



CD #23-01

## MEMORANDUM

**DATE:** January 30, 2023

**TO:** Benefits Access Centers (BAC) Directors, Regional Managers, and HIV/AIDS Services Administration (HASA)

**FROM:** DSS Office of Procedures

**SUBJECT: Designation of Ethiopia for Temporary Protected Status**

The purpose of this Center Director (CD) Memorandum is to inform Benefits Access Centers (BAC) and HASA staff that the United States Department of Homeland Security (DHS) recently designated Ethiopia for Temporary Protected Status (TPS) as of December 12, 2022.

TPS can be extended to a country with conditions that fall into one or more of three statutory bases for designation: ongoing armed conflict, environmental disasters, or extraordinary and temporary conditions. The TPS designation for Ethiopia went into effect on December 12, 2022, due to the ongoing armed conflict and extraordinary and temporary conditions in Ethiopia that prevent Ethiopian nationals, and those of no nationality who last habitually resided in Ethiopia, from returning to Ethiopia safely.

Please note that TPS is not automatically granted to non-citizens. To receive TPS, non-citizens must apply for it by submitting the necessary information to the United States Citizenship and Immigration Services (USCIS). USCIS is responsible for making the TPS eligibility determination. For non-citizens who may need assistance with acquiring TPS, staff may refer those non-citizens to the New York State Office for New Americans (ONA), which provides free services to all non-citizens in New York State. Staff may also provide non-citizens with the ONA New Americans Hotline: 1-800-566-7636.

The Office of Temporary and Disability Assistance (OTDA) recognizes non-citizens with TPS as Permanently Residing Under Color of Law (PRUCOL) for the purposes of Safety Net Assistance (SNA) eligibility. If otherwise eligible, non-citizens with TPS can receive SNA. When determining eligibility, these non-citizens will be coded Welfare Management System (WMS) Alien Citizenship Indicator (ACI) code "O". Non-citizens granted TPS are ineligible for Family Assistance (FA), Home Energy Assistance Program (HEAP) and Supplemental Nutrition Assistance Program (SNAP) benefits, unless they are also in some other qualifying non-citizen status.

Staff may refer to the Non-Citizen Eligibility Desk Aid (**LDSS-4579**) for SNA eligibility information pertaining to non-citizens with TPS.

The following is a list of USCIS documents that may be presented to staff by Ethiopian nationals, and those of no nationality who last habitually resided in Ethiopia, to verify they were granted TPS:

- Form I-766, Employment Authorization Document (EAD), with a category code of A12, or
- Form I-797, Notice of Action, that shows the approval of an EAD with a category code of A12, or
- Form I-797, Notice of Action, indicating the approval of Form I-821, Application for Temporary Protected Status, or
- Any other authoritative USCIS document indicating TPS granted.

When determining Cash Assistance (CA) eligibility, staff must use the Systematic Alien Verification for Entitlements (SAVE) system to verify non-citizens' immigration documentation. Benefits must not be delayed, denied, reduced, or terminated, pending verification of non-citizens' documentation through the SAVE system. If all other eligibility factors have been established and the non-citizens are otherwise eligible, benefits must be granted while awaiting responses from the SAVE system.

In the future, it is possible that DHS could extend the TPS designation for Ethiopia. If this were to occur, DHS may issue a blanket automatic extension of the expiring EADs for TPS beneficiaries of Ethiopia to allow time for EADs with new validity dates to be issued.

If the "EAD Expiration Date" field of the initial SAVE response does not indicate that the non-citizen's TPS has been extended beyond the date on their document, staff must initiate a second step additional SAVE verification. If the results of the second step additional verification do not indicate an extension has been granted, staff must call SAVE Customer Service at: 877-469-2563 to confirm whether the non-citizen still has TPS.

All three steps must be taken prior to the Human Resources Administration (HRA) taking any negative action on the CA application/case. These actions must also be noted in the non-citizen's case record.

*Effective Immediately*

## References

[GIS 23 TA/DC005](#)  
[GIS 18 TA/DC042](#)  
[GIS 16 TA/DC053](#)  
[13-ADM-07](#)

## Attachment

**LDSS-4579** Non-Citizen Eligibility Desk Aid (Rev.10/21)

**NON-CITIZEN ELIGIBILITY DESK AID**

**IMPORTANT!** This desk aid does not include every form of acceptable documentation to support a non-citizen status that would be satisfactory for benefit eligibility. If an individual presents a document not listed below, follow your social services district policies/procedures for further guidance.

Description of Status	WMS ACI Code	Common Documentation	WMS DOS and DEC Codes <sup>1</sup>	Family Assistance (FA)	Safety Net Assistance (SNA)	Supplemental Nutrition Assistance Program (SNAP)
<b>Lawful Permanent Resident (LPR) without 40 Qualifying Quarters</b>	K	I-551 Permanent Resident Card: workers must check category code; <sup>2</sup> Temporary I-551 stamp in foreign passport or on I-94 Arrival/Departure Record; <sup>3</sup> Immigrant visa with the notation "upon endorsement serves as temporary I-551 permanent resident for one year"; <sup>4</sup> I-797 Notice of Action indicating approval of an I-485 Application to Register Permanent Residence or Adjust Status; <sup>5</sup> I-327 Permit to Reenter the United States; <sup>6</sup> I-184 Memorandum of Creation of Lawful Permanent Residence with approval stamp; <sup>7</sup> Any other authoritative document that identifies the non-citizen <sup>8</sup> as an LPR Same LPR documentation as above Proof of 40 qualifying quarters <sup>9</sup> <b>Note:</b> No quarters earned after 12/31/96 may be counted in which a non-citizen has received a federal means-tested public benefit, including but not limited to FA, SSI and SNAP.	DOS is the date status was obtained <input checked="" type="checkbox"/> Yes <input type="checkbox"/> D <input type="checkbox"/> S <input type="checkbox"/> D <input type="checkbox"/> O and <input type="checkbox"/> D <input type="checkbox"/> DOS is the date status was obtained	Yes if: Entered the U.S. on or after 8/22/96, and after five years in U.S. in a qualified status; or Entered the U.S. before 8/22/96, have continuously resided in the U.S., and are in a qualified status	Yes if: In a qualified status and in receipt of certain disability benefits [7 USC 2012(j)(2)-(7)]; or In a qualified status and under age 18; or After five years in U.S. in a qualified status; or Currently in a qualified status and was age 65 or older on 8/22/96 and was lawfully residing in the U.S. on that date	Yes if: In a qualified status and in receipt of certain disability benefits [7 USC 2012(j)(2)-(7)]; or In a qualified status and under age 18;
<b>LPR with 40 Qualifying Quarters</b>	S					<b>Yes</b>

The Date of Status (DOS) field in the Welfare Management System (WMS) identifies the date a non-citizen obtained qualified status, which is indicated by the appropriate Alien Citizenship Indicator (ACI) code, and is used to calculate when a qualified non-citizen reaches five years in a qualified status and then becomes eligible for federally funded assistance, if otherwise eligible. Non-citizens that are considered Permanently Residing Under Color of Law (PRUCOL) are not qualified non-citizens, therefore, their time in a status that is considered PRUCOL does not count towards the five years. For non-citizens that are PRUCOL, the DOS field is left blank. If a non-citizen who is PRUCOL later adjusts to a qualified status, the date that the qualified status is obtained is the date that is entered in the DOS field.

The Date Entered Country (DEC) field in WMS indicates when the non-citizen physically entered the United States (U.S.). This is necessary so as not to deny federal benefits to certain qualified non-citizens who entered the U.S. prior to August 22, 1996 but have been in a qualified status for less than five years.

Workers must check the "Category" code on the documentation provided to make the correct eligibility determination for federal benefits (FA, SNAP). This code is used to describe the category that was used to admit a non-citizen to the U.S. as a permanent resident. It is located on the front side of the I-551 Permanent Resident Card next to the cardholder's A-number. This field is also known as a class of admission (COA), as seen on the Systematic Alien Verification for Entitlements (SAVE) report. As illustrated on this desk aid, certain non-citizens who have an I-551 Permanent Resident Card, often referred to as a "green card," may not be subject to the "five-year bar" on federal benefits depending on the category code on the I-551.

Additionally, it is essential that the category codes included in the qualified battered non-citizen section on page 3 of the desk aid are identified. This is because, for qualified battered non-citizens, the DOS is often prior to the "Resident Since" date on the I-551 Permanent Resident Card.

<sup>2</sup>As used in this desk aid, the term "non-citizen" means a person who is not a citizen or national of the U.S. The term "qualified non-citizen" means a person who is a "qualified alien" as that term is defined in 8 U.S.C. §1641.

**Note:** Individuals born in certain territories of the U.S. are U.S. citizens at birth. These include: Puerto Rico, U.S. Virgin Islands, Guam, Commonwealth of the Northern Mariana Islands, and the Panama Canal Zone (if born between 2/26/1904 and 10/1/1979). In addition, individuals who are born outside of the U.S. may be U.S. citizens at birth if one or both parents were U.S. citizens at their time of birth. Districts must verify citizenship status for these individuals. Individuals who are not U.S. citizens at birth may become U.S. citizens through naturalization. Naturalization is the conferring of U.S. citizenship after birth by any means whatsoever. Individuals born in American Samoa or Swains Island are nationals of the U.S. and for purposes of benefit eligibility should be treated as citizens, ACI code "C."

<sup>3</sup>40 qualifying quarters as defined under Title II of the Social Security Act, or can be credited with such qualifying quarters. An LPR may earn qualifying quarters by working, or may be credited with qualifying quarters from a parent, stepparent, or adoptive parent for any quarter earned prior to the LPR turning 18 years old. An LPR may also be credited with quarters earned by a spouse during their marriage. A widow or widower retains credit for all qualifying quarters earned by a deceased spouse during the marriage. When a marriage ends in divorce, however, any quarters earned by the spouse during the marriage are forfeited.

Description of Status	WMS ACI Code	Common Documentation	WMS DOS and DEC Codes	Safety Net Assistance (SNA)	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
<ul style="list-style-type: none"> <li>• Refugee</li> <li>• Conditional Entrant (A) status granted to Refugees prior to 1980)</li> <li>• Iraqi or Afghan Special Immigrant Visa Holder (SIV) or SIV Parolee</li> <li>• Afghan Humanitarian Parole<sup>5</sup></li> <li>• Amerasian Immigrant</li> <li>• Certain Hmong or Highland Laotian</li> </ul> <p>*Also explore eligibility for Refugee Cash Assistance (RCA). See 16-ADM-02</p>	R	<p>I-551 Permanent Resident Card, or I-94 Arrival/Departure Record or Passport stamped/coded: AM1 AM2 AM3 AM6 AM7 AM8 AR1 AR6 R8-6 RE1 RE2 RE3 RE4, RE5, RE6, RE7, RE8, RE9, CQ1, CQ2, CQ3, SI-1, SI-2, SI-3, SI-6, SI-7, SI-8, SI-9, SQ1, SQ2, SQ3, SQ4, SQ5, SQ6, SQ7, SQ8 or SQ9;</p> <p>or</p> <p>Department of Homeland Security (DHS)/Customs and Border Protection (CBP) or DHS/United States Citizenship and Immigration Services (USCIS) Temporary I-551 Alien Documentation Identification and Telecommunication (ADT) stamp;</p> <p>or</p> <p>I-766 Employment Authorization Card coded: A3 or A03;</p> <p>or</p> <p>I-94 Arrival/Departure Record or Passport stamp coded: admitted under Section 207 or 203(a)(7) (as in effect prior to 4/18/01) of the Immigration and Nationality Act ("INA"), or "Refugee," or Iraq or Afghanistan National Stamp of "admitted under Section 101(a)(27) of the INA," or "SIV/Parole," or evacuates them Afghanistan with one of the following stamps: "Humanitarian Parole per INA Section 212(d)(5)(A)" or DHS/CBP stamp noting Operation Allies Refuge or "OAR," or DHS/CBP admission stamp noting Operation Allies Welcome or "OAW," or DHS/CBP admission stamp noting "DT";</p> <p>or</p> <p>I-94 Arrival/Departure Record with a separate, printed page on CBP letterhead and the following notation, signed and dated by a USCIS officer: Special Immigrant Status (SIV/SI) Parolee; Section 602(B)(1) AAPA/Section 1059(a) NDAA 2006; Date: _____ USCIS Officer: _____</p> <p>or</p> <p>I-797 Notice of Action indicating approval of an I-730 "Refugee,"</p> <p>or</p> <p>I-571 Refugee Travel Document</p>	<p>DOS is the date the non-citizen entered the U.S.</p>	Yes	Yes	Yes
<p>Asylum Granted<sup>6</sup></p> <p>*Also explore eligibility for RCA. See 16-ADM-02</p>	A	<p>I-551 Permanent Resident Card coded: AS1, AS2, AS3, AS6, AS7, or AS8;</p> <p>I-766 Employment Authorization Card coded: A5 or A05;</p> <p>or</p> <p>I-94 Arrival/Departure Record stamped: "Granted asylum under Section 208 of the INA,"</p> <p>I-797 Notice of Action indicating approval of an I-730 "Asylee,"</p> <p>or</p> <p>Grant Letter from the USCIS Asylum Office;</p> <p>or</p> <p>Order of an immigration judge granting asylum</p>	<p>DOS is the date status was obtained</p>	Yes	Yes	Yes

<sup>5</sup> Afghan Humanitarian Parolees shall be eligible for certain benefits until March 31, 2023, or the end of the individual's parole term, whichever is later.

<sup>6</sup> If the non-citizen has not been granted asylum, but is an asylum applicant with employment authorization, refer to page 8 to determine SNA eligibility.



Description of Status	WMS ACI Code	Common Documentation	WMS DOS and DEC Codes	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
Victim of Human Trafficking	D	-551 Permanent Resident Card coded: ST0, ST6, ST7, ST8 or ST9;  I-766 Employment Authorization Card coded: A16 or C25; or I-94 Arrival/Departure Record coded: T1, T2, T3, T4, T5 or T6 stating admission under Section 212(d)(5) of the INA if status granted for at least one year; or I-79 Notice of Action indicating approval of an I-914 or I-914A coded: T1, T2, T3, T4, T5 or T6; or Certification Document (for adults) or Eligibility Letter (for children) from the Administration for Children and Families (ACF), Office on Trafficking in Persons (OTIP); Must call 1-866-401-5510 for verification	DOS is the date of certification or eligibility by OTIP  See 03-ADM-01	Yes	Yes
Deportation or Removal Withheld	J	I-766 Employment Authorization Card coded: A10; or Order from an 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 the INA I-766 Employment Authorization Card coded: A04 or C11 and I-94 Arrival/Departure Record indicating admitted for at least one year; or I-94 Arrival/Departure Record stamped: "Paroled pursuant to section 212(d)(5)," or "parole," or "PIP" with date of entry and date of expiration indicating one year	DOS is the date status was obtained  Yes if: D P PIP	Yes	Yes  Yes if: In a qualified status and in receipt of certain disability benefits [7 USC 2012(j)(2)-(7)]; or In a qualified status and under age 18; or In a qualified status and have continuously resided in the U.S., and are in a qualified status After five years in U.S. in a qualified status; or Currently in a qualified status and was age 65 or older on 8/22/96 and was lawfully residing in the U.S. on that date
Parolee (for at least one year) (A parolee is a non-citizen who has been allowed to enter the U.S. for humanitarian or public interest reasons)	G	Note: See Cuban/Haitian Entrant section on page 5 if non-citizen is a Cuban or Haitian national.	DOS is the date status was obtained	Yes	Entered the U.S. on or after 8/22/96, and after five years in U.S. in a qualified status; or Entered the U.S. before 8/22/96, have continuously resided in the U.S., and are in a qualified status After five years in U.S. in a qualified status; or Currently in a qualified status and was age 65 or older on 8/22/96 and was lawfully residing in the U.S. on that date
Parolee (for less than one year)	T	I-766 Employment Authorization Card coded: A04 or C11; or I-94 Arrival/Departure Record stamped: "Paroled pursuant to section 212(d)(5)," or "parole," or "PIP" Note: See Cuban/Haitian Entrant section on page 5 if non-citizen is a Cuban or Haitian national.	DOS is left blank	Yes	No

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Description of Status	WMS ACI Code	Common Documentation	WMS DOS and DEC Codes	Safety Net Assistance (SNA)	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
Cuban/Haitian Entrant	H	<p>L-551 Permanent Resident Card or Temporary [551] stamp in foreign passport coded: CU6, CU7, CH6, HA6 or HB6;</p> <p>L-64 Arrival/Departure Record stamped: "Cuban/Haitian Entrant (status pending)" or coded CU6, CU7, HF, HP0, HP1 or HPD; or Any other document from the USCIS indicating parole under the Haitian Family Reunification Parole Program (HFRP) coded "HF";</p> <p>Reasonable evidence of being a Cuban or Haitian national (citizen) and one of the following:</p> <ul style="list-style-type: none"> <li>L-766 Employment Authorization Card coded: CS, CO8, or C11; or L-766 Employment Authorization Card coded: C13 (Order of Supervision with additional documentation to support previous or current parole status into the U.S., or L-64 Arrival/Departure Record stamped: "Form I-589 filed;" or L-64 Arrival/Departure Record stamped: "Form I-589 filed;" or Section 212(d)(5) of the INA" or stamp showing parole in U.S. on or after 10/10/08); or L-797C Notice of Action confirming USCIS' receipt of the application, Form I-589 (Application for Asylum and Withholding of Removal); or Documentation issued by the DHS or the Department of Justice's EOIR showing that the non-citizen is in removal proceedings (this includes Notice to Appear (DHS Form I-862), or Order of Supervision (DHS I-22B) if there is also evidence of parole into the U.S.)</li> </ul>	<p>DOS is the date status was obtained</p> <p>DOS is the date status was obtained</p> <p>DOS is the date status was obtained</p>	Yes	Yes	Yes
Active Military: a qualified non-citizen who is on active duty, other than active duty for training, in the United States Armed Forces, or their spouse, unmarried surviving spouse, or unmarried dependent child if such spouse or dependent child is also a qualified non-citizen	M	<p>Proof of qualified non-citizen status and</p> <p><b>Military Identification Card</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.</p>	DOS is the date status was obtained	Yes	Yes	Yes

<sup>9</sup>Exception: This guideline does not apply when the non-citizen 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.

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Description of Status	WMS ACI Code	Common Documentation	WMS DOS and DEC Codes	Safety Net Assistance (SNA)	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
Veteran: a veteran who is a qualified non-citizen and who (1) has received a discharge from the United States Armed Forces characterized as honorable and not on account of alienage, or (2) has a qualifying condition, as defined in Section 350 of the New York State Executive Law, and has received a discharge other than bad conduct on dishonorable (and not on account of alienage) from the Armed Forces, or (3) is a discharged LGBT veteran, as defined in Section 350 of the New York State Executive Law, and has received a discharge other than bad conduct or dishonorable (and not on account of alienage) from the Armed Forces; or their spouse, unremarried surviving spouse, or unmarried dependent child if such spouse or dependent child is also a qualified non-citizen	V	Proof of qualified non-citizen status and <u>DD Form 214 Discharge Certificate</u> 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.	DOS is the date status was obtained	Yes	Yes	Yes
North American Indian born in Canada	C	<b>SHAMP</b>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	N/A	Yes	Yes
Member of federally recognized tribe born outside U.S.	C	I-551 Permanent Resident Card coded: S13 or temporary I-551 stamp in a Canadian passport; or I-94 Arrival/Departure Record stamped: S13; or Tribal document certifying at least 50% American Indian blood, as required by Section 289 of the INA and School records, or, a birth or baptismal certificate issued on a reservation, or, other satisfactory evidence of birth in Canada	N/A	Yes	Yes	Yes
Permanent nonimmigrant, pursuant to P.L. 99-239 as amended (applicable to citizens of the Federated States of Micronesia and Marshall Islands) or P.L. 99-658 (applicable to citizens of Palau)	O	I-766 Employment Authorization Card coded: A08; or I-94 Arrival/Departure Record stamped: CFA/MIS "DS" (Duration of Status), D/S; or, CFA/PAL "DS" (Duration of Status), D/S	DOS is left blank	Yes	No	No
Continuous entry and residence in the U.S. prior to January 1, 1972	O	I-766 Employment Authorization Card coded: C16; or Any other document from the EOIR or USCIS indicating Registry Application is pending; or Any documentary proof of establishing entry and continuous residence	DOS is left blank	Yes	No	No

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Description of Status	WMS ACI Code	Common Documentation	WMS DOS and DEC Codes	Safety Net Assistance (SNA)	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
Subject to an Order of Supervision	0	I-766 Employment Authorization Card coded: C18; or <u>I-220B Order of Supervision;</u> Any other authoritative document indicating an Order of Supervision <b>Note:</b> Cuban or Haitian nationals under an Order of Supervision are deemed to retain their Cuban-Haitian Entrant status for benefit eligibility purposes if they can document they are a national of Cuba or Haiti with a previous or current parole status into the U.S. <sup>10</sup>	DOS is left blank	Yes	No	No
Cancellation of Removal	0	Order from the EOIR granting cancellation of removal; or Any other document from the EOIR indicating cancellation of removal granted <u>I-766 Employment Authorization Card</u> coded: C14 or C33; or <u>I-797 Notice of Action</u> indicating approved Deferred Action for Childhood Arrivals (DACA) application; or Any document from the USCIS granting deferred action to a "U" visa applicant; or Any other document from the EOIR or USCIS indicating deferred action including any documentation that a DACA application has been approved <u>I-766 Employment Authorization Card</u> coded: A19 or A20; or <u>I-94 Arrival/Departure Record</u> stamped: U1, U2, U3, U4, or U5; <u>I-797 Notice of Action</u> indicating that a petition for "U" nonimmigrant status was approved; or Any other document from the USCIS indicating "U" nonimmigrant status <u>I-766 Employment Authorization Card</u> coded: C21; or <u>I-94 Arrival/Departure Record</u> stamped: S5, S6, or S7; or Any other document from the USCIS indicating "S" visa status <u>I-766 Employment Authorization Card</u> coded: A9, A09, A14, or A15; <u>I-94 Arrival/Departure Record</u> stamped: K3, K4, V1, V2, or V3; or Unexpired K3, "K4," or "V" Visa in passport <b>Note:</b> If an expired "K" or "V" visa is submitted, then proof that an I-539 (Application to Extend/Change Nonimmigrant Status) was filed with USCIS, and proof that a Form I-130, I-485, or an immigrant visa application is still pending, must also be submitted.	DOS is left blank	Yes	No	No
"S" Visa	0	<u>I-94 Arrival/Departure Record</u> stamped: S5, S6, or S7; or <u>I-766 Employment Authorization Card</u> coded: A9, A09, A14, or A15; <u>I-94 Arrival/Departure Record</u> stamped: K3, K4, V1, V2, or V3; or Unexpired K3, "K4," or "V" Visa in passport <b>Note:</b> If an expired "K" or "V" visa is submitted, then proof that an I-539 (Application to Extend/Change Nonimmigrant Status) was filed with USCIS, and proof that a Form I-130, I-485, or an immigrant visa application is still pending, must also be submitted.	DOS is left blank	Yes	No	No
"K3" or "K4" or "V" Visa Granted Under the Legal Immigration Family Equity Act (LIFE Act)	0					

<sup>10</sup>Refer to GIS 16 TA/DC048 "Eligibility to Participate in SNAP by Certain Cuban Nationals Under an Order of Supervision," for additional information regarding SNAP eligibility for these non-citizens.

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Description of Status	WMS ACI Code	Common Documentation		WMS DOS and DEC Codes	Safety Net Assistance (SNA)	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
Temporary Protected Status (TPS)	0	I-766 Employment Authorization Card coded: A12; or I-797 Notice of Action indicating TPS granted; or I-766 Employment Authorization Card coded: C8 or C08;		DOS is left blank	Yes	No	No
Asylum Applicant with Employment Authorization	0	I-797 Notice of Action indicating Asylum application received or pending, and that the non-citizen is authorized to work in the U.S.; or Any other document from the USCIS indicating an asylum application is pending and that the non-citizen is authorized to work in the U.S.		DOS is left blank	Yes	No	No
Deferred Enforced Departure	0	Note: Cuban or Haitian nationals who have an application for asylum pending with the USCIS and are not subject to a final, non-appealable, and legally enforceable removal order have Cuban/Haitian Entrant status for benefit eligibility purposes. See Cuban/Haitian Entrant section on page 5. I-766 Employment Authorization Card coded: A11		DOS is left blank	Yes	No	No
Special Immigrant Juvenile (SIJ)	0	I-797 Notice of Action indicating approval of an I-360 petition for SIJ; or Any other USCIS or government document indicating that the non-citizen is an SIJ. Districts must contact the Office of Temporary and Disability Assistance (OTDA) Temporary Assistance (TA) Bureau for additional guidance if the district believes they have a non-citizen that fits this description.		DOS is left blank	Yes	No	No
Other status not eligible for TA or SNAP	E	Non-citizen that is unable to provide sufficient documentation to support their inclusion in any of the above statuses.		N/A		No <sup>11</sup>	

For any questions related to TA benefit eligibility for non-citizens, please contact the OTDA TA Bureau at: [otda.sm.kees.tabureau@otda.ny.gov](mailto:otda.sm.kees.tabureau@otda.ny.gov) or: (518) 474-9344.

For any questions related to SNAP benefit eligibility for non-citizens, please contact the OTDA SNAP Bureau at: [otda.sm.kees.snap@otda.ny.gov](mailto:otda.sm.kees.snap@otda.ny.gov) or: (518) 473-1469.

<sup>11</sup>If it is determined that a non-citizen is ineligible for TA and/or SNAP because of their non-citizen status, the non-citizen must be denied using the appropriate denial code (F92 - Failure to Provide Proof of Citizenship or Eligible Alien Status (TA) or F92 – Ineligible Alien Status (TA) or ACI code "E." Use of the appropriate denial and ACI codes is necessary so that a Medicaid Separate Determination (MSD) is conducted.