

HB 4079 -1, -3, -4, -5 STAFF MEASURE SUMMARY

House Committee On Education

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Meeting Dates: 2/4, 2/11

WHAT THE MEASURE DOES:

The measure requires school districts and institutions of higher education to adopt policies governing institutional responses to federal immigration authorities on school property and imposes reporting requirements. It declares an emergency and takes effect on passage.

Detailed Summary

- Requires school districts to adopt policies related to immigration enforcement including notification to school communities of immigration enforcement actions on school property.
- Requires the Oregon Department of Education (ODE) to submit an annual report on the number of notifications issued by schools.
- Requires the State Board of Education to adopt model policies and allows the State Board of Education to adopt rules.
- Adds requirements for responding to federal immigration authorities to the requirements for school safety plans.
- Requires governing boards of public universities, community colleges, and Oregon Health and Science University to adopt policies addressing institutional response to federal immigration authorities on campus, including notification of campus communities.
- Requires the Higher Education Coordinating Commission (HECC) to submit an annual report on the number of notifications issued by institutions of higher education.
- Requires HECC to adopt model policies and allows HECC to adopt rules.

ISSUES DISCUSSED:

- Impact of ICE enforcement on school communities
- Role of school personnel
- Provisions of measure

EFFECT OF AMENDMENT:

-1 Replaces the measure. Requires school district boards to adopt policies for providing notice when federal immigration authorities enter school property for enforcement purposes. Specifies content of policies. Requires governing boards of higher education institutions to provide notice when federal immigration authorities enter a campus for enforcement purposes. Establishes required components of local policies.

-3 Replaces the measure. Modifies definition of school property. Requires school district boards and higher education institution governing boards to adopt policies for confirming and providing notice when federal immigration authorities enter school property for enforcement purposes. Specifies content of policies. Modifies definition of campus to allow governing board to decide and establishes related reporting requirement. Exempts instances when federal immigration authorities enter a higher education campus to accompany a patient seeking medical care. Modifies training requirement to every other year. Adds immunity from liability for both K-12 and higher education employees and their employers. Modifies effective date to September 30, 2026.

-4 Requires all employees of school districts or higher education institutions as well as state and local law enforcement agencies to cooperate with federal immigration authorities carrying out actions concerning a person

This summary has not been adopted or officially endorsed by action of the committee.

who is charged with or convicted of a felony or Class A misdemeanor and has entered school property or the higher education campus. Requires written guidance about the requirement be inserted into institutional or district policies.

-5 Replaces the measure. Modifies definition of school property. Modifies requirements for higher education institutions to include only real property owned or controlled by the institution. Requires school district boards and higher education institution governing boards to adopt policies for confirming and providing notice when federal immigration authorities enter school property for enforcement purposes. Specifies content of policies. Modifies definition of campus to allow governing board to decide and establishes related reporting requirement. Exempts instances when federal immigration authorities enter a higher education campus to accompany a patient seeking medical care. Modifies training requirement to every other year. Adds immunity from liability for both K-12 and higher education employees and their employers. Modifies effective date to September 30, 2026.

BACKGROUND:

In 1982, the U.S. Supreme Court decided *Plyler v Doe*, guaranteeing public school enrollment to students regardless of immigration documentation status. ORS 180.810 requires the Department of Justice to create [model confidentiality policies](#) for Oregon public bodies to limit, within the bounds of state and federal law, immigration enforcement at public schools and other public facilities. These model policies were most recently updated in February 2025.

In 2011, U.S. Immigration and Customs Enforcement (ICE) issued a [memo governing enforcement actions at sensitive locations](#), including both K-12 schools and post-secondary institutions. On January 20, 2025, the memo was [revoked](#), and on September 9, 2025, ICE issued a [statement](#) indicating that it does not generally conduct enforcement actions at schools and that secondary supervisor approval is required. News reports in [Oregon](#) and [elsewhere](#) indicate that ICE enforcement actions can impact school operations.