



Learning Series

Massachusetts HealthCare Training Forum (MTF)

Understanding Citizenship and Immigration Requirements for Health Coverage

January 2024

MA Health Care Learning Series

The MA Health Care Learning Series provides regular updates and presentations from Health Connector and MassHealth staff, to educate those who help Massachusetts residents in applying, getting and keeping their health coverage through MassHealth, the Health Connector and Health Safety Net via MAhealthconnector.org.

Webinar Objectives

- Describe Citizens and Noncitizens, for the purpose of health care coverage offered by MassHealth and the Health Connector
- Describe available resources to help identify immigration documents
- Explain the steps included in determining someone's eligibility for coverage

Agenda

- Coverage Options and Eligibility Criteria
- Key Immigration Terms
- Application Completion Best Practices
- Resources
- Questions and Answers



Coverage Options and Eligibility Criteria

Coverage Options

MassHealth

- Standard
- CommonHealth
- CarePlus
- Family Assistance
- Limited *
- Children's Medical Security Plan (CMSP) *

Health Safety Net (HSN) *

* Coverage types not considered as insurance for tax purposes.

Coverage Options (continued)

Health Connector

- ConnectorCare
- Qualified Health Plans (QHPs) with APTC
- Unsubsidized QHPs
- Dental

Eligibility Criteria

Eligibility criteria must be verified for anyone seeking coverage through MAhealthconnector.org (subsidized or unsubsidized).

- 1. Citizenship:** Verifies that the applicant or member is a citizen, national, or non-citizen who is lawfully present
- 2. Incarceration status:** Verifies that the applicant or member is not incarcerated
- 3. Residency:** Verifies the applicant or member is a resident or intends to reside in Massachusetts

Additional Eligibility Criteria

Additional criteria must be verified for anyone seeking subsidized coverage (MassHealth) or Advance Premium Tax Credits (APTC).

- 1) American Indian or Alaska Native Status:** There are some cost sharing rules for American Indians and Alaska Natives (AI/Ans). Also, AI/ANs can enroll in coverage or change their health plan on a monthly basis throughout the year
- 2) Income and Family Size:** Determine countable income and family size based on Modified Adjusted Gross Income (MAGI), that factors in IRS income tax rules
- 3) Eligible for or enrolled in Government Sponsored Insurance (GSI):** MassHealth, Medicare, Veterans benefits, etc
- 4) Eligible for or enrolled in affordable Employer Sponsored Insurance (ESI):** Must meet federal minimum value and affordability requirements

The Application

HOW TO APPLY



You can submit your application in any of the following ways.

- **Sign on to your account at MAhealthconnector.org.**
You can create an online account if you do not already have one.
Applying online may be a faster way for you to get coverage than mailing a paper application.
- **Mail your filled-out, signed application to**
Health Insurance Processing Center
P.O. Box 4405
Taunton, MA 02780.
- **Fax your filled-out, signed application to (857) 323-8300.**
- **Call us at (800) 841-2900**
(TTY: (800) 497-4648 for people who are deaf, hard of hearing, or speech disabled)
or **(877) MA ENROLL ((877) 623-6765).**
- **Visit a MassHealth Enrollment Center (MEC) to apply in person. See the Member Booklet for Help with Health and Dental Coverage and Help Paying Costs for a list of MEC addresses.**

MAhealthCONNECTOR

GET STARTED LEARN ABOUT CREATE ACCOUNT Sign In

Open Enrollment is here
Now is the time Massachusetts individuals and families can apply and enroll in health and dental coverage and see if you qualify for free or lower-cost coverage like MassHealth, ConnectorCare.

NEW APPLICANTS | RENEWING MEMBERS

- MassHealth**
Are you a MassHealth member and received your renewal notice? Be sure to take action and complete your renewal by the due date in your letter.
[LEARN MORE](#)
- Get an Estimate**
See if you qualify for savings on your monthly health insurance premium through the Health Connector in less than 2 minutes.
[GET ESTIMATE](#)
- Get Help**
Visit the Help Center to find a local enrollment assister for in-person help. You can also search for help topics, videos, and frequently asked questions.
[HELP IS HERE](#)
- Avoid Scams**
Be a smart insurance shopper. Get important information and a checklist to avoid scam websites and health plans that won't cover your needs.
[INFO & TIPS](#)

MassHealth Eligibility Redeterminations
MassHealth needs to renew coverage for all members to make sure they are still eligible and receive the best benefit they qualify for.
[LEARN MORE ABOUT MASSHEALTH RENEWALS](#)

Act now. Stay covered.

Massachusetts Application for Health and Dental Coverage and Help Paying Costs

Supplemental Nutrition Assistance Program (SNAP) is a federal program that helps you buy healthy food each month.

Check this box if you want this application to be sent to the Department of Transitional Assistance to serve as an application for SNAP benefits. You must read the rights and responsibilities on pages 23-25 and sign on page 26 to proceed with the application.

If you are applying for or getting long-term-care services at home under a Home- and Community-Based Services Waiver, or if you are in a nursing home or chronic hospital, please select which program. We will need more information and will contact you for additional processing.

Long-Term Care and/or
 Home- and Community-Based Services Waiver

STEP 1 Person 1. Tell us about yourself. Please print clearly.

We need one adult in the household to be the contact person for your application. Please note that this should be someone who appears on the application, not a third party who wishes to serve as a contact for the applicant(s). Please see the Authorized Representative Designation (ARD) Form at the end of this application to establish a third-party contact.

1. First name, middle name, last name, and suffix _____ 2. Date of birth _____

3. What is your email address? _____

No home address. Note: If you check this box, you must provide a mailing address.

4. Street address _____ 5. Apartment or unit number _____

6. City _____ 7. State _____ 8. ZIP code _____ 9. County _____

10. Mailing address Check if same as home address. _____ 11. Apartment or unit number _____

12. City _____ 13. State _____ 14. ZIP code _____ 15. County _____

16. Phone number _____ 17. Other phone number _____ 18. # of people listed on the application _____

19. What is your preferred language, if not English? Spoken _____ Written _____
Preferred written language may be used by MassHealth and the Health Connector to communicate with you. If you do not answer, we will send your notices in English.

20. Is anyone on this application in prison or jail? Yes No
Please select **No** if this person will be released in the next 60 days.
If **Yes**, who? Enter the name here: _____
If **Yes**, is this person awaiting trial? Yes No

The amount of help or type of program you may qualify for depends on the number of people in your household and their incomes. This information helps us make sure everyone gets the coverage they may be eligible for.

COMPLETE STEP 2 FOR YOURSELF and ALL ADDITIONAL HOUSEHOLD MEMBERS who live with you, or anyone on your same federal income tax return if you file one. If you do not file a tax return, remember to still add household members who live with you.

Data Matching

What happens when the information is entered into the online application?

The online system will attempt to verify an applicant's self-attested information such as U.S. citizenship or immigration status electronically via data sources

If electronic data sources are unable to verify the self-attested information such as citizenship or immigration status, documentation will be required from the applicant or member, and they will be sent a request for information (RFI)

Request for Information Notice (RFI)

A Request for Information (RFI) notice is sent when there is a discrepancy in the self-attested information and information received by the data match.

For example, if the citizenship or immigration status entered on the application does not match with the electronic data available, an RFI notice will be sent to the applicant or member listing all requested verifications required and the submission deadline of the requested verifications

- The individual may have up to 90 days of a **reasonable opportunity** period from the date of the RFI notice to provide all requested verifications. In some cases, this can be extended for an additional 90 days

Refer to [Verification Documents – Massachusetts Health Connector](#) for acceptable RFI documents

Request for Information Notice (RFI): Valid Document Not Received Within 90 Days

If valid documentation is not received within 90 days, the system will attempt to determine if the individual is eligible for benefits based on data sources (if available).

If the information provided by data sources is different than the self-attested information or if no information is available, the individual may be re-determined for a different benefit or denied benefits

- Required documentation submitted beyond the RFI request may reinstate the application to a later time period, for up to a year

For example, the new determination:

- May end a member's QHP eligibility, and in turn end their enrollment
- Could change a MassHealth member's benefit type and result in possible lesser coverage type

Request for Information Notice (RFI): Documentation Received But Does Not Match

If documentation is received within 90 days, but it does not match the self-attestation or electronic data sources, the information will be manually verified.

Once a document is received, it is uploaded and another attempt to match with electronic data sources is performed:

- If the individual cannot be verified electronically with the documentation that was submitted, the documentation will be used to manually verify the status
- If the information sent is different than the attestation on the current application, the information (such as immigration status) on the application will be updated to include the information provided on the verification document

Reasonable Opportunity Extension: MassHealth

Applicants may receive an additional reasonable opportunity period if documents are not available within 90 days.

MassHealth: Applicants who have made a good faith effort to resolve inconsistencies to obtain verification of immigration status may request and receive a 90-day extension if more time is needed to locate and retrieve the documents

- This is the only circumstance where an additional 90-day extension is allowed
- Only immigration status may receive a 90-day extension, all other verification requests must be received within 90 days
- Requests for a reasonable opportunity extension must be made before the expiration of the initial 90-day verification time period
- If all other required verifications have been received, the applicant may receive benefits during the extended reasonable opportunity period

Reasonable Opportunity Extension: Health Connector

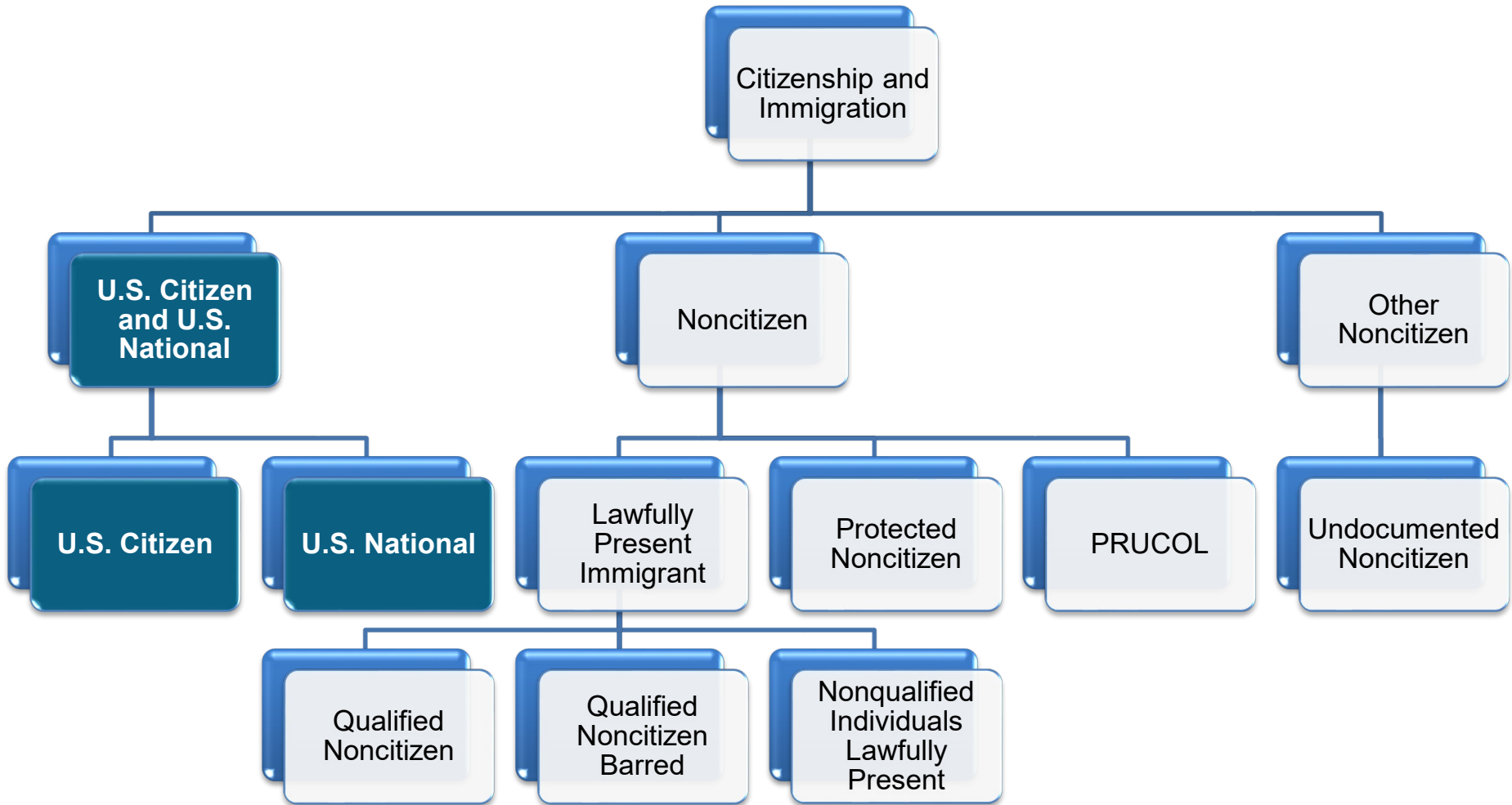
Health Connector: There is no time period outlined in the Affordable Care Act for Health Connector coverage

- An individual can request an extension which may be granted on a case-by-case basis



Key Immigration Terms

MassHealth and Health Connector Eligibility Categories (slide 1 of 3)



U.S. Citizen: Definition

U.S. Citizen

Generally, an individual who is:

- Born in the U.S. or its territories (District of Columbia, Puerto Rico, the U.S. Virgin Islands, the Northern Mariana Islands, and Guam)
- **Naturalized Citizen** – U.S. citizenship is granted to a lawfully permanent resident (LPR) after meeting specific requirements established by Congress in the Immigration and Nationality Act (INA)
- **Derived Citizen** – Child of someone who is a Naturalized U.S. Citizen. Acquired either at birth, or after birth but before the age of 18 years old. This includes adopted children
- **Acquired Citizenship** – Child of a U.S. Citizen. Acquired either at birth, or after birth but before the age of 18 years old. This includes adopted children

U.S. National: Definition

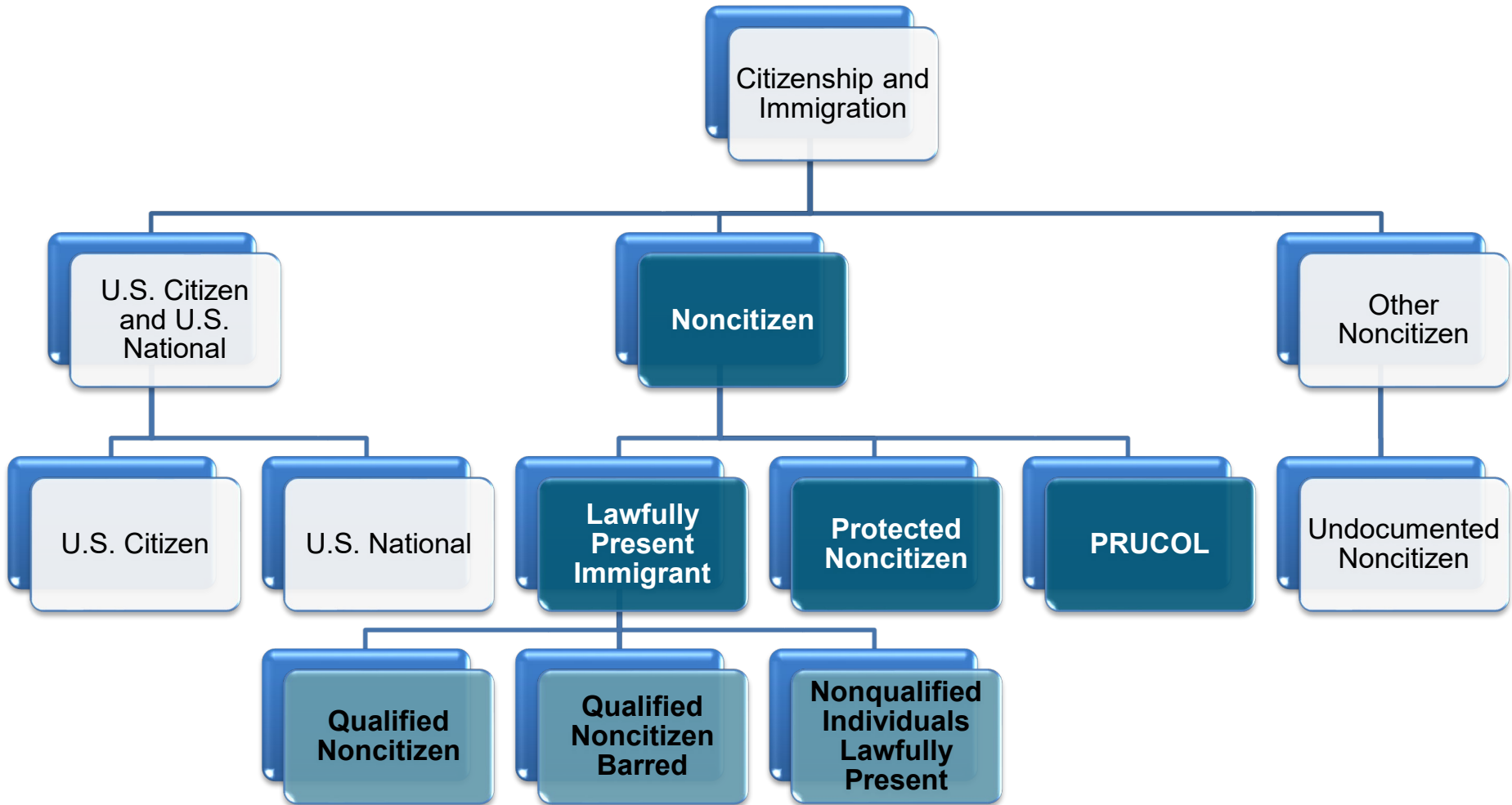
U.S. National

Generally, an individual who owes permanent allegiance to the U.S.

- In most circumstances, this is a person born:
 - In America Samoa or Swains Island
 - To a U.S. National
- All U.S. citizens are U.S. nationals. However, there are some U.S. nationals that are not U.S. citizens

Source: [Glossary | USCIS](#)

MassHealth and Health Connector Eligibility Categories (slide 2 of 3)



Noncitizen: Lawfully Present Immigrant

Lawfully Present Immigrant

A **Lawfully Present Immigrant** is person who lives in the United States with a valid immigration status. There are three types of Lawfully Present Immigrants:

- 1A. Qualified Noncitizen** is a person in a special immigration group. These groups include (but are not limited to) Asylum, Refugee, Cuban or Haitian Entrant, or a person who has had legal permanent residency (Form I-551 or green card) for more than five years
- 1B. Qualified Noncitizen Barred** is a person who has had legal permanent residency for less than five years
- 1C. Nonqualified Individual Lawfully Present** is a person with a valid nonimmigrant VISA (such as B1 or B2 (tourism or work), J1 (exchange), or F1 (student)) or employment authorization documentation (Form I-766)

Source: [MassHealth Information for Noncitizens](#)

Lawfully Present Immigrant: Qualified Noncitizen – Group 1

Qualified Noncitizen

Qualified Noncitizens in Group 1 include individuals who have had one of the following immigration statuses for **at least five years** or individuals who have been continuously present in the United States since before August 22, 1996, until receiving one of the following statuses:

- Legal Permanent Residents (LPR)
- Parolees granted parole status for at least one year
- Battered spouse, battered child, child of battered parent, or parent of battered child

Lawfully Present Immigrant: Qualified Noncitizen – Group 2

Qualified Noncitizen

A partial list of **Qualified Noncitizens in Group 2** includes individuals who have or had a status which is **not subject to the five-year bar**:

- Persons granted asylum under section 208 of the INA
- Refugees admitted under section 207 of the INA
- Persons whose deportation has been withheld under 243(h) or 241(b)(3) of the INA
- Cuban or Haitian entrants under 501€ of the REA Act of 1980
- Native Americans with at least 50% American Indian blood who were born in Canada, or other tribal members born in territories outside of the U.S. (for Medicaid purposes)
- Victims of severe forms of trafficking, and the spouse, child, sibling, or parent of the victim

Verification of Qualified Noncitizen: Legal Permanent Resident

Legal Permanent Resident *

- Permanent Resident Card – I-551
- Reentry permit – I-327
- Foreign passport with an entry Visa indicating that “endorsement serves as a temporary I-551 evidencing permanent residence”
- Arrival/Departure Card – I-94 referencing I-551
- Temporary I-551 stamp
- Memorandum of Creation of Record of LPR – Form I-181
- Other documentary proof (such as an I-797 - Adjustment to LPR Status with an approved Visa petition)

* May have to meet five-year bar.

Verification of Qualified Noncitizen: Parolee Granted Status for at Least One Year

Parolee granted status for at least one year *

- Form I-94 with Parolee, PIP or 212(d)5 with the “date admitted to” at least one year from the entry date
- Employment Authorization Card – I-688B or I-766 with code such as 274a.12 (a)(4), A4, 274a.12(c)(11), C11 and admitted for at least one year
- Other documentary proof

* May have to meet five-year bar.

Verification of Qualified Noncitizen: Refugee

Refugee

- Form I-94 or foreign passport stamped Refugee, or § 207
- Employment Authorization Card – I-688B or I-766 with code such as 274a.12(a)(3) or A3
- Refugee Travel Document – I-571
- Permanent Resident Card with code such as RE-6, RE-7, RE-8 or RE-9
- Other documentary proof

Verification of Qualified Noncitizen: Asylee

Asylee

- Form I-94 or foreign passport stamped Asylee, or § 208
- Order of USCIS, immigration judge, Board of Immigration, Appeals, or court granting asylum
- Employment Authorization Card – I-688B or I-766 with code such as 274a.12(a)(5) or A5
- Refugee Travel Document – I-571
- Permanent Resident Card with code such as AS-6, AS-7 or AS-8
- Other documentary proof

Verification of Qualified Noncitizen: Person Granted Withholding of Deportation or Removal

Person granted withholding of deportation or removal

- Form I-94 or foreign passport stamped § 243(h) or § 241 (b)(3)
- Order of USCIS, immigration judge, Board of Immigration, Appeals, or court granting withholding of deportation or removal under 243(h) or 241(b)(3)
- Employment Authorization Card – I-688B or I-766 with code such as 274a.12(a)(10) or A10 or under INA 243(h) or 241(b)(3)
- Refugee Travel Document – I-571
- Other documentary proof

Verification of Qualified Noncitizen: Cuban or Haitian Entrant

Cuban or Haitian Entrant

- Form I-94 with notation Cuban or Haitian Immigrant and including notation for Parolee. Outstanding Orders of Exclusion or OOE without a final Order of Removal, Deportation or Exclusion entered
- Documents showing pending Asylum application – Form I-589
- Employment Authorization Card – I-688B or I-766 with code such as 274a.12 ((c)(8) (pending asylum) or 247a. 12(a)(4) or (c)(11) or A4 or C11 (parole)
- Permanent Resident Card with code such as NC6 through NC9, HA6 through HA9, HB6 through HB9, HC6 through HC9, HD6 through HD9, HE6 through HE9, CUP, CU0, CU6 through CU9, CNP or CH6
- SL-1 or SL-6 Special Immigrant Juveniles
- Status granted under § 501(e) of REAA or § 212(d)(5) of INA
- Other documentary proof

Verification of Qualified Noncitizen: Amerasians (Vietnamese)

Amerasians (Vietnamese)

- LPR status with code such as AM-1, AM-2, AM-3, AM-6, AM-7 or AM-8
- Other documentary proof

Verification of Qualified Noncitizen: Battered Spouse, Battered Child, Child of Battered Parent, or Parent of Battered Child

Battered spouse, battered child, child of battered parent, or parent of battered child *

- Any documentary proof of such status (a battered noncitizen attains this status when a petition for legalization is based on a filed, prima facie or approved application of a Victim of Abuse. Some documents may say the petition "establishes a prima facie case" but some may not) by USCIS, Immigration judge or official

* May need to meet five-year bar.

Verification of Qualified Noncitizen: Veteran of U.S. Military (Conditions Apply)

Veteran of U.S. military under the following conditions:

- Veterans of the U.S. Armed Forces with an honorable discharge not related to their noncitizen status
- Filipino war veterans who fought under U.S. command during WWII
- Hmong and Highland Lao veterans who are admitted for legal permanent residence (LPR) and who fought under U.S. command during the Vietnam War
- Persons with noncitizen status on active duty in the U.S. Armed Forces, other than active duty for training
- The spouse, un-remarried surviving spouse, or unmarried dependent children of the noncitizen described in the four points above
 - Indication on MassHealth Application
 - Self-Declared

Verification of Qualified Noncitizen: Victim of Severe Form of Trafficking in Persons

Victim of severe form of trafficking in persons (victim or witness to exploitation or abuse such as sex trafficking or slavery)

- T Visa
- Certification (adult) or Letter (Child) from the Federal Office on Trafficking in persons
- Other documentary proof

Verification of Qualified Noncitizen: Native American – Noncitizen

Native American – Noncitizen

- Tribal document(s)
- Canadian birth certificate showing parent lineage
- Permanent Resident card coded S-13
- Canadian passport with I-551 stamp
- Other documentary proof

Lawfully Present Immigrant: Qualified Noncitizen Barred

Qualified Noncitizen Barred

Qualified Noncitizen Barred include individuals who have had one of the following immigration statuses for **fewer than five years**:

- Legal Permanent Residents (LPR)
- Parolees granted parole status for at least one year
- Battered spouse, battered child, or child of battered parent, or parent of battered child

Verification of Qualified Noncitizen Barred: Legal Permanent Resident

Legal Permanent Resident

- Permanent Resident Card – I-551
- Reentry permit – I-327
- Foreign passport stamped LPR or I-551
- Arrival/Departure Card – I-94 referencing I-551
- Temporary I-551 stamp
- Memorandum of Creation of Record of LPR – Form I-181
- Other documentary proof (Such as an I-797 – Adjustment to LPR Status with an approved Visa petition)
- **Has not met the five-year bar**

Verification of Qualified Noncitizen Barred: Parolee

Parolee

- Form I-94 with Parolee, PIP or 212(d)5 with the “date admitted to” at least one year from the entry date
- Employment Authorization Card – I-688B or I-766 with code such as 274a.12(a)(4), A4, 274a.12(c)(11), C11 Admitted for at least one year
- Other documentary proof
- **Has not met the five-year bar**

Verification of Qualified Noncitizen Barred: Battered Spouse, Battered Child, Child of Battered Parent, or Parent of Battered Child

Battered Spouse, Battered Child, Child of Battered Parent, or Parent of Battered Child

- Any documentary proof of such status ((a battered noncitizen attains this status when a petition for legalization is based on a filed, prima facie or approved application of a Victim of Abuse. Some documents may say the petition "establishes a prima facie case" but some may not) by USCIS, Immigration judge or official
- **Has not met the five-year bar**

Lawfully Present Immigrant: Nonqualified Individual Lawfully Present

Nonqualified Individual Lawfully Present

A partial list of individuals who are in the **Nonqualified Individual Lawfully Present** category includes the following:

- Are paroled in the U.S. for less than one year. Does not include those paroled for prosecution, deferred inspection, or pending removal proceedings
- Granted employment authorization
- Granted Temporary Protection Status (TPS) and individuals with pending application for TPS who have been granted employment authorization
- Family Unity beneficiaries
- Granted Deferred Action status, except for applicants or individuals granted status under Department of Homeland Security (DHS) Deferred Action for Childhood Arrivals Process (DACA)

Noncitizen: Protected Citizen

**Protected
Noncitizen**

Protected Noncitizens are Noncitizens who were receiving Medicaid (MassHealth) on June 30, 1997

Noncitizen: Nonqualified PRUCOL

Nonqualified PRUCOL

A **Nonqualified Persons Residing Under Color of Law (PRUCOL)** may include people who have applied for a valid immigration status, or people who live in the United States with the knowledge and consent of the Department of Homeland Security (DHS).

This could include:

- Noncitizens living in the U.S. in accordance with an indefinite stay of deportation
- Noncitizens living in the U.S. in accordance with an indefinite voluntary departure

Nonqualified PRUCOL: Examples, Part 1

Examples of PRUCOLs include the following noncitizens:

- Living in the U.S. in accordance with an indefinite stay of deportation
- Living in the U.S. in accordance with an indefinite voluntary departure
- Noncitizens and their families who are covered by an approved immediate relative petition, who are entitled to voluntary departure, and whose departure the Department of Homeland Security (DHS) does not contemplate enforcing
- Granted voluntary departure by the DHS or an immigration judge, and whose deportation DHS does not contemplate enforcing
- Living under orders of supervision who do not have employment authorization under 8 CFR 274a.12(c)
- Noncitizens who have entered and continuously lived in the United States since before January 1, 1972

Nonqualified PRUCOL: Examples, Part 2

Examples of PRUCOLs include the following noncitizens:

- Granted suspension of deportation, and whose departure the DHS does not contemplate enforcing
- With pending applications for asylum under 8 U.S.C. 1158, or for withholding of removal under 8 U.S.C. 1231, or under the Convention against Torture who have not been granted employment authorization, or are under the age of 14 and have not had an application pending for at least 180 days
- Granted Deferred Action for Childhood Arrivals status or who have a pending application for this status

Nonqualified PRUCOL: Examples, Part 3

Examples of PRUCOLs include the following noncitizens:

- Noncitizens who have filed an application, petition, or request to obtain a lawfully present status that has been accepted as properly filed, but who have not yet obtained employment authorization and whose departure DHS does not contemplate enforcing
- Living in the U.S. with the knowledge and consent of the DHS, and whose departure the DHS does not contemplate enforcing. (These include persons granted Extended Voluntary Departure due to conditions in the noncitizen's home country based on a determination by the U.S. Secretary of State.)

Verification of Nonqualified PRUCOL

Nonqualified PRUCOL

- Other documentary proof of their pending statuses. Examples include:
- Application for Asylum or Deferred Action filed with USCIS
- Application for cancellation of removal or asylum application filed in Immigration Court (no I-797 is generated in these cases)
- Employment Authorization card with code C33, which is evidence that the person has DACA status
- I-797 Notice of Action about biometrics, which is proof of a filed application for benefits

Verification of Nonqualified PRUCOL: I-797 Note, Part 1

I -797s may indicate a PRUCOL status such as:

- Pending application for Withholding of Deportation or Withholding of Removal, under the INA or under the Convention Against Torture (CAT) who has either not been granted Employment Authorization OR is under 14 years old and has not had an application for Withholding of Deportation or Withholding of Removal pending for at least 180 days
- For PRUCOL status including those who have applied for a status that has not yet been approved. Thus, these documents may serve as proof that someone is PRUCOL

Verification of Nonqualified PRUCOL: I-797 Note, Part 2

I -797s may indicate a PRUCOL status such as:

- DACA applicants may be eligible for an Employment Authorization Card (EAC) but will still be considered a PRUCOL for MassHealth eligibility purposes. Always check the **Category Code** to determine what the immigration status of the individual is
- An individual who otherwise may be a PRUCOL but has obtained Employment Authorization under 274a.12(c) and has for example an I-688 or I-766 EAD coded 274a.12(c)xxx, or (c)xx would instead be considered an ILP with employment authorization for MassHealth eligibility purposes. Except that a DACA will be considered a PRUCOL for MassHealth eligibility purposes regardless of employment authorization

Form I-797A, Notice of Action with Tear-Off Form I-94



RECEIPT NUMBER IOE123000005000		CASE TYPE I129 PETITION FOR A NONIMMIGRANT WORKER
RECEIPT DATE September 4, 2015	PRIORITY DATE	PETITIONER Adams, John Quincy
NOTICE DATE September 14, 2015	PAGE 1 of 2	BENEFICIARY John Smith

Benjamin Franklin Adams, John Quincy LLC 100 Main Street Anytown, D.C. 12345	Notice Type: Approval Notice Class: O1 Valid from 09/12/2015 to 06/21/2017 Consulate:
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The above petition and extension of stay have been approved. The status of the named foreign worker(s) in this classification is valid as indicated above. The foreign worker(s) can work for the petitioner, but only as detailed in the petition and for the period authorized. Changes in employment or training may require you to file a new Form I-129 petition. Since this employment or training authorization stems from the filing of this petition, separate employment or training authorization documentation is not required. Please contact the IRS with any questions about tax withholding.

The petitioner should keep the upper portion of this notice. The lower portion should be given to the worker. He or she should keep the right part with his or her Form I-94, Arrival-Departure Record. The I-94 portion should be given to the U.S. Customs and Border Patrol when he or she leaves the United States. The left part is for his or her records. A person granted an extension of stay who leaves the U.S. must normally obtain a new visa before returning. The left part can be used in applying for the new visa. If a visa is not required, he or she should present it, along with any other required documentation, when applying for reentry in this new classification at a port of entry or pre-flight inspection station. The petitioner may also file Form I-824, Application for Action on an Approved Application or Petition, to request that we notify a consulate, port of entry, or pre-flight inspection office of this approval.

The approval of this visa petition does not in itself grant any immigration status and does not guarantee that the alien beneficiary will subsequently be found to be eligible for a visa, for admission to the United States, or for an extension, change, or adjustment of status.

THIS FORM IS NOT A VISA AND MAY NOT BE USED IN PLACE OF A VISA.


The Small Business Regulatory Enforcement and Fairness Act established the Office of the National Ombudsman (ONO)

Please see the additional information on the back. You will be notified separately about any other cases you filed.

U.S. CITIZENSHIP & IMMIGRATION SVC
CALIFORNIA SERVICE CENTER
P. O. BOX 30111
LAGUNA HIGUEL CA 92607-0111

Service Telephone: 10/31/05)N

Tear Away I-94



Receipt Number

I-94 Number

Expiration Date

Detach This Half for Personal Records

Receipt# IOE123000005000
I-94# 123456789 10
NAME Smith, John
CLASS O1

VALID FROM 09/12/2015 UNTIL 06/21/2017

PETITIONER:
Adams, John Quincy
100 Main Street
Anytown, D.C. 12345

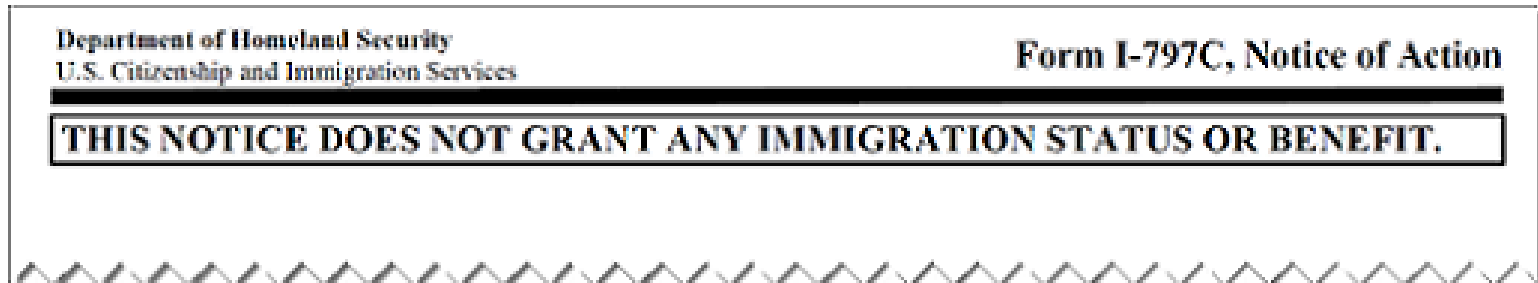
Receipt Number IOE 123000005000
United States Citizenship and Immigration Services
I-94
Departure Record Petitioner

14 Family Name Smith	
15 First (Given) Name John	16 Date of Birth 01/10/1980
17 Country of Citizenship UNITED KINGDOM	



Form I-797C, Notice of Action

Form I-797C after 4/2/2012



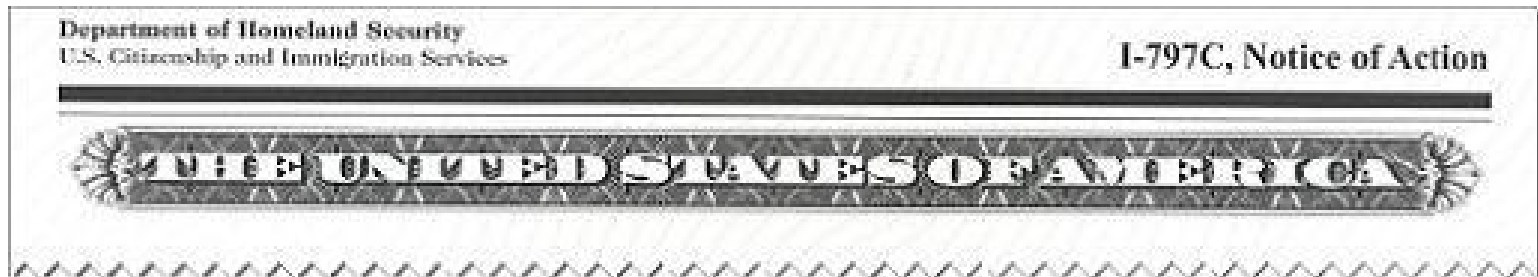
Department of Homeland Security
U.S. Citizenship and Immigration Services

Form I-797C, Notice of Action

THIS NOTICE DOES NOT GRANT ANY IMMIGRATION STATUS OR BENEFIT.

The form features a decorative wavy border at the bottom.

Form I-797C before 4/2/2012



Department of Homeland Security
U.S. Citizenship and Immigration Services

I-797C, Notice of Action

INFORMATION ON U.S. VISAS IS AVAILABLE AT [WWW.DHS.GOV](http://www.dhs.gov)

The form features a decorative wavy border at the bottom.

ORDER OF RELEASE ON RECOGNIZANCE

Name: _____ File No.: _____
Date: _____

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 _____ on _____ 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 (Compose 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.

(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 _____ 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.

(Signature of ICE Official Serving Order)

(Signature of Alien)

Date

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 Canceling Order)

Date

Order of Release on Recognizance



Reminders: Valid Nonimmigrant Visas

Per MassHealth regulations, applicants and members with valid, **unexpired nonimmigrant Visas** (such as B1 (work Visa) and B2 (visitor Visa)) are considered Immigrants Lawfully Present (ILP).

- **Note** that in some cases, the date on the printed VISA booklet and the stamp entry and expiration date are different. Compare the stamped expiration date on the VISA to the printed expiration date. If the stamped expiration date has a past expiration date, then the printed expiration date and the VISA itself are no longer considered valid

Other valid nonimmigrant Visas such as J1 (work and study-based exchange Visa) and F1 (student Visa) would also place a member into ILP status

If an applicant or member with a nonimmigrant Visa satisfies residency and other requirements, they may be eligible for MassHealth benefits or Health Connector coverage

Reminders: Valid Nonimmigrant Visas (continued)

In some situations, a person may enter the U.S. on a valid nonimmigrant Visa and apply for a different immigrant status during that time. If an applicant's nonimmigrant Visa expires, but the applicant can provide proof of their filed application for an upgraded status with the Department of Homeland Security (DHS) or for an extension of their Visa (and they do not yet have employment authorization), they may qualify for PRUCOL (Person Residing Under Color of Law) status

In some situations, if a nonimmigrant Visa expires and the applicant or member has not yet applied for an extension or an upgraded status, they may qualify for PRUCOL status if the circumstances of their case indicate that DHS is not contemplating enforcing departure

Additional Reminders: Valid Nonimmigrant Visas

An example of this situation currently would include a Ukrainian individual who entered after March 1, 2022, who has an expired visitor Visa, and has not yet applied for a Visa extension or for an upgraded status.

Additional Resources: Recently published MassHealth Eligibility Operations Memos about eligibility for certain noncitizen groups:

- [EOM 22-03: Eligibility Rules for Cuban and Haitian Entrants](#)
- [EOM 22-04: Verification of PRUCOL Status](#)
- [EOM 21-15: MassHealth Benefits for Afghan Immigrant Evacuees](#)

Eligibility Rules for Cuban and Haitian Entrants

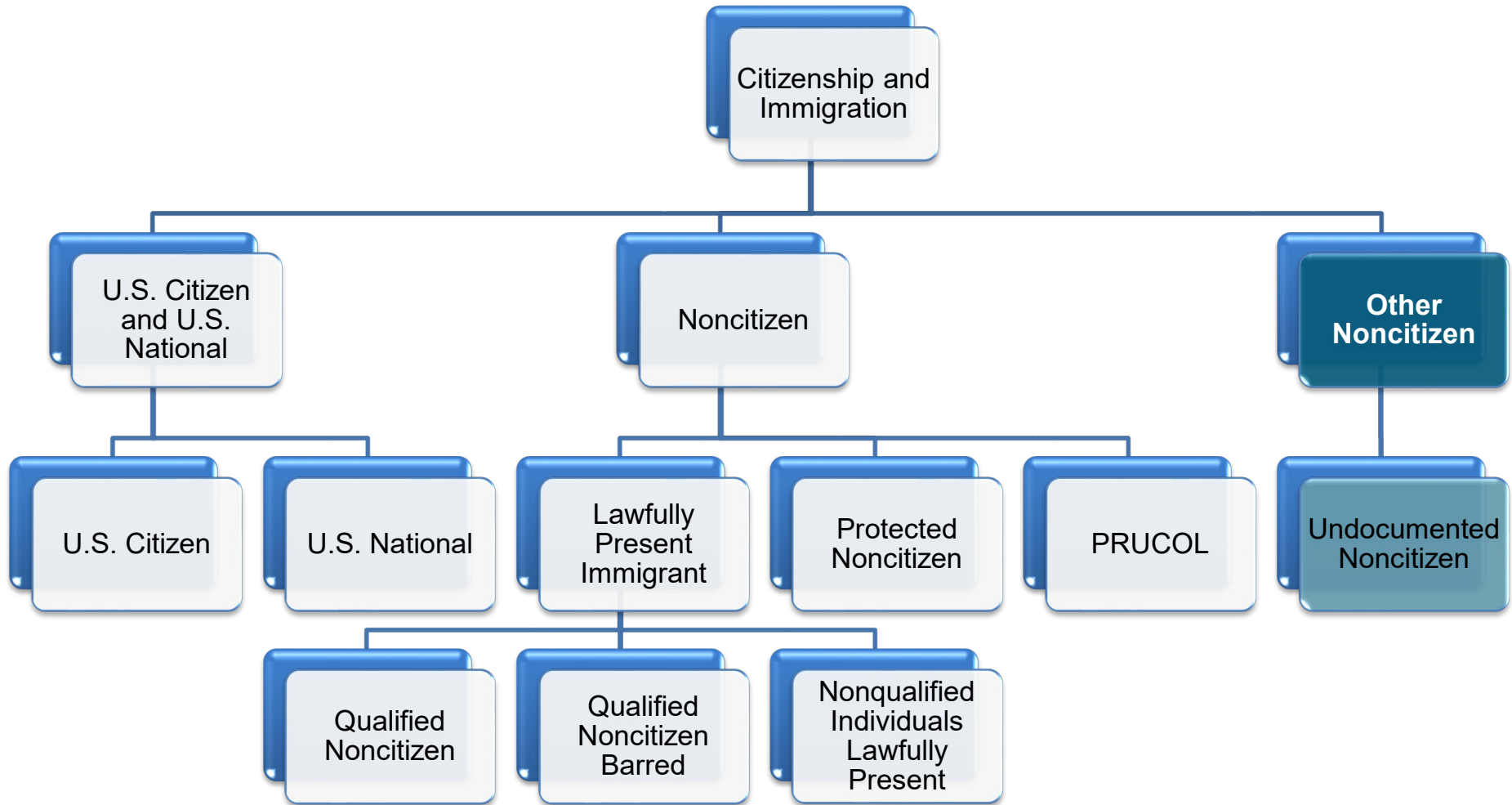
Cuban or Haitian Entrants are defined as certain nationals of Cuba and Haiti who have permission to reside in the U.S. based on humanitarian considerations or under special laws that apply to them. For MassHealth eligibility, these individuals are considered Qualified Non-Citizens.

- Not every national of Cuba or Haiti is a Cuban or Haitian Entrant
- The Cuban or Haitian Entrant categories are defined in 501 (e) of Refugee Education Assistance Act (REAA)

In some circumstances, the children of Haitian nationals are born in another country, prior to entering the United States. MassHealth has clarified that the children of these nationals would be considered Haitian nationals as well, and thus eligible for Haitian Entrant status if they satisfy the criteria for Haitian status described in this EOM. This clarification does not apply to the children of Cuban nationals born abroad at this time

Resource: [EOM 22-03: Eligibility Rules for Cuban and Haitian Entrants](#)

MassHealth and Health Connector Eligibility Categories (slide 3 of 3)



Other Noncitizen

Other Noncitizen

An **Other Noncitizen** is a person who does not fall into the Lawfully Present Immigrant or Nonqualified PRUCOL groups

Note: Many undocumented people will fall into PRUCOL, provided they have applied for an immigration status. Only people with no documentation that have not applied for status or are residing in the United States under the knowledge and consent of DHS or expired documentation that have not applied for an extension of their status, will fall into Other Noncitizen. The Other Noncitizen group is a relatively small group

Who may qualify for MassHealth or the Health Connector?

Who may qualify for MassHealth?

- U.S. Citizen or U.S. National
- Lawfully Present Immigrant (three categories)
 - Qualified Noncitizen (QLP)
 - Certain Qualified Noncitizen Barred (QAB)
 - Certain Nonqualified Individual Lawfully Present (ILP)
- Protected Noncitizen
- Nonqualified Person Residing Under Color of Law (PRUCOL)
- Other Noncitizen

Who may qualify for the Health Connector?

- A U.S. Citizen or U.S. National
- Lawfully Present Immigrant

Note: Other factors will apply in determining an individual's eligibility.



Application Completion Best Practices

Citizenship and Immigration Information Necessary for Program Determination

- A person who applies for MassHealth or Health Connector coverage is asked to provide their citizenship or immigration status
- MassHealth and the Health Connector determine the benefits an individual may qualify for based on the citizenship or immigration information provided
 - Other factors also apply in determining an individual's eligibility
- If additional information is needed, MassHealth or the Health Connector will notify the individual

Noncitizen: Application Requirements

- If a Noncitizen individual does not indicate their immigration status, they may still be eligible for MassHealth Limited, the Children's Medical Security Plan (CMSP), or the Health Safety Net (or Standard if pregnant)
- The applicant must answer either **Yes** or **No** to the Citizenship question
- If the individual reports no immigration status, MassHealth and the Health Connector will not attempt to find or verify any immigration status
- If an individual has an eligible immigration status but does not indicate it on their application, the system will not look for any immigration information
 - This means that an applicant who is not a citizen may be found eligible for a program with fewer covered services than if an eligible immigration was entered and verified
- When responding to the immigration question, it is important to be sure to enter any immigration information that the applicant may have so the system can perform a data match to verify the information and make the correct program determination

Key Takeaways

- **Do not assume** to know the answer to a question on the application. Ask all questions on the application
- MassHealth and the Health Connector determine the benefits an applicant may qualify for based on the citizenship or immigration information provided about the applicant and other factors
- Entering a response into the online or paper application about an applicant's Citizenship status is a requirement for every applicant. If a noncitizen applicant does not provide immigration status information, then the applicant may only be considered for Limited, Health Safety Net, or CMSP (Standard, if pregnant)
- If additional information on citizenship or immigration is needed, MassHealth or the Health Connector will notify the individual
- The Health Connector and MassHealth will attempt to verify an applicant's citizenship or immigration electronically when the applicant indicates this status and follow certain processes to validate the reported status



Resources

Immigration Statuses and Document Types

Massachusetts Application for Health and Dental Coverage and Help Paying Costs



HOW TO APPLY



You can submit your application in any of the following ways.

- Sign on to your account at MAhealthconnector.org. You can create an online account if you do not already have one. **Applying online may be a faster way for you to get coverage than mailing a paper application.**
- Mail your filled-out, signed application to
Health Insurance Processing Center
P.O. Box 4405
Taunton, MA 02780.
- Fax your filled-out, signed application to (857) 323-8300.
- Call us at **(800) 841-2900** (TTY: (800) 497-4648 for people who are deaf, hard of hearing, or speech disabled) or **(877) MA ENROLL ((877) 623-6765)**.
- Visit a MassHealth Enrollment Center (MEC) to apply in person. See the **Member Booklet for Help with Health and Dental Coverage and Help Paying Costs** for a list of MEC addresses.
- Affordable coverage from MassHealth, the Health Safety Net (HSN), the Children's Medical Security Plan (CMSP), or the Health Connector. You may qualify for one of these programs, even if you earn as much as \$100,404 a year (for a household of four).



USE THIS APPLICATION TO SEE WHAT

IMMIGRATION STATUSES AND DOCUMENT TYPES

Question 9a on the application asks noncitizens about their immigration status and about the type or types of immigration documents they have to support their immigration status. Please refer to the following lists to fill out Question 9a. If you need further help, details can be found online at www.mahealthconnector.org/immigration-document-types.

Eligible Immigration Statuses

In the "Immigration Status" section of Question 9a, write in any status that applies to you or members of your household. You may write in more than one status.

- Amerasian
- Granted asylum
- Cuban Haitian entrant
- Deportation withheld

- Granted Temporary Protected Status (TPS) or applicant for TPS with employment authorization
- Granted employment authorization under 8 CFR 274a(12)(c)
- Family unity beneficiaries
- Deferred enforced departure
- Deferred Action Status except for Deferred Action for Childhood Arrivals Process (DACA)
- Granted an administrative stay of removal under 8 CFR 241
- Approved visa petition with a pending application for adjustment of status
- Applicant for asylum or for withholding of removal with employment authorization
- Applicant (for at least 180 days) under age 14 for asylum or for withholding of removal
- Granted withholding of removal under the Convention Against Torture
- Applicant for Special Immigrant Juvenile (SIJ) status
- Applicant or granted status under Deferred Action for Childhood Arrivals (DACA)
- I have a document that shows my immigration status

Immigration Document Types

In the "Immigration Document Type" section of Question 9a, write in any document type you or members of your household have. You may list more than one immigration document type.

- Reentry Permit (I-327)
- Permanent Resident Card ("green card," I-551)
- Refugee Travel Document (I-571)
- Employment Authorization Card (I-766)
- Machine Readable Immigrant Visa (with temporary I-551 language)
- Temporary I-551 stamp (on passport or I-94, I-94A)
- Arrival Departure Record (I-94, I-94A) issued by U.S. Citizenship and Immigration Services
- Arrival Departure Record in unexpired foreign passport (I-94)
- Unexpired foreign passport
- Certificate of Eligibility for Nonimmigrant (F1) Student Status (I-20)
- Certificate of Eligibility for Exchange Visitor Status (DS-2019)

Always use the most recent version of the **ACA-3** application: [MassHealth Member Guides and Handbooks | Mass.gov](#).

The application does not contain the full list of PRUCOLS. For a full list of PRUCOL statuses see the MassHealth **Member Booklet**.

Member Booklet: U.S. Citizenship and Immigration Rules

This is your member booklet for MassHealth, ConnectorCare Plans and Advance Premium Tax Credits, the Children's Medical Security Plan, and the Health Safety Net.

SECTION 11

U.S. Citizenship and Immigration Rules



2023

MEMBER BOOKLET

for HEALTH and DENTAL COVERAGE
and HELP PAYING COSTS



Commonwealth of Massachusetts
Executive Office of Health and Human Services
MassHealth | Massachusetts Health Connector

Includes list of immigration statuses, including full list of PRUCOLS.

Always use the most recent version of the **Member Booklet:**

[MassHealth Member Guides and Handbooks](#)
[| Mass.gov.](#)

Immigration Statuses and Document Types

Application for Health Coverage for Seniors and People Needing Long-Term-Care Services



HOW TO APPLY

Please identify which program each household member is applying for on page 1 of the application. You can submit your application in any of the following ways.



Mail or fax your filled-out, signed application to
 MassHealth Enrollment Center
 Central Processing Unit
 P.O. Box 290794
 Charlestown, MA 02129-0214
 Fax: (617) 887-8799



Hand deliver your filled-out, signed application to
 MassHealth Enrollment Center
 Central Processing Unit
 The Schrafft Center
 529 Main Street, Suite 1M
 Charlestown, MA 02129-0214

In order to get any benefits you are entitled to as quickly as possible, you may send us any documentation you have that verifies all household income and assets.

MASHEALTH and the HEALTH SAFETY NET | Who Can Use This Application

This is your application for health coverage if you live in Massachusetts and are

- an individual 65 years of age or older and living at home and
 - not the parent of a child under 19 years of age who lives with you; or
 - not an adult relative living with and taking care of a child younger than 19 years of age when neither parent is living in the home; or
- an individual of any age and need long-term-care services in a medical institution or nursing facility; or
 - You are the parent of a child under 19 years of age who lives with you, or
 - You are an adult relative living with and taking care of a child younger than 19 years of age when neither parent is living in the home, or
 - You are disabled and are either working 40 or more hours a month or are currently working and have worked at least 240 hours in the six months immediately before the month of the application

IMMIGRATION STATUSES AND DOCUMENT TYPES

Question 8a/18a on the application asks noncitizens about their immigration status and about the type or types of immigration documents they have to support their immigration status. Please refer to the following lists to fill out Question 8a/18a. If you need further help, details can be found online at www.mahealthconnector.org/immigration-document-types.

Eligible Immigration Statuses

In the "Immigration Status" section of Question 8a/18a, write in any status that applies to you or members of your household. You may write in more than one status.

- Amerasian
- Granted asylum
- Cuban Haitian entrant
- Deportation withheld
- Native American born in Canada or non-US territories
- Refugee
- Victim of severe trafficking or his or her spouse, child, sibling, or parent
- Iraqi special immigrant
- Afghan special immigrant
- Conditional entrant granted before 1980

- Granted Temporary Protected Status (TPS) or applicant for TPS with employment authorization
- Granted employment authorization under 8 CFR 274a(12)(c)
- Family unity beneficiaries
- Deferred enforced departure
- Deferred Action Status except for Deferred Action for Childhood Arrivals Process (DACA)
- Granted an administrative stay of removal under 8 CFR 241
- Approved visa petition with a pending application for adjustment of status
- Applicant for asylum or for withholding of removal with employment authorization
- Applicant (for at least 180 days) under age 14 for asylum or for withholding of removal
- Granted withholding of removal under the Convention Against Torture
- Applicant for Special Immigrant Juvenile (SIJ) status
- Applicant or granted status under Deferred Action for Childhood Arrivals (DACA)
- I have a document but do not have any status listed above (Person Residing Under Color of Law, PRUCOL)

Immigration Document Types

- In the "Immigration Document Type" section of Question 8a/18a, write in any document type you or members of your household have. You may list more than one immigration document type.
- Reentry Permit (I-327)
 - Permanent Resident Card ("green card," I-551)
 - Refugee Travel Document (I-571)
 - Employment Authorization Card (I-766)
 - Machine Readable Immigrant Visa (with temporary I-551 language)
 - Temporary I-551 stamp (on passport or I-94, I-94A)
 - Arrival Departure Record (I-94, I-94A) issued by U.S. Citizenship and Immigration Services
 - Arrival Departure Record in unexpired foreign passport (I-94)
 - Unexpired foreign passport
 - Certificate of Eligibility for Nonimmigrant (F1) Student Status (I-20)
 - Certificate of Eligibility for Exchange Visitor (J1) Status (DS2019)
 - Notice of Action (I-797)/Other-with Alien Number
 - Notice of Action (I-797)/Other-with I-94 Number

Choose the option(s) that best describe you. Write in all that apply. 3 and Question 19 on page 8.

- Asian
- Asian Indian
 - Chinese
 - Japanese
 - Korean
 - Vietnamese

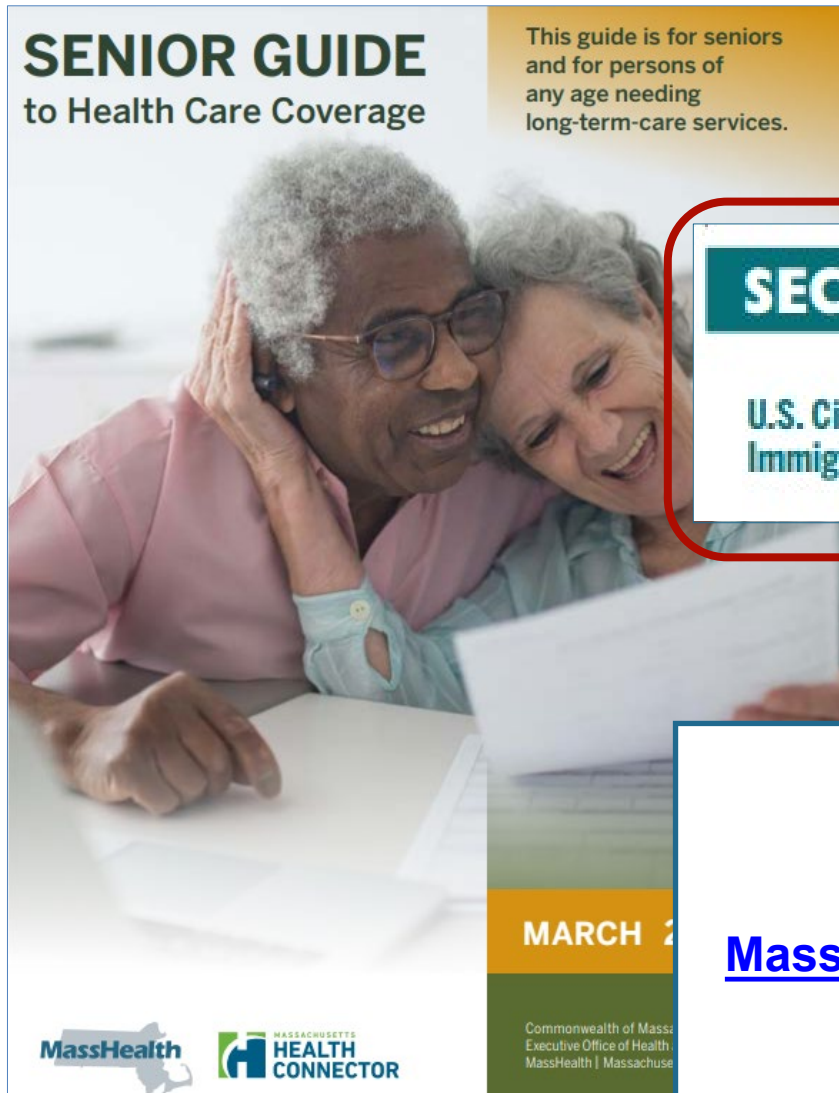
Pacific

Always use the most recent version of the **SACA-2** application:

[MassHealth Member Guides and Handbooks](#)
[| Mass.gov.](#)

The application does not contain the full list of PRUCOLS. For a full list of PRUCOL statuses see the MassHealth **Member Booklet**.

Senior Guide: U.S. Citizenship and Immigration Rules



Always use the most recent version
of the **Senior Guide:**
MassHealth Member Guides and Handbooks
Mass.gov.

Online Application

← ↻ 🏠 🔒 https://www.mahealthconnector.org 🔍 🔊 ☆

☰ Get an Estimate Help Center Make a Payment Forms English

MASSACHUSETTS HEALTH CONNECTOR

GET STARTED LEARN ABOUT CREATE ACCOUNT

Open Enrollment ends on January 23

Now is the time for Massachusetts individuals and families to

Learn More Get Assistance Accessibility Language: English

MASSACHUSETTS HEALTH CONNECTOR the right place for the right plan

MassHealth

Start your Application for Health Coverage

Apply Now →

Sign In

Please sign in if you have an account.

Sign In

WARNING

This system may contain Government

See What You May Qualify For

Your Zip Code

Coverage Start Date

Preview Health and Dental Plans and Prices

Before you apply for coverage, you can see health and dental plans and prices available in your area. The premiums (costs of plans) you see do not include Advance Premium Tax Credits or other savings. You

Immigration Status – Massachusetts Health Connector

The screenshot shows a web browser window with the URL <https://www.mahealthconnector.org/immigration-status>. The page features a dark blue navigation bar with links for "Get an Estimate", "Help Center", "Make a Payment", and "Forms", along with a language dropdown set to "English". Below this is a white header with the Massachusetts Health Connector logo and the tagline "the right place for the right plan". Navigation links include "GET STARTED", "LEARN", "ABOUT", "CREATE ACCOUNT", and "Sign In". A red-bordered box highlights the "Immigration Status" link in the main content area. The page content includes a section titled "Overview: Important information" with the text: "We won't share your citizenship or immigration information. When you apply for Health Connector coverage, you will need to give us information or immigration status. This information will **only** be used to see if you qualify health for any other purpose. We will not share this information with immigration enforcement." A blue-bordered box on the right contains the text: "Health Connector's [Immigration Status](#) webpage."

Resource: Immigration Toolkit



Table of Contents

Immigration document types.....
Certificate of U.S. Citizenship (Form N-560 or N-561).....
Certificate of Naturalization (Form N-550 or N-570).....
Reentry Permit (I-327).....
Permanent Resident Card ("Green Card," I-551).....
Refugee Travel Document (I-571).....
Employment Authorization Card (I-766).....
Machine Readable Immigrant Visa (with temporary I-551 language).....
Temporary I-551 Stamp (on passport or I-94/I-94A).....
Arrival/Departure Record (I-94/I-94A).....
Arrival/Departure Record in unexpired foreign passport (I-94),.....
Unexpired.....
Certificate of Eligibility for Nonimmigrant (F-1) Student Status (I-20),
Certificate of Eligibility for Exchange Visitor (J-1) Status (DS2019).....
Notice of Action (I-797)/O.....
Notice of Action (I-797)/O.....
How do I enter document.....
What if I have trouble find.....

Permanent Resident Card ("Green Card," I-551), you'll need your alien number (also called alien registration or USCIS number) and card number (also called receipt number) from your document. I-551 Permanent Resident Cards (or "Green Cards") are issued to lawful permanent residents. A lawful permanent resident (LPR) or "green card" recipient is a person who isn't a citizen of the U.S., but who's residing in the U.S. under legally recognized and lawfully recorded permanent residence as an immigrant. If you're a lawful permanent resident, you should use this document, if possible.

Information Needed:

- **Alien Number (USCIS Number)** - listed under the heading "A#" or "USCIS#."
 - Enter your 8 or 9 digit number into this field in the online application. It will likely begin with an "A" on your document.
- NOTE:** If your Alien Number is less than 8 digits long, add zeroes to the front of the number so the number of digits is 8 and enter that in the system
- i.e. My Alien Number is 123456, I would enter the following into my online application=
00123456

Immigration Status

Application User Guide

Use the [Immigration Toolkit](#) to understand how to enter the immigration information into the application.

Additional Helpful Resources

- Getting Started Guide: <https://www.mahealthconnector.org/start>
- Verification Documents: <https://www.mahealthconnector.org/verification-documents>
- Immigration Document Types: <https://www.mahealthconnector.org/immigration-document-types>
- MassHealth website: <https://www.mass.gov/masshealth>
- Immigration Categories: <https://www.mass.gov/doc/overview-of-noncitizen-groups-0/download>

Question

Select all examples of PRUCOL members

Noncitizens:

- A. granted suspension of deportation, and whose departure the DHS does not contemplate enforcing
- B. entering the country and receiving an I-94 stamp marked “UHP” on their foreign passport
- C. who have filed an application, petition, or request to obtain a lawfully present status that has been accepted as properly filed, but who have not yet obtained employment authorization and whose departure DHS does not contemplate enforcing
- D. living in the United States in accordance with an indefinite stay of deportation entering the United States with unexpired Nonimmigrant Visas such as B1, B2, J1, or F1 visa

Thank you!