

#### .04 Continuous Residency (CA)

[REVISION 09](#)  
(07/01/09 – 09/30/09)

Certain qualified noncitizens (LPR, parolee, and battered) who do not meet the five year date of entry requirement may establish potential eligibility for CA and full services MA.

#### **NA EXCEPTION**

Continuous residency does not apply to NA.

These noncitizens must provide documentation that indicates they have been residing in the U.S. continuously since August 22, 1996.

Continuous residency must be verified from August 22, 1996 to the U.S. entry date on the USCIS document.

There must be no absences longer than 30 continuous days. The total of all absences must be fewer than 90 days from the time the noncitizen entered the U.S. up to the date their status (LPR, parolee, or battered) status was approved.

When it has been determined there is potential eligibility for CA and full services MA for the qualified noncitizen, the noncitizen must provide both of the following:

- A written statement. The statement must include both of the following:

The date the noncitizen arrived in the U.S.

All absences from the U.S. from the arrival date until the date the LPR, parolee, or battered noncitizen status was approved. (See Example [Continuously Residing](#))

- Documentation to support the statement of the qualified noncitizen that they reside in the U.S. and have continuously resided in the U.S. since PRIOR to August 22, 1996. Several documents may be required to support the presence of the noncitizen in the U.S. The documentation may include, but are not limited to, the following:

Driver's license

Motor vehicle title(s) that lists the noncitizen

Rent or lease receipts or agreements that list the noncitizen

Mortgage records  
Church records  
School records for children that list the noncitizen  
Income tax returns  
Medical records  
Statement from doctors indicating time frames the noncitizen was treated  
Statement from clergy  
Attorney records  
USCIS records  
Employment records

Once every effort has been made to obtain the documentation, copies of the documentation must be sent to the [Policy Support Team](#) (PST). Document CADO or the CADO Extension Form (CEF) that the information was sent to the PST.

**WARNING**

This must be completed PRIOR to determining CA or full services MA eligibility for these applicants.

The PST evaluates whether the noncitizen meets the continuous residency requirements for full services MA, on a case by case basis.

When the evaluation of continuously residing is received, the PST responds within five [workdays\(g\)](#) with a determination, via e-mail to the EI with a copy to the Local Office Manager and Program Manager.

**WARNING**

Do not determine MA eligibility prior to a receipt of a continuous residency determination unless a medical emergency exists.