
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 825 Session of
2017

INTRODUCED BY SCHWANK, LEACH, COSTA, BREWSTER, STREET AND
HUGHES, JUNE 29, 2017

REFERRED TO EDUCATION, JUNE 29, 2017

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," providing for in-State tuition for
6 undocumented individuals.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
10 as the Public School Code of 1949, is amended by adding an
11 article to read:

12 ARTICLE XX-H

13 DEVELOPMENT, RELIEF AND EDUCATION

14 FOR ALIEN MINORS (DREAM)

15 Section 2001-H. Definitions.

16 The following words and phrases when used in this article
17 shall have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

19 "Department." The Department of Education of the
20 Commonwealth.

1 "Individual." An immigrant as defined by 8 U.S.C. § 1101(a)
2 (15) (relating to definitions) who resides in this Commonwealth
3 without authority under Federal immigration law.

4 "PHEAA." The Pennsylvania Higher Education Assistance
5 Agency.

6 "Public institution of higher education." Any of the
7 following:

8 (1) A community college under Article XIX-A.

9 (2) A university within the State System of Higher
10 Education under Article XX-A.

11 (3) A State-related institution as defined in section
12 1502-A.

13 Section 2002-H. Eligibility.

14 An individual meeting all the requirements of section 2003-H
15 shall be exempt from paying the out-of-State or international
16 tuition rate at a public institution of higher education.

17 Section 2003-H. Requirements.

18 The following provisions shall be the requirements of
19 eligibility:

20 (1) Beginning with the 2011-2012 school year, the
21 individual must have attended a public, nonpublic, charter or
22 cyber charter secondary school in this Commonwealth for at
23 least two years.

24 (2) Beginning with the 2013-2014 school year, the
25 individual must have graduated from a public, nonpublic,
26 charter or cyber charter secondary school in this
27 Commonwealth or received the equivalent of a high school
28 diploma in this Commonwealth.

29 (3) The individual must enroll as a student in an
30 institution of higher education in this Commonwealth not

1 earlier than the 2017 fall semester.

2 Section 2004-H. Institution of higher education requirements.

3 An institution of higher education that admits an individual
4 under this article shall:

5 (1) Keep a record of the number of individuals admitted
6 under this article and annually report this information to
7 the department.

8 (2) Adopt appropriate policies to implement the
9 provisions of this article.

10 Section 2005-H. Financial aid.

11 An individual accepted by an institution of higher education
12 under this article shall qualify as a resident of this
13 Commonwealth for purposes of educational financial aid through
14 PHEAA.

15 Section 2006-H. Departmental requirements.

16 The department shall submit to the chairperson and minority
17 chairperson of the Education Committee of the Senate and the
18 chairperson and minority chairperson of the Education Committee
19 of the House of Representatives an annual report consisting of a
20 compilation of the reports submitted to the department under
21 section 2004-H.

22 Section 2007-H. Confidentiality.

23 Information obtained from an individual for the purposes of
24 implementing this article is confidential.

25 Section 2. This act shall take effect July 1, 2017, or
26 immediately, whichever is later.