

REPORT TO THE LEGISLATURE

Naturalization Services

Chapter 4, Laws of 2015 (ESSB 6052 Section 207 (4))

December 1, 2016

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Naturalization Services

EXECUTIVE SUMMARY

Chapter 4, Laws of 2015 (ESSB 6052 Section 207 (4)) requires the Department of Social and Health Services (DSHS or the Department) to report to the Legislature annually on all sources of available funding for naturalization services during the current fiscal year, amounts expended to date by service type and funding source, the number of participants served, and program outcome data.

This report covers the most recently completed state fiscal year (SFY) 2016 (July 1, 2015 – June 30, 2016), due to limited data available for current SFY 2017 (July 1, 2016 – June 30, 2017).

Program Overview

The Office of Refugee and Immigrant Assistance (ORIA) is located within the DSHS, Economic Services Administration, Community Services Division and is designated by the Governor's Office to administer \$25 million in federal and state dollars to more than 60 providers, serving more than 8,700¹ refugee and immigrant clients in Washington state annually. ORIA services include refugee cash/medical assistance (RCA/RMA), comprehensive case management, self-sufficiency education, immigration assistance, refugee medical screening and mental health services, employment assistance, English as a second language (ESL), unaccompanied refugee minor foster care, youth educational activities, elderly services and naturalization services.

Naturalization is the process by which the Department of Homeland Security U.S. Citizenship and Immigration Services (USCIS) grants U.S. citizenship to a legal immigrant after he or she fulfills the requirements established by Congress in the Immigration and Nationality Act. To qualify for naturalization, an immigrant must be a legal permanent resident (LPR) for five years², have good moral character, and demonstrate knowledge of U.S. Civics and English by passing a written and oral exam.

Washington State law, RCW 74.08A.130 (**Attachment B**), requires DSHS to make an affirmative effort to identify and proactively contact legal immigrants receiving public assistance to facilitate their applications for

¹ ESA Program Briefing Book 2015 Annual Unduplicated Clients Served report for Refugee and Immigrant Assistance (RIA) 8,787 unduplicated clients for SFY 2015 DSHS Offices (ESA & ALSTA). This count includes clients served by the following ORIA programs: LEP Pathway, Refugee Resettlement Assistance and Naturalization Services.

² USCIS 'time in the U.S.' requirement varies among immigrants. Some may naturalize sooner than five years in the U.S.

naturalization. ORIA provides Naturalization Services statewide by contracting with community-based organizations (CBOs) that are accredited with the Board of Immigration Appeals (BIA), nonprofit legal services organizations and voluntary refugee resettlement agencies (VOLAGs). ORIA partners with the City of Seattle to leverage state and local funds to provide naturalization services in King County.

Immigrants receiving public assistance are eligible for the Naturalization Services Program if they meet the USCIS criteria to apply for U.S. citizenship and will be eligible to naturalize within a year of receiving naturalization services. Clients who enroll into Naturalization Services while on public assistance can continue to receive services even if their public assistance benefits end.

The Naturalization Services Program prioritizes outreach to the following clients:

- Refugees who arrived in the U.S. on or after August 22, 1996, who are currently receiving federal Supplemental Security Income (SSI), have been in the U.S. for at least four (4) years and have not naturalized;
- Refugees receiving state-funded Aged, Blind or Disabled (ABD) benefits; or
- Lawful permanent residents (LPR) who are currently receiving ABD and have not met the federal forty (40) work quarters to qualify for SSI.

These clients are classified as “outreach” participants, and contractors are incentivized to provide services to this target group.

The Naturalization Services Program provides specialized and culturally appropriate services that lead to client naturalizations, including the following: intake eligibility screening, application assistance, preparing fee waiver requests, assistance in obtaining medical disability exemption for disabled and elderly clients medically unable to pass the exam, citizenship training and preparation classes, interview preparation and on-site interview assistance, appeals, and follow-up reporting to confirm enrolled clients have naturalized.

Program Budget and Expenditures

For SFY 2016, the Washington State Legislature appropriated \$1,657,000 in general state funds (GF-S) for the Naturalization Services Program. ORIA administers the total budget for this program via statewide contracts for the provision of services. See **Attachment C**.

In SFY 2016, the Naturalization program has expended \$1,649,362.

Program Outcomes

In SFY 2016, the Naturalization Services Program served 2,993 unduplicated clients. Out of those served 697 (23%) identified as outreach participants; and providers reported that 1,144 (38%) clients became naturalized U.S. citizens with 114 (10%) of those clients identifying as outreach participants.

NATURALIZATION SERVICES

BACKGROUND

Washington State has a large and dynamic immigrant community and is among the top ten refugee receiving states in the nation³. According to the 2014 U.S. Census estimates, 18.8% of the families in Washington speak a language other than English⁴. In King County, the state's most populous county, 26.4% of the families residing in the county speak a language other than English at home⁵.

Each year, the Department of Homeland Security, U.S. Citizenship and Immigration Services (USCIS) welcomes approximately 700,000 citizens during naturalization ceremonies across the U.S. and around the world. In FFY 2015, 730,685 people were naturalized in the U.S. including 13,366 people in Washington State⁶. Naturalization is often viewed as the hallmark of successful integration. Immigrants who naturalize receive the same rights as other citizens, including the right to vote and the ability to participate in civic engagement. Other benefits include full protection of the U.S. Constitution, freedom to travel abroad, and eligibility for federal benefits such as Social Security benefits and Medicare. See **Attachment A** for basic information on becoming a U.S. citizen.

Since its creation in April 1997, ORIA's Naturalization Services Program continues to provide specialized and culturally appropriate services to assist eligible immigrants receiving public assistance that are interested in becoming U.S. citizens to apply, prepare and successfully naturalize in Washington State.

In SFY 2016, ORIA provided Naturalization Services through 18 contracts statewide with 13 contractors, community-based organizations (CBOs) that are accredited with the Board of Immigration Appeals (BIA), nonprofit legal services organizations that specialize in immigration and voluntary refugee resettlement agencies (VOLAGs) (See **Attachment C**). Some Contractors hold multiple contracts to provide services at different locations statewide.

ORIA also leverages existing community resources when possible to maximize access to naturalization service by contracting with the City of Seattle for naturalization services in King County. This partnership allows the State to take advantage of services the City already provides through

³ Refugee Processing Center: <http://www.wrapsnet.org/Reports/Archives/tabid/215/Default.aspx>

⁴ US Census Bureau, Quick Facts: <http://www.census.gov/quickfacts/table/PST045215/53>

⁵ US Census Bureau, Quick Facts: <http://www.census.gov/quickfacts/table/PST045215/53033>

⁶ USCIS, Naturalization Data Set: <https://www.uscis.gov/tools/reports-studies/immigration-forms-data/data-set-form-n-400-application-naturalization>

its New Citizens Program, such as legal assistance and consultation from immigration attorneys, training to citizenship service contractors on subjects such as new USCIS forms and policies where participation is open to any state funded provider in the state as well as training for citizenship class teachers.

All Contractors are BIA accredited organizations with BIA accredited individuals on staff and/or have access to a licensed attorney. Contractors also have ties to ethnic communities and provide bilingual services in culturally appropriate ways to immigrants seeking naturalization services. Many CBOs hire and train immigrants and former refugees from the same or similar ethnic or geographic background to serve new arrival groups. Citizenship classes are held in convenient locations such as at the CBO, community colleges, neighborhood community centers, church facilities, and public housing multi-purpose rooms. Class times and locations, teaching techniques, and transportation assistance are tailored to the needs of the participants.

ELIGIBLE POPULATION

Most legal immigrants, including refugees, must reside in the U.S. for five years before they are eligible to become citizens. There are some exceptions, for example: immigrants who obtained permanent residency through marriage to a U.S. citizen can apply after residing in the U.S. for three (3) years, and applicants who served in the U.S. armed forces during war may obtain citizenship without first becoming a permanent resident if they were in the U.S. upon enlistment into the U.S. military.

Individuals are eligible to receive DSHS-funded Naturalization Services if they are non-citizen, legal immigrants who:

- Are recipients of Supplemental Security Income (SSI), or other state/federal funded cash, food, medical assistance, or were receiving such benefits at the time the participant began receiving Naturalization Services;
- Meet the eligibility criteria to apply for U.S. citizenship, including lawful permanent residence status; and
- Are eligible to naturalize or will be eligible to naturalize within one (1) year of receiving Naturalization Services.

DSHS Naturalization Services Program identifies refugees who receive federal SSI or state-funded Aged, Blind or Disabled (ABD) benefits as a target group and are designated as "Outreach" participants. Outreach

participants are:

- Refugees who arrived in the U.S. on or after August 22, 1996, who are currently receiving SSI, have been in the U.S. for at least four (4) years and have not naturalized;
- Refugees receiving ABD; or
- Lawful permanent residents (LPR) who are currently receiving ABD and has not met the federal forty (40) work quarters to qualify for SSI.

Refugees are only eligible for SSI for up to seven (7) years unless they naturalize. If they fail to become a U.S. citizen, they will lose their SSI cash benefits (a monthly income of \$733 per eligible individual and \$1,100 per eligible couple). Once they lose SSI, they are eligible for the Washington State ABD program, which is a monthly cash benefit of up to \$197. Naturalizing these individuals allows SSI recipients to keep or regain their benefits, which is a higher monthly income.

Clients who enroll into the Naturalization Services Program while on public assistance can continue to receive services even if their public assistance benefits end.

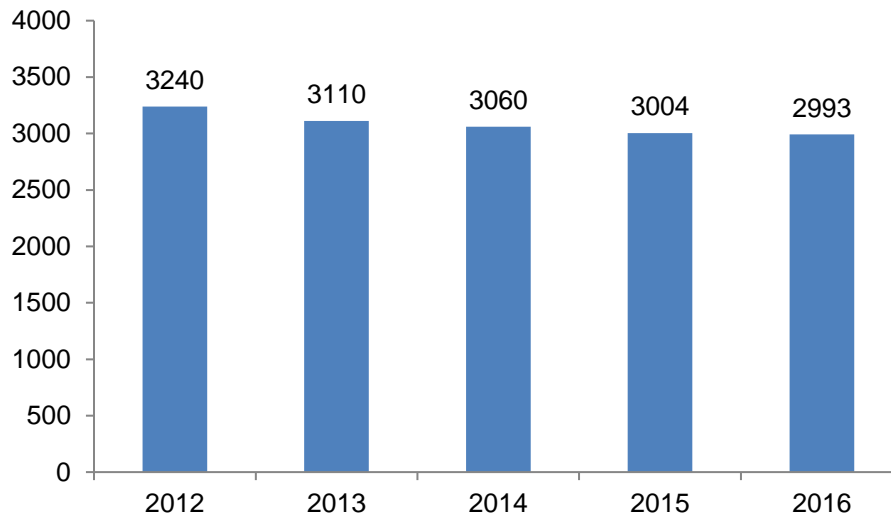
POPULATION SERVED

In SFY 2016, a total number of 2,993 participants received naturalization services, of which approximately 1,474 (49%) were refugees and 1,519 (51%) were non-refugees clients⁷.

The chart below shows the number of Naturalization Services Program participants from SFY 2012-2016:

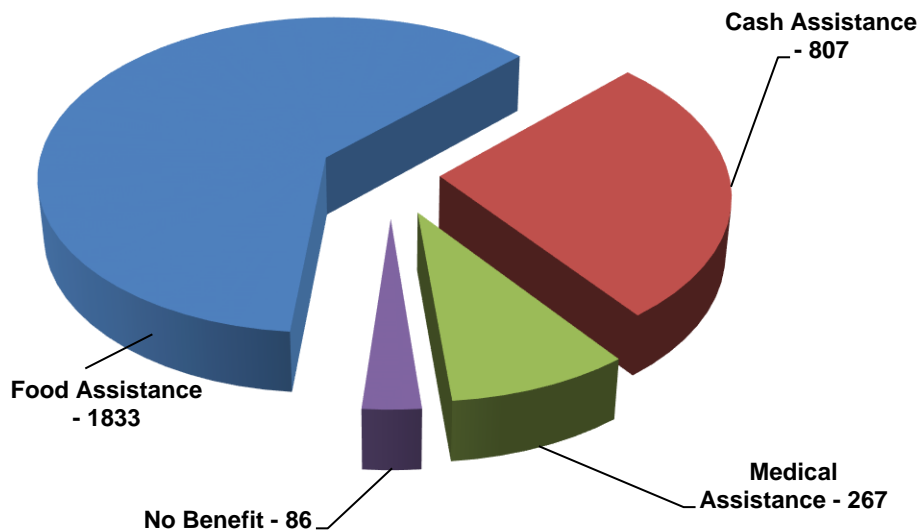
⁷ Data Source: RIA, ACES Database Warehouse as of 11/9/2016.

Total Number of Naturalization Services Participants, SFY 2012-2016



The following chart shows the total number of unduplicated participants in SFY 2016 by their benefit type. If a client is in more than one public assistance program, the client is counted once using the following program hierarchy order: Cash, Food, and then Medical.

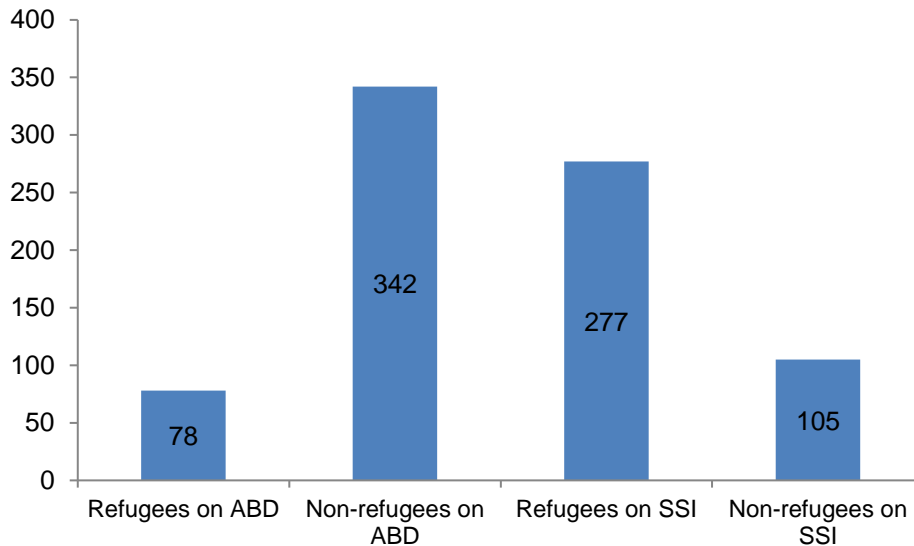
Number of Unduplicated Participants by Benefit Type in SFY2016⁸



⁸ Data Source: RIA, ACES Database Warehouse as of 11/09/2016. 86 Clients have no benefit. Clients who enroll into the Naturalization Services Program while on public assistance can continue to receive services even if their public assistance benefits end.

The following chart shows the total 802 clients on ABD and SSI served in SFY 2016:

Number of Refugees/Non-Refugees on ABD/SSI in SFY2016⁹



In SFY 2016, 697 participants met the criteria that prioritize them for outreach and recruitment into the program. For instance, these are refugee at risk of losing their federal SSI benefits if they fail to naturalize within seven years after arrival in the United States. They are also refugees who are receiving state-funded Aged, Blind or Disable cash assistance, when they could be eligible for SSI if they became U.S. citizens.

In addition, there were 105 legal permanent residents (LPRs) receiving SSI but were not considered as outreach participants, because they will not lose their SSI if they fail to naturalize. LPRs are eligible for SSI if they have a total of 40 credits of work in the U.S. and the 7-year rule does not apply to them. If LPRs entered the U.S. on or after August 22, 1996, then LPRs may not be eligible for SSI for the first five years as a lawfully admitted permanent resident, even if they have 40 credits of earnings

⁹ Data Source: RIA, ACES Database Warehouse as of 11/9/2016.

SERVICES

In SFY 2016, the DSHS contracted providers offered the following services through the Naturalization Services Program:

- Intake Screening - Intake screening is conducted to determine eligibility and to make referrals as necessary to an attorney or a BIA accredited person to address legal and good moral character¹⁰ issues associated with an application for naturalization. (An intake screening completed for an outreach participant is a separate Outreach Enrollment payment point for invoicing purposes.)
- N-400 Assistance - Assistance with completion and submittal of the USCIS Application for Naturalization Form (Form N-400). The form is lengthy and difficult for many participants to complete.
- Fee Waiver - Assistance in obtaining a fee waiver (Form I-912) to USCIS. N-400 Application fees and required fingerprint fees may be provided if a Fee Waiver request is not approved by USCIS.
- Training Hours - Citizenship preparation training and instruction includes classes in American History and civics and USCIS interview preparation. English language training needed for the citizenship test may also be provide.
- Disability Waiver - Assistance with completion and submittal of the USCIS Medical Certification for Disability Exception (Form N-648), as well as, assistance in obtaining other test exemptions when appropriate.
- Interview Preparation - Includes follow-up with participants and USCIS on the date/time for an interview; arrangement for interpreters, attorneys, and additional documents requested by USCIS; and provide additional sessions to practice pronunciation and diction.
- Interview Assistance - Assisting participants to apply for special accommodations during the interview process and/or being present on-site with participants during his/her interview to provide assistance and support.
- Fingerprint Fee - Reimbursement of the fingerprint fee for all participants age 75 years and under who do not meet USCIS

¹⁰ Some items USCIS will consider for good moral character include: criminal record, lying to gain immigration benefits, and failing to pay court-ordered child support.

criteria for fee waivers and have received a denial of eligibility of their waiver request from USCIS based on ineligibility.

- N-400 Fee - Reimbursement of the USCIS Form N-400 application processing fee when participant is ineligible for a fee waiver. This requires written approval of an exception to policy from the DSHS ORIA.
- Appeals - For Immigration Attorney/BIA accredited representative to assist with a Request for a Hearing on a Decision in Naturalization Proceedings (USCIS Form N-336) to request a hearing before an immigration officer on the denial of the participant's USCIS N-400 Application.

A. Test Exemptions and Accommodations

Contractor staff assists applicants to apply for test exemptions and accommodations to ensure that they have the best support to pass the naturalization test successfully. The process to obtain exemptions and accommodations is often complex and lengthy thus assistance from trained provider staff is vital to the successful completion of the naturalization process.

Common exemptions include:

- English and Civics Examination
There are two general exemptions: 50/20 (50 years of age and residing in the U.S. for at least 20 years) and 55/15 (55 years of age and residing in the U.S. for at least 15 years). Meeting either criterion means the applicant can waive the requirement to read and write a sentence correctly in English during the naturalization examination. The applicant still needs to take the American civics exam in English unless further waiver is given to take the same exam in the applicant's native language. The applicant is responsible to bring an interpreter to the interview if the civics exam is given in a language other than English.
- Medical Disability
A medical disability exemption waives the English and civics examination for qualified applicants. Form N-648 is completed by a licensed medical or osteopathic doctor, or licensed clinical psychologist to verify the applicant's disability due to a physical or developmental disability or mental impairment that has lasted or is expected to last 12 months or more. Contractors have reported an increase in denials from the USCIS and have been meeting to strategize on appropriate strategies to address this concern.

Common accommodations include:

- Disability
USCIS has an obligation under federal law and policy to provide accommodations for physical and mental impairments that make it difficult for applicants to complete the naturalization process, including the examination.
- Age 65 and Older
In some cases, applicants who are 65 years of age and older and have resided in the U.S. for 20 years or more (does not require continuous presence) may be given a shortened version of the naturalization civics examination in the applicant's native language. This waiver does not require the applicant to be disabled.

B. Outreach Participants

Attention is given to address special needs in the outreach target population. For example, elderly refugees may suffer from age related memory loss, lack of concentration and may have difficulty learning a new language. They often require more class time to practice and study before they can successfully pass the naturalization test. Contractors can also assist individuals who are currently receiving ABD or SSI to waive English Language proficiency requirements based on age and length of legal permanent resident status requirements for naturalization. Finally, some contractors are able to provide tutoring for outreach participants who are homebound.

To recognize the additional assistance and support that outreach participants need as well as to emphasize outreach participants as the Naturalization Services Program's targeted priority, Contractors are paid for Outreach Enrollment and Outreach Naturalization Completion payment points.

C. Naturalization Completion Reporting

Contractor staff assists clients throughout the naturalization process, from application completion and submission to being present on-site at USCIS offices during a client's formal interview process that may result in approval of the application. All Contractors are BIA accredited organizations with BIA accredited individuals on staff and/or have access to a licensed attorney who is able to appear before the Board of Immigration Appeals as the client's legal representative to appeal a denial of a Naturalization application. BIA accredited organizations and staff are also notified when their client has succeeded in obtaining approval of U.S.

citizenship and are invited to take oath during scheduled USCIS citizenship ceremonies throughout the State. Contractors are also proactive in following up with clients served who have naturalized but may not have informed the service provider. Contractors report to DSHS naturalization completions when they become known.

PROGRAM FUNDING

The DSHS Naturalization Services Program is supported solely through general state funds (GF-S). In SFY 2016 the Washington State Legislature appropriated \$1.657 million for services. The funding has remained stable since 2012. Many providers report that the need for naturalization services in the community extends beyond the funding provided. To avoid gaps in services, providers marry state dollars with other funding resources, such as grants from USCIS, or may charge nominal fees to the clients. Regardless of the varied funding streams, providers report waiting lists for their services.

In SFY 2016, the Naturalization program expended \$1,649,362. The following chart shows total program disbursement for SFY 2012-2016:

State Fiscal Year	Total Budget	Total Distribution	Balance
2012	\$1,657,000	\$1,631,619	\$ 25,381
2013	\$1,657,000	\$1,656,273	\$ 727
2014	\$1,657,000	\$1,617,793 ¹¹	\$ 39,207
2015	\$1,657,000	\$1,634,792 ¹²	\$ 22,208
2016	\$1,657,000	\$1,649,362	\$ 7,638

PROGRAM DISBURSEMENTS

The Naturalization Services Program contracts follow a state fiscal year schedule (July 1 to June 30). In SFY 2016, Contractors entered into a performance-based contract that was structured on naturalization completions. This contracting model meets the performance based outcome criteria for contracting required by the Governor’s Executive

¹¹ As of October 1, 2014.

¹² As of September 29, 2015, a balance of \$22,208 was unspent.

Order 10-02, Performance Based Contracting. Under this model, Contractors may receive up to 95% of their contract amount by billing for specific service payment points and may earn their remaining 5% by achieving their individually negotiated naturalization completion annual performance outcome goals.

Contractors have a menu of services that they are allowed to bill for and make discretionary determination on how they want to spend down their allotted contract amount under the 95%/5% model. Contractors submit invoices for naturalization services on a monthly basis and are allowed to submit billings up to 30 days after each month of service. An additional final invoice after their June submission is allowed to close out the program service year. DSHS has 30 days from the date of receipt and approval of each invoice to process and make payment.

This chart shows SFY 2016 program expenditures by service type:

Program Expenditures, SFY 2016

Service	Expenditures
Intake Screening	\$173,542
Outreach Enrollment	\$25,050
Assistance with USCIS N-400 Application	\$479,070
Fee Waiver Request	\$155,616
USCIS Fingerprint Fee	\$0
USCIS N-400 Application Fee	\$0
Disability Exception Assistance - USCIS N648 Form	\$58,750
Citizenship Training Hours	\$180,691
Naturalization Completion Follow-up	\$400,095
Outreach Naturalization Completion	\$17,057
Appeals	\$543
Interview Preparation	\$50,500

Service	Expenditures
Interview Assistance	\$27,000
Annual Performance Outcome Goal Achievement	\$81,448
Total	\$1,649,362

PROGRAM OUTCOMES

In SFY 2016, the Naturalization program had:

- 2,993 unduplicated clients received Naturalization services, of which 697 (23%) were identified as Outreach participants.
- 1,144 (38%) Naturalization completions were reported for the total unduplicated caseload, of which 114 (10%) were reported as Outreach participants Naturalization completions.

Although the main performance outcome goal for this program is completed naturalizations, given the challenges and complexities of this process for many of the clients, the program also tracks specific activities associated with the naturalization process as outcomes and payment points for billings.

The following reflects reported payment points outcome data for SFY 2016, with a four-year look-back:

SFY 2012-2016 Outcomes

Service	2012	2013	2014	2015	2016¹³
Intake Screening	1,957	1,783	1,815	1,866	1,736
Outreach Enrollment	143	163	127	189	167
Assistance with USCIS N-400 Application	1,650	1,540	1,638	1,580	1,599
Fee Waiver Request	1,655	1,548	1,628	1,567	1,558
USCIS Fingerprint Fee	0	0	2	0	0

¹³ Data Source: RIA, ACES Database Warehouse as of 11/09/2016.

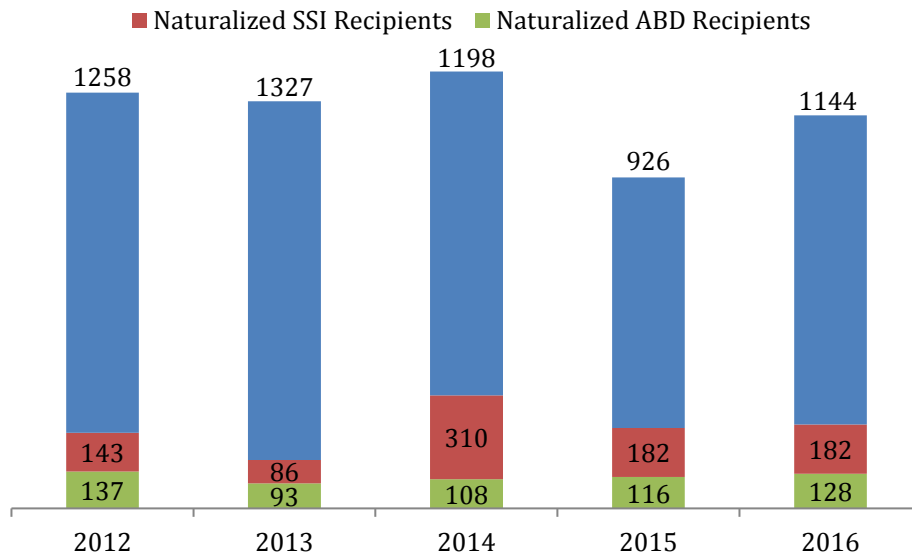
Service	2012	2013	2014	2015	2016¹³
USCIS N-400 Application Fee	0	0	2	0	0
Disability Exception Assistance - USCIS N648 Form	219	251	193	253	235
Citizenship Training Hours	30,249 Hours	27,737 Hours	24,624 Hours	25,490 Hours	18,069 Hours
Naturalization Completion Follow-up	1,259	1,327	1,198	926	1,144
Outreach Naturalization Completion	281	179	95	85	114
Appeals	4	0	4	5	2
Interview Preparation	583	692	568	532	505
Interview Assistance	n/a	9	138	129	270

On February 2014, USCIS released a revised Form N-400, Application for Naturalization, to provide USCIS with additional tools to make important eligibility determinations. This has resulted in a more lengthy, in-depth and complicated application requiring increased attention by service providers to assist clients in completing. In response to this change, ORIA worked with its contractors and agreed to increase the N-400 Assistance payment point to better reflect the amount of work that the revised Form N-400 requires. However because additional funding is not available for this payment point change, the payment amounts for Fee Waiver Assistance, Outreach Enrollment and Outreach Naturalization Completion were conversely decreased to accommodate the N-400 Assistance payment increase.

Due to the payment point changes, more contract funding was used for N-400 Assistance which limited the number of other naturalization services that the Contractors could provide, including Naturalization Completion Follow-up.

The following chart shows the number of clients who have been granted U.S. citizenship status through the naturalization process from SFY 2012-2016, with breakout counts for SSI and ABD recipients who have naturalized:

Total Number of Naturalized Participants, SFY 2012-2016¹⁴



The actual number of naturalized individuals is likely much higher than captured here, because participants may neglect to report their naturalization to service contractors. Failure to report a change in status may be due to a number of factors such as multiple attempts before a successful naturalization, relocation during the process, and naturalizing on their own after receiving services through a contractor.

Overall, Washington State follows the current national trend of increased naturalized citizens. For example, 730,685 individuals naturalized in FFY15 as compared to FFY14 when 654,949 individuals naturalized¹⁵.

BARRIERS TO NATURALIZATION

The application process for naturalizing is very complicated, and even a simple mistake can delay processing. It is also very costly; the current naturalization fee is \$680 per person (includes application fee and mandatory fingerprint fee). Low income immigrants find the cost for professional assistance combined with the naturalization fees prohibitive, and without DSHS's free Naturalization Services Program many may not attempt to apply to naturalize.

¹⁴ Data Source: RIA, ACES Database Warehouse as of 11/9/2016.

¹⁵ USCIS, Naturalization Data Set: <https://www.uscis.gov/tools/reports-studies/immigration-forms-data/data-set-form-n-400-application-naturalization>

The high cost of application fees can be a barrier to individuals applying for citizenship. However, USCIS will waive this fee for low-income applicants such as those on public assistance. Contractors are required to assist participants to submit a fee waiver request and help them gather the documentation they need to support their request. In SFY 2016, Contractors reported helping participants submit 1,558 fee waiver requests to USCIS. While there is great benefit in seeking waivers, filing waiver requests is a significant workload for both the service provider and the applicant. Submitting a fee waiver request will generally increase the processing time by about two months.

The changes made in 2013 to the naturalization examination format continue to make the naturalization process more difficult for refugees and immigrants who are applying to become U.S. citizens. The current examination format has moved away from civics trivia to emphasize instead, the basic concepts of U.S. government structure and American history and geography. To pass the test, applicants must have a more detailed understanding of U.S. history and civics. For example, the examination will test the applicant's knowledge of the federalist papers and how they influenced ratification of the U.S. Constitution. USCIS hoped that the new test will encourage attachment to the principles of citizenship¹⁶.

DSHS and service contractors are working to mitigate barriers to the naturalization process by helping participants overcome anxieties and barriers including:

- Age-related memory problems and their impact on learning civics and history
- Inability to speak English under the pressure of the citizenship interview
- Citizenship classes tailored for “everyone” regardless of English capabilities
- Difficulty in obtaining test exemptions and/ or accommodations
- High costs related to the naturalization process: \$595 application fee and \$85 for the mandatory fingerprint fee

Another barrier in the naturalization process is related to Medical Disability Waivers. Over the last couple of years, DSHS contractors have been experiencing an increased level of disability waiver denials by USCIS. A

¹⁶ Alphonso Aguilar, Chief of the Office of Citizenship, Press Conference on New Naturalization Test, September 27, 2007, http://www.uscis.gov/files/pressrelease/natzrndtbl_72sep07.pdf

disability waiver allows disabled clients, particularly those with mental health issues, to either take a simplified citizenship test or have the test waived. The “spike” in denials is not unique to our state and has been recognized by the federal Office of Refugee Resettlement and the USCIS, both who have previously organized discussions on this topic. The concern is that USCIS requires medical documentation to support the disability request and USCIS agents, who are not medically trained, are overriding the medical evidence based on their own perception of the client’s disability.

ORIA is partnering with the City of Seattle’s Office of Immigrant and Refugee Affairs (OIRA) to coordinate and address with the USCIS the struggles that many Contractors face in obtaining an approval of the N-648 Disability Exception Requests for refugee and immigrant clients. The rejection of the N-648s greatly impacts the increased time contractors need to spend to resubmit applications, and denials of N-648s may have resulted in some refugee clients losing SSI benefits for failure to naturalize within the seven year federal timeline. To improve their performance, USCIS is working to make sure that their immigration officers are better prepared and trained to handle disability waiver requests and offer more trainings to stakeholders to better educate on the disability waiver requirements.

The Department recognizes service providers who contract with DSHS to provide naturalization services as playing a key role in identifying barriers, participating in the development of strategies and coordinating the service network viable solutions to help address barriers to naturalization for DSHS clients who want to naturalize. Individual meetings are held with providers throughout the SFY 2016 program year for ORIA staff and contractors to discuss outreach to clients, program successes and challenges and contracting structure and billing processes that may need to be changed to provide providers additional support needed to provide quality and effective naturalization services.

ATTACHMENT A

BASIC INFORMATION ON BECOMING A UNITED STATES CITIZEN

Who is eligible?

Legal permanent residents (LPR) who have resided in the U.S. for five years (three years if married to a U.S. citizen). LPR status is indicated on the applicant's USCIS I-551 Permanent Resident Card (also known as a "green card"). Refugees are eligible to apply for LPR status one year after arriving in the U.S.

Requirements to apply for citizenship - Applicant must:

- Be at least 18 years old;
- Have been present in the U.S. as a Permanent Resident for at least half of the 5 years (three years if married to a U.S. citizen);
- Be able to pass a test on speaking, understanding, reading and writing basic English;
- Be able to pass a U.S. history and government test;
- Have good moral character;
- Understand and accept the oath of allegiance to the U.S.; and
- Not have a citizenship-related legal problem.

Exceptions in the testing requirements

For applicants that meet certain age and time in the U.S. criteria, the USCIS makes exceptions to the testing procedures. This may include allowing the applicant to bring an interpreter for the English test, or asking the applicant 10 history and U.S. government questions instead of 20. For applicants who meet the USCIS criteria for disability, both tests are waived.

What is the process?

If the applicant meets all the eligibility requirements, he or she may file a USCIS Application for Naturalization form with required photos and a money order or check for the application fee (\$595) and fingerprint fee (\$85) to the USCIS. The process takes approximately 4 months from the date of the application to date of interview with USCIS.

Are there any resources available to help?

There are community based organizations in the state that provide services to eligible applicants including assistance in completing the citizenship application and disability waiver requests, providing applicants with the USCIS fees, or assisting them to request the USCIS to waive the fees for low income families. These agencies also provide citizenship preparation classes.

What are the benefits?

Many SSI clients that have not naturalized or cannot show they have 40 work quarters will lose their SSI benefits when they reach their 7 year time limit. By becoming citizens, they can maintain their benefits and become eligible for a full range of other public benefits. Citizens can apply for more family members to immigrate to the U.S. and often more quickly than lawful permanent residents. Children, who are under 18 and live at home at the time one or both of their parents naturalizes, automatically become U.S. citizens. Citizens can vote, can travel abroad without worrying about re-entry permits, are protected from deportation and can apply for certain government jobs.

ATTACHMENT B

RCW 74.08A.130

Immigrants - Naturalization facilitation.

The department shall make an affirmative effort to identify and proactively contact legal immigrants receiving public assistance to facilitate their applications for naturalization. The department shall obtain a complete list of legal immigrants in Washington who are receiving correspondence regarding their eligibility from the social security administration. The department shall inform immigrants regarding how citizenship may be attained. In order to facilitate the citizenship process, the department shall coordinate and contract, to the extent necessary, with existing public and private resources and shall, within available funds, ensure that those immigrants who qualify to apply for naturalization are referred to or otherwise offered classes. The department shall assist eligible immigrants in obtaining appropriate test exemptions, and other exemptions in the naturalization process, to the extent permitted under federal law.

ATTACHMENT C

SFY 2016 NATURALIZATION CONTRACTS

Contractor	Contract Amount
REGION 1	
NW Immigrant Rights Project (Yakima County)	\$ 19,000
World Relief – Spokane	\$ 145,277
World Relief – Tri Cities	<u>\$ 65,307</u>
Region 1 Total	\$ 229,584
REGION 2	
City of Seattle	\$ 365,815
East African Community Services	\$ 27,969
International Rescue Committee	\$ 59,438
Korean Women’s Association (King County)	\$ 51,896
Lutheran Community Services NW (King County)	\$ 45,633
NW Immigrant Rights Project (King County)	\$ 31,270
Refugee & Immigrant Services NW	\$ 153,512
Refugee Federation Service Center	\$ 118,600
Somali Youth & Family Club	\$ 29,441
Ukrainian Community Center of WA	\$ 54,438
World Relief – Seattle	<u>\$ 119,134</u>
Region 2 Total	\$1,057,146
REGION 3	
Korean Women’s Association (Pierce County)	\$ 84,768
Lutheran Community Services NW (Clark County)	\$ 134,151
Multicultural Self-Sufficiency Movement	\$ 83,913
Tacoma Community House	<u>\$ 67,438</u>
Region 3 Total	\$ 370,270
TOTAL CONTRACT AMOUNT	\$1,657,000