

# Medi-Cal Program Guide Letter #617

September 13, 2007

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**Subject** Updated Information regarding Eligible Alien survivors of Domestic Violence - County Medical Services (CMS)

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**Effective Date** Upon receipt

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**Reference** Illegal Immigration Reform and Immigrant Responsibility Act of 1996, Section 501

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**Purpose** The purpose of this letter is to provide updated information regarding an additional category of aliens eligible for the CMS Program.

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**Background** The Illegal Immigration Reform and Immigrant Responsibility Act of 1996 established new requirements affecting access to federal and community funded programs for alien survivors of domestic violence.

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**Change** Effective upon receipt, applicants who present USCIS form I-797 showing I-360 petition may be approved for CMS if otherwise eligible.

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**Automation Impact** None

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**Forms Impact** None

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**Quality Assurance Impact** Effective with the next quarterly CMS case review, any cases not meeting the requirements of this letter shall be cited with the appropriate error.

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# Medi-Cal Program Guide Letter #617, Continued

**Summary of Changes**

Article A, Section 4	Included an additional category of alien eligibility.
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**Filing Instructions**

Step	Action
Remove	Article A, Section 4, Page 11 Eff. 12/03
Replace	Article A, Section 4, Page 11 09/07

**Manager Approval**



JANYA BOWMAN, Senior Program Manager  
 Health Care Policy Administration  
 Strategic Planning and Operational Support



DANN CRAWFORD, ASSISTANT DEPUTY DIRECTOR  
 Medi-Cal, General Relief, and CAPI Programs  
 Strategic Planning and Operational Support  
 TO GS 110207 ADV "YES"

**Manager Contact**

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Voluntary Departure (continued)

USCIS Status	USCIS Documents	USCIS Codes/ Section/Notation	Issued For This Period Of Time
Granted Voluntary Departure	I-94	INA Section 242(b)	Must specify a period of one year or more AND not be expired
	I-210	Must specifically state the USCIS status as Voluntary Departure	
	I-668B annotated → AND additional USCIS verification/documents as listed above	Provision of law: 274a.12(c)12	Must not be expired
Granted Indefinite Voluntary Departure	I-94	Must specifically state the USCIS status as Indefinite Voluntary Departure	Indefinite period
	Letter from USCIS or Order from an USCIS administrative law judge		
	I-668B annotated → AND additional USCIS verification/documents as listed above	Provision of law: 274a.12(c)12	Must not be expired
Granted Extended Voluntary Departure	I-94	Must specifically state the USCIS status as Extended Voluntary Departure	Must specify a period of one year or more AND not be expired
	I-210		
	I-688B annotated → AND additional USCIS verification/documents as listed above	Provision of law: 274a.12(a)11	Must not be expired
Granted Voluntary Departure or Stay of Deportation under the Family Unity Program	I-94	Must specifically state the USCIS status as Voluntary Departure OR Stay of Deportation OR Section 301 Family Unity	Must specify a period of one year or more AND not be expired
	I-797 Must be issued for Family Unity purposes only	Must specifically state:  Application/Petition I-817 "Application for Voluntary Departure Under the Family Unity Program: Valid from _____ to _____"	
	I-688 annotated → AND additional USCIS verification/documents as listed above	Provision of law: 274a.12(a)13	Must not be expired
<b>NOTE: USCIS uses the above documents for other purposes and status than those listed above. Review and ensure they contain the information exactly as stated.</b>			

i) OTHER ELIGIBLE ALIEN CATEGORIES

As of September 2007, the following additional alien categories have been determined by County Counsel to meet the requirements as an eligible alien qualified to receive CMS:

USCIS Status	USCIS Documents	USCIS Codes/ Section/Notation	Issued For This Period Of Time
Deferred Action status	I-797 Notice of Action reflecting establishment of Prima Facie case under the self petitioning provisions of the Violence Against Women Act	Self-Petitioning Spouse of U.S.C. or L.P.R. under the Violence Against Women Act	180 days from notice date. Expiration date is used on the NOA. Must not be expired