

HOUSE AMENDMENTS TO HOUSE BILL 4079

By COMMITTEE ON EDUCATION

February 13

1 On page 1 of the printed bill, line 2, after the semicolon delete the rest of the line and line 3
2 and insert "and prescribing an effective date.".

3 Delete lines 5 through 26 and delete pages 2 through 5 and insert:

4 **"SECTION 1. (1) As used in this section:**

5 **"(a) 'Community-based service provider' means a person that provides services to stu-
6 dents at a school as a contractor, an agent or a volunteer.**

7 **"(b) 'Federal immigration authority' has the meaning given that term in ORS 180.805.**

8 **"(c) 'Immigration enforcement' has the meaning given that term in ORS 181A.822.**

9 **"(d) 'School district' includes a school district, an education service district and a public
10 charter school.**

11 **"(e) 'School district board' includes a school district board, the board of directors of an
12 education service district and the governing body of a public charter school.**

13 **"(f) 'School property' means any real property owned or controlled by or on behalf of a
14 school district that is accessed by students of the school district on a regular basis, as de-
15 termined by the school district board.**

16 **"(2) Each school district board shall adopt a policy for providing notice when a federal
17 immigration authority is confirmed to have entered school property for immigration
18 enforcement. The policy must be consistent with applicable model policies published by the
19 Attorney General as provided by ORS 180.810.**

20 **"(3) The policy adopted under this section must:**

21 **"(a) Identify at least one administrator for the school district, or at least one designee
22 of the administrator, who shall be designated to:**

23 **"(A) Confirm that a federal immigration authority has entered school property for im-
24 migration enforcement; and**

25 **"(B) Provide notice when a federal immigration authority is confirmed to have entered
26 school property for immigration enforcement.**

27 **"(b) Require that, unless otherwise prohibited by law or court order, reasonable efforts
28 are made to provide notice to a student, or to the parent or guardian of a student, when the
29 school district has provided information related to the student to a federal immigration au-
30 thority.**

31 **"(c) Identify which grades of students will receive a notice under this section.**

32 **"(d) Provide a process by which a community-based service provider may elect to receive
33 notices under paragraph (e) of this subsection.**

34 **"(e) Require that notice that a federal immigration authority is confirmed to be present
35 on school property for immigration enforcement is provided to:**

1 “(A) Students who attend the school where the federal immigration authority is con-
2 firmed to be on school property for immigration enforcement and who are in grades identi-
3 fied in paragraph (c) of this subsection;

4 “(B) The parents or guardians of students attending the school where the federal immi-
5 gration authority is confirmed to be on school property for immigration enforcement;

6 “(C) Employees of the school where the federal immigration authority is confirmed to
7 be on school property for immigration enforcement; and

8 “(D) Community-based service providers that have elected to receive notice when a fed-
9 eral immigration authority is confirmed to be on school property for immigration enforce-
10 ment.

11 “(f) Specify the contents and delivery requirements of the notice required under para-
12 graph (e) of this subsection, including the requirements that the notice:

13 “(A) Must include at least the following information:

14 “(i) The general location of the federal immigration authority; and

15 “(ii) Whether classes or school operations are affected by the presence of the federal
16 immigration authority.

17 “(B) May not disclose any of the following information:

18 “(i) Personally identifiable information; or

19 “(ii) Other information that may not be legally disclosed.

20 “(C) May not disclose information when the disclosure:

21 “(i) May threaten the health or safety of the students or employees of the school district;
22 or

23 “(ii) Is prohibited by a court order.

24 “(D) Must be provided as expediently as possible by existing methods used for providing
25 electronic communications.

26 “(g) Ensure compliance with ORS 180.805 and 181A.826 and any policies adopted based on
27 a model policy published as provided by ORS 180.810.

28 “(h) Require that training is provided to any person identified or designated as provided
29 by paragraph (a) of this subsection. The training must, at a minimum:

30 “(A) Include information on the requirements of this section and on any applicable model
31 policies published by the Attorney General under ORS 180.810; and

32 “(B) Be provided as initial training and then as subsequent training at least once every
33 two years.

34 “(i) Require that the policy adopted under this section be made available:

35 “(A) In the student handbook; and

36 “(B) On the school district's website in culturally appropriate languages that are used to
37 communicate effectively with parents and guardians of students of the school district, as
38 determined by the school district board.

39 “(4) For the purpose of ORS 30.265 (5), any officer, employee or agent of a school district
40 is immune from liability for any claim for injury to or death of any person or injury to
41 property resulting from an act or omission made under this section if the act or omission
42 was reasonable and made in good faith.

43 “SECTION 2. (1) As used in this section:

44 “(a) ‘Campus’ means real property owned or controlled by an institution of higher edu-
45 cation that is accessed by students of the institution of higher education on a regular basis,

1 as identified by the governing board of the institution of higher education.

2 “(b) ‘Federal immigration authority’ has the meaning given that term in ORS 180.805.

3 “(c) ‘Governing board’ means:

4 “(A) The governing board of a public university listed in ORS 352.002.

5 “(B) The board of education of a community college district.

6 “(C) The Oregon Health and Science University Board of Directors.

7 “(d) ‘Immigration enforcement’ has the meaning given that term in ORS 181A.822.

8 “(e) ‘Institution of higher education’ means a public university listed in ORS 352.002, a
9 community college operated under ORS chapter 341 or the Oregon Health and Science Uni-
10 versity.

11 “(2) Each governing board shall adopt a policy for providing notice when a federal immi-
12 gration authority is confirmed to have entered a campus for immigration enforcement. The
13 policy must be consistent with applicable model policies published by the Attorney General
14 as provided by ORS 180.810.

15 “(3) The policy adopted under this section must:

16 “(a) Identify at least one administrator for the institution of higher education, or at least
17 one designee of the administrator, who shall be designated to:

18 “(A) Confirm that a federal immigration authority has entered the campus for immi-
19 gration enforcement; and

20 “(B) Provide notice when a federal immigration authority is confirmed to have entered
21 the campus for immigration enforcement.

22 “(b) Identify the property that is considered the campus for the purpose of a notice.

23 “(c) Require that, unless otherwise prohibited by law or court order, reasonable efforts
24 are made to provide notice to a student when the institution of higher education has provided
25 information related to the student to a federal immigration authority.

26 “(d) Require that notice that a federal immigration authority is confirmed to be on
27 campus is provided to:

28 “(A) Students enrolled in the institution of higher education at the campus where the
29 federal immigration authority is confirmed to be on campus for immigration enforcement;
30 and

31 “(B) Employees of the campus of the institution of higher education where the federal
32 immigration authority is confirmed to be on campus for immigration enforcement.

33 “(e) Specify the contents and delivery requirements of the notice required under para-
34 graph (d) of this subsection, including the requirements that the notice:

35 “(A) Must include at least the following information:

36 “(i) The general location of the federal immigration authority; and

37 “(ii) Whether classes or campus operations are affected by the presence of the federal
38 immigration authority.

39 “(B) May not disclose any of the following information:

40 “(i) Personally identifiable information; or

41 “(ii) Other information that may not be legally disclosed.

42 “(C) May not disclose information when the disclosure:

43 “(i) May threaten the health or safety of the students or employees of the institution of
44 higher education; or

45 “(ii) Is prohibited by a court order.

1 “(D) Must be provided as expediently as possible by existing methods used for providing
2 electronic communications.

3 “(f) Ensure compliance with ORS 180.805 and 181A.826 and any policies adopted based on
4 a model policy published as provided by ORS 180.810.

5 “(g) Require that annual training is provided to any person identified or designated as
6 provided by paragraph (a) of this subsection. The training must, at a minimum, include:

7 “(A) Information on the requirements of this section and on any applicable model policies
8 published by the Attorney General under ORS 180.810.

9 “(B) Initial training, followed by subsequent training at least once every two years.

10 “(h) Require that the policy adopted under this section be made available:

11 “(A) On the websites of the institution of higher education in any languages that are
12 regularly used to communicate effectively with the students of the campus, as determined
13 by the governing board; and

14 “(B) Any other locations where the institution of higher education provides information
15 about immigration or emergencies.

16 “(4) Notwithstanding subsection (3)(d) of this section, notice is not required to be pro-
17 vided when a federal immigration authority has entered campus for the purpose of accom-
18 panying a patient whom the federal immigration authority has brought to the campus for the
19 purpose of receiving medical care or treatment.

20 “(5) For the purpose of ORS 30.265 (5), any officer, employee or agent of an institution
21 of higher education is immune from liability for any claim for injury to or death of any per-
22 son or injury to property resulting from an act or omission made under this section if the
23 act or omission was reasonable and made in good faith.

24 “**SECTION 3.** No later than October 1, 2026, the Higher Education Coordinating Com-
25 mission shall submit to the interim committees of the Legislative Assembly related to edu-
26 cation a report that summarizes for each institution of higher education the real property
27 that has been identified by the governing board of the institution of higher education as a
28 campus for the purpose of section 2 of this 2026 Act.

29 “**SECTION 4.** This 2026 Act takes effect on September 30, 2026.”.

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