



Date: August 4, 2022

DMS Operations Memo 22-13
Amended August 19, 2022

To: Income Maintenance Supervisors
Income Maintenance Lead Workers
Income Maintenance Staff

Affected Programs:

- | | |
|-----------------------------------------------------|------------------------------------------------------------|
| <input checked="" type="checkbox"/> BadgerCare Plus | <input type="checkbox"/> Caretaker Supplement |
| <input checked="" type="checkbox"/> FoodShare | <input type="checkbox"/> FoodShare Employment and Training |
| <input checked="" type="checkbox"/> Medicaid | |
| <input type="checkbox"/> SeniorCare | |

From: Jonelle Brom, Bureau Director
Bureau of Eligibility Operations & Training
Division of Medicaid Services

Jori Mundy, Bureau Director
Bureau of Enrollment & Eligibility Policy
Division of Medicaid Services

BadgerCare Plus, Medicaid, and FoodShare Eligibility Change for Certain Ukrainians

CROSS REFERENCE

- BadgerCare Plus Eligibility Handbook, [Section 4.3.3 Immigrants Eligible for BadgerCare Plus](#)
- Medicaid Eligibility Handbook, [Section 7.3.3 Immigrants Eligible for Medicaid](#)
- FoodShare Wisconsin Handbook, [Section 3.12.1.1 Qualified Immigrant or Immigration Status](#)

EFFECTIVE DATE

May 21, 2022

PURPOSE

This memo is to announce a federal law change that allows certain people arriving from Ukraine to be treated like refugees when determining eligibility for BadgerCare Plus, Medicaid, and FoodShare.

BACKGROUND

President Biden signed the “Additional Ukraine Supplemental Appropriations Act, 2022” into law (P.L. 117-128), allowing certain Ukrainian parolees to be eligible for entitlement programs, such as BadgerCare Plus, Medicaid, and FoodShare, to the same extent as refugees. The term “parolee” in this situation refers to immigration-related parole which allows individuals who may be inadmissible or

otherwise ineligible for admission to the United States to be in the United States for a temporary period for urgent humanitarian reasons or significant public benefit.

POLICY

Effective May 21, 2022, certain Ukrainian parolees became eligible for BadgerCare Plus, Medicaid, and FoodShare to the same extent as refugees. This eligibility was granted to Ukrainians (and others who last habitually resided in Ukraine), who:

- Have been paroled into the United States between February 24, 2022, and September 30, 2023, or
- Have been paroled into the United States after September 30, 2023, and who are:
 - The spouse or child of a Ukrainian paroled during the initial period.
 - The parent or legal guardian of an unaccompanied Ukrainian child who was paroled during the initial period.

The U.S. Citizenship and Immigration Service (USCIS), Systemic Alien Verification for Entitlements (SAVE) agency has indicated that Ukrainians with a paroled status will have a Class of Admission code of UHP, DT, PAR or U4U.

Note: People from Ukraine with any of these parole statuses arriving in the US during the specified time period are to be treated the same as refugees. This treatment is not limited to persons with a Ukrainian Humanitarian Parolees (UHP) status.

The initial eligibility dates for BadgerCare Plus and Medicaid are February 24, 2022, and for FoodShare is May 21, 2022, or the individual's date of parole, whichever is later. Like refugees, these Ukrainians with a parolee status may be eligible for BadgerCare Plus, Medicaid, and FoodShare, and are not subject to a 5-year bar. These individuals must still meet all other eligibility criteria. For FoodShare, these individuals are exempt from the sponsor deeming policy.

Before this law was passed, the USCIS started granting Temporary Protected Status (TPS) to Ukrainians in the U.S. to allow them to stay past their visa expiration dates and to apply for employment authorization. Persons with a TPS status are lawfully present in the U.S. but are not eligible for FoodShare. They may be eligible for BadgerCare Plus or Medicaid and not subject to the 5-year bar, but only if they are pregnant, a child under the age of 19, or a youth under the age of 21 residing in an Institution for Mental Disease (IMD).

CONTACTS

DHS CARES Problem Resolution Team: DHSCARESproblemresolution@wi.gov

DHS/DMS/BEOT/
DHS/DMS/BEEP/JL