



Florida Senate Immigration Meeting January 10, 2011

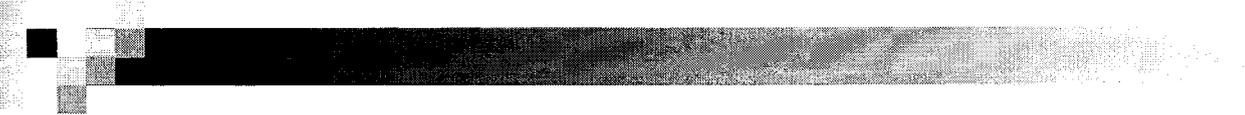
Florida Department of Education
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CONSENT DECREE

LULAC v. Florida Board of Education, et al.

- Entered by U.S. District Court/Miami in 1990
- Resolved lawsuit brought by citizens' groups alleging Constitutional violations on behalf of students who did not speak English (ELLs)
- Provides comprehensive set of obligations re educating ELLs.



CONSENT DECREE

Provisions relating to Immigrant Students

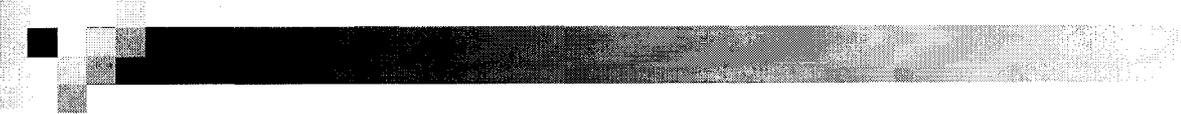
- Ensures immigrant students are provided free, equal and unhindered access to appropriate schooling
- May not classify immigrant students as non-residents based on federal immigration status
- No district shall inquire into a student's (or parents') immigration status for any educational purpose (except for specified federal grant purposes)



CONSENT DECREE

Provisions relating to Immigrant Students

- Shall not maintain list of students with alien registration numbers and those without
- Shall not maintain personally identifiable data of any kind relating to immigration status
- No student shall be reported to ICE
- No student shall be required to have SS#
- May not deny access to any federal or state programs



Data Element – Immigrant Student

Element Name: Immigrant Student

Definition/Domain: An indicator of whether or not the student meets the definition of Immigrant Children and Youth pursuant to the No Child Left Behind (NCLB) Act, Title III, Part C, General Provisions, Section 3301(6) at anytime during the school year.

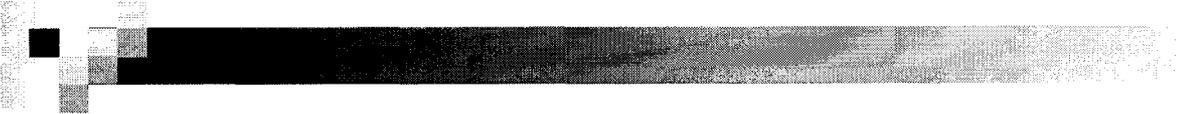
The term immigrant children and youth means individuals who:

- (A) are ages 3 through 21;and
- (B) were not born in any State, the District of Columbia or Puerto Rico; and
- (C) have not been attending one or more schools in any one or more States for more than 3 full academic years.

CODE DEFINITION

- Y** **Yes, the student is an immigrant student.**
- N** **No, the student is not an immigrant student.**
- Z** **Not applicable.**

Note: The children of U.S. military personnel born overseas are to be included in any count of immigrant children or youth.



Immigrant Student Count

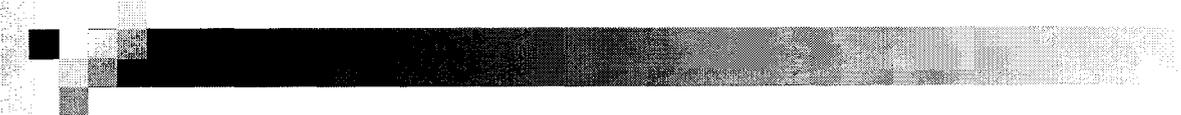
- For the 2009-10 School Year, 82,005 students identified as Immigrant Students were enrolled in Florida Public Schools
- Districts with large populations of immigrant students are:
 - DADE 35,995
 - PALM BEACH 10,340
 - BROWARD 8,650
 - HILLSBOROUGH 5,438
- Eleven school districts report having no immigrant students



Country of Origin for Largest Numbers of Identified Immigrants In Florida

Districts

■ CUBA	18,447
■ HAITI	11,056
■ MEXICO	4,224
■ COLUMBIA	3,847
■ VENEZUELA	2,919
■ DOMINICAN REPUBLIC	2,340
■ JAMAICA	1,917
■ HONDURAS	1,709
■ BRAZIL	1,452
■ PERU	1,260
■ NICARAGUA	1,249
■ PHILIPPINES	1,169
■ CHINA, PEOPLES REP.	1,085
■ GUATEMALA	1,009



Data Element - Hurricane/Earthquake Affected Student

Element Name: Hurricane/Earthquake Affected Student

Definition/Domain: Indicator of whether the student moved to this school district or changed schools within the district this school year due to a hurricane or earthquake.

<u>CODE</u>	<u>DEFINITION</u>
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Y	Yes, this student moved to this district this school year due to a hurricane.
E	Yes, this student moved to this district this school year due to an earthquake.
W	Yes, this student changed schools within this district this school year due to a hurricane.
Q	Yes, this student changed schools within this district this school year due to an earthquake.
Z	No, this student did not move to this district and did not change schools within this district this school year due to a hurricane/earthquake.



Haiti Earthquake Affected Students in Florida Public Schools

- February 2010 Student Membership Survey – 2,129
- October 2010 Student Membership Survey – 1,195 in 25 districts
- No information available about 934 students that are no longer in Florida schools