

Desk Guide to Non-citizen Eligibility for Child Care Financial Assistance

| <i>Non-citizen Children Who Are Eligible for Child Care Financial Assistance</i> | |
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| Non-citizen status | Sample proof* |
| Legal permanent resident (LPR) | <ul style="list-style-type: none"> • Permanent Resident card ("green card," but it's not necessarily green) (Form I-551) <i>Note: Because expiration of document does not indicate loss of status, an expired Permanent Resident card may be accepted.</i> • Reentry permit (Form I-327) • Foreign passport stamped LPR or I-551 • Arrival/Departure card (Form I-94) referencing I-551 • Memorandum of Creation of Record of LPR with approval stamp (Form I-181) • Order issued by USCIS, an immigration judge, the Board of Immigration Appeals, or a federal court granting registry, suspension of deportation, cancellation of removal, or adjustment of status. |
| Person granted parole for at least one year | <ul style="list-style-type: none"> • Form I-94 or foreign passport stamped "parolee", "PIP", "212(d)(5)" or other language indicating parole status, when "date admitted to" is at least one year from entry date or when parole status has continued for at least one year beyond entry date • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(a)(4), A4, 274a.12(c)(11) or C11 |
| Refugee | <ul style="list-style-type: none"> • Form I-94 or foreign passport stamped "refugee" or "§ 207" or codes RE-1 to RE-5 • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(a)(3) or A3 • Refugee travel document (I-571) |
| Asylum granted | <ul style="list-style-type: none"> • Form I-94 or foreign passport stamped "asylee" or "§ 208" or codes AS-1 to AS-3 • Letter from USCIS approving asylum application • Order of immigration judge, Board of Immigration Appeals, or court granting asylum • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(a)(5) or A5 • Refugee travel document (I-571) |

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| <p>Person granted withholding of deportation or cancellation of removal</p> | <ul style="list-style-type: none"> • 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 cancellation of removal • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(a)(10) or A10 |
| <p>(Vietnamese) Amerasian Immigrant</p> | <ul style="list-style-type: none"> • I-94, foreign passport or Vietnamese exit visa with code AM-1 to AM-3 or AM-6 to AM-8 |
| <p>Cuban/Haitian entrant</p> | <p>Cuban or Haitian with</p> <ul style="list-style-type: none"> • Form I-94 with notation “Cuban/Haitian entrant,” “parole,” or “OOE” or “Outstanding Orders of Exclusion,” or “Order of Supervision” • Any documents showing pending asylum application (Form I-589) • Any documents showing pending removal, deportation or exclusion proceedings (with no final order), including Form I-122 (Notice to Applicant Detained for a Hearing Before an Immigration Judge), Form I-221 (Order to Show Cause and Notice of Hearing, or Form I-862 (Notice to Appear) • Form I-220 Order of Supervision • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(c)(8) or C8 (pending asylum); 274a.12(a)(4) or (c)(11) or A4 or C11 (parole); or 274a.12(c)(18) or C18 (under order of supervision) • Any documents showing status granted under § 504(e), § 212(d)(5), or § 212.12(b) |
| <p>Afghani/Iraqi special immigrants</p> | <ul style="list-style-type: none"> • Form I-94 or foreign passport stamped or coded SI-1 to SI-3 |
| <p>Battered Non-citizen (abused child or child of abused parent)</p> <ul style="list-style-type: none"> • child or parent subjected to battery or extreme cruelty by spouse, parent, or member of family who was residing in same household • no longer living in same household as batterer | <ul style="list-style-type: none"> • Receipt, I-797 Notice of Action, or other proof of filing of an I-130 visa petition under immediate relative (IR) or 2nd family preference (P-2) • Any documents indicating a pending suspension of deportation or cancellation of removal case, including a receipt from a immigration court indicating filing of Form EOIR-40 or EOIR-42 • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(a)(10) or A10 (applicant for suspension of deportation) or 274a.12(c)(14) or C14 (individual granted deferred action status) • Receipt or other proof of filing of I-485 application for adjustment of status on basis of immediate relative or family 2nd preference petition • Evidence of steps taken to obtain documentation, such as written confirmation from an attorney or USCIS. If the parent can show steps taken but is still unable to provide the official documentation, a signed self-declaration by the parent is acceptable pending receipt of the necessary verifications. (Because of the nature of abusive relationships, battered non-citizens may not have copies of documents that have been filed by them or on their behalf.) <p><i>And</i></p> |

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| | <p>Evidence of abuse by parent, spouse, or other family member with whom the victim previously lived. Abuse may be physical, verbal, or emotional. If no other evidence is available, statements from child's parent and from a third-party with knowledge of the abuse may be sufficient.</p> <p>----- OR</p> <ul style="list-style-type: none"> • Form I-360 application to qualify as abused spouse or child under VAWA • Form I-797 Notice of Action referencing pending I-360 petition, finding establishment of a prima facie case under the Violence Against Women Act (VAWA), or approving I-360 petition • Receipt or other proof of filing of I-485 application for adjustment of status on basis of VAWA application • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(c)(31) or C31 <p><i>Note: Because the VAWA application process requires evidence of abuse to be submitted to U.S. immigration authorities, no additional evidence is needed.</i></p> |
| <p>Victim of severe form of trafficking in persons (victim or witness to exploitation or abuse such as sex trafficking or slavery)</p> | <ul style="list-style-type: none"> • Certification by US Department of Health and Human Services (Office of Refugee Resettlement) that child's parent is assisting in investigation of severe form of trafficking • Letter by DHHS Office of Refugee Resettlement stating that minor child is a victim of severe form of trafficking • I-94 card with code such as T-1 or T-2 • Employment Authorization Card I-688B or Employment Authorization Document I-766 with code such as 274a.12(a)(16) or A16, 274a.12(c)(25), C25 |

* An individual may have other documentary proof indicating immigrant status from USCIS, an immigration judge, the Board of Immigration Appeals or a court. A statement of an attorney may also serve to certify an immigrant's status or pending status.

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| <p><i>Non-citizen Children Who Are Not Eligible for Child Care Financial Assistance</i></p> |
| <p>Non-citizen immigrants not listed above</p> |
| <p>Non-immigrants, such as tourists, students, visitors on business, etc.</p> |