

Dear Penn State Law and SIA Community:

On October 5, 2022, the Fifth Circuit Court of Appeals affirmed a district court decision concluding that the Deferred Action for Childhood Arrivals (DACA) policy is unlawful. The court decision does not affect the status of current DACA recipients or those seeking to renew their status. The case returns to the district court so they can consider a new DACA rule that was published by the Biden administration last August. DACA is a policy implemented in August 2012 that permits certain noncitizens who entered the United States before the age of sixteen and meet educational and residential requirements, to request for a type of prosecutorial discretion known as “deferred action” and apply for work authorization. DACA has allowed nearly 800,000 people to work and/or go to school and live in the United States. There are more than 180,000 DACA-eligible students in higher education.

Today, Penn State University issued a statement expressing their support for DACA along with some resources.

For additional information about the Fifth Circuit ruling, watch a rapid response briefing from Presidents’ Alliance on Higher Education and Immigration. For additional resources about DACA generally, see this link.

I want to acknowledge how this decision impacts DACA recipients and their families around the country and in our community. Please reach out if you have any questions and know we are here to support you.

Sincerely, Shoba/Dean Wadhia