

441—65.37(234) Eligibility of noncitizens. The following groups of aliens who are lawfully residing in the United States and are otherwise eligible are eligible for food assistance benefits:

65.37(1) Aliens who are receiving benefits or assistance for blindness or disability as specified in 7 CFR 271.2, as amended to April 6, 1994, regardless of their immigration date.

65.37(2) Aliens who have been residing in the United States for at least five years as legal permanent residents.

65.37(3) Aliens who hold one of the following statuses:

- a.* A refugee admitted under Section 207 of the Immigration and Nationality Act.
- b.* A Cuban or Haitian entrant admitted under Section 501(e) of the Refugee Education Assistance Act of 1980.
- c.* An Amerasian immigrant admitted under Section 584 of the Foreign Operations, Export Financing and Related Program Appropriations Act.
- d.* An asylee admitted under Section 208 of the Immigration and Nationality Act.
- e.* An alien whose deportation or removal has been withheld under Section 243(h) or 241(b)(3) of the Immigration and Nationality Act.

65.37(4) Aliens aged 18 or under, regardless of their immigration date. The department shall exclude the income and resources of a sponsor when determining food assistance eligibility and benefits for an alien aged 18 or under.