

Description of Status	WMS/ACI Code	Common Documentation	Relevant Date for Eligibility	Medicaid <sup>1</sup>	Family Assistance	Safety Net Assistance	Food Stamp Benefits
Refugees	R	<p><b>I-94:</b> stamped "Admitted under Section 207 of the INA," "Refugee," "RE1, RE2, RE3, or RE4" <b>or</b></p> <p><b>I-551:</b> stamped "R8-6, RE5, RE6, RE7, RE8 or RE9" <b>or</b></p> <p><b>I-571:</b> Refugee Travel Document <b>or</b></p> <p><b>I-688B:</b> Employment Authorization Card annotated with "274a12(a) (3)" <b>or</b></p> <p><b>I-766:</b> Employment Authorization Card annotated "A3"</p>	Entry				
Cuban/Haitian Entrants	H	<p><b>I-94:</b> stamped "Cuban/Haitian Entrant (status pending)," "Section 212(d) (5) of the INA," "Form I-589 filed," or "CU6," or CU7" <b>or</b></p> <p><b>I-94</b> stamp showing parole under Section 212(d)(5) of INA or stamp showing parole in US on or after 10/10/80 and reasonable evidence that parolee has been a National (citizen) of Cuba or Haiti<sup>2</sup> <b>or</b></p> <p><b>I-551:</b> stamped "CU6, CU7, or CH6" <b>or</b></p> <p>Temporary <b>I-551</b> stamp in foreign passport. <b>or</b></p> <p>INS notice or letters indicating ongoing exclusion or deportation proceedings <b>or</b></p> <p>A letter from BCIS indicating individual applied for asylum.</p>	Status Granted			Yes	
Asylees	A	<p><b>I-94:</b> stamped "Granted asylum under Section 208 of the INA" <b>or</b></p> <p><b>I-551:</b> Stamped "AS1,AS2, AS3, AS6, AS7, or AS8" <b>or</b></p> <p><b>I-688B:</b> Employment Authorization Card annotated with "274a12(a)(5)" <b>or</b></p> <p><b>I-766:</b> Employment Authorization Document annotated "A.5" <b>or</b></p> <p>Grant letter from BCIS Asylum Office <b>or</b></p> <p>Order of an immigration judge granting asylum.</p>					

<sup>1</sup>REMINDER: Undocumented immigrants and non-immigrants may receive coverage for care and services necessary for the treatment of *emergency* medical conditions only, not including care and services related to an organ transplant procedure, if otherwise eligible. Pregnant women may be provided Medicaid *at any time* without regard to alien status, if otherwise eligible.

<sup>2</sup>EXCEPTION: This guideline does not apply when the individual was paroled solely to testify as a witness in a judicial, administrative or legislative proceeding or when the parolee is in legal custody pending criminal prosecution.

**ALIEN ELIGIBILITY DESK AID**

Description of Status	WMS/ACI Code	Common Documentation	Relevant Date for Eligibility	Medicaid <sup>1</sup>	Family Assistance	Safety Net Assistance	Food Stamp Benefits
Amerasian Immigrants	R	<p><b>I-94:</b> stamped "AM1, AM2 or AM3, AM6, AM7, AM8." Derive date of entry from date of inspection on stamp; if date is missing, obtain from I-551 or from BCIS</p> <p><b>or</b></p> <p><b>I-551:</b> stamped "AM6, AM7, or AM8"</p> <p><b>or</b></p> <p>Temporary <b>I-551</b> stamp in foreign passport</p> <p><b>or</b></p> <p><b>1-571:</b> Refugee Travel Document</p> <p><b>or</b></p> <p>Vietnamese exit visa or passport stamped "AM1, AM2, or AM3"</p>	Entry				
Deportation or Removal Withheld	J	<p><b>I-688B:</b> Employment Authorization Card annotated with "274a12(a)(10)"</p> <p><b>or</b></p> <p><b>I-766:</b> Employment Authorization Document annotated "A10"</p> <p><b>or</b></p> <p>Order from Immigration Judge showing the date deportation was withheld under Section 243(h) of the INA as in effect prior to April 1, 1997, or removal withheld under Section 241(b)(3) of INA</p>				Yes	
Certain Hmong or Highland Laotian	Z	<p><b>I-94:</b> stamped "Admitted under Section 207 of the INA," "Refugee," "RE1, RE2, RE3, or RE4"</p> <p><b>or</b></p> <p><b>INS I-551:</b> Stamped "RE5, RE6, RE7, RE8, or RE9"</p> <p><b>or</b></p> <p>Has a signed affidavit sworn under penalty of law that s/he was a member of Hmong or Highland Laotian tribe between 8/5/64 and 5/7/75 or a verified spouse*, widow, widower or unmarried dependent of a tribal member</p> <p><b>and</b></p> <p>Documents to show lawfully residing in the US</p> <p><b>*Divorced spouses do not qualify</b></p>	Status Granted				

<sup>1</sup>REMINDER: Undocumented immigrants and non-immigrants may receive coverage for care and services necessary for the treatment of *emergency* medical conditions only, not including care and services related to an organ transplant procedure, if otherwise eligible. Pregnant women may be provided Medicaid *at any time* without regard to alien status, if otherwise eligible.

Description of Status	WMS/ACI Code	Common Documentation	Relevant Date for Eligibility	Medicaid <sup>1</sup>	Family Assistance	Safety Net Assistance	Food Stamp Benefits
* Lawfully Admitted For Permanent Residence (LPR) with 40 Qualifying Quarters	S	<u>I-551</u> : (Alien Registration Card) or Temporary <u>I-551</u> stamp in foreign passport or on <u>I-94</u>	Entered Before 8/22/96	Yes			
		<u>I-327</u> : (Re-entry Permit) or <u>I-181</u> : Memorandum of Creation of Lawful Permanent Residence with approval stamp and <b>Proof of qualifying quarters</b>	Entered On/After 08/22/96	Yes	Yes, after 5 years in US	Yes	
Lawfully Admitted For Permanent Residence (LPR) without 40 Qualifying Quarters	K	<u>I-551</u> : (Alien Registration Card) or Temporary <u>I-551</u> stamp in foreign passport or on <u>I-94</u>	Entered Before 8-22-96	Yes			
		<u>I-327</u> (Re-entry Permit) or <u>I-181</u> : Memorandum of Creation of Lawful Permanent Residence with approval stamp	Entered On or After 08/22/96	Yes	Yes, after 5 years in US	Yes	<ul style="list-style-type: none"> <li>• In receipt of disability benefits or</li> <li>• After five years in US in qualified status or</li> <li>• Under age 18 (effective 10/1/03)</li> </ul>
Veteran, spouse, unmarried surviving spouse and unmarried dependent child of a U.S. veteran who fulfilled minimum active duty requirement (2 years)	V	A Discharge Certificate ( <b>Form DD-214</b> ) that states "Honorable." A character of discharge "Under Honorable Conditions" is not an "Honorable Discharge" for these purposes. Narrative Reason for Separation block must not state that discharge was for reason of "alienage" or lack of U.S. citizenship	Status Granted	Yes			
Active Military: Active duty or a member of the Armed Forces on full-time duty in the Navy, Air Force, Marine Corps or Coast Guard, spouse and children	M	Military Identification Card ( <b>DD Form 2</b> ) (Active) that lists an expiration date of more than one year from the date of determination. If ID card is due to expire within one year from the date of determination use a copy of current military orders	Status Granted	Yes			

\*No quarters earned after 12/3/96 may be counted in which an alien has received a Federal means-tested public benefit (FA, SSI, Food Stamps, or Medicaid.)

<sup>1</sup>REMINDER: Undocumented immigrants and non-immigrants may receive coverage for care and services necessary for the treatment of *emergency* medical conditions only, not including care and services related to an organ transplant procedure, if otherwise eligible. Pregnant women may be provided Medicaid *at any time* without regard to alien status, if otherwise eligible.

Description of Status	WMS/ACI Code	Common Documentation	Relevant Date for Eligibility	Medicaid <sup>1</sup>	Family Assistance	Safety Net Assistance	Food Stamp Benefits
<b>Conditional Entrant</b> (status granted to refugees before 1980)	F	<b>I-94</b> with stamp showing admitted under Section 203(a)(7) of INA  <b>I-688B</b> (Employment Authorization Card) annotated "274a12(a) (3)"  <b>I-766</b> (Employment Authorization Document) annotated "A1," "A3"	Entry				Yes
<b>A US citizen's or LPR's battered spouse or child, or parent or child of such person, who obtains "Notice of Prima Facie Case from BCIS" or found prima facie eligible under the Violence Against Women Act (VAWA)</b>	B	<b>I-797</b> indicating approved, pending or prima facie determination of I-360 (Petitioning by self-petitioning immigrant of abusive U.S.C. or LPR) under Section 204(a)(1)(iii) or (iv), or Section 204(a)(1)(B)(i) or (iii)  <b>I-797</b> indicating approved or pending I-130 (visa petition) under Section 204(a)(1)(A)(i) or (ii), or Section 204(a)(1)(B)(i)  Order from EOIR granting of suspension of deportation under Section 244(a)(3) or cancellation of removal under Section 240A(b)(2)	Entered Before 8/22/96				Yes
			Entered On/After 8/22/96	Yes	Yes, after 5 years in US	Yes	<ul style="list-style-type: none"> <li>In receipt of disability benefits or</li> <li>After five years in US in qualified status or</li> <li>Under age 18 (effective 10/1/03) or</li> <li>40 qualifying quarters</li> </ul>
<b>Victim of Human Trafficking</b>	D	Certification Document (for adults) or Eligibility Letter (for children) from the Office of Refugee Resettlement (ORR); Must call 1-866-401-5510 for verification  <b>I-94</b> Coded T1 or T2 stating admission under Section 212(d)(5) of the INA if status granted for at least one year	Entry				Yes
<b>Parolee (for at least one year)</b> (Non-citizens who have been allowed to come into the U.S. for humanitarian or public interest reasons)	G	<b>I-94</b> with annotation "Paroled pursuant to Section 212(d)(5) or "parole" or PIP" with date of entry and date of expiration indicating one year  <b>I-688B</b> annotated "Section 274a. 12(a)(4), 274(a) 12(c)(11)"  <b>I-766</b> annotated "C11" or A4, and I-94 indicating admitted for at least one year	Lawfully Residing in U.S. on 8/22/96				Yes
			Entered on or after 8/22/96	Yes	Yes, after 5 years in US	Yes	<ul style="list-style-type: none"> <li>In receipt of disability benefits or</li> <li>After five years in US in qualified status or</li> <li>Under age 18 (effective 10/1/03) or</li> <li>40 qualifying quarters</li> </ul>

<sup>1</sup>REMINDER: Undocumented immigrants and non-immigrants may receive coverage for care and services necessary for the treatment of *emergency* medical conditions only, not including care and services related to an organ transplant procedure, if otherwise eligible. Pregnant women may be provided Medicaid *at any time* without regard to alien status, if otherwise eligible.

Description of Status	WMS/ACI Code	Common Documentation	Relevant Date for Eligibility	Medicaid <sup>1</sup>	Family Assistance	Safety Net Assistance	Food Stamp Benefits
Parolee (for less than one year)	T	<b>I-94</b> with annotation "Paroled pursuant to Section 212(d)(5) or "parole" or PIP" or <b>I-688B</b> coded 274a.12(a)(4) or 274a12(c)(11) or <b>I-766</b> coded A4 or C11		No	No	Yes	No
North American Indian born in Canada	To be determined (PA)  C (MA)	<b>I-551</b> : (Alien Registration Card): stamped "S13;" temporary <b>I-551</b> stamp in a Canadian passport or <b>I-94</b> stamped "S13" or A letter or other tribal document certifying at least 50% American Indian blood, as required by Section 289 of the INA or School records, or A birth or baptismal certificate issued on a reservation, or Other satisfactory evidence of birth in Canada	NA			Yes	
Member of federally recognized tribe born outside U.S.	To be determined (PA) C (MA)	Membership card or other tribal document demonstrating membership in a federally recognized Indian tribe under Section 4(e) of the Indian Self-Determination and Education Assistance Act					
PRUCOL (not in any of above statuses)	O (PA & MA)  N (MA) <sup>3</sup>	See PASB Section XXIII See 6-15-01 MA-026 ATTACHMENT B	NA	Yes <sup>1</sup>	No <sup>2</sup>	Yes <sup>2</sup>	No
Undocumented immigrants or non-immigrants (aliens with a temporary immigration status)	E		NA	No <sup>1</sup> Treatment of emergency medical condition only			No

<sup>1</sup>REMINDER: Undocumented immigrants and non-immigrants may receive coverage for care and services necessary for the treatment of *emergency* medical conditions only, not including care and services related to an organ transplant procedure, if otherwise eligible. Pregnant women may be provided Medicaid *at any time* without regard to alien status, if otherwise eligible.

<sup>2</sup>PRUCOL refers to aliens who are permanently residing in the US under Color of Law. A description of TA PRUCOL can be found in 88 INF-77 and Temporary Assistance Source Book Section XXIII. A description of MA PRUCOL can be found in GIS 01 026 ATTACHMENT B.

<sup>3</sup>PRUCOL aliens diagnosed with AIDS or who were residing in residential health care facilities or residential facilities licensed, operated or funded by OMH or OMRDD AND receiving Medicaid on 8/4/97 are eligible for all Medicaid services, as long as they remain otherwise eligible

## ALIEN ELIGIBILITY DESK AID

## Bureau of Citizenship and Immigration Services (BCIS – Formerly INS) Documents

I-94	Arrival/Departure Record	I-571	Refugee Travel Document
I-181	Memorandum of Creation of Record of Lawful Permanent Residence	I-688	Temporary Resident Card
I-210	Voluntary Departure	I-688A	Employment Authorization For Legalization Applicants
I-220B	Order of Supervision	I-688B	Employment Authorization Card
I-327	Reentry Permit of permanent residents	I-766	Employment Authorization Card
I-551	Legal Permanent Resident Card, Resident Alien Card or "green card"	I-797	Notice of Action (1-797C current version)