



Office of the Provost

Spring 2017

# **IU Response to Recent Executive Orders and DACA Concerns**

# Executive Order

# Current situation

- Suspends all refugee admissions for 120 days
- Syrian refugees indefinitely.
- Bans citizens of seven countries from entering the U.S. on any visa category.
- Permanent residents (i.e., green card holders) from these countries were initially included.
- Homeland Security has since stated that “lawful permanent resident status will be a dispositive factor” in the case-by-case entry determinations.
- Does not apply to U.S. citizens (natural-born or naturalized) or those who hold a dual U.S. citizenship.
- At least five federal courts have partially blocked the deportation of individuals already at U.S. airports or in transit. The stay order issued by federal judge in NY has nationwide applicability.



# Effect on IU

- Research trips disrupted
- Sabbatical plans disrupted
- Student and faculty contact with families disrupted (graduations, weddings, parent care, child care and contact)
- Student study disrupted (study abroad, etc.)
- Applications disrupted
- Psychological distress (trapped in the country)



# IU Response

- President McRobbie joins all Big 10 Presidents and AAU in denouncing EO's effect on higher education and faculty, staff, and students.
- Vice President of International Affairs contacts affected community members with contact information for support services—continuing updates, information sessions, and other resources as we learn more.
- Provosts writes each faculty/staff member we can identify.
- Campus administration gets staff and web resources set up.
- Provost sends message to campus outlining responses and reiterating earlier responses to DACA.



# Disclosure of information

## Disclosure of employee and student information (1)

- IT-07 designates immigration status as "restricted" data that requires a warrant or subpoena to release.
- In accordance with federal law, the enforcement of immigration law rests with Immigration and Customs Enforcement and Customs and Border Protection. IUPD does not inquire about or record immigration status in the normal performance of their duties unless action is required by law or international treaty agreements.



## Disclosure of information (2)

- We will continue to make the privacy of our students' records a priority, and we will not release student information (including immigration status) or employee information unless we are presented with a valid warrant or subpoena.
- Immigration, residency, or citizenship status is not a routine aspect of information gathering by IUPD, and IUPD will only seek that information if necessary for a student's health and safety (e.g., need to contact their consulate in an emergency).



# Disclosure of information (3)

- The President's statement said, "We remain committed to doing all that we can within the bounds of the law to vigorously protect and support IU students, faculty and staff."
- Finally, IUPD and other administrative units have been expressly directed to refer all external requests for immigration information to IU's General Counsel, to assure that we respond only in accordance with our requirement for a legal basis through a court-ordered warrant or subpoena.
- The President's statement said, "We remain committed to doing all that we can within the bounds of the law to vigorously protect and support IU students, faculty and staff."
- Finally, IUPD and other administrative units have been expressly directed to refer all external requests for immigration information to IU's General Counsel, to assure that we respond only in accordance with our requirement for a legal basis through a court-ordered warrant or subpoena.



## Disclosure of information (4)

To better assist our students, IUPD follows all guidelines set forth by the Vienna Convention on Consular Relations (VCCR) regarding foreign nationals. If a foreign national is arrested or detained on a local charge, as a courtesy IUPD is prepared to assist foreign nationals in consular notification in other personal matters while they are in the United States (death notifications). In addition, appropriate notification will be made to the Indiana University Offices of International/Student Affairs/Students and the Dean of Students.



# Disclosure and law enforcement

- Finally, IUPD and other administrative units (such as registrars) have been expressly directed to refer all external requests for immigration information to IU's General Counsel, to assure that we respond only where there is a legal requirement.
- In sum: IUPD does not now and will not in the future participate or assist in federal or state immigration enforcement activities, except where it is specifically legally required to do so.





**Concrete support**

# Concrete support for the community (1)

- If you are detained or prevented from re-entering the U.S. while traveling, Indiana University will assist you.
- Please call Associate General Counsel Angela Adams in the Office of the Vice President and General Counsel at (317) 274-7455 or the Office of International Services (OIS) at (812) 855-9086.
- During non-business hours, please contact the IU Police Department (IUPD) at (812) 855-4111, and they will connect you immediately with an OIS official.



## Concrete support for the community (2)

If you have immigration-related concerns, we provide counseling and support for IUB community members through the OIS. Additionally, OIS has created a new web page that will be maintained with current information and advice.



## Concrete support for the community (3)

- OIS will also work with General Counsel to provide referrals to attorneys on immigration-related legal issues. We also have identified a group of attorneys willing to work with our students on a pro bono basis. Please contact OIS at [ois@iu.edu](mailto:ois@iu.edu) or (812) 855-9086.
- In addition, the IU Maurer School of Law's Pro Bono Immigration Project is available to our community to support the unmet legal needs of noncitizens in Bloomington and surrounding areas. Contact information is on the website.



# Concrete support for the community (4)

- The Office of International Services has contacted all international students and scholars offering support and announcing information sessions scheduled this Tuesday, January 31, and Thursday, February 2 in IMU State Room East, 5-7 p.m.
- I also contacted all academic appointees and staff we could identify and asked how we could provide support and pledged my personal support.



# Concrete support for the community (5)

- Counseling and Psychological Services (CAPS) is offering free group sessions for affected students on Tuesdays and Thursdays, 4:00-5:00 pm, beginning Feb. 7. Sessions will be held in the CAPS offices on the 4<sup>th</sup> Floor of the IU Health Center at 600 N. Jordan Ave. Visiting scholars are also eligible to attend these sessions.
- Students from countries affected by the Executive Orders can also go to CAPS for individual counseling sessions, and CAPS will waive any associated fees.
- Visit [healthcenter.indiana.edu/counseling/](https://healthcenter.indiana.edu/counseling/) for more information, or call CAPS at 812-855-5711 to make an appointment.
- Counselors are available for walk-in service daily, 8:00 am to 4:30 pm.





**DACA**

# DACA status and BRIDGE Act

- No immediate action in Washington.
- Pending legislation:
- U.S. Senators Lindsey Graham (R-SC) and Dick Durbin (D-IL) recently reintroduced bipartisan legislation to protect undocumented young people brought to the United States as children (the BRIDGE Act) in the event the DACA program is discontinued.



## DACA BRIDGE Act (cont.)

- Other original co-sponsors include Senators Lisa Murkowski (R-AK), Dianne Feinstein (D-CA), Jeff Flake (R-AZ), Chuck Schumer (D-NY) and Kamala Harris (D-CA).
- The lead sponsors for the House companion bill, H.R.496, are Representatives Mike Coffman (R-CO) and Luis Gutierrez (D-IL). Original co-sponsors of the House bill include Jeff Denham (R-CA), Lucille Roybal-Allard (D-CA), Carlos L. Curbelo (R-FL), Zoe Lofgren (D-CA), Ileana Ros-Lehtinen (R-FL) and Judy Chu (D-CA).



## DACA BRIDGE Act (3)

The BRIDGE Act would extend “provisional protected presence” to DACA-eligible individuals. As with DACA, applicants would be required to pay a fee, be subject to criminal background checks, and meet other eligibility criteria indicating that they came to the U.S. as minors, grew up in this country, have pursued an education, have not committed any serious crimes, and do not pose a threat to our country. You can easily find your congressional district and the names of your U.S. Senators and Representatives at [www.govtrack.us/congress/members/map](http://www.govtrack.us/congress/members/map).



# DACA BRIDGE Act (4)

- The BRIDGE Act would provide provisional protected presence and employment authorization for three years after the date of the enactment of the legislation.
- The campus community has expressed a desire to help advocate on behalf of the DACA students. If students or faculty take the time to write a personalized letter or email to your U.S. Senators and Representatives, that will have much more impact than a petition or mass email repeatedly saying the same thing.



## DACA BRIDGE Act (5)

Even more compelling is if you can say that you are familiar with a DACA student's story and you know firsthand the hardship the uncertainty about their ability to remain in school has caused for them. If you refer to a DACA student, please do so only by their first name.



# Undocumented/DACA Support

We provide counseling and support to students on immigration-related concerns through the Office of International Services. The office can also provide referrals to attorneys on immigration-related legal issues, including attorneys who work for no fee. Please contact Rendy Schrader in that office at [lschrade@iu.edu](mailto:lschrade@iu.edu) or (812) 855-6345.



# Undocumented/DACA Support (2)

We will counsel students about and connect students to available resources for educational and living expenses for which they are legally eligible through the Office of Scholarships. Please contact Director Ron McFall at [rducfall@indiana.edu](mailto:rducfall@indiana.edu) or (812) 855-5779.



# Undocumented/DACA Support (3)

All previously described policies concerning nondisclosure of student information apply to DACA students as well.



# Undocumented/DACA Support (4)

- We vigorously investigate and prosecute anyone who threatens, intimidates, or harasses any member of our community, and make special efforts to protect those who are targeted or at risk for physical harm, threats or intimidation.
- You may report a concern electronically or directly to Associate Dean of Students Carol McCord at [incident@indiana.edu](mailto:incident@indiana.edu) or at (812) 855-8188.
- Of course, call 911 if you face an immediate threat.



This is a critical time to pull together as a campus: we must support our community members first.

**We are one IU.  
Full stop.  
No exceptions.**



**INDIANA UNIVERSITY BLOOMINGTON**  
FULFILLING *the* PROMISE