



# New Medicaid Coverage for Children

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US CITIZENS

NON-CITIZENS: "ALIENS"

PERMISSION TO BE HERE

NO PERMISSION TO BE HERE

LPRs/REFUGEES/ASYLEES

UNDOCUMENTED

NON-IMMIGRANTS

OVERSTAYS/OUT OF STATUS

APPLICATIONS PENDING

TPS/DED

IN REMOVAL (DEPORTATION) PROCEEDINGS

APPLICATION FOR RELIEF PENDING

UNDER FINAL ORDER

ON THE RUN

ORDER OF SUPERVISION



## Brief Overview of Coverage for Non-Citizen Children in RI

- Medicaid is a federal-state program enacted in 1966. The federal government provides matching funds to states for health care for certain pregnant women, infants, children, parents, seniors and people with disabilities
- In the beginning... federal matching funds were available for many categories of non-citizens as long as they were lawfully present in the U.S.
- The RIte Care program, enacted in 1993, followed the federal rules.



## Brief Overview of Coverage for Non-Citizen Children in RI

- 1996: PRAWORA – Federal Law limited Medicaid to certain “qualified aliens” including:
  - Refugees, persons granted asylum
  - Lawful permanent residents – but only after 5 years
- 1997: RI Response – Maintain coverage for all lawfully present children using state funds
- 1998: RI expands coverage for all children regardless of status – including “undocumented”



## Brief Overview of Coverage for Non-Citizen Children in RI

- 2006: RI ends eligibility for children who do not meet federal definition of “qualified immigrant” and “grandfathers in” children who received RIte Care on or before 12/31/06.
- 2008: “Grandfathered” children are closed to RIte Care in June. (2,500 kids lost coverage, including lawfully present children and undocumented)

## Brief Overview of Coverage for Non-Citizen Children in RI

- 2009: CHIPRA – federal reauthorization of CHIP gives states option to cover lawfully residing children in Medicaid and CHIP and receive federal matching funds
- 2009: RI exercises federal option – included in FY 2010 budget
- 2010: Coverage for children starts - April

## **Which children are eligible? New eligibility categories:**

- Lawful permanent residents (green card) Do not need to wait 5 years.
- Temporary Protected Status and Deferred Enforced Departure
- Child of a US citizen who is pending adjustment of status
- Others – see chart

## **Which children are eligible? Previous categories**

- Refugee and granted asylum
- Battered Immigrant
- Others – see chart

## Which categories are not eligible?

- Undocumented children
- Children who are lawfully here, but are not residents of the state
  - Tourists
  - Students
  - Children born to tourist or student. The child is a U.S. citizen but not a resident of Rhode Island

## Which parents are eligible?

- Refugee and asylee
- Lawful permanent resident – after 5 years in status or if in the U.S. before 8/22/96
- Battered immigrant – after 5 years
- Others – see chart

## How will I know whether a child or parent is eligible?

- Rule of thumb: if family has documents, submit the application with copies of documents
- Documents include:
  - I-551 (“green card”)
  - I-94 (arrival/departure record)
  - I-766 (employment authorization card)
  - Eligibility letters from CIS

## Lawful Permanent Residents

- If child has I-551 – eligible
- If parent has I-551 – eligible if:
  - In status for at least 5 years or
  - If entered as refugee (RE#) or asylee (AS#) or
  - If was in US before 8/22/96 and has continuously lived in the country

### **Reminder about Pregnant Women who are undocumented or who otherwise do not meet immigrant eligibility rule**

- All pregnant women who meet other RIte Care eligibility rules (income and residency) are eligible for RIte Care
- Includes lawfully present women (e.g., LPR in status less than 5 years) and undocumented (but not tourists or students)
- A child born in the U.S. is a citizen, so the child is eligible for RIte Care
- The mom is eligible for RIte care for 60 days post-partum and then for Extended Family Planning for up to 24 months with a recertification at 12 months.



### **Reminder about “mixed households”**

- Parents who are undocumented can apply for RIte Care for their citizen children and do not need to provide information about themselves (except for income)
- Under confidentiality rules, a DHS staff person is prohibited from reporting individuals to CIS



## FAQs...

- Can getting Rite Care affect right of lawful permanent resident to become U.S. citizen? **NO**
- Can getting Rite Care affect right of immigrant to attain LPR status (is Rite Care considered in making a determination of “public charge”)? **NO**

## Rite Care Application for New Families

- For example: family members are LPR – status granted 4/05 or later:
  - Children eligible (may have been recipients through 6/08)
  - Parents not eligible until after 5 years
- Question 4: List non-citizens
- Attach COPIES of immigration documents (copy both sides of documents)  
Do not send original documents.

## Adding Child to Existing Rite Care “case”

- E.g.: Citizen child(ren) are getting Rite Care and LPR child can be added
- Submit new MARC-1
- Indicate on front of application that adding child(ren) to existing application
- Q3: List child already receiving Rite Care and indicate “already receiving”
- List immigrant child and submit copy of child’s document

## Rite Care Application

Children in new coverage categories are eligible effective 4-1-10 and eligibility goes back to date of application.

Bills incurred before enrollment in Health Plan can be paid through fee-for-service

If bill has been paid by family, provider may be willing to reimburse and submit to DHS





## Arrival/Departure Record (I-94 For Asylee)

Admission Number  
**427059142 10**

ASYLUM STATUS  
granted indefinitely

8. Country Where You Live  
9. City Where You Boarded

10. City Where Visa Was Issued  
11. Date Issued (Day/Mo/Yr)

12. Address While in the United States (Number and Street)

13. City and State  
**PROVIDENCE RI 02909**

18. Occupation	19. Waivers
20. INS File <b>A-98 243 309</b>	21. INS FCO <b>BOS</b>
22. Petition Number	23. Program Number
24. <input type="checkbox"/> Bond	25. <input type="checkbox"/> Prospective Student

26. Itinerary/Comments  
**ASYLUM GRANTED BY IJ  
ON JAN. 23, 2009**

27. TWOV Ticket Number

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## Arrival/Departure Record (I-94 For Refugee)

Departure Number  
**054594459 12**

Immigration and Naturalization Service  
I-94  
Departure Record

ADMITTED INDEFINITELY AS A  
REFUGEE PURSUANT TO SEC.  
207 OF THE I&N ACT. IF YOU  
DEPART THE U.S. YOU WILL  
NEED PRIOR PERMISSION  
FROM I&NS TO RETURN.  
EMPLOYMENT AUTHORIZED.

(Port) (Date) (Officer)  
**ATL FEB 08 2009 516**

14. Family Name <b>SOHN</b>	
15. First (Given) Name <b>ABENDA</b>	16. Birth Date (Day/Mo/Yr) <b>051299</b>
17. Country of Citizenship <b>LIBERIA</b>	

**Warning:** A nonimmigrant who accepts unauthorized employment is subject to deportation.

**Important:** Retain this permit in your possession; you must surrender it when you leave the U.S. Failure to do so may delay your entry into the U.S. in the future. You are authorized to stay in the U.S. only until the date written on this form. To remain past this date, without permission from immigration authorities, is a violation of the law.

**Surrender this permit when you leave the U.S.:**

- By sea or air, to the transportation line;
- Across the Canadian border, to a Canadian Official;
- Across the Mexican border, to a U.S. Official.

Students planning to reenter the U.S. within 30 days to return to the same school, see "Arrival-Departure" on page 2 of Form I-20 prior to surrendering this permit.

Record of Changes

**A - 94707743**

Port: \_\_\_\_\_ Departure Record

Date: \_\_\_\_\_

Carrier: \_\_\_\_\_

Flight #/Ship Name: \_\_\_\_\_

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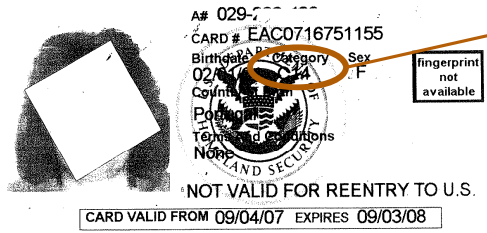
# Employment Authorization Card (C14 Deferred Action)

U.S. DEPARTMENT OF HOMELAND SECURITY, U. S. Citizenship and Immigration Services

## EMPLOYMENT AUTHORIZATION CARD

The person identified is authorized to work in the U.S. for the validity of this card.

NAME



Category  
C14

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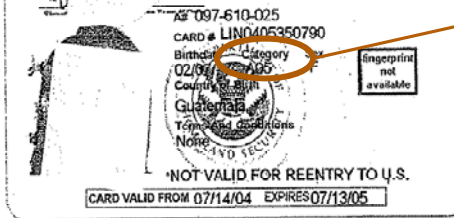
# Employment Authorization Card (A05 Asylum Granted)

U.S. DEPARTMENT OF HOMELAND SECURITY, U. S. Citizenship and Immigration Services

## EMPLOYMENT AUTHORIZATION CARD

The person identified is authorized to work in the U.S. for the validity of this card.

NAME



Category  
A05

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## Resources

### **International Institute**

Carl Krueger  
784-8643; ckrueger@iiri.org

### **Poverty Institute**

Linda Katz  
456-4634; lkatz@ric.edu

### **RI Legal Services**

274-2652



## Resources

Poverty Institute

Guide to Government Assistance Programs  
[www.povertyinstitute.org/guide](http://www.povertyinstitute.org/guide)

