

2. Medicaid Eligible Aliens

Medicaid eligibility for aliens is based on the alien being a qualified alien regardless of whether the alien entered the United States before on or after August 22, 1996. An eligible (qualified) alien is one who is:

- An alien who is lawfully admitted for permanent residence under the Immigration and Nationality Act (INA) and was admitted before August 22, 1996;
- An alien who is granted asylum under section 208-INA eligible for 7 years from entry to United States;
- A refugee who is admitted to the United States under section 207-INA including immigrants who have been certified by the U.S. Department of Health and Human Services to be victims of a severe form of trafficking in persons in accordance with the victims of Trafficking and Violence Protection Act of 2000 (P.L.106-386) eligible for 7 years from entry to United States;
- An alien whose deportation is being withheld under section 243(h) of INA eligible for 7 years from date of status;
- Pregnant women and children 18 and under who are lawfully **present**.

Aliens, Refugees and Citizenship

- Amerasian immigrant under 584 of FOEFRPAA 1988 entered the United States within last 5 years (participation limited to 7 years from entry into the United States);
- Is a Cuban or Haitian entrant under section 501(e) of REAA 1980 and entered the United States within last 5 years, participation limited to 7 years from entry;
- Honorably discharged veterans, their spouses, and unmarried dependent children;
- An alien who is active duty in the United States Armed Forces, other than duty for training, their spouses, and unmarried dependent children;
- An alien who is lawfully admitted to the United States on or after August 22, 1996 and has been a qualified alien for more than 5 years.
- An alien who is a battered spouse or battered child of/or is a veteran or on active duty in the United States Armed Forces, or spouse or unmarried dependent child of the veteran or person on active duty. The non-abusive parent of a battered child may also be eligible. Likewise, a child of a battered parent may be eligible.

3. Ineligible Aliens

Ineligible aliens are all other aliens and include the following:

- Visitors, tourists, students, and diplomats
- Those admitted under color of law
- Aliens who have applied for eligible status, but who have not been approved. Exception: battered spouses and children with a military connection.
- Aliens whose status is questionable or unverified

4. Aliens Who Receive SSI

An alien who receives SSI receives Medicaid benefits as long as he meets all other eligibility requirements for SSI.