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of the Oregon School  
Boards Association

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## IMMIGRATION ENFORCEMENT

### Summary

In 2026, the Oregon Legislature adopted three bills related to federal immigration enforcement in schools: Senate Bill (SB) 1538, SB 1594, and House Bill (HB) 4079). These new laws require the Oregon Attorney General's (AG) Office to publish model policies related to immigration enforcement in schools, which are available [here](#). Districts must provide these model AG policies to employees, and must adopt a policy that is consistent the AG model policies by September 30, 2026.

The district-adopted policy must:

- Designate an individual to be the primary contact for immigration enforcement;
- Include requirements for notifying students, parents, staff and the community when federal immigration officials are confirmed to be on district property for enforcement purposes;
- Include training requirements for designated individuals;
- Be included in the student handbook and in culturally appropriate languages on the district's website; and
- Include any other requirements provided by law.

OSBA is releasing a new sample policy to help meet these requirements and two new administrative regulations to assist in the implementation of this policy.

### Collective Bargaining Impact

None

### Local District Responsibility

Review the policy and administrative regulations listed below and adopt a policy by September 30, 2026.

This publication is designed to provide accurate and authoritative information regarding the subject matter covered. It is furnished with the understanding that policies should be reviewed by the district's legal counsel.

## **Policy(ies) and ARs Impacted by these Revisions**

KNA – Immigration Enforcement on District Property, Required, *New*

KNA-AR(1) – Interactions with Immigration Enforcement, Highly Recommended, *New*

KNA-AR(2) – Federal Immigration Enforcement Request Log, Optional, *New*

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## **ABOUT *POLICY UPDATE***

*Policy Update* is a subscription newsletter providing a brief discussion of current policy issues of concern to Oregon school districts, education service districts, community colleges, and public charter schools.

Sample model policies reflecting these issues and changes in state and federal law, if applicable, are part of this newsletter. These samples are offered as a starting point for drafting local policy and may be modified to meet particular local needs. They do not replace district legal counsel advice.

To make the best use of *Policy Update*, we suggest you discuss the various issues it presents and use the sample model policies to determine which policies your district should develop or revise, get ideas for what a policy should contain, and as a starting point for editing, modifying and discussing your district's policy position.

If you have questions about *Policy Update*, sample policies or policy in general, call OSBA Policy Services, 800-578-6722 or 503-588-2800.

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## **TRY OUR ONLINE POLICY DEMO**

OSBA's online policy service has a demo site for districts interested in a public online policy manual. This service saves time, resources and reams of paper. With one centrally located policy manual updated electronically, you have instant access to current district policies.

Go to [policy.osba.org](http://policy.osba.org) and select "Policy Online Demo." The online manual includes a subscription to *Policy Update* and policy manual maintenance service to help keep policies current.

OSBA offers several options. Contact Policy Services to determine the best option for you, 800-578-6722 or 503-588-2800.

REQUIRED-NEW

# OSBA Model Sample Policy

Code:  
Adopted:

KNA

## Immigration Enforcement on District Property

{House Bill 4079 (2026) requires districts to “adopt a policy for providing notice when a federal immigration authority is confirmed to have entered school property for immigration enforcement.” This policy must be “consistent with applicable model policies published by the Attorney General as provided by ORS 180.810.”}

The district complies with state and federal law, including Oregon Revised Statute (ORS) 180.805 and ORS 181.826, and this policy and accompanying administrative regulations KNA-AR(1) – Interactions with Immigration Enforcement and KNA-AR(2) – Federal Immigration Enforcement Request Log when responding to requests from federal immigration authorities regarding immigration enforcement. ~~[/del> Absent a judicially authorized subpoena, warrant or court order, district staff must not allow federal immigration authorities access to the district’s records or facilities not open to the public for the purposes of immigration enforcement and must verify the validity of any subpoena, warrant or court order involving immigration enforcement presented to them by federal immigration authorities to ensure it is judicially authorized. Examples of judicial and administrative warrants and subpoenas can be found in the Oregon Attorney General’s Model Public School Policies.<sup>1</sup> The superintendent or designee must review and approve any response to a request involving immigration enforcement. The district will provide ongoing training to designated staff to ensure compliance with this policy.~~

This policy will be made available in the student handbook and on the district’s website<sup>2</sup>. ~~[/del> The district will ensure a copy of the Oregon Attorney General’s Model Public School Policies<sup>3</sup> and this policy and accompanying administrative regulations are provided to staff.~~

## Designation of Primary Point of Contact

The ~~[/del> <sup>SUPERINTENDENT</sup> position<sup>4</sup> is the primary point of contact for coordinating interactions with federal immigration authorities occurring in the district (“immigration liaison”<sup>5</sup>). The ~~[/del> <sup>TITLE COORDINATOR</sup> alternate position shall serve as an alternative point of contact during the immigration liaison’s absence or unavailability (“alternate immigration liaison”).~~~~

The immigration liaison’s responsibilities include:

<sup>1</sup> <https://www.doj.state.or.us/wp-content/uploads/2026/06/Attorney-Generals-Model-Public-School-Policies-in-Compliance-with-SB-1538.pdf>

<sup>2</sup> Must be provided in culturally appropriate languages that are used to communicate effectively with parents and guardians of students in the district, as determined by the Board. {The district is encouraged to evaluate language needs in the district in order to effectively communicate with all parents and guardians.}

<sup>3</sup> <https://www.doj.state.or.us/wp-content/uploads/2026/06/Attorney-Generals-Model-Public-School-Policies-in-Compliance-with-SB-1538.pdf>

<sup>4</sup> {House Bill 4079 (2026) requires the policy to “identify at least one administrator” for this purpose. The Board should consider whether a single administrator is sufficient for the district, or whether multiple administrators should be designated.}

<sup>5</sup> {The district can choose any title to use for this individual and should use it throughout this policy.}

1. Serving as the district's representative during encounters with federal immigration authorities;
2. Confirming when federal immigration authorities have entered school property for immigration enforcement purposes;
3. Ensuring federal immigration authorities engaging in enforcement activities at the district have notice of relevant district policies: JO/IGBAB – Education Records/Records of Students with Disabilities, JOA – Directory Information, JOB – Personally Identifiable Information and this policy;
4. Assisting staff in performing their duties in response to immigration enforcement efforts, including ensuring compliance with all district policies and procedures related to interactions with federal immigration authorities and immigration enforcement efforts;
5. Reviewing and responding to requests from federal immigration authorities, in coordination with, and under the direction of, the superintendent or designee;
6. Facilitating the district's compliance with lawful immigration enforcement efforts in a manner that does not unnecessarily disrupt the school environment or invade the privacy of students, staff, or volunteers;
7. Providing notice as required in this policy when a federal immigration authority has been confirmed to have entered school property for immigration enforcement.

### Required Notice

When a federal immigration authority is reported to have entered school property for the purpose of immigration enforcement the immigration liaison shall confirm whether federal immigration authorities have entered school property for immigration enforcement and when confirmed, shall provide notice as follows:

1. Notice must be provided to:
  - a. Students who attend the school where the federal immigration authority is confirmed to be on school property for immigration enforcement and who are in grades 7 and above;
  - b. Parents or guardians of students attending the school where the federal immigration authority is confirmed to be on school property for immigration enforcement;
  - c. Staff of the school where the federal immigration authority is confirmed to be on school property for immigration enforcement; and
  - d. Community-based service providers that have requested to receive notice when a federal immigration authority is confirmed to be on school property for immigration enforcement. Community-based service providers can request to receive such notifications by contacting the immigration liaison at the district office.
2. Notice must include:
  - a. The general location of the federal immigration authority; and
  - b. Whether classes or school operations were affected by the presence of the federal immigration authority. {Districts may include resources available to those impacted by immigration enforcement actions.}

3. Notice must not disclose:

- P**
- a. Personally identifiable information;
  - b. Other information that may not be legally disclosed; or
  - c. Other information when the disclosure may threaten the health or safety of students or staff of the district or is prohibited by a court order.

The required notice will be provided as expediently as possible using ~~insert communication methods the district will use~~ <sup>from source.</sup> existing methods used for providing electronic communications].

Unless otherwise prohibited by law or court order, the district will make reasonable efforts to provide notice to a student, or to the parent of guardian of a student, when the district has provided information related to the student to a federal immigration authority.

### **Confidentiality of School Records**

Except when required by a judicially authorized warrant, subpoena, or order, Oregon law prohibits the district from disclosing protected information to federal immigration authorities for the purpose of enforcing federal immigration laws. Protected information includes information relating to a person's:

- P**
1. Address;
  2. Workplace or hours of work;
  3. School or school hours;
  4. Contact information, including telephone number, electronic mail address or social media account information;
  5. Known associates or relatives; and
  6. Date, time or location of the person's hearings, proceedings or appointments with a public body that are not matters of public record.

Oregon law also prohibits sharing any of the above information about a person's relatives or known associates with federal authorities for immigration enforcement purposes.

Oregon law generally prohibits the district from sharing or disclosing citizenship or immigration status or country of birth information<sup>6</sup> that the district collects, unless one of the following exceptions applies:

- E**
1. The disclosure is required by state or federal law (other than federal immigration law);
  2. The disclosure is required by a judicially authorized warrant, order, or subpoena;
  3. The information being shared with a person concerns only that person or their dependents; or
- D**

<sup>6</sup> Citizenship or immigration status or country of birth information is any information concerning:

1. Where a person was born; or
2. Whether a person is a citizen of the United States; or
3. Whether a person has lawful authority to be present in the United States.

4. The information is aggregated and not personally identifiable.

In addition to the prohibitions described above, federal and state laws make records and information related to students confidential and permit disclosure only in limited circumstances. The district's policies with respect to student records can be found in Board policies JO/IGBAB – Education Records/Records of Students with Disabilities, JOA – Directory Information and JOB – Personally Identifiable Information. To ensure compliance with applicable federal and state law, the district's staff shall not disclose any school records or information to federal immigration authorities except as provided in these policies.

Staff must also maintain the confidentiality of school records and other information about students, staff, and volunteers when communicating with other students, parents, or community members about immigration enforcement activities involving students, staff, or volunteers of the district or occurring on district property. Staff should direct anyone with questions about immigration enforcement activities occurring on district property to the immigration liaison.

### Training

The district will provide the immigration liaison and alternate immigration liaison with training as follows:

1. The training must include information on the requirements of House Bill 4079 (2026), any applicable model policies published by the Attorney General, and this policy; and
2. The training must be provided at the time of designation and at least once every two years thereafter.

~~{<sup>7</sup>} Upon the adoption of this policy and not less than once every two years thereafter, the district will provide training to all current district staff of one hour or more regarding federal and state laws, and the district's policies, relating to interacting with federal immigration authorities and responding to immigration enforcement efforts. The district will provide the required training to all new staff within 30 days of beginning employment.~~

END OF POLICY

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### Legal Reference(s):

[ORS 180.810](#)

[ORS 180.805](#)

[ORS 181.826](#)

[OAR 581-021-0371](#)

Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g (2012); Family Educational Rights and Privacy, 34 C.F.R. Part 99 (2017).

[Oregon Attorney General's K12 School Model Policy](#)

Senate Bill 1538 (2026).

Senate Bill 1594 (2026).

House Bill 4079 (2026).

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<sup>7</sup> {This language is included in the Attorney General's *K12 School Model Policy*. House Bill (HB) 4079 (2026) requires that districts adopt policies that are "consistent with applicable model policies published by the Attorney General as provided by ORS 180.810."}

# OSBA Model Sample Administrative Regulation

Highly Recommended -  
New

Code: KNA-AR(1)  
Revised/Reviewed:

## Interactions with Immigration Enforcement

*Superintendent*  
The ~~position~~ is designated as the “immigration liaison.”

1. Staff, ~~contractors and volunteers~~ shall adhere to all district policies when interacting with federal immigration authorities and the following administrative regulations:
  - a. Unless expressly authorized by the superintendent or designee, or by the immigration liaison on behalf of the superintendent or designee, staff shall not:
    - (1) Provide federal immigration authorities with records or information about students, staff, or volunteers;
    - (2) Confirm whether a student, staff member, or volunteer is present or make the student, staff member, or volunteer available;
    - (3) Allow access to non-public areas of the district’s facilities or property;
    - (4) Sign documents presented by federal immigration authorities; or
    - (5) Give consent to any immigration enforcement action.
  - b. Staff may not interfere with lawful immigration enforcement actions or physically obstruct federal immigration authorities in any manner. However, staff should immediately report to the immigration liaison if they observe any conduct or enforcement activities by federal immigration authorities that violate state or federal law, or district policies, or that otherwise present a security threat or potential danger to students, staff, volunteers, or visitors.
  - c. Staff who receive a request related to immigration enforcement must immediately notify the immigration liaison. The immigration liaison is responsible for interacting with the federal immigration authorities until the matter is concluded or the federal immigration authorities have been referred to the superintendent or designee.
  - d. The immigration liaison or alternate immigration liaison should meet the federal immigration authorities at the school door or other area designated by the superintendent or designee for this purpose.
  - e. The immigration liaison shall provide federal immigration authorities with a copy of this policy and explain that school staff are required to follow these steps in this policy. The immigration liaison should inform the immigration authorities that school staff must contact the office of the superintendent or designee for guidance before providing access to school facilities, records, or other information.
  - f. The immigration liaison should direct another staff member to contact the superintendent or designee while the immigration liaison remains with the federal immigration authorities.
  - g. The immigration liaison must document the request from federal immigration authorities to the fullest extent possible under the circumstances. At a minimum, the documentation shall include the following information, if available:
    - (1) The name, badge number, and agency of the law enforcement officer making the request;
    - (2) The number of officers present;

P

- (3) Time, date, and location of the request;
- (4) The nature of the request;
- (5) The source of authority for the request, including whether the request is administratively or judicially authorized;
- (6) Whether the request requires an immediate response;
- (7) The identification of witnesses present; and
- (8) How the encounter concluded.

- h. The immigration liaison shall direct another staff member to transmit copies, photos, or other documentation provided by federal immigration authorities to the superintendent or designee, along with other information documented pursuant to this policy. The superintendent or designee must approve any response to a law enforcement request related to immigration enforcement as provided in Section 3 of this administrative regulation.

## 2. Determination of Validity of Judicial Warrant, Subpoena or Order

- a. If presented with a warrant, subpoena or order by federal immigration authorities, the immigration liaison shall verify the validity of the warrant, subpoena or order by determining whether the warrant, subpoena or order is judicially authorized. An administrative warrant, subpoena, order or other legal process that has not been authorized by a judicial officer does not authorize the district to provide law enforcement with access to records or information, or facilities for purposes of immigration enforcement.

A judicially authorized warrant, subpoena or order contains the following key features:

- (1) A caption, near the top of the document, identifying the court that issued the order (typically the federal district court for the District of Oregon);
- (2) A signature block, near the end of the document, including the name of the person who signed the order, and identifying that individual as a judge, magistrate, clerk of court, or other person signing on behalf of a judge or magistrate, and the date of the signature; and
- (3) An indication that the warrant, subpoena or order has not expired.

Examples of warrants and subpoenas are available in the Attorney General's model policies<sup>1</sup>.

- b. The immigration liaison shall notify the superintendent or designee of the warrant, subpoena or order and whether the warrant, subpoena or order appears on its face to be judicially authorized.
- c. The immigration liaison should request a copy of the warrant, subpoena or order and transmit a copy of the warrant, subpoena or order for review by the superintendent or designee, or legal counsel.
- d. The superintendent or designee shall make the final determination regarding the validity of any warrant, subpoena or order and whether, and to what extent, federal immigration will have access to district records or information, or facilities. If the superintendent or designee is uncertain as to the validity or scope of the warrant, subpoena or order, the superintendent or

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<sup>1</sup> <https://www.doj.state.or.us/wp-content/uploads/2026/06/Attorney-Generals-Model-Public-School-Policies-in-Compliance-with-SB-1538.pdf>

designee should immediately consult legal counsel or a statewide or regional education organization.

### 3. **P**Approval of Response by Superintendent

- a. The immigration liaison shall notify the superintendent or designee of a request related to immigration enforcement prior to responding to the request. The superintendent or designee will only honor requests from immigration enforcement officers or other agencies enforcing federal immigration laws if the request is judicially authorized. If the superintendent or designee is uncertain as to the lawfulness or scope of the request, the superintendent or designee should immediately consult legal counsel or a statewide or regional education organization prior to approving a response.
- b. If the superintendent or designee determines that a response is not authorized by a judicial subpoena issued as part of a court proceeding or by another compulsory court-issued legal process, such as a warrant, the superintendent or designee shall direct the immigration liaison to decline the request.

Upon direction of the superintendent or designee, the immigration liaison shall decline the request, refer the federal immigration enforcement authorities to the superintendent or designee, and request that they leave the premises.

The immigration liaison shall ensure that the information documented pursuant to this administrative regulation is submitted to the Oregon Criminal Justice Commission as provided in ORS 181A.826.

- c. If the request is accompanied by a subpoena, warrant or order that appears on its face to be judicially authorized, the superintendent or designee must review and approve the immigration liaison of district's response to the request.

The superintendent or designee shall ensure that the district's response provides no greater access to records or information, or facilities, than that required by the subpoena, warrant or order.

- d. If the request involves a warrant that appears to be valid and authorizes the arrest of a particular person, the superintendent shall direct the immigration liaison to request that the arrest be conducted in a manner that is the least disruptive to the school environment and to the person's wellbeing, which may include bringing the arrestee to the federal immigration authorities.

### 4. ~~/~~ School-Sponsored Events

If federal immigration authorities appear at a school-sponsored event open to the general public (e.g., field trip, athletic event, band event), staff should document their observations, notify the immigration liaison and follow any guidance provided by the immigration liaison. When alerted to the presence of federal immigration authorities at a school-sponsored event, the immigration liaison shall notify the superintendent or designee.

### 5. ~~/~~ School Transportation/Buses

If federal immigration authorities request to board a school bus or other vehicle transportation, the driver should ask them to wait outside the bus/vehicle, close the doors, and immediately call the immigration liaison and follow any guidance provided by the immigration liaison. The immigration liaison shall notify the superintendent or designee and coordinate an approved response as outlined in this policy.

6. **Volunteers**

The district will determine which volunteers need to receive training or materials regarding this administrative regulation.

**O**

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# OSBA Model Sample Administrative Regulation

Code: KNA-AR(2)  
Revised/Reviewed:

## Federal Immigration Enforcement Request Log

School site: \_\_\_\_\_

Person Receiving Request: \_\_\_\_\_ Title: \_\_\_\_\_

### 1. Requesting Officer Information

Officer name: \_\_\_\_\_ Badge #: \_\_\_\_\_

Agency: \_\_\_\_\_

Contact information: \_\_\_\_\_

### 2. Number of officers present: \_\_\_\_\_

### 3. Time, date and location of request: \_\_\_\_\_

### 4. Nature of the request:

- |                                                                             |                                                                           |
|-----------------------------------------------------------------------------|---------------------------------------------------------------------------|
| <input type="checkbox"/> Request to enter school property                   | <input type="checkbox"/> Request to access school facilities or buildings |
| <input type="checkbox"/> Request to interview a student                     | <input type="checkbox"/> Request to interview staff member                |
| <input type="checkbox"/> Request to locate a student                        | <input type="checkbox"/> Request to obtain student records                |
| <input type="checkbox"/> Request to detain or take custody of an individual |                                                                           |
| <input type="checkbox"/> Other (describe): _____                            |                                                                           |

### 5. Source of Authority for the request

Authority cited by officer(s):

- |                                                 |                                                            |
|-------------------------------------------------|------------------------------------------------------------|
| <input type="checkbox"/> Administrative Warrant | <input type="checkbox"/> Administrative Subpoena           |
| <input type="checkbox"/> Judicial Warrant       | <input type="checkbox"/> Judicial Subpoena                 |
| <input type="checkbox"/> Court Order            | <input type="checkbox"/> Other Authority (describe): _____ |

Document Presented? ☐ Yes ☐ No

If yes, identify the document and any identifying numbers: \_\_\_\_\_

Copy obtained? ☐ Yes ☐ No

### 6. Does the request require an immediate response? ☐ Yes ☐ No

## Superintendent or Designee Review and Approval

The superintendent or designee must review the request and approve any response to a law enforcement request related to immigration enforcement.

**P** Conducted By:

☐ Superintendent ☐ Superintendent’s Designee

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**R** Date and Time of Review: \_\_\_\_\_

Response Authorized:

☐ Yes ☐ No **O** ☐ Additional Legal Review Required ☐ Pending Further Information

**Witnesses Present**

\_\_\_\_\_  
Name **P** Title or Role Contact Information

\_\_\_\_\_  
Name Title or Role Contact Information

\_\_\_\_\_  
Name Title or Role **O** Contact Information

**How the Encounter Concluded**

- ☐ Access to school property granted
- ☐ Referred to School Administrator
- ☐ Access denied pending legal review
- ☐ Officers left without further action
- ☐ Referred to Superintendent or Designee
- ☐ Other (describe): \_\_\_\_\_ **S**

**E**

**D**

**Detailed summary of outcome:**

**P**

**R**

**Additional notes:**

**O**

**P**

**Follow-Up Actions**

- ☐ Legal counsel notified
- ☐ Superintendent notified and copies, photographs, and other documentation transmitted to the superintendent or designee.
- ☐ Law enforcement documentation copied and retained

**O**

**S**

Completed By: \_\_\_\_\_ (print name)

Title: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Time Completed: \_\_\_\_\_

**E**

**D**