

**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.