



Serving our Immigrant Workforce & Public Charge

CalFresh E&T Quarterly Partnership Forum
September 12, 2019

Agenda

- **Welcome & Introductions**
 - *Kristina Meza, CalFresh E&T Section Chief-CDSS*
- **CalFresh E&T Program Updates**
 - *Sarah Turner, CalFresh E&T Program Manager-CDSS*
- **Public Charge & CDSS**
 - *Marcela Ruiz, Immigration & Refugees Programs Branch Chief-CDSS*
- **Public Charge & Workforce Services**
 - *Melissa Williams, Policy Unit Manager-EDD*
 - *Jennifer Hernandez, Associate Secretary-LWDA*
- **Closing**
 - *Kristina Meza, CalFresh E&T Section Chief-CDSS*



Program Updates

CDSS

Program Updates

- **FFY 2020 State Plan Complete!**
- **CalFresh E&T at CWA's Meeting of the Minds in Monterey**
- **CalFresh E&T New Staff**

California Department of Social Services

**CALFRESH E&T: SERVING THE
IMMIGRANT WORKFORCE
AND PUBLIC CHARGE**

September 12, 2019

CalFresh Employment and Training

Vision

Increase the employment and earning capacity of CalFresh recipients

Mission

Provide more CalFresh recipients with access to CalFresh E&T, supportive services and skills and credentialing.

Strategic Goals

1. Increase job placement, retention, and wages
2. Increase CalFresh E&T participation across a dynamic mix of people, communities and cultures
3. Increase employability by removing barriers to employment
4. Increase skills attainment and credentialing
5. Lead an efficient and effective customer focused E&T program

Immigrants and Workforce

- California's Immigrant Population
- Federal Immigration Policy Trends:
Perceptions, Fear & Trust
- Public Charge
- Resources

California Quick Facts

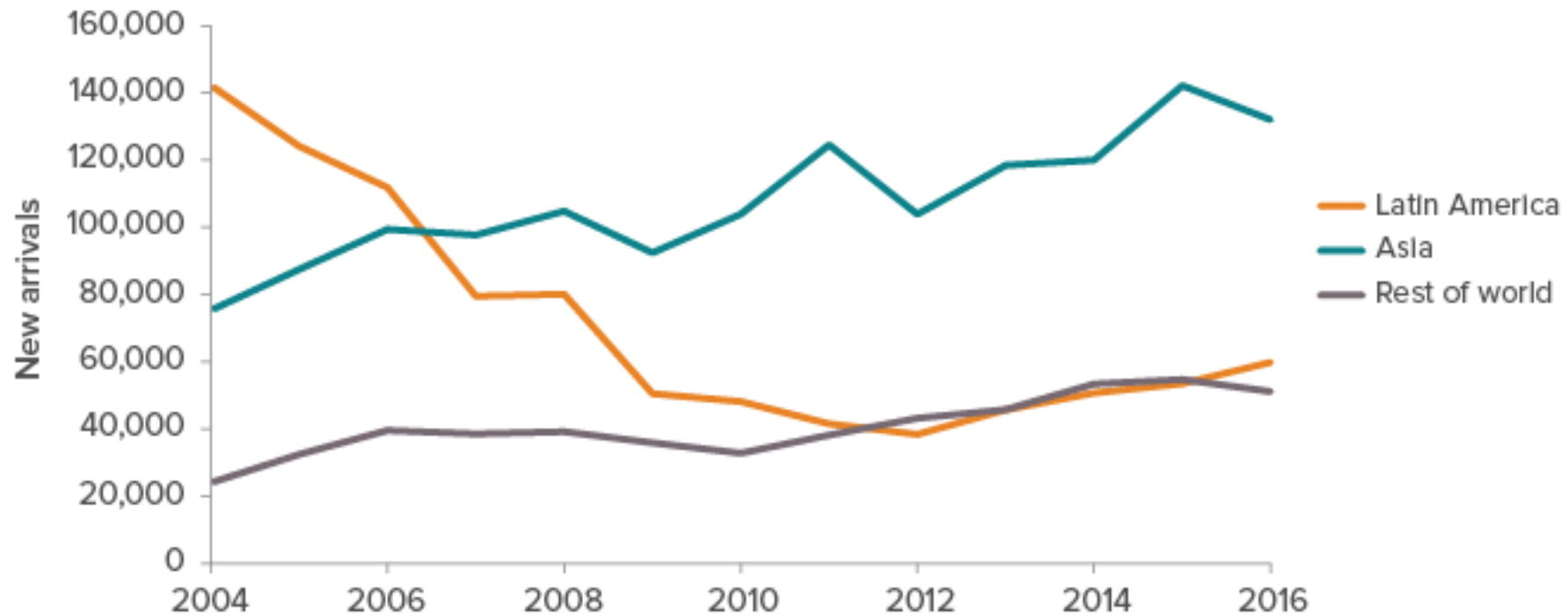
- California is home to 10.7 million immigrants (27% of the population)
- Immigrants account for 37% of California's workforce
- 73% are US Citizens or have legal status
- 12% of Californians live in a family with at least one undocumented individual or “mixed status” family

Foreign Born Population by County

County	Total Population	Immigrant Population	%
Santa Clara County	1,938,153	738,436	38.1%
San Francisco County	884,363	308,643	34.9%
Los Angeles County	10,163,507	3,506,410	34.5%
San Mateo County	771,410	266,136	34.5%
Imperial County	182,830	58,140	31.8%
Alameda County	1,663,190	527,231	31.7%
Orange County	3,190,400	969,882	30.4%
Monterey County	437,907	131,372	30.0%

□ Source: U.S. Census Bureau QuickFacts

Recent Immigrant Arrivals in California



Source: Public Policy Institute

Federal Immigration Policy Trends

1996 welfare and immigration reforms→

Federal benefits for LPRs after 5 years, certain aid and immigrant categories exempt.

More Recently...

- ☐ Information Sharing
- ☐ Immigration Enforcement
- ☐ Limiting Legal Immigration

State Policy

2015

- Investment in Unaccompanied Minor Program
- Investment in Legal Services for DACA, DAPA and Naturalization
- Creation of Statewide Director of Immigrant Integration
- Admission to Practice Law
- Anti-Retaliation Law

2016

- Medi-Cal Expansion for Undocumented Children
- Expanded Investment in Legal Services
- Expanded Access to Professional Licenses

2017

- Creation of California Newcomer Education and Well-Being Project
- Expanded Investment in Legal Services
- DACA Legal Services Fund
- California Values Act
- In-State Tuition for SIVs

2018

- Investment in Legal Services for Higher Education
- Investment in Legal Services for Minors and TPS Beneficiaries
- Food4All
- Immigrant Integration Metrics in Adult Education
- Investment in Workforce Services for Refugees

2019

- Medi-Cal Expansion to Young Adults
- Post-Placement Services for Ums
- Mental Health Investments

Federal Policy

2017

- ❑ **Travel Ban**
- ❑ **Increased Interior Enforcement**
- ❑ **End of CAM Program**
- ❑ **End of DAPA**
- ❑ **End of DACA**
- ❑ **Detention of Pregnant Women**
- ❑ **Lowered Refugee Presidential Determination**

2018

- ❑ **End of TPS**
- ❑ **Change to USCIS Mission**
- ❑ **Quotas for Immigration Judges**
- ❑ **Family Separation**
- ❑ **Proposed Expansion of Public Charge Rule**
- ❑ **Change to Asylum Rules**
- ❑ **Lowest Refugee Presidential Determination**

2019

- ❑ **Public Charge Rule**
- ❑ **Changes to family detention**
- ❑ **Third Country Asylum Rule**
- ❑ **Sponsor Rule**
- ❑ **Historic Enforcement Actions**
- ❑ **DACA in the Supreme Court**

Public Charge Inadmissibility

- Key Dates:

- ▣ Published: August 14, 2019

- SF and Santa Clara Counties File Suit: August 14, 2019

- Multi-State Suit Led by WA is Filed: August 15, 2019

- California AG Files Second Multi-state Suit: August 16, 2019

- Advocacy Organizations File Suit: August 16, 2019

- ▣ Rule's Effective Date: **October 15, 2019**

What is Public Charge?

- Test for non–U.S. citizens who apply for a visa to enter the U.S. or for lawful permanent resident status (to get a “green card”), to see if the person is likely to become dependent on government.
- Immigration determination
 - not a public benefits eligibility determination

When is Public Charge applied?

Admission

Applying for admission to the United States. This may be an application for a non-immigrant visa or for lawful permanent residence. This often takes place as a consulate but may occur at a border or airport (point of entry) at entry or re-entry.

Adjustment of Status **(“green card”)**

Applying to become a Lawful Permanent Resident (LPR). LPRs are provided with "green cards" as a form of I.D.

NOTE: LPRs may be subject to admission again if they leave the country for longer than 6 months.

Public Charge Inadmissibility

Current Rule

- Public charge test based on likelihood of becoming **primarily dependent** on the government for subsistence as demonstrated by use of:
 - **Cash assistance**, such as Supplemental Security Income (SSI), Temporary Assistance for Needy Families (TANF), and comparable state or local programs.
 - Government-funded **long-term institutional care**.

Proposed Rule

- Public charge is non-citizen who receives one or more public benefits, for more than 12 months in the aggregate.
- **Public benefits** are defined to include:
 - Cash Aid (CalWORKs, GR, SSI, etc.)
 - Medicaid/Medi-Cal
 - SNAP/CalFresh
 - HUD Section 8 rental subsidy
 - Medicare prescription subsidy
- **Totality of circumstances:** financial status, education and skills (English proficiency), etc.

Who is **NOT** subject to Public Charge?

- LPRs applying for Citizenship (Naturalization)
- Certain Humanitarian Visa Applicants and Holders are exempt.
Examples:
 - ▣ Asylees & Refugees
 - ▣ Special Immigrant Juveniles
 - ▣ T-Visa & U-Visa Holders
 - ▣ VAWA Self-Petitioner
- Individuals Applying for or Renewing Deferred Action for Childhood Arrivals (DACA)

Outreach to Immigrants

- Understand the demographics of your community
- Understand the specific needs of the immigrants you serve
- Make your services accessible by ensuring language access and cultural competency

Tools and Resources

- [CDSS List of Immigration Attorneys](#)
- [CWDA Immigrant Resource Tool](#)
- [ILRC Public Charge Resources](#)
- [Protecting Immigrant Families](#)
- [California Immigrant Resource Guide](#)



Serving our Immigrant Workforce & Public Charge: Workforce Service Perspective

Jennifer Hernandez, LWDA

Melissa Williams, EDD

Information Notice to the Field

- * WIOA Title I programs are NOT part of the expansion of programs that could trigger Public Charge
- * Encourage AJCC staff to assure customers that participation or receipt of WIOA Title I programs or services are not considered a determination factor for Public Charge
- * We will not offer legal advice, however we will:
 - Advise individuals with additional concerns to consult an immigration attorney, and provide CDSS list of providers
 - Share ILRC fact sheets regarding public charge
- * Additional Information and training forthcoming, sign-up for updates

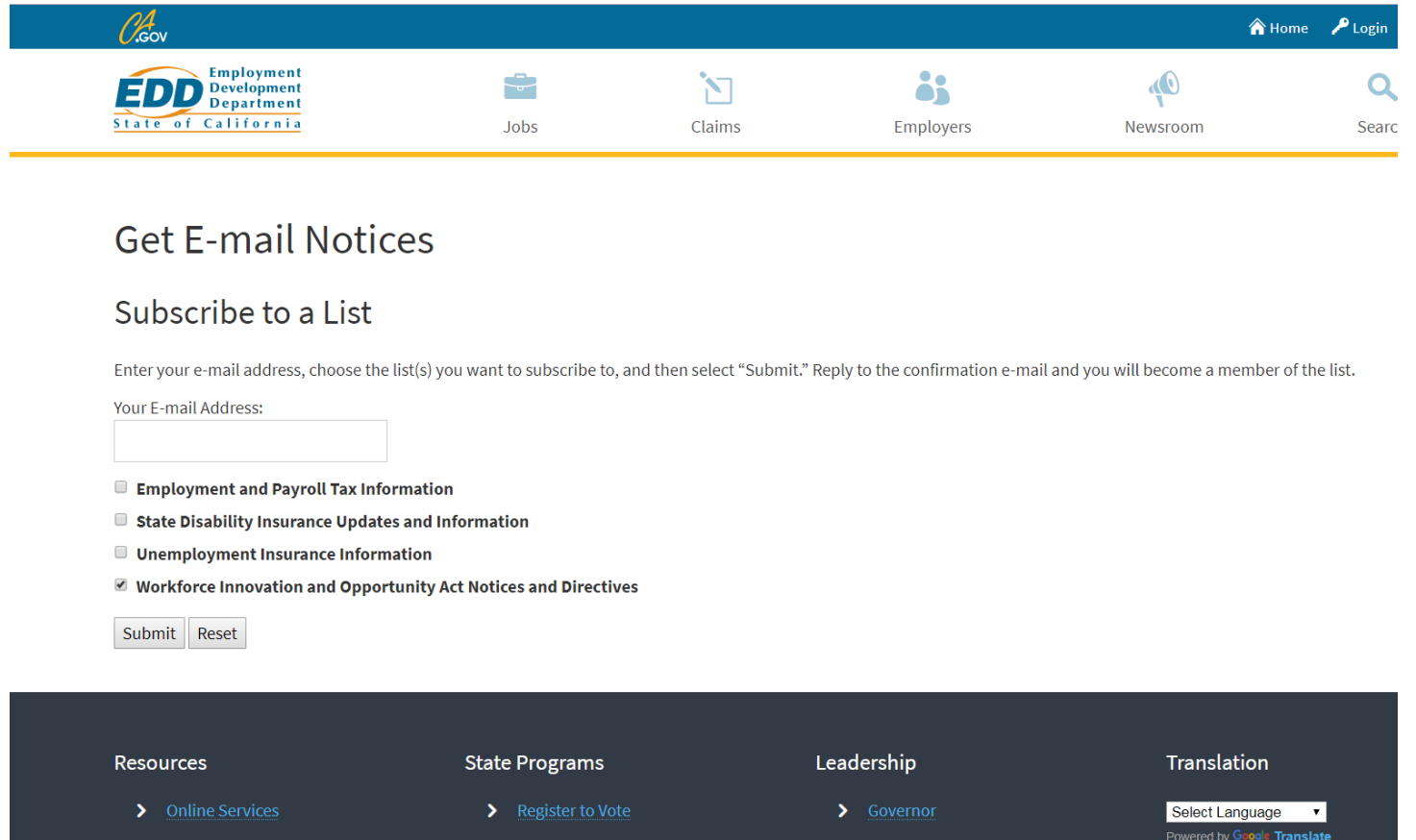


CHANGES TO PUBLIC CHARGE POLICY AND POTENTIAL IMPLICATIONS

On August 15, 2019, the U.S. Department of Homeland Security (DHS) published a final rule amending its regulations on public charge that will impact individuals seeking admission into the U.S or those seeking lawful permanent resident status. Public charge is determined for approval of legal U.S. immigration status and is defined as an individual who receives one or more public benefits for more than twelve months in the aggregate within any 36-month period (such that, for instance, receipt of two benefits in one month counts as two months). The changes to public charge will broaden the list of public benefit programs that could impact a public charge determination to include food stamp, housing, and health benefit programs.

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Policy & Guidance

- For existing policy directives visit **ACTIVE DIRECTIVES**
- For non, policy updates including Requests for Applications and other general communication visit **INFORMATION NOTICES**
- For general laws, regulations and links to WIOA resources visit the **LAWS and REGULATIONS** page

The screenshot shows the EDD State of California website. The header includes the CA.GOV logo, the EDD logo, and navigation links for Home, Login, and Settings. Below the header is a horizontal menu with icons and labels for Jobs, Claims, Employers, Newsroom, and Search. The main content area is titled "Policy and Guidance" and contains a paragraph stating: "The EDD offers workforce partners a variety of policy and guidance information. You may need to [download the no-cost Adobe Reader](#) to view and print the linked documents." Below this paragraph is a bulleted list of links: [Address Changes](#), [Active Directives](#), [Information Notices](#), and [Laws, Regulations, and Strategic State Plan](#). At the bottom of the page is a dark footer with a grid of links: Ask EDD, Online Services, Forms and Publications, Labor Market Information, Office Locator, and Información general en español. There is also a language selection dropdown and a "View Disclaimer" link. The footer also includes a row of links: Back to Top, About EDD, Contact EDD, Conditions of Use, Privacy Policy, Accessibility, and Site Map, followed by social media icons for Facebook, Twitter, LinkedIn, Instagram, and YouTube.

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Policy and Guidance

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Other Resources

- [ELL Initiative Page](#)

Pathways to Services- Work Authorization Directive

- [Presentation](#) on Pathways to Services (Link to PPT and Recorded Webinar)
- [Policy](#): WSD 18-03 Pathway to Services, Referral, and Enrollment

Questions?

CalFresh E&T Inbox





CalFresh E&T Partnership Forum

Next Installment: December 12, 2019
CalFresh E&T within State Initiatives and Partnerships



Thanks for
Joining Us!