SB1070 and HB 2281
Arizona Immigration Laws
Melissa Abreu, Anthony Evans
FYS 07, Ethnic Studies 125, Professor Francois Restrepo

Introduction
The SB 1070 was signed into law April 23, 2010. This is a law that makes all immigrants carry official documents at all times. Allowing law enforcement during a lawful stop to determine an individual's immigration status if they have reasonable suspicion of the person being an illegal alien. The HB 2281 banned ethnic studies & the teaching of the overthrow of the U.S. government in Arizona schools. Many of the citizens of Arizona are affected by both of these laws not only because they are being judged by the color of their skin and their background but also because of their history not allowed to be told in certain books.

Research Question
What is the reasoning behind these laws, and how have the citizens of Arizona responded to these laws?

Background
- SB1070 is a “secondary enforcement” law. Police officers are authorized yet not required to stop and determine a person’s immigration status. State of Arizona believes that SB1070 expressly prohibits racial profiling.
- HB 2281 is a very controversial bill. Tom Horne, state Superintendent of Public Instruction, says bill was written specifically to target the Mexican American studies program in the Tucson school system. The Tucson school system has Chicano studies, which teach about the history of Mexican Americans.

Materials & Methods
Materials
A printed copy of the bills for both Senate Bill 1070 and House Bill 2281 were used to to identify much of the facts and information for our topics.

Methods
We researched the SB 1070 and the HB 2281, we went over the actual documents and selected the information that we needed for this research. After selecting this information we researched the effects of the bill on people in Arizona and the reasoning behind why they passed these laws.

Findings
Myths and Facts of SB1070 (according to Arizona state):

(1) MYTH: S.B. 1070 requires police officers in Arizona to stop, ID and arrest anyone they suspect of being in the country illegally. FACT: Police officers are authorized, but not required, to determine any person’s immigration status if reasonable suspicion exists as explained above.

(2) MYTH: S.B. 1070 is unconstitutional because it intrudes on the federal government’s power to enforce immigration laws. Only the federal government has the authority to enforce federal immigration laws. FACT: It is settled case law that states and local police may enforce criminal provisions of federal immigration law.

Myths and Facts of SB1070 (according to Arizona state):

Under the House Bill 2281 there have been a lot of books banned:

Elizabeth Martinez, ed. "500 Years of Chicano History in Pictures" (1990) – Mexican American history depicted in pictures, poems and the words of activists like Gloria Anzaldua.

Paulo Freire: "Pedagogy of the Oppressed" (1968) – how to teach without indoctrination; education as liberation not indoctrination of the oppressed.

Richard Delgado and Jean Stefancic: “Critical Race Theory” (2001) – pursues to comprehend what race is in general, and what racism and power is in relation to America

There has been a lot of controversy with the SB 1070; some of these allegations are:

- SB1070 uses German Nazi and Russian Communist techniques that compelled people to turn each other in.
- Authorizes Nazis like requirements of carrying their “papers”
- SB1070 doesn’t address “real” problems with border violence such as drug cartels and human smuggling.

Conclusions
Those who are for the HB 2281 believe classes discussing ethnic groups cause conflict between the students.

Those against it have protested, they believe insinuations of the law are hate filled and problematic.

The purpose of the HB 2281 is to teach second-class status by denying people right to explore their own ethnic histories and cultures.

This bill is a way to further oppress people who have been oppressed in history such as Hispanics by denying their languages, histories and cultures to be taught, even though Hispanics fill half the seats in public schools in Arizona.

The SB 1070 is a controversial issue that needs to be addressed and is simply un-American.

Using the methods that law enforcement uses to follow this law takes away who a person is and solely bases everything off of the color of their skin instead of the person that they are.

References
HB 2281
http://abagond.wordpress.com/2012/09/12/books-banned-from-tucson-classrooms/


SB 1070
http://www.azleg.gov/legtext/49leg/2r/bills/sb1070s.pdf
