



SPONSOR: Sen. Marshall & Rep. Miro  
Sen. Henry & Rep. Keeley

DELAWARE STATE SENATE  
146th GENERAL ASSEMBLY

SENATE BILL NO. 169

AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE ESTABLISHING THE DELAWARE  
DEVELOPMENT, RELIEF, AND EDUCATION FOR ALIEN MINORS OR "DREAM" ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend Title 14 of the Delaware Code by adding a new subchapter XVI as follows:

“Subchapter XVI. Delaware DREAM Act.

S3420A. Short title.

This act shall be known and may be cited as the “Delaware DREAM Act”, “DREAM” being an acronym for the  
Development, Relief, and Education for Alien Minors Act.

S3421A. Definitions.

As used in this subchapter, the term “public institution” shall mean the University of Delaware, Delaware State  
University, and Delaware Technical and Community College.

S3422A. Eligibility.

(a) An individual shall be deemed to be a resident of Delaware for the purpose of tuition and fees for attendance at  
a public institution if:

(1) The individual attended a public or nonpublic secondary school in this State for at least 3 years;

(2) The individual graduated from a public or nonpublic secondary school in this State or received the equivalent  
of a high school diploma in this State;

(3) The individual registers as an entering student in a public institution in this State not earlier than the 2012 fall  
semester;

(4) The individual entered the United States before the age of eighteen and is under the age of thirty-five; and

(5) The individual has not been convicted of any felony.

(b) A student who is deemed to be a resident of Delaware pursuant to subsection (a) shall be eligible to participate  
in the Delaware Student Excellence Equals Degree Program (“SEED”) and the Inspire Scholarship Program  
established under this title and to qualify for grants thereunder, provided the student otherwise meets the criteria of  
those programs.

23 S3423A. Policies, Rules and Regulations.

24 Each public institution shall adopt appropriate policies, rules and regulations to implement the provisions of this  
25 subchapter. “

26 Section 2. Amend Section 3404A(a)(1) of Title 14 of the Delaware Code by making insertions as shown by  
27 underlining as follows:

28 “(a) To be eligible to participate in the SEED program and to qualify for a grant to pay tuition by the State pursuant to this  
29 subchapter for the first semester or other academic unit of post-secondary enrollment at Delaware Technical and  
30 Community College or the University of Delaware, Associate in Arts program, a student shall meet all of the following:  
31 (1) A student who satisfies the state residency requirements set forth in the Institution's residency policy, or who is deemed  
32 to be a resident of Delaware under section 3422A of this Title, shall be eligible for such grant if that student is enrolled on a  
33 full time, degree seeking basis or is a student with a disability seeking a degree through the institution's academic  
34 accommodation policy.”

35 Section 3. Amend Section 3412A(a)(1) of Title 14 of the Delaware Code by making insertions as shown by  
36 underlining as follows:

37 “a) To be eligible to participate in the Inspire Scholarship program and to qualify for a grant towards tuition assistance by  
38 the State pursuant to this subchapter students shall meet all of the following:

39 (1) A student who satisfies the state residency requirements set forth in the institution's residency policy, or who is deemed  
40 to be a resident of Delaware under section 3422A of this Title, shall be eligible for such grant if that student is enrolled on a  
41 full time, degree seeking basis or is a student with a disability seeking a degree through the institution's academic  
42 accommodation policy.”

#### SYNOPSIS

This is the Delaware “DREAM” Act. “DREAM” is an acronym which stands for the Development, Relief, and Education for Alien Minors Act. The Delaware DREAM Act will permit undocumented students to pay tuition and fees at the in-state, resident rate at public institutions of higher education in the State of Delaware. If an applicant meets the criteria of the Act, they will qualify for in-state tuition rates and consideration for the SEED and Inspire scholarship programs.

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