

Policy Transmittal
Aging and People with Disabilities
Office of Self-Sufficiency Programs



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Number: SS-PT-21-020

Issue date: 08/25/2021

Updated: 11/15/2021

Topic: Agency-wide Policy

Due date:

Transmitting (check the box that best applies):

- New policy
 Policy change
 Policy clarification
 Executive letter
 Administrative Rule
 Manual update
 Other:

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 (please specify): |
| <input type="checkbox"/> ODDS Children's Residential Services | |
| <input type="checkbox"/> Child Welfare Programs | |

Policy/rule title:	All-Program Non-Citizen Eligibility for Additional Group of Afghanistan Special Immigrant Visa Holders and Afghan Humanitarian Parolees		
Policy/rule number(s):	461-120-0125 and 410-200-0215	Release number:	
Effective date:	ASAP	Expiration date:	
References:	OPEN: Chapter 6 Non-Citizens		
Web address:	https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/de2818.pdf		

Discussion/interpretation:

On July 30, 2021, [President Biden announced that the first flight of Operation Allies Refuge had arrived](#) in the United States, carrying Afghans who are eligible for Special Immigrant Visas (SIV). On September 30, 2021, President Biden signed the Afghanistan Supplemental Appropriations Act, 2022. This Act made those Afghan individuals who entered the U.S. under the status Humanitarian Parolee eligible for benefits and services to the same extent as refugees for a limited period of time.

Due to the nature of the American withdrawal from Afghanistan, there are generally three groups of immigration statuses coming out of Afghanistan:

- Special Immigrant Visa holders (SIV) – these individuals have been coming to the U.S. since 2008 and they meet the non-citizen requirements for all programs.
- Special Immigrant – Parole (SQ/SI) – these are generally individuals who were in the application process for SIV status prior to the evacuation. They are considered SIV and meet the non-citizen requirements for all programs.
- Afghan Humanitarian Parolees – these individuals have parole status. With the passage of the Afghanistan Supplemental Appropriations Act, 2022, these parolees who enter the U.S. between July 31, 2021 through September 30, 2022 meet non-citizen requirements for all ODHS/OHA benefits and services until March 31, 2023 or the end of their parole term, whichever is later. *Note that this is also the case for spouses or unmarried children under age 21 of these individuals who are paroled into the U.S. after September 30, 2022.*

This policy is effective for the OHA/ODHS programs as follows:

- 07/31/2021
 - HSD Medical
 - APD Medical
 - Long-Term Care Services
- 10/01/2021
 - SNAP
 - TANF
 - ERDC
 - TA-DVS
 - REFC
 - REFM

Implementation/transition instructions:

According to the U.S. Citizenship and Immigration Services (USCIS), we will see the following types of immigration documents and information:

- SIV holders who are part of Operation Allies Refuge:
 - Will have the same immigration documents as other SIV holders from Afghanistan.
 - Documents may have a new Class of Admission (COA) codes SQ4 or SQ5.

Please refer to [OPEN, chapter 6 Non-Citizens](#) for general information about SIVs, the immigration documents they may present, and the different codes that may be present

- Special Immigrant – Parole (SQ/SI)
 - Documentation will have one or more of the following:
 - Law citation of “Special Immigrant Status (SQ/SI) Parolee Sec 602(b)(1) AAPA / Sec 1059(a) NDAA 2006”; or
 - New COA codes – CQ1, CQ2, or CQ3.
- Afghan Humanitarian Parolees
 - Documentation may have the following:
 - An I-94 noting Humanitarian Parole (per INA section 212(d)(5)(A)); or
 - A foreign passport with an admission stamp noting:
 - ‘Operation Allies Refuge’ or ‘OAR’,
 - ‘Operation Allies Welcome’ or ‘OAW’, or
 - ‘DT’

ONE System Instructions:

The ONE system is being updated to align with the new federal guidance for the Humanitarian Parolees from Afghanistan and accept the new COA codes.

Communication will be sent when these changes have been made. Until ONE is updated:

- If an individual falls into any of the groups above, on the **Non-citizen Detail** screen:
 - Select “*Special Immigrant Visa (SIV)*” for **Immigration Status**; and
 - Select “*Afghanistan*” for **Country of Origin**
 - For Afghan Parolees only – code the **Date Status Granted** as the date the individual left the military base (as opposed to when their immigration status was given).

IMPORTANT: A case note must be entered for all Afghan Humanitarian Parolees, indicating the individual is an Afghan Humanitarian Parolee and

not an SIV. Please copy this into the case note in the non-citizen page, “Case includes Afghan Humanitarian Parolee coded as Afghan SIV”. This is critical to track these individuals so a system update can be made when ONE is updated with the new federal regulations and COA codes.

- If you see one of the new COA codes (SQ4, SQ5, CQ1, CQ2, or CQ3) on the immigration documentation, SAVE or *Verify Lawful Presence (VLP)* data, leave the COA code blank on the **Non-Citizen Details** screen.

Reminder: *If medical benefits are requested, the VLP interface in ONE should be initiated prior to checking SAVE. Information returned from VLP and displayed on the VLP Response Summary screen can be leveraged to manually determine if verification requirements for REFM and SSP programs are met. Check SAVE if one of the following criteria is met:*

- *The VLP service is down;*
- *An immigration RFI is generated; or*
- *Medical benefits are not requested.*

For REFM and SSP programs, if VLP or SAVE verifies the immigration information, select “Verified” in the SAVE Verification field.

Training/communication plan:

The [Non-Citizen chapter of the OPEN](#) along with corresponding training materials and any impacted QRGs or ETOPs will be updated accordingly.

The HSD Medical Policy Team will work in collaboration with the Community Partner Outreach Program (CPOP) to send communication and guidance to the medical Community Partner network.

The Refugee Policy Team will work with Refugee Resettlement Agencies to communicate this information and provide guidance and support.

Local/branch action required:

Review information with staff.

Central office action required: Oregon Administrative Rule [410-200-0215](#) will be updated to align with [461-120-0125](#). The [Non-Citizen chapter of OPEN](#) will be updated accordingly.

Field/stakeholder review: Yes No

If yes, reviewed by:

Filing instructions:

If you have any questions about this policy, contact:

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

Email: APD.MedicaidPolicy@dhsoha.state.or.us
HSD.MedicalEligibilityPolicy@dhsoha.state.or.us
SNAP.POLICY@dhsoha.state.or.us
CHILDCARE.POLICY@dhsoha.state.or.us
TANF.Policy@dhsoha.state.or.us
TADVS.Policy@dhsoha.state.or.us
Refugee.policy@dhsoha.state.or.us