

General Information Memorandum

ISD-GI 15-58

TO: ISD Employees
FROM:  Marilyn Martinez, Director, Income Support Division
RE: Haitian I-94s
DATE: October 1, 2015

This memorandum is to provide clarification from the Office of Refugee Resettlement (ORR) regarding restrictive language on I-94s issued to certain Haitians by Immigration and Customs Enforcement (ICE).

ICE has issued I-94s to certain Haitians that indicate parole, but also contain the following language:

- “This form does not convey authorization to receive any type of public benefit.”

A Haitian with a current or expired parole meets the definition of Haitian Entrant as defined in section 501(e) of the Refugee Education assistance Act of 1980. Haitian Entrants are eligible for ORR benefits and services. An I-94 of a Haitian that indicates a current or expired parole is documentary evidence of Haitian Entrant status. The presence on the I-94 of the language above does not alter or override ORR’s regulations or guidance. Such language does not invalidate the I-94 as documentation nor does it render the paroled Haitian ineligible for ORR benefits and services.

If you have questions please contact Kresta Opperman at (505) 827-7213 or by email at kresta.opperman@state.nm.us.