

## DOES PUBLIC CHARGE APPLY TO YOU?

In New Jersey, we want to make sure you and your family have access to affordable groceries and health care without fear. The new Public Charge final rule from the federal government may apply to you, and this quick guide can help you make informed decisions for your family.

### THESE IMMIGRANTS ARE NOT SUBJECT TO PUBLIC CHARGE AND SHOULD USE PUBLIC BENEFITS AS NEEDED



**YOU HAVE A GREEN CARD**

(Unless you are traveling out of the country for more than 6 months or have certain criminal convictions)



**YOU ARE A REFUGEE OR ASYLEE**



**YOU ARE APPLYING FOR OR ALREADY HAVE ONE OF THE FOLLOWING STATUSES:  
U.S. CITIZENSHIP, T OR U VISA, ASYLUM, REFUGEE, SPECIAL IMMIGRANT  
JUVENILE, VAWA SELF-PETITIONER**

### THESE IMMIGRANTS MAY BE SUBJECT TO PUBLIC CHARGE



**YOU ARE APPLYING FOR A GREEN CARD (LAWFUL PERMANENT RESIDENT STATUS)\***



**YOU ARE APPLYING FOR A VISA OR VISA EXTENSION (SUCH AS TOURIST OR  
STUDENT VISA) OR A CHANGE OF STATUS\***

\*Check with a legal services provider

*Not all benefits are considered a public charge.  
Learn more about which benefits are included ➡➡➡*

The Public Charge final rule went into effect on **February 24, 2020** and will apply to applications submitted on or after that date.

If you are unsure if this applies to you or a family member, please contact a legal services provider. For more information, visit [nj.gov/humanservices](https://nj.gov/humanservices)

# NOT ALL BENEFITS ARE INCLUDED IN THE NEW PUBLIC CHARGE RULE

YOU AND YOUR FAMILY CAN CONTINUE TO USE THESE BENEFITS WITHOUT FEAR OF PUBLIC CHARGE



## HEALTH CARE PROGRAMS:

Emergency Medicaid, CHIP, Medicaid for children under 21 and pregnant women, Medicare Part D low-income subsidy, subsidized health insurance under the Affordable Care Act (ACA), charity care



## FOOD ASSISTANCE:

WIC, school meals, food pantries and soup kitchens



## INCOME AND OTHER ASSISTANCE:

Head Start, child care assistance, EITC tax credits, disaster relief, tuition assistance and student loans, ESL classes and employment services, shelters for individuals who are homeless or domestic violence survivors, disability related services

THESE BENEFITS ARE INCLUDED AND MAY IMPACT YOUR PUBLIC CHARGE DETERMINATION



## HEALTH CARE PROGRAMS:

Non-emergency Medicaid/NJ FamilyCare (These benefits will not impact your public charge determination if you are pregnant)



## FOOD ASSISTANCE:

NJ SNAP (\*your US citizen household members are not included)



## INCOME AND OTHER ASSISTANCE:

TANF, general assistance (GA), SSI, federal Section 8 and public housing



## **IMPORTANT: PUBLIC CHARGE DOES NOT APPLY TO US CITIZEN HOUSEHOLD MEMBERS RECEIVING BENEFITS**

For example, if your US citizen child is eligible for and getting SNAP



### To get information or apply for benefits:

Visit [NJHELPS.org](https://www.njhelps.org)

For information regarding other food or housing programs, call 2-1-1 or visit [nj211.org](https://www.nj211.org)



# NEW JERSEY FOR ALL



**NJ Department of Human Services**

Phil Murphy, Governor

Sheila Oliver, Lt. Governor

Carole Johnson, Commissioner

*This is not intended as legal advice.*