# Immigration Status and Minnesota Health Care Programs Eligibility

<table>
<thead>
<tr>
<th>Status Type</th>
<th>Immigration Status</th>
<th>Pregnant Women</th>
<th>Children under 21</th>
<th>Adults 21 &amp; Older - Parents, Adults w/o Children, Blind, Disabled, Age 65+</th>
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</thead>
</table>
| Medicaid Qualified Non-Citizen Statuses | • Afghan/Iraqi Special Immigrants  
• Amerasians  
• Asylees  
• Battered noncitizens and their children who have resided in the U.S. for 5 years or more  
• Conditional Entrants  
• Cuban/Haitian Entrants  
• Immigrants paroled for 1 year or more who have resided in the U.S. for 5 years or more  
• Lawful Permanent Residents (LPRs) who have resided in the U.S. for 5 years or more  
• Members of a federally recognized Indian tribe or American Indians born in Canada  
• Qualified noncitizens who are U.S. veterans or on active duty military, their spouses and children  
• Refugees  
• Trafficking victims or T-Visa holders  
• Withholding of Removal | • MA  
• MinnesotaCare | • MA  
• MinnesotaCare | • MA  
• MinnesotaCare |
| Other Lawfully present statuses | • Applicants for asylum  
• Applicants for T-Visas  
• Battered noncitizens and their children who have not met the 5-year bar  
• Beneficiary of approved visa petition with pending application for adjustment of status | • MA  
• MinnesotaCare | • MA  
• MinnesotaCare | • Emergency Medical Assistance (EMA)  
• MinnesotaCare |

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1 The statuses listed are the most common. This is not a complete list of all possible statuses or all variations or circumstances of status. All MHCP applicants must meet all financial and non-financial eligibility requirements, which are not included in this chart.

2 There is no MA sponsor deeming for pregnant women until the month after the postpartum period ends.

3 There is no MA sponsor deeming for children under 21.

4 LPRs with 40 qualifying work quarters do not have a 5-year waiting period.

5 There is no sponsor deeming for MinnesotaCare for any population.

6 Applicants for asylum are lawfully present if under age 14 and have been pending 180+ days, or age 14 or older with valid employment authorization.
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| Other Lawfully present statuses cont. (As defined in 45 CFR §152.2) | • Deferred Action Status  
• Deferred Enforced Departure (DED) decision by President of the U.S.  
• Family Unity beneficiaries  
• Humanitarian entrants  
• Noncitizens who have employment authorization and have one of the following statuses:  
  ○ Applicant for cancellation of removal or suspension of deportation  
  ○ Order of supervision  
  ○ Registry applicants for LPR status/green card  
  ○ Applicant for legalization under Immigration Reform and Control Act (IRCA) or under the LIFE Act  
• Granted an administrative stay of removal  
• Lawful Permanent Residents who have not met the 5-year bar  
• Lawful Temporary Residents (LTRs)  
• Paroled for less than 1 year or paroled for 1 year or more but have not met the 5-year bar  
• Special Immigrant Juvenile Status (SIJS), includes pending application for SIJS.  
• Temporary Protected Status (TPS)  
• Temporary resident status under 8 USC § 1160 or 1255a  
• Nonimmigrants  
• Marshall Islanders, Micronesians, Palauans  
• Lawfully present in American Samoa and Commonwealth of Northern Mariana Islands | • MA  
• MinnesotaCare | • MA  
• MinnesotaCare | • EMA  
• MinnesotaCare |

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7 Nonimmigrants are foreign nationals granted temporary admission to the U.S. They must meet all eligibility requirements, including state residency. This category includes K-Visas, U-Visas, V-Visas, worker visas, visitor, tourist, foreign student and other temporary classifications.
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<tbody>
<tr>
<td>No Status</td>
<td>• Undocumented noncitizens</td>
<td>• CHIP-funded MA</td>
<td>• EMA</td>
<td>• EMA</td>
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<tr>
<td>Other</td>
<td>See EPM MinnesotaCare Lawful Presence and DACA</td>
<td>• Deferred Action for Childhood Arrivals (DACA)</td>
<td>• CHIP-funded MA</td>
<td>• EMA</td>
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<td>• EMA</td>
<td>• MinnesotaCare</td>
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<tr>
<td>Other</td>
<td>Minnesota Statutes, 256B.06, subd. 4 (j)</td>
<td>• Noncitizens receiving services at the Centers for Victims of Torture</td>
<td>• State-funded MA if person does not qualify for MA without a spenddown.</td>
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- CHIP-funded MA
- EMA
- MinnesotaCare