

LB 403 Compliance

Legislative Bill (LB) 403 was passed by the Nebraska Legislature and took effect on **October 1, 2009**. The law requires verification of lawful presence in the United States for public employees, public contractors and recipients of public benefits as described below.



Public Benefits

Under the act, Chadron State College (as a member of the Nebraska State College System) is required to verify the lawful presence of any person who has **applied to receive** public benefits on or after October 1, 2009. Public benefits are defined to mean any **grant, contract, loan, professional license, commercial license, welfare benefit, health payment or financial assistance benefit, disability benefit, public or assisted housing benefit, postsecondary education benefit involving direct payment of financial assistance** (*this would include provision of financial aid including scholarships and waivers*), food assistance benefit, or unemployment benefit or any other similar benefit provided by or for which payments or assistance are provided to an individual, a household, or family eligibility unit by the NSCS.

Using the [United States Citizenship Attestation Form](#), all applicants for public benefits must attest that he or she is either a US citizen; or, he/she is a qualified alien under the federal Immigration and Nationality Act. Until verification is made, such attestation may be presumed to be proof of lawful presence.

If an applicant has been checked through the Free Application for Federal Student Aid (FAFSA) database, as part of the federal financial aid process, the verification requirements are satisfied and it is not necessary for the applicant to complete the Attestation Form.

If an applicant has received an F-1 Student Visa confirming the student's legal presence through the Student and Exchange Visitor Information System (SEVIS), the verification requirements are satisfied and **it is not necessary for the applicant to complete the Attestation Form.**

If the applicant has not gone through the FAFSA or SEVIS process and indicates on the Attestation Form that he or she is an alien, Chadron State College must complete an eligibility verification through the SAVE Program.

Signed

September 23, 2009

Nebraska State College System Representatives

Carolyn Murphy, Vice Chancellor for Finance and Administration

Kristin Petersen, General Counsel and Vice Chancellor for Employee Relations