

# Immigration Law & Updates

Alexandra Schneider, Esq.  
Portland State University Student Legal Services



Portland State  
Student Legal Services

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# 1 Overview of Immigration



# Bird's Eye View- the Immigration System

## Department of Homeland Security

- USCIS- U.S. Citizenship and Immigration Service- administrative branch (affirmative applications)
- ICE- Immigration Customs and Enforcement- policing branch (detain, pursue court cases)
- CBP- Customs and Border Patrol

## Department of Justice- Executive Office of Immigration Review- Immigration Court

## Department of State- Consular Processing

# Bird's Eye View- Types of Immigration Status

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US Citizens- by birth, derivation or naturalization

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Legal Permanent Residents- permanent visa

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Asylees, Refugees, Withholding, CAT

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Nonimmigrants- temporary visas

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Deferred Action

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Parole

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Those without status

# Bird's Eye View- Paths to Immigration Status

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Family Member

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Work

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Diversity Lottery

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Tourism

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Military Service

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Humanitarian Relief

## Demonstrating Immigration Status

Obtaining proof of immigration status can be complicated by the US Citizenship and Immigration Service's severe backlog and administrative processes.



## 2 Oregon Sanctuary Law





# Oregon is a Sanctuary State

It is against Oregon law for state and local law enforcement or public agencies (state and local government offices) in the state of Oregon to participate *directly or indirectly* in immigration enforcement without a judicial warrant.

*Oregon Revised Statutes 180.805,  
180.810, and 181A.820 to 181A.829*

# Does your school have a Sanctuary Policy?

- Develop a written response policy & preparedness plan in advance.
- Have General Counsel review warrants & subpoenas.
- Understand the distinctions between public and private areas.
- Train non-authorized staff & volunteers on how to respond to ICE requests.
- Document all interactions with immigration enforcement.
- Connect with immigration response networks in your area.

# What to do if there is a Sanctuary violation?

If Oregon's sanctuary laws are being violated by a state or local employee, either during their employment time or off duty time, you can report the violation to the Sanctuary Promise Hotline.

You can also report if an ICE official attempted to force someone to violate the Sanctuary Promise Act.



# 3 Privacy Protection



# FERPA

Under the Family Educational Rights and Privacy Act (FERPA), schools receiving federal funds *generally* may not release a student's school records without a parent's written consent.

# International Student Offices

Schools have staff that have been approved to serve as officials for international students.

- Designated School Officials (DSO) are approved by the Student Exchange Visitor Program (SEVP), Department of Homeland Security
- Alternate Responsible Officers (ARO) are approved by the US Department of State

ICE collects information from DSO's and ARO's about students' enrollment, degree progress, etc.

# 4 ICE Encounters

# Protected Areas

On January 20, 2025, the Trump Administration rescinded a Biden-era policy that protected certain areas—such as churches, school, and hospitals—from immigration enforcement.

Any area that is considered “public,” ICE could enter.



## What to do if ICE is on the premises

Under Oregon law, public schools cannot allow immigration officials to access any area of a facility that is not normally open to the public. A private school has the right to refuse admission to the property.

Immigration officials may enter a school only if they have a *judicial warrant*—that is, a valid warrant issued by a judge or magistrate.

## What to do if ICE asks for information?

Under Oregon law, public schools may not provide information to federal immigration authorities about individuals in the school's custody where that information will be used to enforce civil immigration laws

Schools must provide requested information only when immigration officials produce a *valid judicial subpoena or other valid court order*.

*Always consult an attorney prior to divulging information.*



# 6 Updates



# Executive Orders

Rescinding Biden policies

Anti-immigrant policies

Birthright Citizenship

# Law and Court Updates

DACA

Laken Riley Act



# 6 Resources and Q&A



# Resources

Oregon Sanctuary toolkit-

<https://www.doj.state.or.us/oregon-department-of-justice/civil-rights/sanctuary-promise/community-toolkit/>

Sanctuary Promise Hotline- 1-844-924-STAY (1-844-924-7829)

Pueblo Unido and Equity Corp of Oregon ("ECO")

<https://www.pueblounidopdx.org/legal-navigation>

Preparedness packet- <https://oregonlawhelp.org/resources/protect-your-family>

Notifica planning application- <https://notifica.us/>

Accompaniment Services- <https://www.imirj.org/accompaniment>

Portland Immigrant Rights Coalition ICE reporting hotline- 1-888-622-1510-

<https://pircoregon.org/resources>

Immigrant Legal Resource Center- red cards- <https://www.ilrc.org/red-cards-tarjetas-rojas>

Q & A

Thank you!

Ali Schneider

[aschneid@pdx.edu](mailto:aschneid@pdx.edu)

