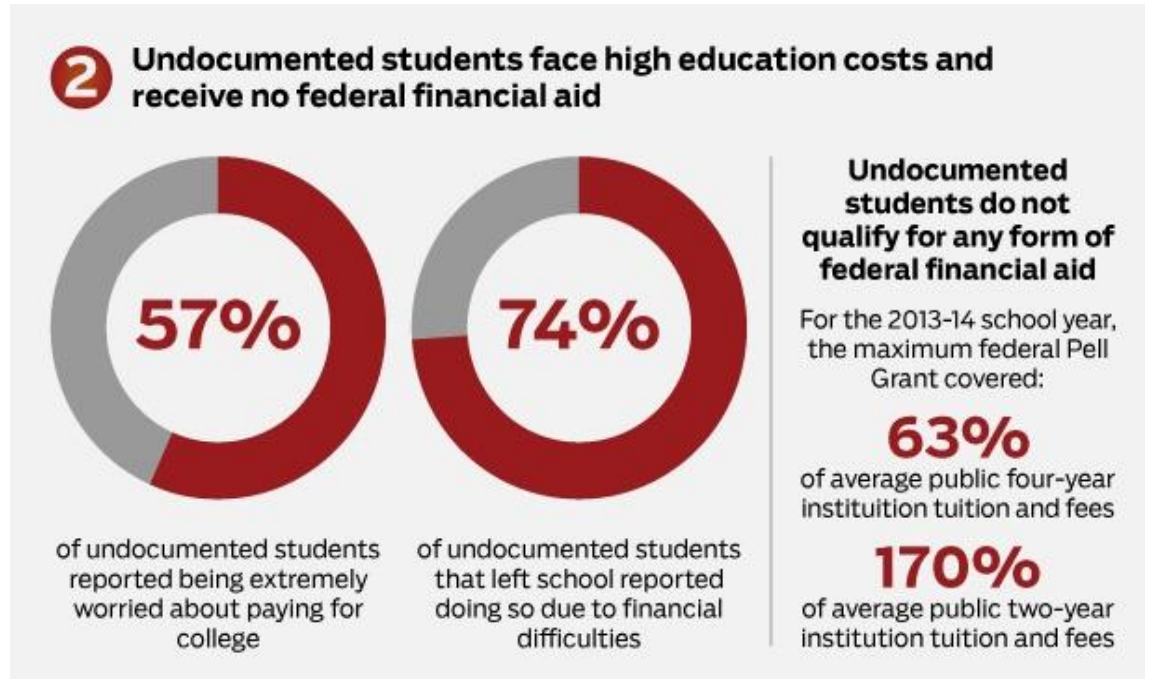
—Emmanuel Mendoza

<http://www.thingsillneversay.org/a-conversation-with-america.html>



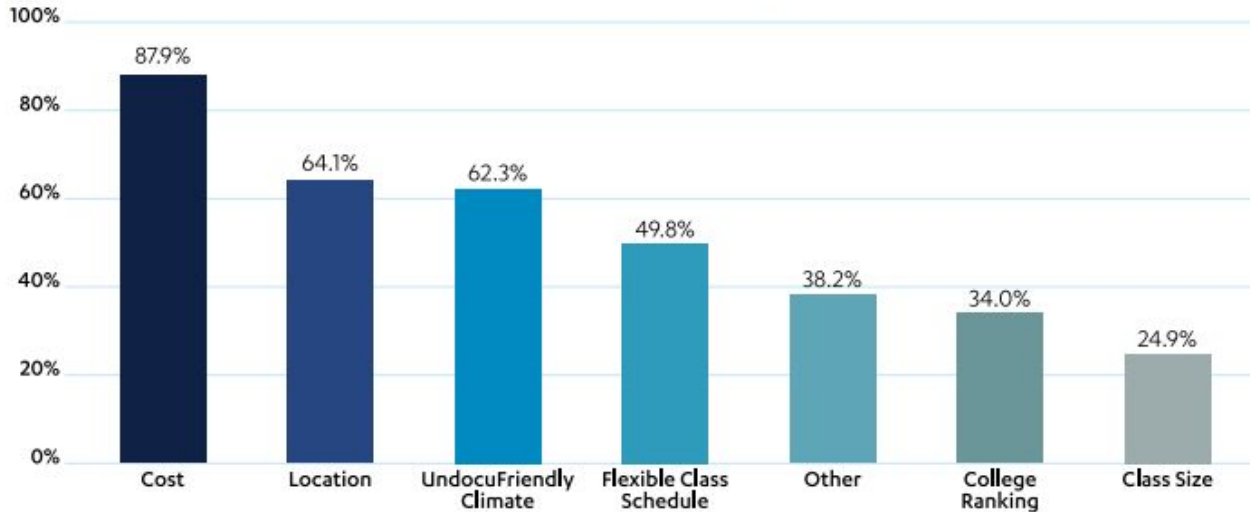
Current Status of Undocumented Students in Higher Ed. (cont)

<https://www.americanprogress.org/issues/higher-education/news/2015/03/31/109763/infographic-inside-the-labyrinth-undocumented-students-in-higher-education/>



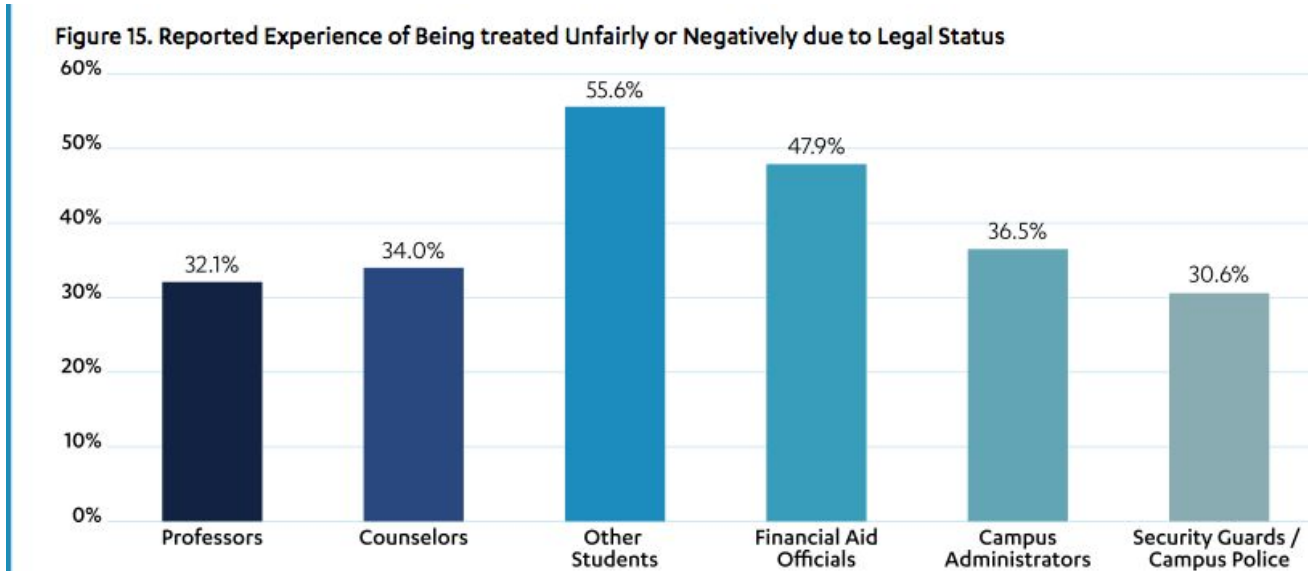
Factors that Influence Decision for College-bound Undocumented Students

Figure 13. Factors that Contributed to the Decision to Attend their College

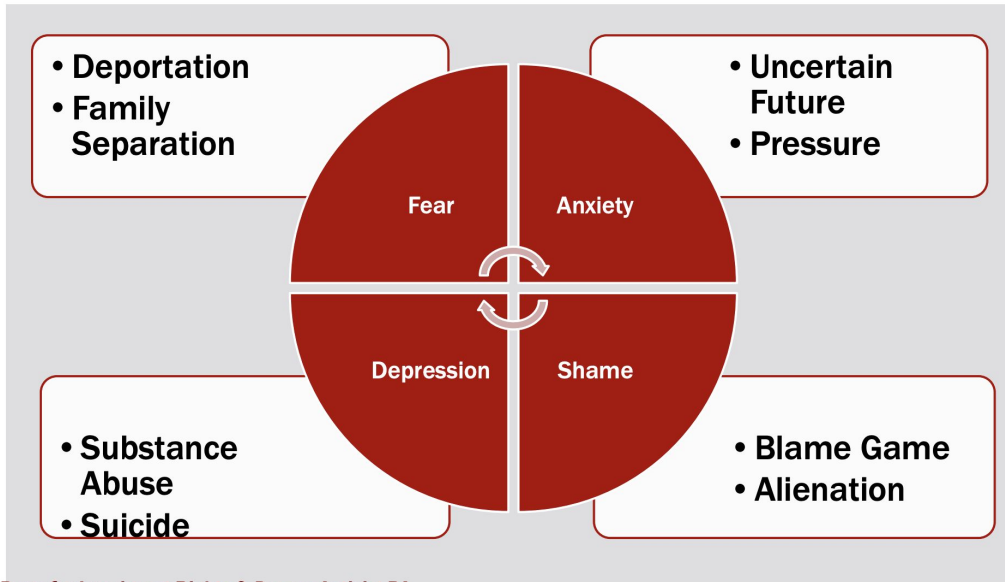


[The UndocuScholars Project, The Institute for Immigration, Globalization, & Education, UCLA, In the Shadows of the Ivory Tower: Undocumented Undergraduates and the Liminal State of Immigration Reform, 2014](#)

Challenges Faced by Undocumented College Students



Current Status of Undocumented Students in Higher Ed (cont).



Penn for Immigrant Rights & Dream Activist PA



weareheretostay.org/resources/mental-health-emergency-toolkit/

The little-known benefit of DACA: It reduced mental illness in dreamers' children

https://www.washingtonpost.com/news/monkey-cage/wp/2017/09/06/the-little-known-benefit-of-daca-it-reduced-mental-illness-in-dreamers-children/?utm_term=.964d35a25005

Legal Basics: AB 540 (2001)

CA Assembly Bill 540 (2001)

Allows eligible undocumented CA high school graduates to **pay in-state tuition** regardless of immigration status.

CSU The California State University

CALIFORNIA NONRESIDENT TUITION EXEMPTION REQUEST

Education Code § 68130.5, as amended, commonly known as AB 540
Effective January 1, 2018

INSTRUCTIONS

Complete and sign this form to request exemption from nonresident tuition charged to nonresident students. Once determined to be eligible, you will continue to receive the exemption as long as you fulfill eligibility requirements or until the University no longer offers this exemption. Applying for this exemption does not alter your responsibility to pay, by the campus deadline, any nonresident tuition and associated fees that may be due before your eligibility is determined. Complete and return this form to the Campus Office of Admissions and Records.

APPLICATION

I, the undersigned, am applying for the California Nonresident Tuition Exemption at California State University (specify campus) _____ and declare that the following apply to me.

1.) Check one box only:

- I have a current nonimmigrant visa (not including a T or U visa) as defined by federal law.
Nonimmigrants have been admitted to the U.S. on a temporary visa and include, but are not limited to, foreign students (holding F visas) and exchange visitors (holding J visas).
- I have a current nonimmigrant T or U visa as defined by federal law.
- I do NOT have a current, nonimmigrant visa as defined by federal law.
This includes, among others, U.S. citizens, permanent residents, DACA recipients, and individuals without a current or valid immigration status.

2.) Select all items that apply to you from each column:

Legal Basics: The CA Dream Act (2012 & 2013)

CA Assembly Bill 130 & 131 (Dream Act, 2012 & 2013)

Allows eligible AB 540
students access to some
types of **CA financial aid
and scholarships.**



The screenshot shows the homepage of the California Student Aid Commission (CSAC). The header includes the CA.GOV logo and the text "California Student Aid Commission". Navigation links for Home, CA.GOV, CSAC.CA.GOV, Privacy Policy, and Help are visible. The main content area features a banner with a young woman holding a pen, with the text "CALIFORNIA DREAM ACT Apply by March 2". Below the banner, a text box explains that the application allows eligible students to apply for state financial aid, unrelated to the federal DACA program. A link is provided to check out information and resources. An announcements section includes a warning icon and text stating that the application deadline is March 2 and that the site will be unavailable for maintenance on Wednesdays and Sundays. At the bottom, there are three status boxes: "NEW to the CA Dream Act? First Time User?", "Returning User to CA Dream Act?" (with a note to complete a saved application), and "Submit Parent Signature" (with a note to request a parent PIN).

Legal Basics: DACA (2012)

DACA (Deferred Action for Childhood Arrivals)

Federal executive order that allows some undocumented youth who are “in school” or who have a high school diploma/equivalent to receive a **temporary deferral from deportation and be eligible to work.**

April 25, 2018



#HereToStay

DACA UPDATE

On April 24, 2018, a district court in Washington, D.C. found Trump's termination of DACA unlawful. The D.C. decision orders USCIS to accept new applications from people who have never had DACA before. **However, the court paused its order from going into effect for 90 days. Therefore, new DACA applicants cannot yet apply for DACA.** We do not know how the administration will respond - stay tuned for updates.

Here's what you should know now:

1. Right now, you can still apply to renew your DACA.

USCIS's current policy is to accept DACA renewal requests. If you qualify for renewal, we recommend you apply.

2. If you have never applied for DACA before, you cannot apply now.

Although the D.C. court has ordered USCIS to accept new applications, it has paused its decision from going into effect for 90 days. Currently, USCIS is not accepting applications from first-time DACA applicants.

3. Advance Parole is still NOT available.

USCIS is not accepting advance parole applications from DACA recipients and no judge has ordered USCIS to reinstate advance parole for DACA recipients.

4. This decision is another example of what we know is true: Trump's decision to end DACA was wrong.

In a time of uncertainty for immigrant youth and their families, it is clear that Trump's ending of the DACA program on September 5 was cruel and wrong. Courts in D.C., California, and New York have ruled that the process of ending DACA was unlawful. Our people power and collective organizing around protecting both immigrant youth and their loved ones will not stop as we fight to end detentions and deportations of our community members.

5. Knowledge is power - see our resources to apply for renewal today.

Learn everything you need to know about applying for DACA renewal and applying for a renewal scholarship through the DACA Renewal Fund on United We Dream's website. We have your back and our community is committed to supporting one another because we are all #HereToStay.

See our FAQs to learn more about DACA renewals: unitedwedream.org/HereToStay



Review: Legal Basics

CA Assembly Bill 540 (2001)

Allows eligible undocumented CA high school graduates to **pay in-state tuition** regardless of immigration status.

CA Assembly Bill 130 & 131 (Dream Act, 2012 & 2013)

Allows eligible **AB 540** students access to some types of **CA financial aid and scholarships**.

DACA (Deferred Action for Childhood Arrivals)

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Immediate Steps

- Advocate for the rights of undocumented students to be on campus, to be treated with respect, and to earn a degree
- Respect students' privacy / do not "out" students or ask students to self-identify
- *"I cannot offer legal advice, but here is a resource that can help."*

"Top 10 Ways to Support Undocumented Students"
 Educators for Fair Consideration, www.e4fc.org



Contact Information

- To learn more about the **Central Coast Coalition for Undocumented Student Success** or to join this work, please visit our website ccc-uss.org or contact ccc.undocu@gmail.com
- Alicia Paniagua, Cuesta College LLN President 2018-2019
 - Alicia_Paniagua@cuesta.edu, (805)546-3942
- Estella Vazquez, Cuesta College Monarch Center Coordinator 2019-2020
 - Estella_Vazquez@cuesta.edu