

Information Memorandum Transmittal Office of Self Sufficiency Programs



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Number: SS-IM-22-007

Issue date: 4/19/2022

Topic: Other

Due date:

Subject: Ukrainian Parolees

Applies to (check all that apply):

- | | |
|---|--|
| <input type="checkbox"/> All DHS employees | <input type="checkbox"/> County Mental Health Directors |
| <input checked="" type="checkbox"/> Area Agencies on Aging: Types A and B | <input type="checkbox"/> Health Services |
| <input checked="" type="checkbox"/> Aging and People with Disabilities | <input checked="" type="checkbox"/> Office of Developmental Disabilities Services (ODDS) |
| <input checked="" type="checkbox"/> Self Sufficiency Programs | <input type="checkbox"/> ODDS Children's Intensive In Home Services |
| <input type="checkbox"/> County DD program managers | <input type="checkbox"/> Stabilization and Crisis Unit (SACU) |
| <input type="checkbox"/> Support Service Brokerage Directors | <input type="checkbox"/> Other (<i>please specify</i>): |
| <input type="checkbox"/> ODDS Children's Residential Services | |
| <input type="checkbox"/> Child Welfare Programs | |

Message:

There is a humanitarian crisis currently happening in Ukraine. Some Ukrainians are coming to the United States on their own and bypassing the overseas refugee process. If an individual does not go through the overseas refugee process, they are not granted refugee status when they arrive in the United States. Unless the individual has been granted refugee status by United States Citizenship and Immigration Services (USCIS) they are not officially refugees – even if their intent is to apply for refugee status.

Many Ukrainians who are coming to the U.S. on their own are receiving the status of humanitarian parole by USCIS. Individuals can be paroled for different time periods, which may meet noncitizen requirements for one program but not another program. Individuals who are paroled for less than one year may not be considered *qualified noncitizens* for all programs. Example of one year parole: Date of Entry (DOE) 04/12/2022, paroled until 04/11/2023. Acceptable documentation requirements also vary per program; therefore, it is very important to review what is considered acceptable verification for each program.

You may receive applications or questions from Ukrainian citizens who have been granted the status of 'humanitarian parolee.' As of now, Congress has not passed any laws to make Ukrainian parolees eligible for federal benefits in the same manner as Cuban and Haitian parolees, or Afghan parolees who were paroled into the U.S. between July 31, 2021, through September 30, 2022.

HSD MAGI and APD Non-MAGI medical programs: individuals must attest to their immigration status. If they do not know their immigration status, you can review their immigration document with them to help them determine their immigration status.

Self-sufficiency Programs: Staff must determine what status has been granted to the individual in order to determine if the individual meets the noncitizen requirements of each program.

ODHS/OHA programs have different requirements for noncitizen eligibility. See below for program specific requirements:

REF and REFM

Ukrainian humanitarian parolees are not currently eligible for REF or REFM benefits. This includes any other services, such as Refugee Employment Services, contracted by the Refugee Program.

TANF, TA-DVS and ERDC

Ukrainian humanitarian parolees meet the noncitizen eligibility requirements for TANF, TA-DVS and ERDC programs if they have a parole period of at least one year under section 212(d)(5) of the [INA \(8 U.S.C. 1182\(d\)\(5\)\)](#). Parole period does not mean that they must have been in the U.S. for one year, but they must have permission to remain in the U.S. for at least one year.

Note for TA-DVS: *Citizenship requirements can be waived if there is a safety concern related to domestic violence.*

HSD MAGI and APD Non-MAGI Medical

Ukrainian humanitarian parolees under age 19 meet the noncitizen eligibility requirements for medical programs regardless of the length of their parole period.

Ukrainian humanitarian parolees who are age 19 and over may have additional requirements to meet depending on their parole period:

- Individuals paroled for at least one year:
 - Meet the noncitizen eligibility requirements if:
 - They have been in the U.S. for at least five years following the date they obtained the parolee status; or

- They entered the U.S. before August 22, 1996; or
 - The individual, their spouse (alive or deceased), or their parent is an honorably discharged veteran or active-duty member of the U.S. military; or
 - They have been approved for deportation being withheld.
- Individuals paroled for less than a year:
 - Do not meet the noncitizen eligibility requirements unless the individual has been approved for deportation being withheld.

Note: *For medical, accept their attested immigration status, and if subject to immigration verification requirements, then validate their immigration document against VLP/SAVE to verify their attested status.*

SNAP

Ukrainian humanitarian parolees meet the noncitizen eligibility requirements for SNAP if they have a parole period of at least one year under section 212(d)(5) of the [INA \(8 U.S.C. 1182\(d\)\(5\)\)](#) and meet one of these additional requirements:

- They have been legally residing in the U.S. for at least five years
- They are under the age of 18
- They have a disability (according to the SNAP definition of disability – OAR [461-001-0015](#))
- They are elderly – born on or before August 22, 1931, who lawfully resided in the U.S. on August 22, 1996
- They have a minimum of 40 verified qualifying quarters under Title II
- They are on active duty or veteran of the U.S. Armed Forces who was discharged and meet requirements of 38 USC 5303A(d) (including the spouse, unremarried surviving spouse, or unmarried dependent child of a member)

For more details, please follow the noncitizen status requirements of Oregon Administrative rules:

(OAR) [461-120-0125](#) and [410-200-0215](#) and Chapter 6: Non-citizens of the [OPEN](#).

If there are any changes to the current policy, a policy transmittal will be released to address those changes.

The ONE System:

Eligibility can be determined correctly: it is important that the right immigration status is selected for Ukrainian citizens. Identify the length of the individual's parole term.

- * If the parole term is:
 - Less than a year: Select "Paroled - granted for less than a year" as the immigration status.
 - A year or more: Select "Paroled - granted for at least a year" as the immigration status.

Example:

An individual completes an application for benefits, attesting to being paroled from Ukraine and provides the following immigration documentation. Based on the date the Parole status was granted and when it ends, the appropriate immigration status to select in ONE is "Paroled - granted for less than a year."

The image shows a CBP I-94A (11/04) Departure Record for a Ukrainian citizen. The document is annotated with several key dates and labels:

- Grant Date:** A blue box highlights "MAR 30 2022" with a blue arrow pointing to the label "Grant Date".
- Parole End Date:** A red box highlights "MAR 28 2023" with a red arrow pointing to the label "Parole End Date".
- US-VISIT Status:** A blue box highlights "20220330 US-VISIT" with a blue arrow pointing to the label "US-VISIT".

The document also features a "PAROLED" stamp from the Department of Homeland Security, with the text "ОСОБЛИВІ ВИПЛИТКИ / SPECIAL NOTES" visible on the right side.

Social Security Number (SSN):

For SNAP, TANF, HSD (MAGI) and APD medical, individuals requesting benefits are required to provide an SSN, or proof that they have applied for one.

- For HSD (MAGI) and APD medical, individuals can also meet an exception for not providing an SSN.
- For SNAP, individuals can have good cause for not providing an SSN.
- For TA-DVS, the survivor must provide their SSN if they have access to the information though it is not required if accessing this information creates a safety concern.

To be issued an SSN, the Social Security Administration (SSA) may require Ukrainian humanitarian parolees to provide a letter from ODHS explaining that they would otherwise be eligible for program benefits except that they do not have an SSN. ODHS is currently working with SSA to develop a form letter that will be accepted by SSA. Do not create one for the applicant.

For the Ukrainian humanitarian parolees who have not applied for an SSN and while ODHS works with SSA to finalize the letter, code the ONE system, Individual screen as shown below:

- Answer the question, “Reason for not having SSN” as “Other”
 - For HSD (MAGI) and APD medical programs, selecting “other” as the “reason for not having SSN” is an allowable exception for non-citizens and they will be approved if they meet all other financial and non-financial criteria
- If the case includes SNAP, answer the question, “Does the individual have good cause for not meeting the SSN requirement?” as “Yes”
 - The good cause question is only used by the system for SNAP. By selecting “yes” for good cause the ONE will correctly consider the SSN requirement to be met for SNAP and if they meet all other financial and non-financial criteria, they will be given a soft pend reminding them to submit their SSN when they get it. The due date will be the renewal date.

Screenshot of these fields in ONE

The screenshot shows a portion of the ONE system interface. On the left, there is a field for 'SSN' with a placeholder '<XXX-XX-XXXX>'. Below it is a dropdown menu for 'Does the individual have good cause for not meeting the SSN requirement *' with 'Yes' selected. On the right, there is a dropdown menu for 'Reason for not having SSN *' with 'Other' selected. Below that is a date field for 'SSN Good Cause Date *' with the date '04/18/2022' and a calendar icon.

If you have any questions about this information, contact:

Contact(s): Contact the policy email below that is specific to the program for which you have questions.

Phone:

Fax:

Email: APD.MedicaidPolicy@dhsosha.state.or.us
HSD.MedicalEligibilityPolicy@dhsosha.state.or.us
SNAP.Policy@dhsosha.state.or.us
ChildCare.Policy@dhsosha.state.or.us
TANF.policy@dhsosha.state.or.us
TADVS.Policy@dhsosha.state.or.us
Refugee.policy@dhsosha.state.or.us