

DECLARATION OF RESIDENCY STATUS

NOTICE TO APPLICANTS: In order to be eligible for tenancy at El Dorado Estates, the applicant and all other residents must be lawfully within the United States. Please read the Declaration statement carefully, then complete it and return it to the rental office with your rental application. The application must be signed, and where requested, appropriate documentation must be provided.

Please feel free to consult with an immigration lawyer or other immigration expert of your choosing.

I, _____ certify, under penalty of perjury, 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.
- () I have eligible immigration status as checked below. Attach INS document(s) evidencing eligible immigration status and signed verification consent form.
 - () Immigrant status under 101(a)(15) or 101(a)(20) of the Immigration and Nationality Act (INA)
 - () Permanent residence under 249 of INA
 - () Refugee, asylum, or conditional entry status under 207, 208, or 203 of the INA
 - () Parole status under 212(d)(5) of the INA
 - () Threat to life or freedom under 243(h) of the INA
 - () Amnesty under 245A of the INA

Signature of family member _____ Date _____

Check here if signature is of adult residing in the unit who is responsible for a child named on statement above ()

NOTES:

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.

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

2. Eligible immigration status and 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)(20) of INA. A non-citizen lawfully admitted for permanent residence, as defined by 101(a)(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 non-citizen admitted under 210 or 210A of the INA (8 U.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 non-citizen who entered the U.S. before January 1, 1972, 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 non-citizen 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 (8 U.S.C. 1153(a)(7), before April 1, 1980, because of persecution or fear of persecution on account of race, religion, or political opinion or because of being uprooted by catastrophic national calamity [conditional entry status].
6. Parole status under 212(d)(5) of INA. A non-citizen 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 1253(h).
7. Amnesty under 245A of the INA. A non-citizen lawfully admitted for temporary or permanent residence under 245A of the INA (8 U.S.C. 1255a) [amnesty granted under INA 245A].

VERIFICATION CONSENT FORM

CONSENT: I consent to allow management to request and to obtain information from the Immigration and Naturalization Service (INS) for the purpose of verifying my eligibility for tenancy. I understand that the management cannot use it to delay processing the application for tenancy because of the immigration status of a family member. In addition, I understand I must be given an opportunity to contest the determination with the INS or management, or both. This consent form expires 15 months after signed.

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SIGNATURES:

ADULT Head of Household

_____ Date _____
Printed Name _____ Alien # _____

Spouse

_____ Date _____
Printed Name _____ Alien # _____

Family Member Age 18 or Over

_____ Date _____
Printed Name _____ Alien # _____

Family Member Age 18 or Over

_____ Date _____
Printed Name _____ Alien # _____

Family Member Age 18 or Over

_____ Date _____
Printed Name _____ Alien # _____

Who must sign: In order to be eligible for tenancy, each non-citizen adult must be lawfully within the U. S. Please read the Verification Consent Form carefully, then sign and return with Application for Residency. Please feel free to consult with an immigration lawyer or other immigration expert of your choosing.

Privacy Act Statement: The information on this form is being collected to determine the applicant's or tenant's eligibility. Management may release this information, without responsibility for the further use or transmission of the evidence by the entity receiving it, to the Immigration and Naturalization Service (INS) for purposes of verification of the immigration status of each individual, and not for any other purpose.

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Penalties for Misusing this Consent: Management may be subject to penalties for unauthorized disclosures or improper uses of information collected based on the consent form. Use of the information collected on the consent form is restricted to the purposes cited on the form. Any person who knowingly or willfully requests, obtains or discloses any information under false pretenses concerning an applicant or participant may be subject to a misdemeanor and fined not more than \$5,000. Any applicant or participant affected by negligent disclosure of information may bring civil action for damages and seek other relief, as may be appropriate for the unauthorized disclosure or improper use.

LIST OF PERMISSIBLE DOCUMENTS FOR DECLARATION OF ELIGIBLE IMMIGRANT STATUS.

Non-citizens must submit the following documents to demonstrate eligibility for tenancy:

- For non-citizens who are 62 years of age or older, a signed declaration of eligible immigrant status and proof of age document.
- For all other non-citizens: a signed declaration of immigrant status, a signed verification consent form, and one of the following documents:
 - Form I-551, Alien Registration Receipt Card (for permanent resident aliens)
 - Form I-94, Arrival Departure Record, with one of the following annotations
 - “Admitted as Refugee Pursuant to Section 207”
 - “Section 208” or “Asylum”
 - “Section 243(h)” or “Deportation stayed by Attorney General”
 - “Paroled pursuant to Section 212(d)(5) of the INA”
 - If Form I-94 is not annotated, then it must be accompanied by one of the following
 - A final court decision granting asylum (but only if no appeal is taken)
 - A letter from an INS asylum officer granting asylum (if application is filed on or after October 1, 1990) or from an INS district director granting asylum (if application was filed before October 1, 1990)
 - A court decision granting withholding of deportation
 - A letter from an INS asylum officer granting withholding of deportation (if application filed on or after October 1, 1990)
 - Form I-688, Temporary Resident Card, which must be annotated “Section 245A” or “Section 210”
 - Form I-688B, Employment Authorization Card, which must be annotated “Provision of Law 274a.12(11)” or “Provision of Law 274a.12”
 - A receipt issued by the INS indicating that an 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.

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