



Positive and Negative Public Charge Factors

This chart summarizes the positive and negative factors that USCIS and DOS will consider in assessing whether an individual is inadmissible as likely to become a public charge. Heavily weighted factors are in bold. The USCIS factors can be found in Volume 8, Part G of the USCIS Policy Manual. The DOS factors can be found in the Foreign Affairs Manual at 9 FAM 302.8.

USCIS, Form I-944		DOS, Form DS-5540	
Positive Factors	Negative Factors	Positive Factors	Negative Factors
<input type="checkbox"/> Age 18–61 <input type="checkbox"/> Healthy (no Class A or B certification) <input type="checkbox"/> Total household income, assets ≥ 250% of FPG <input type="checkbox"/> EAD, income ≥ 250% of FPG <input type="checkbox"/> Total household income, assets ≥ 125% of FPG <input type="checkbox"/> Private health insurance <input type="checkbox"/> ACA health insurance <input type="checkbox"/> Medicaid, CHIP, state-funded insurance <input type="checkbox"/> Medicare <input type="checkbox"/> Resources to cover medical costs <input type="checkbox"/> Good credit report <input type="checkbox"/> Credit score ≥ 670 <input type="checkbox"/> Employed, job history	<input type="checkbox"/> Age < 18 or > 61 <input type="checkbox"/> Health condition affects job, school, care for self <input type="checkbox"/> Health condition and no insurance, resources <input type="checkbox"/> No health insurance <input type="checkbox"/> Total household income, assets < 125% of FPG <input type="checkbox"/> EAD, no job, no job history, no prospects <input type="checkbox"/> No job skills <input type="checkbox"/> Receipt of any of 9 benefit programs after 2/23/20 for > 12 months within 36-month period <input type="checkbox"/> Receipt of SSI, TANF, state GA before 2/24/20 <input type="checkbox"/> Negative credit report <input type="checkbox"/> Credit score < 580 <input type="checkbox"/> Liabilities	<input type="checkbox"/> Age 18–61 <input type="checkbox"/> Total household income, assets ≥ 250% of FPG <input type="checkbox"/> EAD, income ≥ 250% of FPG <input type="checkbox"/> Total household income, assets ≥ 125% of FPG <input type="checkbox"/> Private health insurance (including ACA subsidized) <input type="checkbox"/> Resources to cover medical costs <input type="checkbox"/> High school diploma <input type="checkbox"/> Primary caregiver <input type="checkbox"/> College or other degree <input type="checkbox"/> Not public benefits eligible <input type="checkbox"/> Sufficient affidavit of support	<input type="checkbox"/> Age < 18 or > 61 <input type="checkbox"/> Health condition affects job, school, care for self <input type="checkbox"/> Health condition and no insurance, resources <input type="checkbox"/> Total household income, assets < 125% of FPG <input type="checkbox"/> Receipt of any of 8 benefit programs on/after 2/24/20 for > 12 months within 36-month period <input type="checkbox"/> EAD, no job, no job history, no prospects <input type="checkbox"/> Prior inadmissibility on public charge <input type="checkbox"/> Sponsor failed to reimburse agency for public benefits received by prior sponsored immigrant

<ul style="list-style-type: none"> <input type="checkbox"/> Job skills, job offer <input type="checkbox"/> Primary caregiver for child/parent <input type="checkbox"/> Attendance in elementary, middle, or high school <input type="checkbox"/> High school diploma <input type="checkbox"/> College or other degree <input type="checkbox"/> Speaks basic English <input type="checkbox"/> Taken English courses <input type="checkbox"/> Other language skills in addition to English <input type="checkbox"/> No fee waiver <input type="checkbox"/> No bankruptcy <input type="checkbox"/> No public benefits receipt <input type="checkbox"/> Not public benefits eligible after adjustment <input type="checkbox"/> Sufficient affidavit of support <input type="checkbox"/> Applicant has familial relationship with joint sponsor 	<ul style="list-style-type: none"> <input type="checkbox"/> No high school degree or GED <input type="checkbox"/> No English skills <input type="checkbox"/> Fee waiver <input type="checkbox"/> Bankruptcy <input type="checkbox"/> Adjustment applicant <input type="checkbox"/> Prior inadmissibility on public charge <input type="checkbox"/> Sponsor has received public benefits, has a prior bankruptcy, has received a fee waiver for immigration benefits, or is sponsoring multiple applicants 		
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