**Section 2905.40 Legal Authorization to Work**

In order to be eligible to receive benefits, an individual must be available to work (see Section 500C of the Act). In order to meet this availability requirement, a noncitizen must be legally authorized to work in the United States. A noncitizen without current authorization to work from Immigration and Naturalization Service (INS) or U.S. Citizenship and Immigration Services (USCIS), or who is not in a status that automatically permits the noncitizen to work, is not legally available for work and not eligible for benefits, even if the noncitizen meets the monetary eligibility requirements of Section 500E of the Act.

(Source: Amended at 48 Ill. Reg. 5973, effective April 3, 2024)