

DEPARTMENT OF BANKING AND FINANCE
2990 Brandywine Road, Suite 200, Atlanta, Georgia 30341

O.C.G.A. § 50-36-1(f)(1)

**VERIFICATION OF LAWFUL PRESENCE / CITIZENSHIP AFFIDAVIT
INSTRUCTIONS**

Pursuant to the Official Code of Georgia Annotated § 50-36-1, the Department of Banking and Finance (“Department”) is required to verify the lawful presence of every individual, corporation, partnership, limited liability company or other business entity submitting an application for public benefits as defined by O.C.G.A. § 50-36-1(4).

Individuals/Sole Proprietorship seeking to obtain approval in his or her own name will provide affidavit testimony regarding his or her legal presence in the United States.

For **Company applicants** (corporations, partnerships, limited liability companies or other business entities), only one individual, an owner or officer with the authority to act on behalf of the company, must complete and submit the affidavit. The designated individual will be the “affiant” providing affidavit testimony regarding his or her legal presence in the United States.

Please note that if an individual applicant or designated affiant for a company is not a United States citizen, this Department is required by O.C.G.A. §50-36-1 to verify immigration status through the Federal Systematic Alien Verification of Entitlement (SAVE) program.

Checklist for Completion

- ✓ Provide the name and title of the Individual or Affiant/Company .
- ✓ Status - Place a check mark on only one of the boxes to indicate the individual/affiant's legal status (U.S. citizen, legal permanent resident, or qualified alien or non-immigrant). A qualified alien or non-immigrant must also include his or her alien number issued by the Department of Homeland Security or other federal agency.
- ✓ Document - Place a check mark on the type of secure and verifiable document that will be submitted to verify legal status. Attach a legible copy (front and back) of the secure and verifiable document to the affidavit.
- ✓ Submit the original, signed, notarized affidavit along with a legible copy of the secure and verifiable document with your application.

Applications will not be processed without a complete and notarized affidavit.

DEPARTMENT OF BANKING AND FINANCE
O.C.G.A. § 50-36-1(f)(1) VERIFICATION OF LAWFUL PRESENCE / CITIZENSHIP AFFIDAVIT

By executing this affidavit under oath as an Individual or Affiant, as referenced in O.C.G.A. § 50-36-1, from the Department of Banking and Finance, the undersigned verifies **one** of the following with respect to a pending application for a public benefit:

➤ **STATUS (Check only one of the following)**

1) I am a **United States citizen**.
2) I am a **legal permanent resident** of the United States.
3) I am a **qualified alien or non-immigrant** under the Federal Immigration and Nationality Act with an alien number issued by the Department of Homeland Security or other federal immigration agency. My **alien number**, issued by the Department of Homeland Security or other federal immigration agency, is: _____.

The undersigned also hereby verifies that he or she is 18 years of age or older and has provided at least one secure and verifiable document, as required by O.C.G.A. § 50-36-1(f)(1)(A), with this affidavit. The secure and verifiable document provided with this affidavit can best be classified as:

➤ **DOCUMENT (Check only one of the following and submit a legible copy with affidavit)**

<input type="checkbox"/>	A United States passport , United States passport card or a passport issued by a foreign government with a valid U.S. Homeland Security Form I-94, I-94A or I-94W or other federal document specifying proof of lawful presence
<input type="checkbox"/>	A United States military identification card
<input type="checkbox"/>	A driver's license * issued by one of the United States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, the Commonwealth of the Northern Marianas Islands, the U.S. Virgin Island, American Samoa, the Swain Islands or a driver's license issued by a Canadian government authority.
<input type="checkbox"/>	An identification card * issued by one of the United States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, the Commonwealth of the Northern Marianas Islands, the U.S. Virgin Island, American Samoa, or the Swain Islands
<input type="checkbox"/>	A tribal identification card * of a federally recognized Native American tribe. A listing of federally recognized Native American tribes may be found at: http://www.bia.gov/WhoWeAre/BIA/OIS/TribalGovernmentServices/TribalDirectory/Ind_ex.htm
<input type="checkbox"/>	A United States Permanent Resident Card or Alien Registration Receipt Card
<input type="checkbox"/>	An Employment Authorization Document that contains a photograph of the bearer
<input type="checkbox"/>	A Merchant Mariner Document or Merchant Mariner Credential issued by the U.S. Coast Guard
<input type="checkbox"/>	A Free and Secure Trade (FAST) card, a NEXUS card or A Secure Electronic Network for Travelers Rapid Inspection (SENTRI) card
<input type="checkbox"/>	A Certificate of Citizenship (Form N-560 or Form N-561) or Certificate of Naturalization (Form N-550 or Form N-570) issued by the U.S. Department of Citizenship and Immigration Services (USCIS)
<input type="checkbox"/>	Certification of Report of Birth (Form DS-1350), Certification of Birth Abroad (Form FS-545) or Consular Report of Birth Abroad (Form FS-240) issued by the U.S. Department of State
<input type="checkbox"/>	An original or certified copy of a birth certificate issued by a State, county, municipal authority, or territory of the United States bearing an official seal

*provided that it contains a photograph of the bearer or lists sufficient identifying information regarding the bearer, such as name, date of birth, gender, height, eye color, and address to enable the identification of the bearer

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of O.C.G.A. § 16-10-20, and face criminal penalties as allowed by such criminal statute.

Executed in _____ (city), _____ (state).

**SUBSCRIBED AND SWORN
BEFORE ME ON THIS THE**

Signature of Individual or Affiant

____ DAY OF _____, 20____

Printed Name and Title of Individual or Affiant

NOTARY PUBLIC
My Commission Expires:

Company Name (if applicable)