



OFFICE OF POLICY, PROCEDURES, AND TRAINING

POLICY BULLETIN # 22-59-ELI

REMINDERS FOR DETERMINING ELIGIBILITY FOR CERTAIN NON-CITIZENS

Date: August 17, 2022	Subtopic: Application, Benefits
	<p>The purpose of this policy bulletin is to remind Human Resources Administration (HRA) Benefits Access Center (BAC), Non Cash Assistance (NCA) Supplemental Nutrition Assistance Program (SNAP), and HIV/AIDS Services Administration (HASA) staff of the eligibility requirements for certain non-citizens. This policy bulletin is informational for all other staff.</p> <p><u>Determining Eligibility</u></p> <p>Every application for benefits must be reviewed and assessed individually.</p> <ul style="list-style-type: none"> • Applicants paroled (given temporary entry/stay) into the United States (U.S.) are eligible for Cash Assistance (CA) and Medicaid (MA) benefits during their parole. • Certain parole recipients are eligible for additional benefits under special categories including: <ul style="list-style-type: none"> ▪ Afghan evacuees (eligible for CA, MA, and SNAP under ACI code R. Refer to PB #21-61-ELI and 2022 MAP INF-03). ▪ Ukrainian parolees (eligible for CA, MA, and SNAP under ACI code R. Refer to PB #22-49-ELI). ▪ Cuban/Haitian entrants (eligible for CA, MA, and SNAP under ACI code H. Refer to LDSS-4579).

HAVE QUESTIONS ABOUT THIS PROCEDURE?
 Call 718-557-1313 then press 3 at the prompt followed by 1 or
 send an e-mail to *FIA Call Center Fax* or fax to: (917) 639-0298

Parolees may present the following documents:

- “parole” stamped in their passport; or
- I-94 arrival/departure document with a stamp on Department of Homeland Security (DHS) paperwork or a printout of an electronic I-94 with a class of admission (COA) code of DT (something written as D/T) or 212 (d)(5); or
- I-94 arrival/departure document with a stamp on DHS paperwork or a printout of an electronic I-94 with a COA code of OAW or OAR (Afghan evacuees); or
- I-94 arrival/departure document with a stamp on DHS paperwork or a printout of an electronic I-94 with a COA code of UHP, U4U, or Uniting for Ukraine (Ukrainian Parolees); or
- I-94 arrival/departure document with a stamp on DHS paperwork or a printout of an electronic I-94 with a COA code of CH (Cuban/Haitian entrant).

Samples of each of these documents can be found in **Attachment A**.

- Applicants with an I-862 Notice to Appear (refer to **Attachment B**) and/or I-220A Order of Release on Recognizance (refer to **Attachment C**) are often not eligible for benefits except for emergency MA.

Exception: Cuban and Haitian applicants are eligible for benefits with the I-862 and/or I-220A.

- When one member of a family or group traveling together receives parole, it does not mean everyone else in that family/group received parole. Assessments are made individually.
- When only one family member (e.g. a child) is paroled and others are not, the family can still apply for benefits on behalf of that one family member that received parole status.

Note: The Department of Social Services (DSS) does not make determinations regarding parole and does not know why one individual was given parole status and another was not. Parole status is determined by officials processing entrants at the border and no explanation is provided.

Non-Citizen Travel Documents

Below are the relevant documents that staff will likely encounter:

- Foreign Passport and/or national identification cards
- I-94 Arrival/Departure document, which may have a stamp indicating parole (refer to **Attachment A**)
- I-862 Notice to Appear (refer to **Attachment B**)
- I-220A Order of Release on Recognizance (refer to **Attachment C**)
- I-385 Alien Booking Record or booking card – document completed when a non-citizen is apprehended at the border (refer to **Attachment D**)

Reminders to Staff

As a reminder, during the pre-eligibility screening for benefits, applicants/participants do not need to provide immigration related documents. Staff should not deny immediate needs or expedited benefits on a case due to the lack of immigration related documents, if the individual indicates/states that they have an immigration status that would entitle them to receipt of such benefits. Staff must ensure that the Alien Citizenship Indicator (ACI) code on the Turn-Around Document (TAD) corresponds to the stated immigration status.

See [PB #17-49-ELI](#) for requesting a clearance from ORIA

Every application for benefits must be reviewed and assessed individually. For any questions related to final eligibility determinations based on the documents provided, staff must contact the Office of Refugee and Immigrant Affairs (ORIA) to get a clearance on the benefit eligibility determination for the applicant/participant before denying the case.

Effective Immediately

Related Items:

[PB #17-49-ELI](#)
[PB #22-49-ELI](#)
[PB #21-61-ELI](#)
[2022 MAP INF-03](#)

Attachments:

Attachment A Sample I-94 Arrival/Departure Documentation
Indicating Parole

Attachment B Sample I-862 Notice to Appear

Attachment C Sample I-220A Order of Release on
Recognizance

Attachment D Sample I-385 Alien Booking Record or booking
card

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

Attachment A: Sample I-94 Arrival/Departure documentation indicating parole

U.S. DEPARTMENT OF HOMELAND SECURITY
PAROLED
Until 9/19/2022
91006 Purpose: DIS (C) (S) 91006
7/19/22 DRT TMC
U.S. (Date) (Location) (Officer)
DEPARTMENT OF HOMELAND SECURITY

DEPARTMENT OF HOMELAND SECURITY
U.S. Customs and Border Protection

OMB NO. 1531-0111

Departure Record

Admission Number

[Redacted Admission Number]

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U.S. DEPARTMENT OF HOMELAND SECURITY
PAROLED
Until 04/26/2022
43590 Purpose: 212 (C) (5) (A) WA 43590
04/27/2021 [Redacted] [Redacted]
U.S. (Date) (Location) (Officer)
DEPARTMENT OF HOMELAND SECURITY

18. Family Name [Redacted]

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19. First (Given) Name [Redacted]

20. Birth Date (DD/MM/YY) [Redacted]

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21. Country of Citizenship
El Salvador

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NOT A ENTRY DOCUMENT

You are required to retain this permit in your possession and to surrender it to the transportation line at the time of your departure unless you depart over the land border of the United States in which case you must surrender it to a Canadian immigration officer on the Canadian border, or to a United States Immigration officer of the Mexican border.

DEPARTURE RECORD

Port:

Date:

Manner:

Country of
Destination :

U.S. DEPARTMENT OF HOMELAND SECURITY
PAROLED
Until 8/23/22
Purpose: 212 (d) (5)
6/21/22 [Redacted] [Redacted] [Signature]
(Date) (Location) (Officer)
U.S. DEPARTMENT OF HOMELAND SECURITY



For: [REDACTED]



Most Recent I-94

Admission (I-94) Record Number : [REDACTED]
Most Recent Date of Entry: 2022 April 18
Class of Admission : DT
Admit Until Date : 04/16/2023
Details provided on the I-94 Information form:

Last/Surname : [REDACTED]
First (Given) Name : [REDACTED]
Birth Date : [REDACTED]
Document Number : [REDACTED]
Country of Citizenship : Mexico

[Get Travel History](#)

- ▶ Effective April 26, 2013, DHS began automating the admission process. An alien lawfully admitted or paroled into the U.S. is no longer required to be in possession of a preprinted Form I-94. A record of admission printed from the CBP website constitutes a lawful record of admission. See 8 CFR § 1.4(d).
- ▶ If an employer, local, state or federal agency requests admission information, present your admission (I-94) number along with any additional required documents requested by that employer or agency.
- ▶ Note: For security reasons, we recommend that you close your browser after you have finished retrieving your I-94 number.

OMB No. 1651-0111
Expiration Date: 07/31/2022

[For inquiries or questions regarding your I-94, please click here](#)

[Accessibility](#) | [Privacy Policy](#)

Attachment B: Sample I-862 Notice to Appear

DEPARTMENT OF HOMELAND SECURITY NOTICE TO APPEAR

In removal proceedings under section 240 of the Immigration and Nationality Act:	
Subject ID: [REDACTED]	FINS [REDACTED]
In the Matter of: [REDACTED]	DOB: [REDACTED]
Respondent: [REDACTED]	File No: [REDACTED]
[REDACTED]	Event No: [REDACTED]
[REDACTED]	currently residing at: [REDACTED]
(Number, street, city, state and ZIP code)	(Area code and phone number)
<input type="checkbox"/> You are an arriving alien.	
<input checked="" type="checkbox"/> You are an alien present in the United States who has not been admitted or paroled.	
<input type="checkbox"/> You have been admitted to the United States, but are removable for the reasons stated below.	
The Department of Homeland Security alleges that you:	
1. You are not a citizen or national of the United States;	
2. You are a native of VENEZUELA and a citizen of VENEZUELA ;	
3. You ENTERED the United States at or near EAGLE PASS, TX , on or about July 1, 2022 ;	
4. You were not then admitted or paroled after inspection by an Immigration Officer.	
On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:	
212 (a) (6) (A) (i) of the Immigration and Nationality Act, as amended, in that you are an alien present in the United States without being admitted or paroled, or who entered the United States at any time or place other than as designated by the Secretary of Department of Homeland Security.	
<input type="checkbox"/> This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.	
<input type="checkbox"/> Section 235(b)(1) order was vacated pursuant to: <input type="checkbox"/> 8CFR 208.30 <input type="checkbox"/> 8CFR 235.3(b)(5)(iv)	
YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:	
[REDACTED]	
<i>(Complete Address of Immigration Court, including Room Number, if any)</i>	
on <u>October 13, 2022</u>	at <u>10:30 AM</u>
<i>(Date)</i>	<i>(Time)</i>
to show why you should not be removed from the United States based on the charge(s) set forth above. [REDACTED]	
<i>(Signature and Title of Issuing Officer) (Sign in ink)</i>	
Date: <u>July 03, 2022</u>	<u>Laredo, Texas</u>
	<i>(City and State)</i>

Notice to Respondent

Warning: Any statement you make may be used against you in removal proceedings.

Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are in removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents that you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing. At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear, including that you are inadmissible or removable. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the immigration judge. You will be advised by the immigration judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of voluntary departure. You will be given a reasonable opportunity to make any such application to the immigration judge.

One-Year Asylum Application Deadline: If you believe you may be eligible for asylum, you must file a Form I-589, Application for Asylum and for Withholding of Removal. The Form I-589, Instructions, and information on where to file the Form can be found at www.uscis.gov/i-589. Failure to file the Form I-589 within one year of arrival may bar you from eligibility to apply for asylum pursuant to section 208(a)(2)(B) of the Immigration and Nationality Act.

Failure to appear: You are required to provide the Department of Homeland Security (DHS), in writing, with your full mailing address and telephone number. You must notify the Immigration Court and the DHS immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the DHS.

Mandatory Duty to Surrender for Removal: If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at <http://www.ice.gov/contact/ero>, as directed by the DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after your departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act.

U.S. Citizenship Claims: If you believe you are a United States citizen, please advise the DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.

Sensitive locations: To the extent that an enforcement action leading to a removal proceeding was taken against Respondent at a location described in 8 U.S.C. § 1229(e)(1), such action complied with 8 U.S.C. § 1367.

Request for Prompt Hearing

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office for Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before:

(Signature of Respondent) (Sign in ink)

BORDER PATROL AGENT

Date: 07/03/2022

(Signature and Title of Immigration Officer) (Sign in ink)

Certificate of Service

This Notice To Appear was served on the respondent by me on July 03, 2022, in the following manner and in compliance with section 239(a)(1) of the Act.

in person by certified mail, returned receipt # _____ requested by regular mail

Attached is a credible fear worksheet.

Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the SPANISH language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

Refused to Sign

(Signature of Respondent if Personally Served) (Sign in ink)

(Signature and Title of officer) (Sign in ink)

Privacy Act Statement

Authority:

The Department of Homeland Security through U.S. Immigration and Customs Enforcement (ICE), U.S. Customs and Border Protection (CBP), and U.S. Citizenship and Immigration Services (USCIS) are authorized to collect the information requested on this form pursuant to Sections 103, 237, 239, 240, and 290 of the Immigration and Nationality Act (INA), as amended (8 U.S.C. 1103, 1229, 1229a, and 1360), and the regulations issued pursuant thereto.

Purpose:

You are being asked to sign and date this Notice to Appear (NTA) as an acknowledgement of personal receipt of this notice. This notice, when filed with the U.S. Department of Justice's (DOJ) Executive Office for Immigration Review (EOIR), initiates removal proceedings. The NTA contains information regarding the nature of the proceedings against you, the legal authority under which proceedings are conducted, the acts or conduct alleged against you to be in violation of law, the charges against you, and the statutory provisions alleged to have been violated. The NTA also includes information about the conduct of the removal hearing, your right to representation at no expense to the government, the requirement to inform EOIR of any change in address, the consequences for failing to appear, and that generally, if you wish to apply for asylum, you must do so within one year of your arrival in the United States. If you choose to sign and date the NTA, that information will be used to confirm that you received it, and for recordkeeping.

Routine Uses:

For United States Citizens, Lawful Permanent Residents, or individuals whose records are covered by the Judicial Redress Act of 2015 (5 U.S.C. § 552a note), your information may be disclosed in accordance with the Privacy Act of 1974, 5 U.S.C. § 552a(b), including pursuant to the routine uses published in the following DHS systems of records notices (SORN): DHS/USCIS/ICE/CBP-001 Alien File, Index, and National File Tracking System of Records, DHS/USCIS-007 Benefit Information System, DHS/ICE-011 Criminal Arrest Records and Immigration Enforcement Records (CARIER), and DHS/ICE-003 General Counsel Electronic Management System (GEMS), and DHS/CBP-023 Border Patrol Enforcement Records (BPER). These SORNs can be viewed at <https://www.dhs.gov/system-records-notices-sorn>. When disclosed to the DOJ's EOIR for immigration proceedings, this information that is maintained and used by DOJ is covered by the following DOJ SORN: EOIR-001, Records and Management Information System, or any updated or successor SORN, which can be viewed at <https://www.justice.gov/opcl/doj-systems-records>. Further, your information may be disclosed pursuant to routine uses described in the abovementioned DHS SORNs or DOJ EOIR SORN to federal, state, local, tribal, territorial, and foreign law enforcement agencies for enforcement, investigatory, litigation, or other similar purposes.

For all others, as appropriate under United States law and DHS policy, the information you provide may be shared internally within DHS, as well as with federal, state, local, tribal, territorial, and foreign law enforcement; other government agencies; and other parties for enforcement, investigatory, litigation, or other similar purposes.

Disclosure:

Providing your signature and the date of your signature is voluntary. There are no effects on you for not providing your signature and date; however, removal proceedings may continue notwithstanding the failure or refusal to provide this information.

Attachment C: Sample I-220A Order of Release on Recognizance

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

ORDER OF RELEASE ON RECOGNIZANCE

File No.: [REDACTED]

Name: [REDACTED]

Date: [REDACTED]

You have been arrested and placed in removal proceedings. In accordance with section 236 of the Immigration and Nationality Act and the applicable provisions of Title 8 of the Code of Federal Regulations, you are being released on your own recognizance provided you comply with the following conditions:

- You must report for any hearing or interview as directed by Immigration and Customs Enforcement or the Executive Office for Immigration Review.
- You must surrender for removal from the United States if so ordered.
- You must report in (writing) (person) to Duty officer at [REDACTED] on [REDACTED] 10:00 AM as directed.

If you are allowed to report in writing, the report must contain your name, alien registration number, current address, place of employment, and other pertinent information as required by the officer listed above.

- You must not change your place of residence without first securing written permission from the officer listed above.
- You must not violate any local, State or Federal laws or ordinances.
- You must assist Immigration and Customs Enforcement in obtaining any necessary travel documents.
- Other: *Your release is contingent upon your enrollment and successful participation in an Alternatives to Detention (ATD) program as designated by the U.S. Department of Homeland Security. As part of the ATD program, you will be subject to electronic monitoring and may be subject to a curfew. Failure to comply with the requirements of the ATD program will result in a redetermination of your release conditions or your arrest and detention.*

If fitted with a U.S. Immigration and Customs Enforcement GPS tracking ankle bracelet, do not tamper with or remove the device. Under federal law, it is a crime to willfully damage or attempt to damage property of the United States. Damaging or attempting to damage the GPS tracking ankle bracelet or any of its associated equipment (including, but not limited to, the charging station, batteries, power cords, etc.) may result in your arrest, detention, and prosecution under 18 U.S.C. § 1361 and/or 18 U.S.C. § 641, each punishable by a fine, up to ten years imprisonment, or both.

- See attached sheet containing other specified conditions (Continue on separate sheet if required)

NOTICE: Failure to comply with the conditions of this order may result in revocation of your release and your arrest and detention by Immigration and Customs Enforcement.

[REDACTED]

(Name and Title of ICE Official)

Alien's Acknowledgement of Conditions of Release under an Order of Recognizance

I hereby acknowledge that I have (read) (had interpreted and explained to me in the SPANISH language) the contents of this order, a copy of which has been given to me. I understand that failure to comply with the terms of this order may subject me to a fine, detention, or prosecution.

[REDACTED]

(Signature of ICE Official Serving Order)

Jul 04, 2022
Date

[REDACTED]

(Signature of Alien)

I hereby cancel this order of release because:

- The alien failed to comply with the conditions of release.
- The alien was taken into custody for removal.

(Signature of ICE Official Cancelling Order)

Date

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

**ORDER OF RELEASE ON RECOGNIZANCE
(CONTINUATION PAGE)**

Alien Name [Redacted]	Picture	Right Index Print	
File Number [Redacted]			Date Jul 04, 2022
Alien's Signature [Redacted]			
Alien's Telep [Redacted] (if any)			
Alien's Address [Redacted]			

PERSONAL REPORT RECORD

Date	Officer	Comment/Changes
		[Redacted]

Signature [Redacted]	Title [Redacted]
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DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement
**ORDER OF RELEASE ON RECOGNIZANCE
(ADDENDUM)**

File No.: 

Name: 

Date: Jul 04, 2022

- That you do not associate with known gang members, criminal associates, or be associated with any such activity.
- That you register in a substance abuse program within 14 days and provide ICE with written proof of such within 30 days. The proof must include the name, address, duration, and objectives of the program as well as the name of a counselor.
- That you register in a sexual deviancy counseling program within 14 days and provide ICE with written proof of such within 30 days. You must provide ICE with the name of the program, the address of the program, duration and objectives of the program as well as the name of a counselor.
- That you register as a sex offender, if applicable, within 7 days of being released, with the appropriate agency(s) and provide ICE with written proof of such within 10 days.
- That you do not commit any crimes while on this Order of Release on Recognizance.
- That you report to any parole or probation officer as required within 5 business days and provide ICE with written verification of the officer's name, address, telephone number, and reporting requirements.
- That you continue to follow any prescribed doctor's orders whether medical or psychological including taking prescribed medication.
- That you provide ICE with written copies of requests to Embassies or Consulates requesting the issuance of a travel document.
- That you provide ICE with written responses from the Embassy or Consulate regarding your request.
- Any violation of the above conditions will result in revocation of your employment authorization document.
- Any violation of these conditions may result in you being taken into ICE custody and you being criminally prosecuted.
- Other:

X  _____
(Signature of Alien)

Attachment D: Sample I-385 Alien Booking Record or booking card

FINS #: [REDACTED]		Subject ID: [REDACTED]		Event No: [REDACTED]	
1. FAMILY NAME (Capital Letters) First Name Middle Name [REDACTED]			2. Age [REDACTED]	3. Country of Citizenship VENEZUELA	
4. Alias			5. Date Apprehended July 09, 2022		6. Office DRT/EGT
7. Birth Date [REDACTED]	8. Birth Place CARACAS, VENEZUELA			[REDACTED]	
9. Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	10. OSC/WA Served <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Explain)				
11. File Number [REDACTED]	12. Bond Date Posted \$				
13. CINS <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	14 Medical Alert <input type="checkbox"/> No <input type="checkbox"/> Yes (Explain)				
15. TRANSFER DATE		FROM	TO		
A					
B					
C					
16. ADMITTED BY:		19. RELEASED TO: <input type="checkbox"/> V/R <input type="checkbox"/> Deport		22. Rt. Index Print - In	23. Rt. Index Print - Out
17. SEARCHED IN BY:		20. RELEASED BY:		[REDACTED]	
18. DATE ADMITTED:		21. DATE RELEASED:			
24. Remarks: See I-831					
FORM I-385 (08/01/07)		ALIEN BOOKING RECORD UNITED STATES DEPARTMENT OF HOMELAND SECURITY			

CONTROL Name (Last, First, Middle) [REDACTED]					
Birthdate [REDACTED]		Age [REDACTED]		Marital Status <input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced <input type="checkbox"/> Separated	
File Number [REDACTED]					
Sex [REDACTED]	Hair [REDACTED]	Eyes [REDACTED]	Complexion [REDACTED]	Height [REDACTED]	Weight [REDACTED]
Scars or Marks					
U.S. Address/Mail (Number) (Street) (City) (State) (ZIP CODE) [REDACTED]					
Alien's Telephone # ()			Date of Action 07/19/2022		Location Code EGT
City, Province (State) and Country of Birth CARACAS, VENEZUELA				Country of Citizenship VENEZUELA	
Date, Place, Time, and Manner of Last Entry/Attempted Entry [REDACTED]				Status at Entry PWA Mexico	
Foreign Address/Residence (Number, Street, City, Province (State), Country) VENEZUELA					
Method of Location/Apprehension PB UNKNOWN			(At/Near) EAGLE PASS, TX		Date & Hour [REDACTED]

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 ¹	Safety Net Assistance (SNA)	Family Assistance (FA)	Supplemental Nutrition Assistance Program (SNAP)
Lawful Permanent Resident (LPR) without 40 Qualifying Quarters	K	<p>I-551 Permanent Resident Card: workers must check category code;² or Temporary I-551 stamp in foreign passport or on I-94 Arrival/Departure Record; or Immigrant visa with the notation “upon endorsement serves as temporary I-551 permanent resident for one year;” or I-797 Notice of Action indicating approval of an I-485 Application to Register Permanent Residence or Adjust Status; or I-327 Permit to Reenter the United States; or I-181 Memorandum of Creation of Record of Lawful Permanent Residence with approval stamp; or Any other authoritative document that identifies the non-citizen³ as an LPR</p>	DOS is the date status was obtained	Yes	<p>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</p>	<p>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</p>
LPR with 40 Qualifying Quarters	S	<p>Same LPR documentation as above and Proof of 40 qualifying quarters⁴ Note: 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.</p>	DOS is the date status was obtained			Yes

¹The 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.

²Workers 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.

³As 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.”

⁴40 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.

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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)
<ul style="list-style-type: none"> • Refugee • Conditional Entrant (A status granted to Refugees prior to 1980) • Iraqi or Afghan Special Immigrant Visa Holder (SIV) or SQ/SI Parolee • Afghan Humanitarian Parolee⁵ • Amerasian Immigrant • Certain Hmong or Highland Laotian <p>*Also explore eligibility for Refugee Cash Assistance (RCA). See 16-ADM-02</p>	R	<p><u>I-551 Permanent Resident Card, or I-94 Arrival/Departure Record or Passport</u> 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 style="text-align: center;">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 (ADIT) stamp;</p> <p style="text-align: center;">or</p> <p><u>I-766 Employment Authorization Card</u> coded: A3 or A03;</p> <p style="text-align: center;">or</p> <p><u>I-94 Arrival/Departure Record or Passport</u> stamped/coded: “admitted under Section 207 or 203(a)(7) (as in effect prior to 4/1/80) of the Immigration and Nationality Act (INA),” or “Refugee,” or Iraq or Afghanistan national stamped: “admitted under Section 101(a)(27) of the INA;” or “SQ/SI parole,” or evacuees from 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 style="text-align: center;">or</p> <p><u>I-94 Arrival/Departure Record</u> with a separate, printed page on CBP letterhead, and the following notation, signed and dated by a USCIS officer: Special Immigrant Status (SQ/SI) Parolee; Section 602(B)(1) AAPA/Section 1059(a) NDAA 2006; Date: ____ USCIS Officer: ____</p> <p style="text-align: center;">or</p> <p><u>I-797 Notice of Action</u> indicating approval of an I-730 “Refugee;”</p> <p style="text-align: center;">or</p> <p><u>I-571 Refugee Travel Document</u></p>	DOS is the date the non-citizen entered the U.S.	Yes	Yes	Yes
<p>Asylum Granted⁶</p> <p>*Also explore eligibility for RCA. See 16-ADM-02</p>	A	<p><u>I-551 Permanent Resident Card</u> coded: AS1, AS2, AS3, AS6, AS7, or AS8;</p> <p style="text-align: center;">or</p> <p><u>I-766 Employment Authorization Card</u> coded: A5 or A05;</p> <p style="text-align: center;">or</p> <p><u>I-94 Arrival/Departure Record</u> stamped: “Granted asylum under Section 208 of the INA;”</p> <p style="text-align: center;">or</p> <p><u>I-797 Notice of Action</u> indicating approval of an I-730 “Asylee;”</p> <p style="text-align: center;">or</p> <p>Grant letter from the USCIS Asylum Office;</p> <p style="text-align: center;">or</p> <p>Order of an immigration judge granting asylum</p>	DOS is the date status was obtained	Yes	Yes	Yes

⁵ 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.

⁶ 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.

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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)
<p><u>Qualified Battered Non-Citizen</u>⁷</p> <p>A U.S. citizen's or LPR's battered spouse, or child, or parent or child of such battered person, who:</p> <p>Obtains "Notice of Prima Facie" Case from the USCIS under the Violence Against Women Act (VAWA);</p> <p>or</p> <p>Has an I-360 self-petition under VAWA that is approved;</p> <p>or</p> <p>Has a pending I-360 self-petition and is determined to be a credible victim of domestic violence by the district's Domestic Violence Liaison (DVL);</p> <p>or</p> <p>Is determined to be a credible victim of domestic violence by the district's DVL with a pending or approved I-130 petition;</p> <p>or</p> <p>Has an application for VAWA cancellation of removal or suspension of deportation that has been granted or is pending and the immigration court finds that the applicant has a prima facie case for this relief</p>	<p>B</p>	<p>I-551 Permanent Resident Card coded: B11, B12, B16, B17, B20, B21, B22, B23, B24, B25, B26, B27, B28, B29, B31, B32, B33, B36, B37, B38, BX1, BX2, BX3, BX6, BX7, BX8, IB1, IB2, IB3, IB6, IB7, IB8 or Z14;</p> <p>or</p> <p>I-766 Employment Authorization Card coded: A09, A15 or C31;</p> <p>or</p> <p>I-94 Arrival/Departure Record coded: K3, K4, V1, V2 or CR -1-7 and a pending or approved I-130;</p> <p>or</p> <p>I-797 Notice of Action indicating prima facie eligibility of an I-360 self-petition under Section 204(a)(1)(A)(iii) or (iv), or Section 204(a)(1)(B)(ii) or (iii) of the INA;</p> <p>or</p> <p>I-797 Notice of Action indicating approval or pending I-360 self-petition under Section 204(a)(1)(A)(ii) or (iii) or (iv), or Section 204(a)(1)(B)(ii) or (iii) of the INA;</p> <p>or</p> <p>I-797 Notice of Action indicating approval or pending I-130 visa petition under Section 204(a)(1)(A)(i) of the INA (spouse or child of a U.S. citizen), or Section 204(a)(1)(B)(i) (spouse or child of a lawful permanent resident);</p> <p>or</p> <p>Any other document from the USCIS indicating the non-citizen has a K or V visa and a pending or approved I-130;</p> <p>or</p> <p>Order from the Executive Office of Immigration Review (EOIR) under Section 240A(b)(2) of the INA or if the application is pending documentation that the court finds that the applicant has a prima facie case for this relief</p>	<p>DOS is the date status was obtained⁸</p>	<p>Yes</p>	<p>Yes if:</p> <p>Entered the U.S. on or after 8/22/96, and after five years in U.S. in a qualified status;</p> <p>or</p> <p>Entered the U.S. before 8/22/96, have continuously resided in the U.S., and are in a qualified status</p>	<p>Yes if:</p> <p>In a qualified status and in receipt of certain disability benefits [7 USC 2012(j)(2)-(7)];</p> <p>or</p> <p>In a qualified status and under age 18;</p> <p>or</p> <p>In a qualified status and have 40 qualifying quarters;</p> <p>or</p> <p>After five years in U.S. in a qualified status;</p> <p>or</p> <p>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</p>

⁷For non-citizens to be treated as qualified battered non-citizens, they must meet four requirements:

1. Be a credible victim of battery or extreme cruelty; and
2. Have appropriate immigration documentation; and
3. Be able to show a substantial connection between the need for benefits and the battery or extreme cruelty; and
4. No longer reside in the same household as the abuser.

Districts should refer to 06-INF-14 for additional information about qualified battered non-citizens and eligibility.

⁸In general, the DOS for TA and SNAP is when all four of the criteria in footnote 6 are met. **Exception for SNAP:** Per current United States Department of Agriculture (USDA) guidance, for non-citizens with an approved I-360; or a prima facie determination on a pending I-360; the DOS for SNAP is the date the I-360 petition was approved, or the date the prima facie determination was made by USCIS, whichever is earlier.

WMS only records one DOS. If the DOS for TA and SNAP are different, enter the earlier of the two dates in WMS so that the non-citizen can receive the federal benefits they are eligible for; the later date must be noted, and tracked manually in the case record so that the federal benefits for that benefit program are also issued appropriately. See GIS 19 TA/DC038 "SNAP and TA Date of Status (DOS) Determination for Qualified Battered Non-Citizens," for further information.

Note: Non-citizens who file for VAWA related immigration relief often later adjust their immigration status to become LPRs. The "residence since" date on the I-551 Permanent Resident Card indicates the date LPR status was obtained, not the date the non-citizen was determined to be a qualified battered non-citizen. For both TA and SNAP, use the earliest appropriate date as the DOS for benefit eligibility. If a non-citizen presents an I-551 with one of the codes noted above, review the case record, and/or ask the non-citizen if they have additional documentation, to determine if an earlier DOS would be appropriate.

NON-CITIZEN ELIGIBILITY DESK AID

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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)
<p>Victim of Human Trafficking</p> <p>*Also explore eligibility for RCA. See 16-ADM-02</p>	<p>D</p>	<p>I-551 Permanent Resident Card coded: ST0, ST6, ST7, ST8 or ST9; or 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-797 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</p>	<p>DOS is the date of certification or eligibility by OTIP</p> <p>See 03-ADM-01</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>
<p>Deportation or Removal Withheld</p>	<p>J</p>	<p>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</p>	<p>DOS is the date status was obtained</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>
<p>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)</p>	<p>G</p>	<p>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</p> <p>Note: See Cuban/Haitian Entrant section on page 5 if non-citizen is a Cuban or Haitian national.</p>	<p>DOS is the date status was obtained</p>	<p>Yes</p>	<p>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</p>	<p>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 40 qualifying quarters; 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</p>
<p>Parolee (for less than one year)</p>	<p>T</p>	<p>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"</p> <p>Note: See Cuban/Haitian Entrant section on page 5 if non-citizen is a Cuban or Haitian national.</p>	<p>DOS is left blank</p>	<p>Yes</p>	<p>No</p>	<p>No</p>

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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)
<p>Cuban/Haitian Entrant</p> <p>*Also explore eligibility for RCA. See 16-ADM-02</p>	<p>H</p>	<p>I-551 Permanent Resident Card or Temporary I-551 stamp in foreign passport coded: CU6, CU7, CH6, HA6 or HB6;</p> <p style="text-align: center;">or</p> <p>I-94 Arrival/Departure Record stamped: “Cuban/Haitian Entrant (status pending)” or coded CU6, CU7, HF, HP0, HP1 or HPD;</p> <p style="text-align: center;">or</p> <p>Any other document from the USCIS indicating parole under the Haitian Family Reunification Parole Program (HFRP) coded “HF;”</p> <p style="text-align: center;">or</p> <p>Reasonable evidence of being a Cuban or Haitian national (citizen) and one of the following:</p> <p>I-766 Employment Authorization Card coded: C8, C08, or C11;</p> <p style="text-align: center;">or</p> <p>I-766 Employment Authorization Card coded: C18 (Order of Supervision) with additional documentation to support previous or current parole status into the U.S.;</p> <p style="text-align: center;">or</p> <p>I-94 Arrival/Departure Record stamped: “Form I-589 filed;”</p> <p style="text-align: center;">or</p> <p>I-94 Arrival/Departure Record stamped: “paroled under Section 212(d)(5) of the INA,” or “Section 212(d)(5) of the INA,” or stamp showing parole in U.S. on or after 10/10/80;⁹</p> <p style="text-align: center;">or</p> <p>I-797C Notice of Action confirming USCIS’s receipt of the non-citizen’s Form I-589 (Application for Asylum and Withholding of Removal);</p> <p style="text-align: center;">or</p> <p>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-220B) if there is also evidence of parole into the U.S.)</p>	<p>DOS is the date status was obtained</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>
<p>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, unremarried surviving spouse, or unmarried dependent child if such spouse or dependent child is also a qualified non-citizen</p>	<p>M</p>	<p>Proof of qualified non-citizen status</p> <p style="text-align: center;">and</p> <p>Military Identification Card (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>	<p>DOS is the date status was obtained</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>

⁹**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.

NON-CITIZEN ELIGIBILITY DESK AID

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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)
<p>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 or 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, un-remarried surviving spouse, or unmarried dependent child if such spouse or dependent child is also a qualified non-citizen</p>	<p>V</p>	<p>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.</p>	<p>DOS is the date status was obtained</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>
<p>North American Indian born in Canada</p>	<p>C</p>	<p><u>I-551 Permanent Resident Card</u> coded: S13 or temporary <u>I-551</u> stamp in a Canadian passport; or <u>I-94 Arrival/Departure Record</u> stamped: S13; or <u>Tribal document</u> 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</p>	<p>N/A</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>
<p>Member of federally recognized tribe born outside U.S.</p>	<p>C</p>	<p>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</p>	<p>N/A</p>	<p>Yes</p>	<p>Yes</p>	<p>Yes</p>
<p>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)</p>	<p>O</p>	<p><u>I-766 Employment Authorization Card</u> coded: A08; or <u>I-94 Arrival/Departure Record</u> stamped: CFA/MIS "DS" (Duration of Status), D/S; or, CFA/PAL "DS" (Duration of Status), D/S</p>	<p>DOS is left blank</p>	<p>Yes</p>	<p>No</p>	<p>No</p>
<p>Continuous entry and residence in the U.S. prior to January 1, 1972</p>	<p>O</p>	<p><u>I-766 Employment Authorization Card</u> coded: C16; or Any other document from the EOIR or USCIS indicating Registry Application is pending; or Any documentary proof establishing entry and continuous residence</p>	<p>DOS is left blank</p>	<p>Yes</p>	<p>No</p>	<p>No</p>

NON-CITIZEN ELIGIBILITY DESK AID

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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	O	<p>I-766 Employment Authorization Card coded: C18; or I-220B Order of Supervision; or Any other authoritative document indicating an Order of Supervision</p> <p>Note: 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.¹⁰</p>	DOS is left blank	Yes	No	No
Cancellation of Removal	O	<p>Order from the EOIR granting cancellation of removal; or Any other document from the EOIR indicating cancellation of removal granted</p>	DOS is left blank	Yes	No	No
Deferred Action Status	O	<p>I-766 Employment Authorization Card coded: C14 or C33; or I-797 Notice of Action 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</p>	DOS is left blank	Yes	No	No
"U" Visa	O	<p>I-766 Employment Authorization Card coded: A19 or A20; or I-94 Arrival/Departure Record stamped: U1, U2, U3, U4, or U5; or I-797 Notice of Action indicating that a petition for "U" nonimmigrant status was approved; or Any other document from the USCIS indicating "U" nonimmigrant status</p>	DOS is left blank	Yes	No	No
"S" Visa	O	<p>I-766 Employment Authorization Card coded: C21; or I-94 Arrival/Departure Record stamped: S5, S6, or S7; or Any other document from the USCIS indicating "S" visa status</p>	DOS is left blank	Yes	No	No
"K3" or "K4" or "V" Visa Granted Under the Legal Immigration Family Equity Act (LIFE Act)	O	<p>I-766 Employment Authorization Card coded: A9, A09, A14, or A15; or I-94 Arrival/Departure Record stamped: K3, K4, V1, V2, or V3; or Unexpired "K3," "K4," or "V" visa in passport</p> <p>Note: 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.</p>	DOS is left blank	Yes	No	No

¹⁰Refer 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.

NON-CITIZEN ELIGIBILITY DESK AID

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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)	O	<u>I-766 Employment Authorization Card</u> coded: A12; or <u>I-797 Notice of Action</u> indicating TPS granted	DOS is left blank	Yes	No	No
Asylum Applicant with Employment Authorization	O	<u>I-766 Employment Authorization Card</u> coded: C8 or C08; or <u>I-797 Notice of Action</u> 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. 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.	DOS is left blank	Yes	No	No
Deferred Enforced Departure	O	<u>I-766 Employment Authorization Card</u> coded: A11	DOS is left blank	Yes	No	No
Special Immigrant Juvenile (SIJ)	O	<u>I-797 Notice of Action</u> indicating approval of an I-360 petition for SIJ; or Any other USCIS or government document indicating that the non-citizen is an SIJ.	DOS is left blank	Yes	No	No
Non-citizen, not otherwise included on this desk aid, who the USCIS has officially determined is legitimately present in the U.S. and who the USCIS is allowing to reside in the country for an indefinite period of time	O	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 ¹¹		

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

¹¹If 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 (SNAP)) and ACI code "E." Use of the appropriate denial and ACI codes is necessary so that a Medicaid Separate Determination (MSD) is conducted.