

Wilmington, Delaware
April 16, 2026

#0220

Sponsor:

**Council
President
Congo**

WHEREAS, Wilmington City Council recognizes that oversight and accountability in interactions with state agencies and federal immigration enforcement agencies are essential to protecting the civil rights of Wilmingtonians and residents across the State of Delaware; and

WHEREAS, House Bill 96 (HB 96), An Act to Amend Title 29 of the Delaware Code Relating to Reports from the Department of Justice to the Delaware General Assembly, Governor, and Office of Legislative Services Regarding Undocumented Residents with House Amendment 1 and House Amendment 2, requires the Division of Civil Rights and Public Trust of the Department of Justice to provide quarterly reports detailing requests from Immigration and Customs Enforcement (ICE), U.S. Citizenship and Immigration Services (USCIS), or Customs and Border Protection (CBP) for assistance from state law enforcement agencies involving undocumented residents; and

WHEREAS, HB 96 specifies reporting requirements for requests related to driving privilege cards, the continuation or discontinuation of migrant education programs and associated funding, stops based solely on the suspicion of undocumented status, immigration enforcement activities in schools and churches, school resource officer or constable assistance in immigration enforcement, the disclosure of student information, and the release of resident information from the Department of Finance and the Department of Revenue; and

WHEREAS, HB 96, as amended, limits reporting on stops based solely on suspected undocumented status, unless the activity is found to be occurring, exempts human trafficking investigations from reporting requirements, prohibits the disclosure of personal identifying

information, and requires the Department of Justice to issue guidance to state agencies to implement reporting requirements; and

WHEREAS, state agencies maintain records that residents rely on for daily activities, including transportation, education, and compliance with tax laws. Concerns about how personal information may be used in immigration enforcement activities undermine public trust and discourage individuals from fully participating in state-administered programs and fulfilling civic responsibilities; and

WHEREAS, Clear reporting requirements encourage clarity, uniform practices, and transparency across state agencies when receiving federal immigration enforcement requests. The reporting requirements under HB 96 ensure that state leaders are routinely informed of federal immigration enforcement activities affecting Delaware residents. Such reports not only provide decision-makers with accurate information on the scope, scale, and nature of communications from federal immigration enforcement agencies, but they also position leaders to respond appropriately and effectively; and

WHEREAS, HB 96, as amended, has passed the House and is now under the consideration of the Senate Executive Committee.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that this Council hereby expresses its strong support for House Bill 96 (HB 96), An Act to Amend Title 29 of the Delaware Code Relating to Reports from the Department of Justice to the Delaware General Assembly, Governor, and Office of Legislative Services Regarding Undocumented Residents with House Amendment 1 and House Amendment 2.

BE IT FURTHER RESOLVED that this Council respectfully urges the members of the Senate to support HB 96, as amended.

Passed by City Council,

ATTEST: _____
City Clerk

SYNOPSIS: This Resolution respectfully urges the members of the Senate to support House Bill 96 (HB 96), An Act to Amend Title 29 of the Delaware Code Relating to Reports from the Department of Justice to the Delaware General Assembly, Governor, and Office of Legislative Services Regarding Undocumented Residents with House Amendment 1 and House Amendment 2. HB 96, as amended, requires quarterly reporting to state leadership on certain federal immigration enforcement requests made to state agencies and includes limitations and protections within the reporting process.