

**THE BOARD OF LIBRARY TRUSTEES OF THE
GAIL BORDEN PUBLIC LIBRARY DISTRICT,
KANE AND COOK COUNTIES, ILLINOIS**

RESOLUTION NO. 2025–11-A

**A RESOLUTION PROHIBITING THE USE OF LIBRARY PROPERTY FOR FEDERAL
CIVIL IMMIGRATION ENFORCEMENT ACTIVITIES**

WHEREAS, the Board of Trustees of the Gail Borden Public Library District affirms that all people—regardless of immigration or citizenship status—are entitled to dignity, due process, and equal protection under the United States Constitution; and

WHEREAS, the Gail Borden Public Library District (“Library”) is committed to providing an inclusive, and welcoming environment for all patrons, staff, and visitors, consistent with its mission to serve the entire community without discrimination; and

WHEREAS, the Library recognizes that residents of diverse national origins and languages contribute to the cultural, educational, and civic life of our community; and

WHEREAS, the Library upholds the principles of intellectual freedom as articulated by the American Library Association (ALA), including the **Library Bill of Rights** and related policies, which affirm the right of every individual to seek and receive information without fear, intimidation, or discrimination; and

WHEREAS, the Illinois Trust Act (5 ILCS 805/1 et seq.) establishes limitations on state and local cooperation with federal immigration enforcement to protect community trust and public safety; and

WHEREAS, libraries are not required to act as agents of federal immigration enforcement (5 ILCS 805/5; 5 ILCS 805/15(h); *Printz v. United States*), and immigration enforcement actions in sensitive locations such as libraries are discouraged under the U.S. Department of Homeland Security’s own policies; and

WHEREAS, reports and community accounts have documented instances of federal civil immigration enforcement activity near public institutions, including schools and community centers, creating fear and uncertainty among residents; and

WHEREAS, the Board of Trustees finds that use of Library property for civil immigration enforcement operations unrelated to criminal investigations would undermine public trust, discourage community use, and interfere with the Library’s mission to provide equitable access to information, services, and space for all residents; and

WHEREAS, the Library desires to clarify that its properties, facilities, and resources shall not be used for federal civil immigration enforcement actions unless required by applicable law or court order; and

WHEREAS, the Library is legally obligated under state and federal law to protect the confidentiality of patron records (75 ILCS 70/1; 75 ILCS 16/1-25), including names, addresses, and use of library resources, except where disclosure is required by law through a valid court order; and

WHEREAS, the Library seeks to adopt clear procedures for staff regarding any encounters with Immigration and Customs Enforcement (ICE) or other immigration officials to ensure legal compliance and protect patron rights.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Gail Borden Public Library District, Kane County, Illinois, as follows:

Section 1. Purpose

The purpose of this resolution is to ensure that Library-owned properties, facilities, and resources are not used to support or facilitate federal civil immigration enforcement activities, except as required by law, and to promote public trust and safety within the Library and the community it serves.

Section 2. Definitions

For the purposes of this resolution:

A. “Library property” means any land, building, structure, vehicles, parking area or other facility owned, leased, operated, or controlled by the Library District.

B. “Civil immigration enforcement” means any investigation, arrest, detention, or surveillance conducted for the purpose of enforcing federal civil immigration laws, including actions by U.S. Immigration and Customs Enforcement (ICE) or U.S. Customs and Border Protection (CBP) relating to alleged civil violations of the Immigration and Nationality Act.

C. “Judicial warrant” means a warrant signed by a federal or state judge or magistrate based on probable cause authorizing a specific search, arrest, or entry.

D. “Staging area” means an area that is used to assemble, mobilize, and deploy personnel, vehicles, equipment, or materials, for any purpose arising out of or related to civil immigration enforcement operations.

Section 3. Policy Regarding Library Property

A. No portion of Library property—including parking areas or other facilities—shall be used as a staging area, processing site, operations base, or other support location for civil

immigration enforcement. Prohibited uses include but are not limited to assembling, mobilizing, or deploying vehicles, equipment, materials, or personnel for the purpose of carrying out civil immigration enforcement operations.

B. No Library employee, trustee, volunteer or agent shall grant access to any Library property for the purpose of conducting civil immigration enforcement activities unless required by federal or state law or pursuant to a valid judicial warrant.

C. Library resources—including personnel, equipment, communication systems, and funds—shall not be used to assist or facilitate civil immigration enforcement activities, except as required by law.

D. The Library shall not enter into any agreement or memorandum of understanding with any federal agency regarding enforcement of federal civil immigration law.

Section 4. Implementation

A. The Chief Executive Officer of the Library shall ensure that all Library employees are informed of this policy and receive guidance on how to respond if approached by federal agents seeking to use Library property for immigration enforcement.

B. If Library staff are presented with an immigration-related request or action, they shall immediately refer the matter to Security who will inform the Designated Supervisory Personnel listed in “Internal Procedures” as well as contacting 911 for police assistance. The Designated Supervisory Personnel shall consult with legal counsel and respond in accordance with applicable law. Staff may record the interaction.

C. If Library staff observe any interactions involving Immigration and Customs Enforcement (ICE) within the Library, they should immediately call the Illinois Coalition for Immigrant and Refugee Rights (ICIRR) **1-855-435-7693** and file a report. Reports should be completed promptly in accordance with established Library procedures and can be submitted at **icirr.org/fsn**.

D. All ICE-related incidents occurring on Library property must also be documented using the standard Library Incident Report. The Chief Executive Officer and the Board of Trustees must be notified immediately, in accordance with the Library’s internal communication and reporting protocols.

E. All Library properties will post clear signage in English and Spanish stating:
ATTENTION

This Property is owned and controlled by the Gail Borden Public Library District. It may not be used for Civil Immigration Enforcement as a Staging Area, Processing Location, or Operations Base.

Section 5. Exceptions

Nothing in this resolution shall be construed to:

- A. Restrict compliance with a lawful judicial warrant, court order, or other requirement expressly imposed by federal or state law.
- B. Prevent cooperation with law enforcement in criminal investigations or matters unrelated to civil immigration enforcement.
- C. Limit actions necessary to ensure the safety and security of Library property, staff, or patrons.

Section 6. Effective Date

This resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Adopted this 17 day of November, 2025 by the Board of Trustees of the Gail Borden Public Library District, Kane County, Illinois.

APPROVED:

/s/ Jean Bednar

President, Board of Trustees

Gail Borden Public Library District

ATTEST:

/s/ Tiffany Henderson

Secretary, Board of Trustees

Gail Borden Public Library District