

# ADVOCATE FOR YOURSELF AND YOUR RIGHT TO HEALTHCARE

## FIND OUT IF THE PUBLIC CHARGE TEST APPLIES TO YOU



**TEXT**

(650) 376.8006



**VISIT**

English: benefits

Spanish: libre

[www.KeepYourBenefitsCA.org](http://www.KeepYourBenefitsCA.org)

REVIEW THIS DOCUMENT WITH A TRUSTED LAWYER

## 1. BASED ON MY IMMIGRATION STATUS, WILL I FACE THE PUBLIC CHARGE TEST?

**NOT ALL IMMIGRANTS** face the Public Charge test. **The test DOES NOT apply to:**

- Refugees & Asylees
- Special Immigrant Juvenile Status
- T-Visa Status (trafficking victims)
- Legal Permanent Resident Card Renewal
- U.S. Citizenship Applications
- DACA & TPS Renewal Status
- Liberian DED Holders eligible for LRI Act
- U-Visa Status (crime victims)
- VAWA Self-Petitioners (victims of domestic violence)
- Undocumented and NOT applying to change status



Public Charge **DOES NOT** apply to you.



**YES**



**MAYBE**

Continue using services and stay healthy.

## 2. BASED ON MY CIRCUMSTANCES, WHAT IS MY RISK FOR THE PUBLIC CHARGE TEST?

Check-off the factors that apply to you.

**Discuss your helpful and unhelpful factors with a lawyer to determine your risk.**

HELPFUL FACTORS	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	UNHELPFUL FACTORS
Age 18 to 61 yrs.		<b>AGE</b>		Below 18 yrs. or over 61 yrs.
Employed or Full-Time Caretaker		<b>WORK</b>		Unemployed
English Speaker		<b>LANGUAGE</b>		Limited English
High School Diploma, Degrees, Work Experience & Job Qualifications		<b>EDUCATION &amp; SKILLS</b>		No High School Diploma, No GED, No Work Experience of Job Qualifications
Healthy and Able to Work		<b>HEALTH</b>		Health Hinders Work & No Insurance*
Private Health Insurance		<b>HEALTH INSURANCE</b>		No Health Insurance
* Over 250% of the Federal Poverty Level Example: Family of 4 making over \$64K		<b>INCOME</b>		Below 125% Federal Poverty Level * Example: Family of 4 making below \$32K
Good Credit		<b>CREDIT</b>		Bad Credit
Financial Savings		<b>ASSETS</b>		No Savings
No use of services in Question #3		<b>SERVICES</b>		Use of services in Question #3 for 12 out of 36 months

\* Factors **HIGHLY** considered in the Public Charge test decision.

# REVIEW THIS DOCUMENT WITH A TRUSTED LAWYER

## BEWARE OF:

- Lawyers that tell you to not use **ANY** public services without reviewing your case.
- Notarios that guarantee results and claim to know someone in immigration.

## 3. ARE THE SERVICES I USE CONSIDERED FOR THE PUBLIC CHARGE TEST?

**NOT ALL SERVICES** count against you in the Public Charge test. **The test DOES NOT include:**

- **Testing, prevention or treatment for COVID-19**
- **Pandemic EBT**
- **Pandemic Unemployment**
- WIC: Women, Infant & Children
- State-Only Funded Medi-Cal
- School Breakfast or Lunch Services
- Emergency Medi-Cal
- Public Education including Head Start
- County-Only Funded Health Services or Programs
- Emergency and Disaster Relief
- Medi-Cal for Children under age 21
- California Food Assistance Program
- Medi-Cal during Pregnancy
- Community Resources: Food Banks
- Earned Income Credit or Child Tax Credit
- Covered California Financial Assistance



**\*Services used by family members DO NOT count against your application\***

IF YOU FILED FOR A FAMILY BASED GREEN CARD OR HAVE AN APPOINTMENT OUTSIDE THE US:

**BEFORE FEB 24, 2020**

**ON OR AFTER FEB 24, 2020**

the following services are considered for the Public Charge test:


- CASH ASSISTANCE**
  - CalWORKs (welfare)
  - Supplemental Security Income (SSI)
  - CAPI or General Assistance
- LONG-TERM CARE**
  - Nursing Home under Medi-Cal

- FOOD:** Cal-Fresh (food stamps)
- HOUSING:** Section 8 assistance & Public Housing
- HEALTH:** Federally funded Medi-Cal NOT including state or county-only funded health programs such as Health4All children, young adults, seniors, pregnancy & emergency services.
- CASH ASSISTANCE**

**NO** 

The services you use are **NOT** considered for the Public Charge test. Continue using services and stay healthy.

**YES**  **MAYBE**

Discuss next steps with your lawyer  to improve your Green Card or Visa application.

## TO FIND LOCAL RESOURCES:



Brought to you by:  
Outreach & Communication Workgroup, CA-PIF