

INFORMATION CONCERNING VERIFICATION OF U. S. CITIZENSHIP AND/OR ELIGIBLE IMMIGRANT STATUS AND ASSISTANCE TO MIXED FAMILIES

A. Each family member, regardless of age, must submit the following:

1. **Citizens**

- a. Signed declaration form (for a child, the responsible party signs)
- b. Proof of U. S. Citizenship (US birth certificate, US passport, Social Security card, Voter Registration or other appropriate documentation).

2. **Non-citizens claiming legal status**

- a. Signed declaration form indicating kind of legal immigration status (for a child, the responsible party signs)
- b. ONE of the following documents must be produced to show status
 - Alien Registration Card
 - Form I-94 Arrival-Departure Record, with ONE of the following annotations
 - Admitted as Refugee Pursuant to Section 207
 - Section 208 (Asylum)
 - Section 243(h) (Deportation stayed by Attorney General)
 - Paroled Pursuant to Section 212(d)(5) of the INA
 - Un-annotated Form I-94 Arrival-Departure Record, with ONE of the following:
 - Final court action granting asylum, if no appeal is taken
 - Letter from USCIS asylum officer granting asylum (application filed on or after 10/1/90) or USCIS district director granting asylum (application filed before 10/1/90)
 - Court decision granting withholding of deportation
 - Letter from asylum officer granting withholding of deportation (if application filed on or after 10/1/90)

- Form I-688 Temporary Resident Card, annotated: Section 245A or Section 210
- Form I-688B Employment Authorization Card, annotated "Provision of Law 274a.12(11)" or "Provision of Law 274a.12"
- Receipt issued by the USCIS indicating that the application for issuance of a replacement document in one of the above-listed categories has been made and the applicant's entitlement to the document has been verified.
- Other acceptable evidence. If other documents are determined by the USCIS to constitute acceptable evidence of eligible immigration status, they will be announced by notice public in the Federal Register.

c. Signed verification consent form (for a child, the responsible party signs)

3. **Non-citizens 62 or older**

a. Signed declaration of eligible immigration status indicating kind of status

b. Proof of age

B. In the case of a "Mixed Family" applicant, a member who is a non-citizen claiming not to have eligible status must sign, or must have another family member sign, a certification that they do not have eligible status.

C. No family applying for assistance may receive assistance prior to verification of U. S. citizenship or eligible immigrant status of at least one family member.

D. If the verification process fails to confirm eligible status, PHA will notify family of its right to appeal to the Dept. of Homeland Security (formerly INS) and/or request an informal hearing with the PHA.

E. Assistance will be prorated, denied or terminated, as appropriate, upon final determination of ineligibility after all appeals have been exhausted.

Head of Household

Date

DECLARATION OF SECTION 214 STATUS

NOTICE TO APPLICANTS AND TENANTS: In order to be eligible to receive the housing assistance sought, each applicant for, or recipient of, housing assistance must be lawfully within the United States. Please read the Declaration statements carefully, check that which applies to you, and sign and return it to the PHA Office. Please feel free to consult with an immigration lawyer or other immigration expert of your choosing.

I, _____, certify, under penalty of perjury (1) that, to the best of my knowledge, I am lawfully within the United States because (please check the appropriate box):

- I am a citizen by birth, a naturalized citizen or a national of the United States; or
- I have eligible immigration status and I am 62 years of age or older. Attach evidence of proof of age (2); or
- I have eligible immigration status as checked below (see reverse side of this form for explanations). Attach INS document(s) evidencing eligible immigration status and a signed verification consent form.
- Immigrant status under 101(a)(15) or 101(a)(20) of the Immigration and Nationality Act (INA) (3); or
- Permanent residence under 249 or INA (4); or
- Refugee, asylum, or conditional entry status under 207, 208, or 203 of the INA (5); or
- Parole status under 212(d)(5) of the INA (6); or
- Threat to life or freedom under 243(h) of the INA (7); or
- Amnesty under 245 of the INA (8).

Signature _____

Date _____

***PARENT/GUARDIAN must sign for family members under age 18. DO NOT sign child's name.**

- (1) **Warning:** 18 U.S.C. 1001 provides, among other things, that whoever knowingly and willfully makes or uses a document or writing containing any false, fictitious, or fraudulent statement or entry, in any matter within the jurisdiction of any department or agency of the United States, shall be fined not more than \$10,000, imprisoned for not more than five years, or both.

The following footnotes pertain to noncitizens who declare eligible immigration status in one of the following categories:

- (2) **Eligible immigration status and 62 years of age or older.** For noncitizens who are 62 years of age or older or who will be 62 years of age or older and receiving assistance under a Section 214 covered program on June 19, 1995. If you are eligible and elect to select this category, you must include a document providing evidence of proof of age. No further documentation of eligible immigration status is required.
- (3) **Immigrant status under 101(a)(15) or 101(a)(a)(20) of INA.** A noncitizen lawfully admitted for permanent residence, as defined by 101(1)(20) of the Immigration and Nationality Act (INA), as an immigrant, as defined by 101(a)(15) of the INA (8 U.S.C. 1101(a)(20) and 1101(a)(15), respectively [*immigrant status*]. This category includes a noncitizen admitted under 210 or 210A of the INA (8U.S.C. 1160 or 1161), [*special agricultural worker status*], who has been granted lawful temporary resident status.
- (4) **Permanent residence under 249 of INA.** A noncitizen who entered the U.S. before January 1, 1092, or such later date as enacted by law, and has continuously maintained residence in the U.S. since then, and who is not ineligible for citizenship, but who is deemed to be lawfully admitted for permanent residence as a result of an exercise of discretion by the Attorney General under 249 of the INA (8 U.S.C. 1259) [*amnesty granted under INA 249*].
- (5) **Refugee, asylum, or conditional entry status under 207, 208 or 203 of INA.** A noncitizen who is lawfully present in the U.S. pursuant to an admission under 207 of the INA (8 U.S.C. 1157) [*refugee status*]; pursuant to the granting of asylum (which has not been terminated) under 208 of the INA (8 U.S.C. 1158 [*asylum status*]); or as a result of being granted conditional entry under 203(a)(7) of the INA (U.S.C. 1153(a)(7) before April 1, 1080, because of persecution on account of race, religion, or political opinion or because of being uprooted by catastrophic national calamity [*conditional entrystatus*].
- (6) **Parole status under 212(d)(5) of INA.** A noncitizen who is lawfully present in the U.S. as a result of an exercise of discretion by the Attorney General for emergent reasons or reasons deemed strictly in the public interest under 212(d)(5) of the INA(8U.S.C.1182(d)(5) [*parole status*].
- (7) **Threat to life or freedom under 243(h) of INA.** A noncitizen who is lawfully present in the U.S. as a result of the Attorney General's withholding deportation under 243(h) of the INA (8 U.S.C. 1253(h) [*threat to life or freedom*].
- (8) **Amnesty under 245A of INA.** A noncitizen lawfully admitted for temporary or permanent residence under 245A of the INA (8 U.S.C. 1255a) [*amnesty granted under INA 245A*].

Instructions to Housing Authority: Following verification of status claimed by persons declaring eligible immigration status (other than for noncitizens age 62 or older and receiving assistance on June 19, 1995), HA must enter INS/SAVE Verification Number and date that it was obtained. A HA signature is not required.

Instructions to Family Member for Completing Form: On opposite page, print or type first name, middle initial(s), and last name. Place an "X" in the box below the signature if the signature is by the adult residing in the unit who is responsible for Child.