

Sharing the Dream University of St. Francis Joliet, IL

May 20, 2015

DEFERRED ACTION FOR CHILDHOOD ARRIVALS

SIOBAN ALBIOL, DEPAUL LEGAL CLINIC

DACA and *Texas v. US*

Blocks expansion of DACA and DAPA

No effect on DACA program announced on June 15, 2012

3 year EADs to be returned and re-issued for 2 years

<https://cliniclegal.org/resources/articles-clinic/frequently-asked-questions-dapa-expanded-daca-and-court-injunction>

Immigration status and access to education, professional regulation and employment

Case example: Sergio Garcia

8 U.S.C. section 1621, subsections (a) and (c) preclude an undocumented immigrant from obtaining “any . . . professional license . . . provided by an agency of a State or local government or by appropriated funds of a State or local government.”

U.S.C. section 1621, subsection (d) explicitly authorizes a state to provide that an undocumented immigrant, who would otherwise be ineligible to obtain a professional license under that federal statute, is eligible to obtain such a license “through the enactment of a State law . . . which affirmatively provides for such eligibility.”

California passed legislation explicitly authorizing a State Bar applicant “who is not lawfully present in the United States” to obtain a law license removing any federal statutory barrier to admission to the State Bar.

See <http://www.courts.ca.gov/24673.htm#sthash.pGMvcgF4.dpuf>

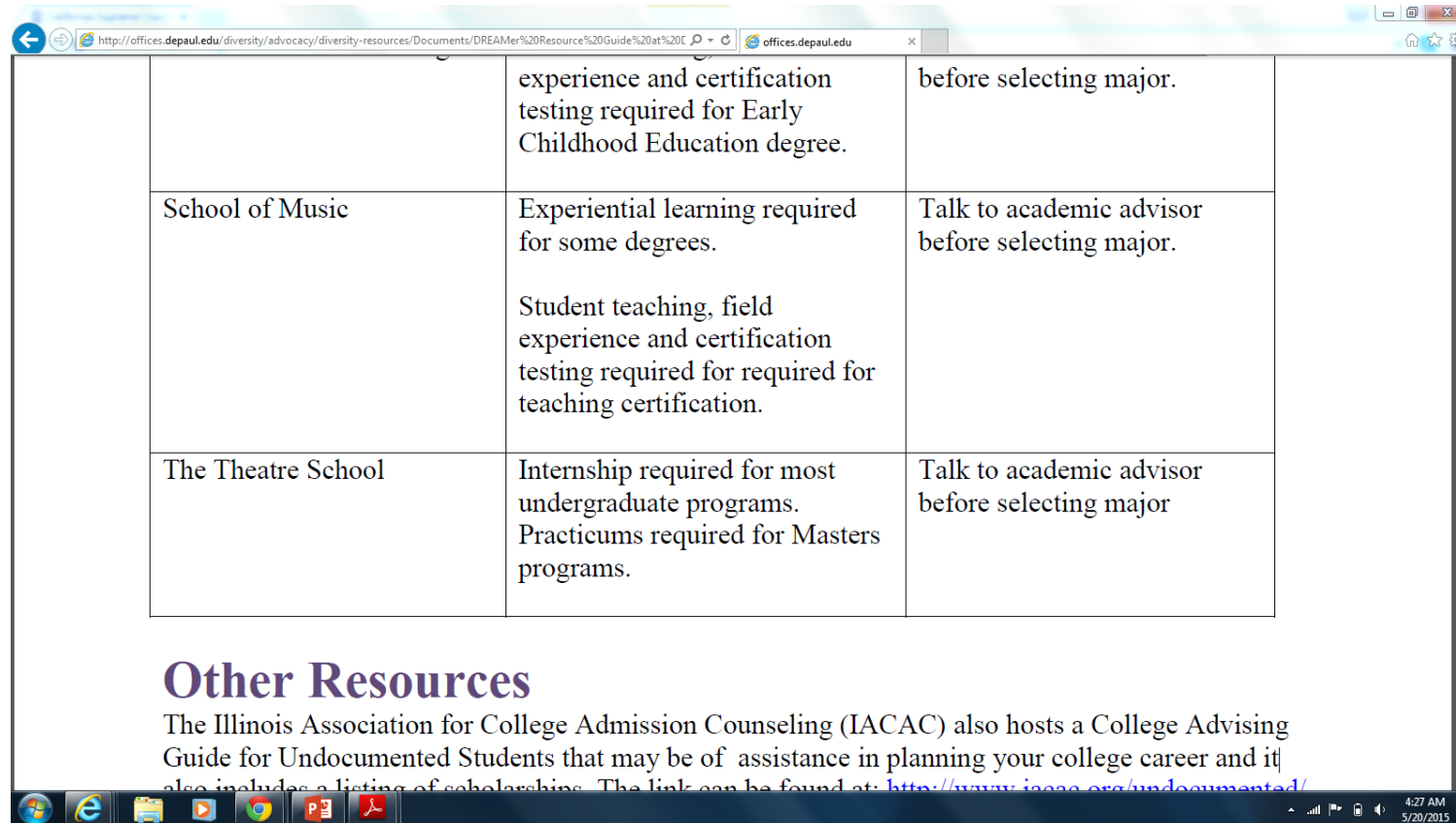
General Questions

Is background check required for admission to college/major?

Experiential learning requirement component that requires background check?

Background check or proof of status required for licensure once degree is completed?

Academic Advising



The screenshot shows a web browser window with the URL <http://offices.depaul.edu/diversity/advocacy/diversity-resources/Documents/DREAMer%20Resource%20Guide%20at%20C>. The browser displays a table with three rows of academic advising requirements. Below the table, there is a section titled "Other Resources" with a paragraph of text and a link.

	experience and certification testing required for Early Childhood Education degree.	before selecting major.
School of Music	Experiential learning required for some degrees. Student teaching, field experience and certification testing required for required for teaching certification.	Talk to academic advisor before selecting major.
The Theatre School	Internship required for most undergraduate programs. Practicums required for Masters programs.	Talk to academic advisor before selecting major

Other Resources

The Illinois Association for College Admission Counseling (IACAC) also hosts a College Advising Guide for Undocumented Students that may be of assistance in planning your college career and it also includes a listing of scholarships. The link can be found at: <http://www.iacac.org/undocumented/>

Academic Advising

ACADEMIC ADVISING

When working with undocumented students, it is crucial to identify the program requirements of the major they are interested in pursuing. The majority of NIU's majors require students to participate in clinicals, practicums, internships, or student teaching, yet, many undocumented students do not have the paperwork to complete these essential components towards their degree.

The following table is an overview of requirements for clinicals, practicums, internships, or student teaching by various colleges at NIU, and methods to successfully approach the background check* and provide opportunities so that undocumented students can partake in each respective experience.

*NIU's Criminal Background Fingerprinting offers the opportunity for undocumented students to undergo a background check without the need of a Social Security number. Most employers honor NIU's background check.

COLLEGE	CLINICALS/PRACTICUMS/ INTERNSHIPS/STUDENT TEACHING	BACKGROUND CHECK
BUSINESS	Not required, but highly recommended. Some unpaid internships, but students will need to inquire of individual departments. A great opportunity for all majors is the Experiential Learning Center where students (junior standing) work on real company business problems.	Depends on the company
EDUCATION	Required for Elementary Ed., Special Ed, Physical Ed, Early Childhood Studies. Observations, clinicals, and student teaching	Most school districts where students are placed honor NIU's background check that can be done through NIU's Police Dept. using fingerprints and not SSN.

Resources

Illinois Association for College Admission Counseling (IACAC)
College Advising Guide for Undocumented Students

<http://www.iacac.org/undocumented/>