

# Know Your Rights at School

*The Constitution and the Supreme Court guarantee all children in the United States the right to attend school regardless of immigration status.*

## What are the rights of undocumented children and children of undocumented parents in schools?

- Enroll in and attend a public k-12 school
- Keep their immigration status private from the school
- Feel safe and welcome in the classroom and free from bullying and harassment in a way that allows them to exercise their right to an education

## This means that states, districts, and K12 public schools must:

- Allow an undocumented child or child of undocumented parents to enroll in and attend school
- Make a child and their parents feel welcome and safe, including acting to prevent bullying or harassment that would interfere with their right to an education
- NOT ask about a child's or their parents' immigration status (including requiring a social security number, birth certificate or parent's driver's license to enroll)
- NOT discourage a child from enrolling or attending school because of their immigration status

These rights cannot be changed by the President, the Attorney General, a governor, a state law, or a superintendent of schools. If schools violate a child's constitutional rights in any of these ways, children and families can sue the school or the school district for violating the law.

If you encounter a problem, you may contact a trusted community organization.

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### KNOW YOUR RIGHTS AT SCHOOL

Undocumented children and children of undocumented parents have the right to:

-  **Enroll in and attend a public K-12 school**
-  **Keep their immigration status private from the school**
-  **Feel safe and welcome in the classroom, free from bullying and harassment, in a way that allows them to exercise their right to an education**

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