

**THE SCHOOL BOARD OF SARASOTA COUNTY, FLORIDA
RESOLUTION 2024-02**

A RESOLUTION OF THE SCHOOL BOARD OF SARASOTA COUNTY, FLORIDA ACKNOWLEDGING AND CONFIRMING THE SCHOOL BOARD’S OBLIGATION AND COMMITMENT TO PROVIDING EDUCATION TO ALL K-12 STUDENTS REGISTERED IN SCHOOLS OPERATED BY THE SARASOTA COUNTY SCHOOL DISTRICT CONSISTENT WITH THE OBLIGATIONS IMPOSED BY STATE AND FEDERAL LAW.

WHEREAS, in 1982 the Supreme Court of the United States held in the case, *PLYLER v. DOE* that denial of education to children not legally admitted to the United States violates the Equal Protection clause of the Fourteenth Amendment to the United States Constitution; and

WHEREAS, the United States Department of Education’s Office of Civil Rights mandates that all K-12 public schools “be open to all students, including migratory children, regardless of their parents’ immigration status” and that public schools “offer language assistance services to K-12 students who have limited English proficiency, including migratory children”; and

WHEREAS, Title VI of the Civil Rights Act of 1964 prohibits public schools from discriminating based on race, color, religion, and national origin; and

WHEREAS, Article IX, Section 1 the Florida Constitution states that “the education of children is a fundamental value of the people of the State of Florida” and that it is...a paramount duty of the state to make adequate provision for the education of *all* children residing within its borders”; and

WHEREAS, Florida Statute 1000.05 states that “discrimination on the basis of race, color, national origin, sex, disability, religion, or marital status against a student...in the state system of public K-20 education is prohibited”; and

WHEREAS, Florida Statute 1003.56 and Florida Administrative Code Rule 6A-6.0902 create a procedural scheme that calls for students to be first registered in schools and then assessed thereafter to identify students that are “limited English proficient”; and

WHEREAS, the School Board, by adoption of this Resolution, affirms its support of these vital federal and state constitutional, statutory, administrative, and court-mandated concepts.

NOW, THEREFORE, BE IT RESOLVED by the School Board of Sarasota County, Florida (“School Board”) in a public meeting duly called and assembled that:

1. The School Board, by adoption of this Resolution, hereby acknowledges and embraces its obligation to educate all K-12 students registered in Sarasota County School District operated public schools without regard to such student’s immigration status, national origin, race, color, religion, disability, sex, or marital status.

BE IT FURTHER RESOLVED that this Resolution be spread upon the minutes of the School Board of Sarasota County, Florida.

PASSED AND DULY ADOPTED, at a public meeting the ____ day of _____, 2024.

ATTEST:

THE SCHOOL BOARD OF SARASOTA
COUNTY, FLORIDA

By: _____
Terrence Connor, Superintendent

By: _____
Karen Rose, Chair

Approved as to Form and Legal Content
by Shumaker, Loop & Kendrick, LLP
Attorneys for The School Board
of Sarasota County, Florida
Signed: MRM
Date: April 15, 2024