



NEW JERSEY

Association of State Colleges and Universities

150 West State Street, Trenton NJ 08608

Phone (609) 989-1100



DACA Update – Supreme Court Decision

February 27, 2018

On Monday, February 26, 2018, the Supreme Court denied the Administration’s request for expedited review of a federal district court’s injunction against the termination of the Deferred Action for Childhood Arrivals (DACA) Program.

The ruling does not address the merits of the Administration’s arguments, but leaves in place the lower court’s injunction that requires the Department of Homeland Security (DHS) to continue processing DACA renewals pending appellate review before the Ninth Circuit Court of Appeals. In its two-sentence ruling, the Court indicated that it assumes that “the Court of Appeals will proceed expeditiously to decide this case.”

The action provides current DACA recipients with a temporary – and probably brief – reprieve beyond the fast-approaching March 5 termination date set by the President last year, and allows them to renew their status at least until the full adjudication of the issue.

Following the lead of the American Association of State Colleges and Universities, NJASCU urges the Congressional leadership and the White House to move as quickly as possible to craft a fair and permanent legislative solution to end the unsustainable predicament of the Dreamers and thus render the litigation in question moot. Campuses are encouraged to communicate the need for a DACA solution with their Congressional delegations.

In the interim, NJASCU encourages DACA participants to renew their status while the program is still in court-ordered operation.

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