 <p>Department of Children & Family Services <i>Building a Stronger Louisiana</i></p>	Division/Section	Family Support
	Chapter No./Name	4-Economic Stability (ES)
	Part No./Name	E-Special Households (FITAP)
	Section No./Name	E-100 FITAP Joint Special Households (FITAP)
	Document No./Name	E-110-FITAP Sponsored Aliens
	Effective Date	May 1, 2011

E-111-FITAP DEFINITION

A sponsor is a person or organization who executed an affidavit of support pursuant to Section 213A of the Immigration and Nationality Act on behalf of an alien, who is not the spouse or child of the sponsor, as a condition of the alien's entry into the U. S.

NOTE: NOT ALL ALIENS MUST OBTAIN A SPONSOR BEFORE BEING ADMITTED INTO THE U.S.

E-112-FITAP ELIGIBILITY REQUIREMENT

When an alien is sponsored by an individual count the income and resources of the alien's sponsor and sponsor's spouse, if living in the home, in determining the eligibility and level of benefits of the alien.

This applies until such time as the alien:

- achieves United States Citizenship through naturalization, or
- has worked 40 qualifying quarters of coverage, and in the case of any such qualifying quarter creditable for any period beginning after December 31, 1996, did not receive any federal means-tested public benefits.

Exception: The battered alien, the alien parent of a battered child and the child of a battered alien parent are not subject to alien sponsor provisions for up to 12 months.

E-113-FITAP RESPONSIBILITY TO PROVIDE INFORMATION


THE ALIEN IS RESPONSIBLE FOR OBTAINING ALL INFORMATION FROM THE SPONSOR AND FOR REPORTING ALL CHANGES IN THE SPONSOR'S SITUATION ACCORDING TO THE RULES FOR REPORTING CHANGES.

DENY THE ALIEN'S APPLICATION IF HE REFUSES TO COOPERATE.

E-114-FITAP * RESERVED **

E-115-FITAP INCOME

CONSIDER ALL OF THE SPONSOR'S AND SPONSOR'S SPOUSE'S IF LIVING WITH THE SPONSOR, GROSS COUNTABLE INCOME AS AVAILABLE TO THE ALIEN'S HOUSEHOLD MINUS ONLY THE FOLLOWING DEDUCTIONS:

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- The lesser of:
 - 20% of the total earned income, or
 - \$175.00
- The appropriate Need Standard for the sponsor, spouse, and any other persons living in the home whom the sponsor claims or could claim as a dependent for Federal income tax purposes.
- Total amounts the sponsor or spouse pays to anyone not living in the household but whom the sponsor or spouse claims or could claim as a dependent for Federal income tax purposes.
- Total verified alimony or child support the sponsor or spouse pays to persons not living in the household.

Budget the amount remaining as unearned income available to the alien.

If a person sponsors more than one alien, prorate the amount of counted income evenly among the sponsored aliens.

Note: If the alien switches sponsors during the certification period, then deemed income/resources would be recalculated based on the required information about the new sponsor as soon as possible after the information is supplied by the alien and verified by the local office.


E-116-FITAP SPONSOR'S LIABILITY IN OVERISSUANCES

SPONSORS AND ALIENS ARE JOINTLY LIABLE FOR OVERISSUANCES RESULTING FROM INCORRECT INFORMATION PROVIDED BY THE SPONSOR UNLESS THE SPONSOR CAN SHOW GOOD CAUSE OR THAT HE WAS NOT AT FAULT FOR THE ERROR. GOOD CAUSE EXISTS IF INFORMATION CHANGES WITHOUT THE KNOWLEDGE OF THE SPONSOR OR IF THE SPONSOR IS OR WAS UNABLE TO REPORT DUE TO ILLNESS, ABSENCE, ETC.

E-117-FITAP VERIFICATION

THE ALIEN SHOULD HAVE A DOCUMENT INDICATING THE SECTION OF THE LAW UNDER WHICH HE WAS ADMITTED. IF THE ALIEN CANNOT OBTAIN THE NEEDED INFORMATION, THE WORKER MAY CONTACT UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES AT:

U. S. CITIZENSHIP AND IMMIGRATION SERVICES
2424 EDENBORN AVENUE
SUITE 300
METAIRIE, LA 70001-1845

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