

HB 4079-5  
(LC 74)  
2/9/26 (HRS/ps)

Requested by Representative MCDONALD

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4079**

1       On page 1 of the printed bill, line 2, after the semicolon delete the rest  
2 of the line and line 3 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 pro-**  
6 **vides services to students at a school as a contractor, an agent or a**  
7 **volunteer.**

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

10       **“(c) ‘Immigration enforcement’ has the meaning given that term**  
11 **in ORS 181A.822.**

12       **“(d) ‘School district’ includes a school district, an education service**  
13 **district and a public charter school.**

14       **“(e) ‘School district board’ includes a school district board, the**  
15 **board of directors of an education service district and the governing**  
16 **body of a public charter school.**

17       **“(f) ‘School property’ means any real property owned or controlled**  
18 **by or on behalf of a school district that is accessed by students of the**  
19 **school district on a regular basis, as determined by the school district**  
20 **board.**

21       **“(2) Each school district board shall adopt a policy for providing**

1 notice when a federal immigration authority is confirmed to have en-  
2 tered school property for immigration enforcement. The policy must  
3 be consistent with applicable model policies published by the Attorney  
4 General as provided by ORS 180.810.

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

6 “(a) Identify at least one administrator for the school district, or  
7 at least one designee of the administrator, who shall be designated to:

8 “(A) Confirm that a federal immigration authority has entered  
9 school property for immigration enforcement; and

10 “(B) Provide notice when a federal immigration authority is con-  
11 firmed to have entered school property for immigration enforcement.

12 “(b) Require that, unless otherwise prohibited by law or court order,  
13 reasonable efforts are made to provide notice to a student, or to the  
14 parent or guardian of a student, when the school district has provided  
15 information related to the student to a federal immigration authority.

16 “(c) Identify which grades of students will receive a notice under  
17 this section.

18 “(d) Provide a process by which a community-based service provider  
19 may elect to receive notices under paragraph (e) of this subsection.

20 “(e) Require that notice that a federal immigration authority is  
21 confirmed to be present on school property for immigration enforce-  
22 ment is provided to:

23 “(A) Students who attend the school where the federal immigration  
24 authority is confirmed to be on school property for immigration  
25 enforcement and who are in grades identified in paragraph (c) of this  
26 subsection;

27 “(B) The parents or guardians of students attending the school  
28 where the federal immigration authority is confirmed to be on school  
29 property for immigration enforcement;

30 “(C) Employees of the school where the federal immigration au-

1   **thority is confirmed to be on school property for immigration**  
2   **enforcement; and**

3    “(D) Community-based service providers that have elected to re-  
4    ceive notice when a federal immigration authority is confirmed to be  
5    on school property for immigration enforcement.

6    “(f) Specify the contents and delivery requirements of the notice  
7    required under paragraph (e) of this subsection, including the re-  
8    quirements that the notice:

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

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

11       “(ii) Whether classes or school operations are affected by the pres-  
12       ence of the federal immigration authority.

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

14       “(i) Personally identifiable information; or

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

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

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

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

20       “(D) Must be provided as expediently as possible by existing meth-  
21       ods used for providing electronic communications.

22       “(g) Ensure compliance with ORS 180.805 and 181A.826 and any pol-  
23       icies adopted based on a model policy published as provided by ORS  
24       180.810.

25       “(h) Require that training is provided to any person identified or  
26       designated as provided by paragraph (a) of this subsection. The train-  
27       ing must, at a minimum:

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

1       **“(B) Be provided as initial training and then as subsequent training**  
2       **at least once every two years.**

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

5       **“(A) In the student handbook; and**

6       **“(B) On the school district’s website in culturally appropriate lan-**  
7       **guages that are used to communicate effectively with parents and**  
8       **guardians of students of the school district, as determined by the**  
9       **school district board.**

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

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

16      **“(a) ‘Campus’ means real property owned or controlled by an insti-**  
17      **tution of higher education that is accessed by students of the institu-**  
18      **tion of higher education on a regular basis, as identified by the**  
19      **governing board of the institution of higher education.**

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

22      **“(c) ‘Governing board’ means:**

23      **“(A) The governing board of a public university listed in ORS**  
24      **352.002.**

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

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

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

29      **“(e) ‘Institution of higher education’ means a public university**  
30      **listed in ORS 352.002, a community college operated under ORS chapter**

1   **341 or the Oregon Health and Science University.**

2   **“(2) Each governing board shall adopt a policy for providing notice**  
3   **when a federal immigration authority is confirmed to have entered a**  
4   **campus for immigration enforcement. The policy must be consistent**  
5   **with applicable model policies published by the Attorney General as**  
6   **provided by ORS 180.810.**

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

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

11   **“(A) Confirm that a federal immigration authority has entered the**  
12   **campus for immigration enforcement; and**

13   **“(B) Provide notice when a federal immigration authority is con-**  
14   **firmed to have entered the campus for immigration enforcement.**

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

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

21   **“(d) Require that notice that a federal immigration authority is**  
22   **confirmed to be on campus is provided to:**

23   **“(A) Students enrolled in the institution of higher education at the**  
24   **campus where the federal immigration authority is confirmed to be**  
25   **on campus for immigration enforcement; and**

26   **“(B) Employees of the campus of the institution of higher education**  
27   **where the federal immigration authority is confirmed to be on campus**  
28   **for immigration enforcement.**

29   **“(e) Specify the contents and delivery requirements of the notice**  
30   **required under paragraph (d) of this subsection, including the re-**

1    requirements that the notice:

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

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

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

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

7            “(i) Personally identifiable information; or

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

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

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

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

13        “(D) Must be provided as expediently as possible by existing meth-  
14            ods used for providing electronic communications.

15        “(f) Ensure compliance with ORS 180.805 and 181A.826 and any pol-  
16            icies adopted based on a model policy published as provided by ORS  
17            180.810.

18        “(g) Require that annual training is provided to any person identi-  
19            fied or designated as provided by paragraph (a) of this subsection. The  
20            training must, at a minimum, include:

21            “(A) Information on the requirements of this section and on any  
22            applicable model policies published by the Attorney General under ORS  
23            180.810.

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

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

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

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

3       **“(4) Notwithstanding subsection (3)(d) of this section, notice is not**  
4 **required to be provided when a federal immigration authority has en-**  
5 **tered campus for the purpose of accompanying a patient whom the**  
6 **federal immigration authority has brought to the campus for the**  
7 **purpose of receiving medical care or treatment.**

8       **“(5) For the purpose of ORS 30.265 (5), any officer, employee or**  
9 **agent of an institution of higher education is immune from liability**  
10 **for any claim for injury to or death of any person or injury to property**  
11 **resulting from an act or omission made under this section if the act**  
12 **or omission was reasonable and made in good faith.**

13       **“SECTION 3. No later than October 1, 2026, the Higher Education**  
14 **Coordinating Commission shall submit to the interim committees of**  
15 **the Legislative Assembly related to education a report that summa-**  
16 **rizes for each institution of higher education the real property that**  
17 **has been identified by the governing board of the institution of higher**  
18 **education as a campus for the purpose of section 2 of this 2026 Act.**

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

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