

PROOF OF LEGAL PRESENCE NOTICE

RE 205D (Rev. 12/04)

**PROOF OF LEGAL PRESENCE REQUIRED
WITH LICENSE APPLICATION****Background**

Pursuant to federal legislation, effective August 1, 1998, all original license applicants must submit proof that they are legally present in the United States in order to obtain an original (or renewal) professional license.

Citizens and *nationals** of the United States who meet all eligibility requirements may receive *public benefits*† as defined below. Aliens who meet all eligibility requirements may also receive benefits. (Refer to Section 2718, Title 10, California Code of Regulations.)

* National — An individual born in an outlying possession of the United States on or after the date of formal acquisition of such possession.

† Public Benefit — For purposes of the Department of Real Estate *public benefits* means: a real estate license (broker, salesperson, or corporate officer); a mineral, oil and gas broker license; a prepaid rental listing service license; or a payment from the real estate recovery account. This applies to both original and renewal license applicants.

Advance notice

This notice is being provided with your examination application material to allow you sufficient time to secure appropriate legal presence documentation for submission with your original license application. Do not submit legal presence documentation prior to submission of your original license application.

Acceptable documents

A listing of acceptable documents to establish United States citizenship and a list of acceptable documents to establish alien status are being provided for informational purposes.

Lists A and B contain the most common documents which can be used to establish U.S. Citizenship or legal alien status. For a complete list of acceptable documents, please refer to State Public Benefits (Comprehensive List) (RE 205B), which may be obtained from the DRE's Web site (www.dre.ca.gov) or by calling or writing any office of the DRE.

Vital statistics offices

A listing of vital statistics offices for the United States, its Territories and U.S. Possessions, including telephone numbers, is also being provided. You may contact the appropriate office for information on how to obtain a "full record" certified copy of your birth certificate, and the time frame and fee required for the processing of your request.

After you pass the exam

The State Public Benefits Statement (RE 205) will be mailed to you with your original license application packet when you have successfully completed the examination.

A proof of legal presence document (i.e. birth certificate, resident alien card, etc.) must be submitted with your original license application, completed and signed State Public Benefits Statement (RE 205), completed and signed Live Scan Service Request (RE 237), and required fee before a license will be issued. Additional forms/documentation may also be required.

Reminder

The required legal presence documentation is not to be submitted prior to, or in conjunction with, your examination packet, or at any time preceding submission of your original license application. Failure to follow these instructions may result in a delay in the processing of your original license application.

— Please submit legible photocopies not original documents —



LIST A ACCEPTABLE DOCUMENTS TO ESTABLISH U.S. CITIZENSHIP

A person who is a citizen of the United States as evidenced by one of the following:

1. A birth certificate issued in or by a city, county, state, or other governmental entity within the United States or its outlying possessions.
2. A U.S. Certificate of Birth Abroad (FS-545, DS-135) or a Report of Birth Abroad of a U.S. Citizen (FS-240).
3. A birth certificate or passport issued from:
 - A. Puerto Rico, on or after January 13, 1941.
 - B. Guam, on or after January 17, 1917.
 - C. U.S. Virgin Islands, on or after January 17, 1917.
 - D. Northern Mariana Islands, after November 4, 1986.
 - E. American Samoa.
 - F. Swain's Island
 - G. District of Columbia.
4. A U.S. passport (expired or unexpired).
5. Certificate of Naturalization (N-550, N-57-, N-578).
6. Certificate of Citizenship (N-560, N-561, N-645).
7. U.S. Citizen Identification Card (I-179, I-197).
8. An individual Fee Register Receipt (Form-G-711) that shows that the person has filed an application for a New Naturalization or Citizenship Paper (Form N-565).
9. Any other acceptable document which establishes a U.S. place of birth or indicates U.S. citizenship.



LIST B ACCEPTABLE DOCUMENTS TO ESTABLISH ALIEN STATUS

An alien lawfully admitted for permanent residence under the Immigration and Naturalization Act (INA) must submit supporting documentation to establish legal presence under one of the following categories:

1. An alien lawfully admitted for permanent residence under the Immigration and Naturalization Act (INA). Evidence includes:

- INS Form I-551 (Alien Registration Receipt Card commonly known as a "green card"); or
 - Unexpired Temporary I-551 stamp in foreign passport or on INS Form I-94.
2. An alien who is granted asylum under section 208 of the INA. Evidence includes:
 - INS Form I-94 annotated with stamp showing grant of asylum under section 208 of the INA.
 - INS Form I-688B (Employment Authorization Card) annotated "274a.12(a)(5)"
 - INS Form I-766 (Employment Authorization Document) annotated :A5:
 - Grant Letter from the Asylum Office of INS or
 - Order of an immigration judge granting asylum.
 3. A refugee admitted to the United States under section 207 of the INA. Evidence includes:
 - INS Form I-94 annotated with stamp showing admission under s207 of the INA
 - INS Form I-688B (Employment Authorization Card) annotated "274a.12(a)(3)"
 - INS Form I-766 (Employment Authorization Document) annotated "A3"
 - INS Form I-571 (Refugee Travel Document).
 4. An alien paroled into the United States for at least one year under section 212(d)(5) of the INA. Evidence includes:
 - INS Form I-94 with stamp showing admission for at least one year under Section 212(d)(5) of the INA.
 5. An alien whose deportation is being withheld under section 243(h) of the INA (as in effect immediately prior to September 30, 1996) or Section 241(b)(3) of such Act (as amended by section 305(a) of division C of Public Law 104-208). Evidence includes:
 - INS Form I-668B (Employment Authorization Card) annotated "274a.12(a)(10)"
 - INS Form I-766 (Employment Authorization Document) annotated "A10" or
 - Order from an immigration judge showing deportation withheld under s243(h) of the INA as in effect prior to April 1, 1997, or removal withheld under s241(b)(3) of the INA.
 6. An alien who is granted conditional entry under section 203(a)(7) of the INA as in effect prior to April 1, 1980. Evidence includes:
 - INS Form I-94 with stamp showing admission under s203(a)(7) of the INA

LIST B Continued

- INS Form I-688B (Employment Authorization Card) annotated “274a.12(a)(3)” or
 - INS Form I-766 (Employment Authorization Document) annotated “A3”
7. An alien who is a Cuban or Haitian entrant (as defined in section 501(e) of the Refugee Education Assistance Act of 1980). Evidence includes:
- INS Form I-551 (Alien Registration Receipt Card, commonly known as a “green card”) with the code CU6, CU7, or CH6;
 - Unexpired temporary I-551 stamp in foreign passport or on INS Form I-94 with code CU6 or CU7; or
- INS Form I-94 with stamp showing parole as “Cuba/Haitian Entrant” under Section 212(d)(5) of the INA
8. An alien paroled into the United States for less than one year under section 212(d)(5) of the INA. Evidence includes:
- INS Form I-94 showing this status.
9. An alien who has been declared a battered alien. Evidence includes:
- INS petition and supporting documentation.

VITAL STATISTICS OFFICES

Call for information as to how to obtain a “full record” certified copy of a birth certificate from your state of birth or territory or U.S. Possession of birth.

States

Alabama	(334)	206-5418
Alaska	(907)	465-3392
Arizona	(602)	364-1300
Arkansas	(501)	661-2174
California	(916)	445-2684
Colorado	(303)	756-4464
Connecticut	(860)	509-7897
Delaware	(302)	744-4549
Florida	(904)	359-6900
Georgia	(404)	679-4701
Hawaii	(808)	586-4533
Idaho	(208)	334-5988
Illinois	(217)	782-6553
Indiana	(317)	233-2700
Iowa	(515)	281-4944
Kansas	(785)	296-1400
Kentucky	(502)	564-4212
Louisiana	(504)	568-8353
Maine	(207)	287-3181
Maryland	(410)	764-3038
Massachusetts	(617)	740-2600
Michigan	(517)	335-8666
Minnesota	(612)	676-5120
Mississippi	(601)	576-7960
Missouri	(573)	751-6387
Montana	(406)	444-2685

Nebraska	(402)	471-2871
Nevada	(775)	684-4242
New Hampshire	(603)	271-4650
New Jersey	(609)	292-4087
New Mexico	(505)	827-0121
New York	(518)	474-3077
North Carolina	(919)	733-3526
North Dakota	(701)	328-2360
Ohio	(614)	466-2531
Oklahoma	(405)	271-4040
Oregon	(503)	731-4108
Pennsylvania	(724)	656-3100
Rhode Island	(401)	222-2811
South Carolina	(803)	898-3630
South Dakota	(605)	773-4961
Tennessee	(615)	741-1763
Texas	(512)	458-7111
Utah	(801)	538-6380
Vermont	(802)	863-7275
Virginia	(804)	662-6200
Washington	(360)	236-4300
West Virginia	(304)	558-2931
Wisconsin	(608)	266-1371
Wyoming	(307)	777-7591
District of Columbia	(202)	442-9009

Territories & U.S. Possessions

American Samoa	(684)	633-1405
Guam	011-671-735-7263	
Puerto Rico	(787)	767-9120
Virgin Islands		
St. Croix	(340)	773-4050
St. Thomas	(340)	774-1734
Commonwealth of the Northern Mariana Islands	(670)	234-6401
Canal Zone	(202)	955-0307