

**AFFIDAVIT FOR LAWFUL PRESENCE**  
**Colorado Indigent Care Program**

I, \_\_\_\_\_, swear or affirm under penalty of perjury under the laws of the State of Colorado that (check one):

- I am a United States citizen.
- I am not a United States citizen, but I am a Permanent Resident of the United States.
- I am not a United States citizen, but I am lawfully present in the United States pursuant to federal law.

I understand that this sworn statement is required by law because I have applied for a "state public benefit", as that term is defined under section 24-76.5-102(3), C.R.S. (2016). I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this state public benefit. I further acknowledge that making a false, fictitious, or fraudulent statement or representation in this sworn affidavit is punishable under the criminal laws of Colorado as perjury in the second degree under section 18-8-503, C.R.S. (2016) and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.

**Applicant Signature**

**Date**

**FOR INTERNAL USE ONLY**

**Please mark the box that indicates which document was verified for lawful presence and keep a photocopy of the document presented in the applicant's file.**

- A current, valid Colorado driver's license or a Colorado identification card, issued pursuant to article 2 of title 42, C.R.S., unless the applicant holds a license or card that states, "Not Valid for Federal Identification, Voting, or Public Benefit Purposes", or
- Any out-of-state driver's license or state issued identification if that state requires that the Applicant prove lawful presence prior to issuance of the license or identification card, or
- A United States military card or a military dependent's identification card, or
- A United States Coast Guard Merchant Mariner card, or
- A Native American tribal document, or
- Other documentation pulled from SAVE or found on a Federal list of acceptable documentation for establishing lawful presence (see 1 CCR 204-30 sections 2.1.4 and 2.1.6)

Name of document accepted (include document number):

\_\_\_\_\_

Date verified in SAVE (if applicable): \_\_\_\_\_

Please Note: If the applicant is a United States citizen or non-citizen national and is unable to present any of the documents listed on this form they may submit a written declaration or a third-party written declaration. These options should be used with caution.

SELF DECLARATION

I, \_\_\_\_\_, self-declare and swear or affirm under penalty of perjury, and possibly subject to later verification of status, that I am a United States citizen or non-citizen national.

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Signature

Date

THIRD-PARTY DECLARATION

I, \_\_\_\_\_, swear or affirm under penalty of perjury, and possibly subject to later verification of status, that I have personal knowledge that the Applicant is a United States citizen or non-citizen national.

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Signature

Date

For Colorado Department of Revenue's Lawful Presence Rule, see 1 CCR 204-30 Rule 5:  
<http://www.sos.state.co.us/CCR/GenerateRulePdf.do?ruleVersionId=6860&fileName=1%20CCR%20204-30>

States that require Applicants to prove lawful presence prior to issuing a driver's license or identification card are also called REAL ID compliant states. A list of REAL ID compliant states can be found at:

<https://www.dhs.gov/real-id>