

Instructions

I. Execution of Affidavit.

A separate affidavit must be submitted for each person. As the sponsor, you must sign the affidavit in your full, true and correct name and affirm or make it under oath.

- If you are **in the United States**, the affidavit may be sworn to or affirmed before an officer of the Bureau of Citizenship and Immigration Services (CIS) without the payment of fee, or before a notary public or other officers authorized to administer oaths for general purposes, in which case the official seal or certificate of authority to administer oaths must be affixed.
- If you are **outside the United States**, the affidavit must be sworn to or affirmed before a U.S. consular or immigration officer.

II. Supporting Evidence.

As the sponsor, you must show you have sufficient income and/or financial resources to assure that the alien you are sponsoring will not become a public charge while in the United States.

Evidence should consist of copies of any or all of the following documentation listed below that are applicable to your situation.

Failure to provide evidence of sufficient income and/or financial resources may result in the denial of the alien's application for a visa or his or her removal from the United States.

The sponsor must submit in duplicate evidence of income and resources, as appropriate:

- A. Statement from an officer of the bank or other financial institution where you have deposits, giving the following details regarding your account:
 1. Date account opened;
 2. Total amount deposited for the past year;
 3. Present balance.
- B. Statement of your employer on business stationery, showing:
 1. Date and nature of employment;
 2. Salary paid;
 3. Whether the position is temporary or permanent.
- C. If self-employed:
 1. Copy of last income tax return filed; or
 2. Report of commercial rating concern.
- D. List containing serial numbers and denominations of bonds and name of record owner(s).

III. Sponsor and Alien Liability.

Effective October 1, 1980, amendments to section 1614(f) of the Social Security Act and Part A of Title XVI of the Social Security Act establish certain requirements for determining the eligibility of aliens who apply for the first time for Supplemental Security Income (SSI) benefits.

Effective October 1, 1981, amendments to section 415 of the Social Security Act establish similar requirements for determining the eligibility of aliens who apply for the first time for Aid to Families with Dependent Children (AFDC), currently administered under Temporary Assistance for Needy Families (TANF). Effective December 22, 1981, amendments to the Food Stamp Act of 1977 affect the eligibility of alien participation in the Food Stamp Program.

These amendments require that the income and resources of any person, who as the sponsor of an alien's entry into the United States, executes an affidavit of support or similar agreement on behalf of the alien, and the income and resources of the sponsor's spouse (if living with the sponsor) shall be deemed to be the income and resources of the alien under formulas for determining eligibility for SSI, TANF and Food Stamp benefits during the three years following the alien's entry into the United States.

Documentation on Income and Resources.

An alien applying for SSI must make available to the Social Security Administration documentation concerning his or her income and resources and those of the sponsor, including information that was provided in support of the application for an immigrant visa or adjustment of status.

An alien applying for TANF or Food Stamps must make similar information available to the State public assistance agency.

The Secretary of Health and Human Services and the Secretary of Agriculture are authorized to obtain copies of any such documentation submitted to the CIS or the U.S. Department of State and to release such documentation to a State public assistance agency.

Joint and Several Liability Issues.

Sections 1621(e) and 415(d) of the Social Security Act and subsection 5(i) of the Food Stamp Act also provide that an alien and his or her sponsor shall be jointly and severally liable to repay any SSI, TANF or Food Stamp benefits that are incorrectly paid because of misinformation provided by a sponsor or because of a sponsor's failure to provide information.

Incorrect payments that are not repaid will be withheld from any subsequent payments for which the alien or sponsor are otherwise eligible under the Social Security Act or Food Stamp Act, except that the sponsor was without fault or where good cause existed.

These provisions do not apply to the SSI, TANF or Food Stamp eligibility of aliens admitted as refugees, granted asylum or Cuban/ Haitian entrants as defined in section 501(e) of P.L. 96-422, and to dependent children of the sponsor or sponsor's spouse.

The provisions also do not apply to the SSI or Food Stamp eligibility of an alien who becomes blind or disabled after admission to the United States for permanent residency.

IV. Authority, Use and Penalties.

Authority for the collection of the information requested on this form is contained in 8 U.S.C. 1182(a)(15), 1184(a) and 1258.

The information will be used principally by the CIS, or by any consular officer to whom it may be furnished, to support an alien's application for benefits under the Immigration and Nationality Act and specifically the assertion that he or she has adequate means of financial support and will not become a public charge. Submission of the information is voluntary.

It may also, as a matter of routine use, be disclosed to other federal, state, local and foreign law enforcement and regulatory agencies, including the Department of Health and Human Services, Department of Agriculture, Department of State, Department of Defense and any component thereof (if the deponent has served or is serving in the armed forces of the United States), Central Intelligence Agency, and individuals and organizations during the course of any investigation to elicit further information required to carry out CIS functions.

Failure to provide the information may result in the denial of the alien's application for a visa or his or her removal from the United States.

V. Information and CIS Forms.

For information on immigration laws, regulations and procedures or to order CIS forms, call our National Customer Service Center at **1-800-375-5283** or visit our website at **www.uscis.gov**.

VI. Privacy Act Notice.

We ask for the information on this form and associated evidence to determine if you have established eligibility for the immigration benefit you are seeking. Our legal right to ask for this information is in 8 U.S.C. 1203 and 1225. We may provide this information to other government agencies. Failure to provide this information and any requested evidence may delay a final decision or result in denial of your request.

VII. Paperwork Reduction Act Notice.

An agency may not conduct or sponsor a collection of information and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. We try to create forms and instructions that are accurate, can be easily understood and that impose the least possible burden on you to provide us with information. Often this is difficult because some immigration laws are very complex. The estimated average time to complete and file this application is 30 minutes per application, including the time to learn about the law and the form, complete the form, and assemble and submit the Affidavit. If you have comments regarding the accuracy of this estimate or suggestions for making this form simpler, write to the Bureau of Citizenship and Immigration Services, Regulations and Forms Services Division (HQRFS), 425 I Street, N.W., Room 4034, Washington, D.C. 20529; OMB No. 1615-0014. **Do not mail your completed application to this address.**