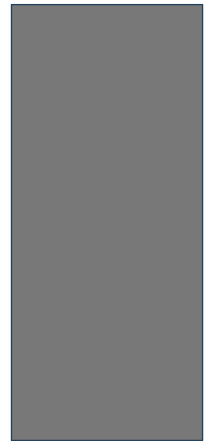




Ensuring a full measure of
justice for those in need.

IMMIGRANT ELIGIBILITY FOR HEALTH INSURANCE

PRESENTATION FOR NC GET COVERED
MADISON HARDEE • MAY 2017



RECENT CHANGES IN IMMIGRATION POLICY



RECENT IMMIGRATION POLICIES

- Three Immigration-Related Executive Orders:
 - Restrictions on Admission of Refugees and Citizens of 6 primarily Muslim countries
 - Interior Immigration Enforcement
 - Exterior Immigration Enforcement
- Two Implementing Memoranda Issued by DHS Secretary Kelly



WHAT DO THESE NEW EXECUTIVE ORDERS AND IMPLEMENTING MEMORANDA DO?

- Expands the categories of immigrants who are priorities for removal/deportation from the United States. Any undocumented person is now a priority for deportation.
- Expands the use of detention of immigrants who are awaiting immigration hearings before immigration judges.
- Encourages increased involvement of local law enforcement in the enforcement of immigration laws.



EFFECTS OF IMMIGRATION POLICIES ON HEALTH INSURANCE ENROLLMENT

- Increase in collateral arrests/detention. Fear of driving or leaving home as a result.
- Fear of undocumented parents seeking benefits for eligible children.
- Fear of long term immigration consequences of receiving public benefits.
- **Is it safe to apply for health insurance?**

YES!!



KNOW YOUR RIGHTS

- NILC guidance in English & Spanish
- The Affordable Care Act is still the law, and you should apply for health insurance if you are eligible.
- Everyone has a right to an interpreter when applying for health insurance or seeking health care, at no cost.
- Public charge rules have not changed. Receipt of Medicaid* or APTCs will not impact eligibility for green card.



KNOW YOUR RIGHTS

- Individuals who are ineligible for a benefit based on their immigration status can still apply for their eligible family members
- Guidance from HHS and ICE exists to encourage mixed-status families to apply for assistance.
- Non-applicants do not have to provide information on citizenship, immigration status or social security numbers
- Income of ineligible family members may still be counted



HEALTH INSURANCE FOR IMMIGRANT FAMILIES



MARKETPLACE COVERAGE

- Broad eligibility rules for immigrants. All lawfully present immigrants (except DACA) may be eligible.
- Lawful presence is VERY BROAD!
 - Categories include:
 - Lawful permanent residents
 - Refugees, Asylees (including applicants)
 - U visa
 - Temporary Protected Status (TPS)
 - Student visa
 - Deferred Action
 - Special Immigrant Juvenile Status (SIJS)
- Certain non-citizens are eligible for marketplace tax credits even if income below the poverty line. Must be ineligible for Medicaid based on immigration status.



MEDICAID

- Pregnant women and children under age 19
 - BROAD eligibility rules!
 - All lawfully present immigrants may qualify
 - No 5 year bar
- Non-pregnant adults (parents, aged, blind, disabled)
 - Limited to “qualified immigrants”
 - Lawful Permanent Residents (LPR)
 - Refugees, Asylees, & Persons Granted Withholding of Deportation/Removal
 - Cuban and Haitian Entrants
 - Battered spouses and children (“VAWA”)
 - Certain victims of trafficking
 - 5 year bar may apply
- Undocumented immigrants
 - May qualify for Emergency Medicaid



RESOURCES



NORTH CAROLINA Health Insurance Eligibility FOR IMMIGRANTS

If you are an immigrant in the United States, it is important to know your rights to access health insurance.

The table provided in this brochure includes the most common immigration statuses, common documentation for those statuses, and corresponding health insurance eligibility for Medicaid, NC Health Choice (CHIP) and the Federal Health Insurance Marketplace.

**More information available at
LSSP.org/immigrant-health**

- Resource guide available in **English** and **Spanish**
- Navigators available to assist year-round.
 - Call 1-855-733-3711 for appointments
- Improper denials? Applicants have a right to appeal.
 - Medicaid – 60 days
 - Marketplace – 90 days



QUESTIONS?

