

## **Appendix A**

### **DOCUMENTATION REQUIREMENTS FOR REFUGEE PROGRAMS**

#### **(Refugee Cash Assistance; Refugee Medical Assistance; Refugee Medical Screenings; Refugee Social Services Employment Program, Virginia Refugee Student Achievement Program, Refugee Health Education and Outreach Program and Services for Older Refugees)**

In order to access Refugee Resettlement program benefits, individuals must provide acceptable documentation of one of the statuses eligible for ORR benefits and services. The following lists include documents that provide proof of these statuses. These documents may or may not provide proof of identity, nationality or entry date.

The source for this information is the HHS Office of Refugee Resettlement (ORR). It shows statuses conferring eligibility for ORR funded programs. Due to the complexity of certain categorical definitions, documentation alone may not definitively confirm eligibility in some cases. Agencies are to review documentation of immigration status as outlined in the charts below.

**Status Requirements** Individuals with the following statuses are eligible for Refugee Resettlement Program benefits (See 45 CFR § 400.43(a) (1)-(6) or statutory provisions cited below):

1. Individuals paroled as refugees or asylees under § 212(d)(5) of the Immigration and Nationality Act (INA)
2. Refugees admitted under § 207 of the INA
3. Asylees whose status was granted under § 208 of the INA
4. Cuban and Haitian entrants, in accordance with the requirements in 45 CFR § 401.2\*
  - a. Any individual granted parole status as a Cuban/Haitian Entrant (Status Pending) or granted any other special status subsequently established under the immigration laws for nationals of Cuba or Haiti, regardless of the status of the individual at the time assistance or services are provided
  - b. A national of Cuba or Haiti who was paroled into the United States and has not acquired any other status under the INA and with respect to whom a final, nonappealable, and legally enforceable order of removal, deportation or exclusion has not been entered
  - c. A national of Cuba or Haiti who is the subject of removal, deportation or exclusion proceedings under the INA and with respect to whom a final, nonappealable, and legally enforceable order of removal, deportation or exclusion has not been entered

Note: Eligibility workers should determine the date on which the Cuban or Haitian *first* became a Cuban or Haitian Entrant. For example, a Cuban presenting with evidence of a recent parole might have been granted parole previously. In such a scenario, the date of grant of the *initial* parole and not the date of the subsequent parole is the entry date for eligibility for ORR benefits and services. Or in a case where the Cuban or Haitian was initially paroled, then later placed in removal proceedings, the date of the initial parole and not the date of placement in removal proceedings is the entry date for eligibility for ORR benefits and services.
  - d. A national of Cuba or Haiti who has an application for asylum pending with DHS/USCIS or Department of Justice (DOJ)/EOIR and with respect to whom a final, nonappealable, and legally enforceable order of removal, deportation or exclusion has not been entered
5. Lawful permanent residents provided the individuals previously held one of the statuses identified above (Note that this does not refer to Amerasians who are admitted as lawful permanent residents. See #6 below.)
6. Certain Amerasians from Vietnam who are admitted to the United States as immigrants pursuant to § 584 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1988 (as contained in § 101(e) of Public Law 100-202), as amended (8 U.S.C. § 1101 note).
7. Iraqi and Afghan Special Immigrants per section 1244(g) of Div. A of Pub. L. 110-181, as amended (8 U.S.C. § 1157 note) and section 602(b) (8) of Div. F of Pub. L. 118-8, as amended (8 U.S.C. § 1101 note).
8. Victims of a severe form of trafficking in persons per the Victims of Trafficking and Violence Protection Act of 2000, Pub. L. No. 106-386, as amended, 22 U.S.C. § 7105(b) (1) (A) and (C).
9. In addition to unaccompanied minors in the above categories, the following are eligible for the ORR Unaccompanied Refugee Minors (URM) Program:

- a. Unaccompanied Minor with Special Immigrant Juvenile Status (SIJS) under 8 U.S.C. § 1101(a)(27)(J), who was in the custody of the Secretary of Health and Human Services at the time the dependency order was granted for such child or was receiving services pursuant to section 501(a) of the Refugee Education Assistance Act of 1980 (8 U.S.C. § 1522 note) at the time such dependency order was granted.
- b. Unaccompanied Minor who has been granted U status per section 101(a)(15)(U) of the Immigration and Nationality Act (8 U.S.C. § 1101(a)(15)(U)).

**Refugees. Acceptable documents for refugees admitted under § 207 of the INA**

Documents/Codes	Comments
I-94 Arrival/departure record noting that the individual has been admitted under §207 of the INA	Notations may include references to employment authorization, indefinite status, and the requirement to obtain permission before leaving the United States <sup>6</sup>
RE-1 admission code on the I-94	Principal Refugee
RE-2 admission code on the I-94	Spouse of principal refugee
RE-3 admission code on the I-94	Child of principal refugee
RE-4 admission code on the I-94	Collateral relatives of principal refugee
RE-5 admission code on the I-94	Certain Haitian refugees
I-766 Employment Authorization Document with the code A03	None
DHS Form I-571	United States Refugee Travel Document <sup>7</sup>
I-730 Approval Letter	The I-730 Approval Letter may be used as proof of refugee status for derivatives
Visa 93 (or V-93) on the I-94 Arrival/departure card	May be accompanied by the words "section 207"; Individual is the spouse or minor child of a previously admitted refugee <sup>8</sup>

**Asylees. Acceptable documents for asylees whose status was granted under §208 of the INA**

Documents/Codes	Comments
I-94 Arrival/departure record referencing §208 of the INA	Notations may include references to employment authorization, indefinite status, and the requirement to obtain permission before leaving the United States <sup>9</sup>
AS-1 admission code on the I-94	Approved asylee principal
AS-2 admission code on the I-94	Approved spouse of an asylee principal
AS-3 admission code on the I-94	Approved child of an asylee principal
DHS Form I-571	United States Refugee Travel Document <sup>10</sup>
I-766 Employment Authorization Document with the code A05	None
Order of an Immigration Judge Granting Asylum under §208 of the INA	An Order of an Immigration Judge will serve as proof of asylee status if DHS has waived the right to appeal the case. See Note 2 below for information about cases where DHS reserves the right to appeal <sup>11</sup>
Asylum Approval Letter from a USCIS Asylum Office	Letter will note that the individual has been granted asylum pursuant to § 208 of the INA and may include information concerning date of asylum, refugee and asylee relative petition, work authorization, and the refugee travel document
Written decision from the Board of Immigration Appeals (BIA)	None
I-730 Approval Letter	The I-730 Approval Letter may be used as proof of asylee status for derivatives
Visa 92 (or V-92) on the I-94 Arrival/departure record	May be accompanied by the words "section 208"; Individual is the spouse or minor child of a previously granted asylee <sup>12</sup>

**Paroled as a Refugee or Asylee.** Acceptable documents for individuals paroled as refugees or asylees under § 212(d)(5) of the INA<sup>4</sup>

Documents/Codes	Comments
I-94 Arrival/departure record <sup>4</sup> noting that the individual has been paroled as a <b>refugee or asylee</b> under §212(d)(5) <sup>5</sup>	To be eligible under this provision, the I-94 must note that the individual is a <b>refugee or asylee</b>
I-766 Employment Authorization Document with the code A04	None

**Iraqi and Afghan Special Immigrants.** Acceptable documents for Iraqi and Afghan Special Immigrants

Applicant	Documentation
Principal Applicant Iraqi or Afghan Special Immigrant	Iraqi or Afghan passport with an immigrant visa stamp noting that the individual has been classified under IV (Immigrant Visa) Category SI1 or SQ1 and DHS stamp or notation on passport or I-94 showing date of admission
Spouse of Principal Applicant Iraqi or Afghan Special Immigrant	Iraqi or Afghan passport with an immigrant visa stamp noting that the individual has been classified under IV (Immigrant Visa) Category SI2 or SQ2 and DHS stamp or notation on passport or I-94 showing date of admission
Unmarried Child Under 21 Years of Age of Iraqi or Afghan Special Immigrant	Iraqi or Afghan passport with an immigrant visa stamp noting that the individual has been classified under IV (Immigrant Visa) Category SI3 or SQ3 and DHS stamp or notation on passport or I-94 showing date of admission
Principal Applicant Iraqi or Afghan Special Immigrant Principal Adjusting Status in the United States	DHS Form I-551 (“green card”) with an IV (immigrant visa) code for category SI6 or SQ6
Spouse of Principal Applicant Iraqi or Afghan Special Immigrant Principal Applicant Adjusting Status in the United States	DHS Form I-551 (“green card”) with an IV (immigrant visa) code for category SI7 or SQ7
Unmarried Child Under 21 Years of Age of Iraqi or Afghan Special Immigrant	DHS Form I-551 (“green card”) with an IV (“immigrant visa”) code for category SI9 or SQ9

Principal Applicant Adjusting Status in the United States

**Cuban and Haitian Entrants. Acceptable documents for Cuban and Haitian entrants, in accordance with the requirements in 45 CFR § 401.2**

Any individual granted parole status as a Cuban/Haitian Entrant (Status Pending) or granted any other special status<sup>13</sup> subsequently established under the immigration laws for nationals of Cuba or Haiti, regardless of the status of the individual at the time assistance or services are provided

Documents/Codes	Comments
An I-94 Arrival/departure record with a stamp showing parole at any time as a "Cuban/Haitian Entrant (Status Pending)"	I-94 may refer to § 212(d)(5) <sup>13 14 15</sup>
CH6 adjustment code on the I-551	Even after a Cuban/Haitian Entrant (Status Pending) becomes a permanent resident, he/she is still considered to be a Cuban and Haitian entrant
An I-94 Arrival/departure record showing parole into the United States on or after April 21, 1980 (Cubans only) or on or after October 10, 1980	I-94 may refer to § 212(d)(5) <sup>13 14 15</sup>
A Cuban or Haitian passport with a §212(d)(5) stamp dated on or after October 10, 1980 <sup>13 14 15</sup>	None

**A national of Cuba or Haiti who was paroled into the United States and has not acquired any other status under the INA and with respect to whom a final, non-appealable, and legally enforceable order of removal, deportation or exclusion<sup>16</sup> has not been entered**

Documents/Codes	Comments
An I-94 Arrival/departure record showing parole into the United States	I-94 may refer to §212(d)(5), humanitarian or public interest parole <sup>17 18</sup>
I-766 Employment Authorization Document with the code A04	None
I-766 Employment Authorization Document with the code C11	None

**A national of Cuba or Haiti who is the subject of removal, deportation or exclusion proceedings<sup>19</sup> under the INA and with respect to whom a final, non-appealable, and legally enforceable order of removal, deportation or exclusion<sup>20</sup> has not been entered**

Documents/Codes	Comments
DHS Form I-221	Order to Show Cause and Notice of Hearing
DHS Form I-862	Notice to Appear
DHS Form I-220A	Order of Release on Recognizance
DHS Form I-122	Notice to Applicant Detained for a Hearing Before an Immigration Judge
DHS Form I-221S	Order to Show Cause, Notice of Hearing and Warrant for Arrest
Copy of DHS Form I-589 date stamped by the Executive Office for Immigration Review (EOIR)	Application for Asylum and Withholding of Removal; Individual is subject of removal, deportation or exclusion proceedings.
Copy of DHS Form I-485 date stamped by EOIR	Application to Register Permanent Residence or to Adjust Status; Individual is subject of removal, exclusion or deportation proceedings.
EOIR-26	Notice of Appeal from a Decision of an Immigration Judge, date stamped by the Board of Immigration Appeals
I-766 Employment Authorization Document with the code C10	Application for suspension of deportation/cancellation of removal submitted to DHS or EOIR

Other applications for relief that have been date stamped by EOIR

None

Other documentation pertaining to an applicant's removal, exclusion or deportation proceedings

Example: a notice of a hearing date before an Immigration Judge or a case appeal filing receipt from the Board of Immigration Appeals

**A national of Cuba or Haiti who has an application for asylum pending with the DHS/USCIS or with an EOIR Immigration Court or the Board of Immigration Appeals and with respect to whom a final, non-appealable, and legally enforceable order of removal, deportation or exclusion<sup>21</sup> has not been entered.**

Documents/Codes	Comments
USCIS receipt for filing Form I-589	Application for Asylum and Withholding of Removal
I-766 Employment Authorization document with the code C08	None

**Victims of Human Trafficking. Acceptable Documents for Victims of a Severe Form of Trafficking in Persons**

Applicant	Documentation
	Certification Letter, Eligibility Letter, or Interim Assistance Letter from ACF Office On Trafficking in Persons (OTIP) <sup>25 26</sup>
Victim of a Severe Form of Trafficking in Persons	Call the trafficking verification line at (866) 401-5510 to confirm the validity of the Certification Letter  Certification and Eligibility Letters do not expire  Derivative T status:T-2, T-3, T-4, T-5 or T-6
Family member of Victim of a Severe Form of Trafficking in Persons:	The date of eligibility for benefits and services is the Notice Date on the I-797, Notice of Action of approval of that individual's Derivative T status.
Family member already in United States on date T status granted	Persons with derivative T status do not receive and are not required to present a Certification Letter or Eligibility Letter to demonstrate eligibility for benefits and services  Derivative T visa: T-2, T-3, T-4 T-5 or T-6 visa
Family member of a Victim of a Severe Form of Trafficking:	The date of entry for benefits and services is the date of admission stamped on that individual's passport or I-94 Arrival Record.
Family Member enters the United States on the basis of a derivative T Visa	Persons with derivative T visas do not receive and are not required to present a Certification Letter or Eligibility Letter to demonstrate eligibility for benefits and services

**Lawful Permanent Residents.** Acceptable documents for lawful permanent residents who previously held one of the above identified statuses (Note that this does not refer to Amerasians or Iraqi and Afghan Special Immigrants, who are admitted as lawful permanent residents. See [Amerasians](#) for all documents pertaining to that population.)

<b>Form I-551 Permanent Resident Card (or Resident Alien Card) with the following codes:</b>	<b>Comments</b>
RE6	Adjusted Principal Refugee
RE7	Spouse of Principal Refugee
RE8	Child of Principal Refugee
RE9	Collateral Relatives of Principal Refugee
AS6	Adjusted Principal Asylee
AS7	Spouse of Principal Asylee
AS8	Child of Principal Asylee
CH6	Adjusted Cuban/Haitian Entrant (Status Pending)
HA6	Adjusted Cuban and Haitian Entrant (Haitian national who had applied for asylum)
HB6	Adjusted Cuban and Haitian Entrant (Haitian national who had been paroled)
GA6	Adjusted Iraqi asylee
GA7	Spouse of GA6
GA8	Child of GA6
ST6	Victim of a Severe Form of Trafficking
ST7	Spouse of a ST6
ST8	Child of a Victim of a ST6
ST0	Parent of a Victim of a ST6
ST9	Sibling of a Victim of a ST6

**Foreign Passport with unexpired, temporary I-551 stamp and the following codes:**

<b>Foreign Passport with unexpired, temporary I-551 stamp and the following codes:</b>	<b>Comments</b>
RE6	Adjusted Principal Refugee
RE7	Spouse of Principal Refugee
RE8	Child of Principal Refugee
RE9	Collateral Relatives of Principal Refugee
AS6	Adjusted Principal Asylee
AS7	Spouse of Principal Asylee
AS8	Child of Principal Asylee

**Employment Authorization Documents**

<b>Employment Authorization Documents</b>	<b>Comments</b>
Form I-766 Employment Authorization Document with the code A10 (This code only confirms eligibility for Cuban or Haitian nationals.)	Withholding of Deportation or Removal

**Unaccompanied Refugee Minors.** Acceptable Documents for the ORR Unaccompanied Refugee Minors (URM) Program <sup>22</sup>

Applicant	Documentation
Unaccompanied Minor who holds one of the following statuses: Refugee, Asylee, Cuban/Haitian Entrant, Victim of Trafficking with an Eligibility Letter from OTIP, LPR who has held one of those statuses, Amerasian, Iraqi/Afghan Special Immigrant	See corresponding chart above for description of documentation for status
Minor with Special Immigrant Juvenile Status (SIJS)	I-797 Notice of Action indicating SIJS status, i.e. evidence of approved I-360, or evidence of approved I-360 and approved I-485 or Visa indicating SIJS status with SL class of admission code or I-551 indicating SIJS status with SL class of admission code <b>and</b> evidence that at the time a Dependency Order was issued, was either: in the custody of the ORR Unaccompanied Children's (UC) Program or receiving federal benefits or services as a Cuban/Haitian Entrant <sup>23</sup>
Unaccompanied Minor who holds U status or U visa	I-797 Notice of Action indicating U status  U Visa  I-94 Arrival/departure record showing admission in U status <sup>24</sup>

**Amerasians.** Acceptable documents for certain Amerasians (see definition above)

Documents/Codes	Comments
AM-1 admission code on the I-94	Amerasian born in Vietnam after Jan. 1, 1962 and before Jan. 1, 1976 who was fathered by a U.S. citizen
AM-2 admission code on the I-94	Spouse or child of Amerasian
AM-3 admission code on the I-94	Mother, guardian or next-of-kin of Amerasian
AM-6 adjustment code on Form I-551	Permanent Resident Card (or Resident Alien Card) Amerasian (see above)
AM-7 adjustment code on Form I-551	Permanent Resident Card (or Resident Alien Card) Spouse or child of Amerasian
AM-8 adjustment code on Form I-551	Permanent Resident Card (or Resident Alien Card) Mother, guardian or next-of-kin of Amerasian
Vietnamese Exit Visa with codes AM-1, AM-2 or AM-3	"Laissez Passer"; may have temporary I-551 stamp
Vietnamese passport with codes AM-1, AM-2 or AM-3	May have temporary I-551 stamp
United States passport with codes AM-1, AM-2 or AM-3	None

