Georgia Security and Immigration Compliance Act

This solicitation is subject to the **Georgia Security and Immigration Compliance Act**. Pursuant to the **Georgia Security and Immigration Compliance Act of 2006**, as amended by **2011 House Bill 67**, Bidders / Proposers / Prospective Providers are hereby notified that all Bids / Proposals for services or work that is to be physically performed within the State of Georgia must be accompanied by proof of the Bidder's / Proposer's / Prospective Provider's registration with the **E-Verify Program**, as well as verification of your company's continuing and future participation in the **E-Verify Program** as established by the **United States Department of Homeland Security**.

In order to ensure complete compliance with the new laws / regulations, the City has made a determination to require proof of participation in the **E-Verify Program** from all Bidders / Proposers / Prospective Providers. A completed, notarized affidavit must be submitted, at the time of the solicitation response submittal, under separate cover (in a separate envelope), and placed within the Bidder's / Proposer's / Prospective Provider's solicitation submittal package. This envelope must be clearly and indelibly marked on the outside ***"E-Verify Documentation Enclosed"***, and shall be opened to verify the Bidder's / Proposer's / Prospective Provider's full compliance to the **E-Verify Program** prior to the actual opening of the Contractor's / Provider's solicitation response. Bidders / Proposers / Prospective Providers must attest to compliance with the requirements of **O.C.G.A. §13-10-91** and the **Georgia Department of Labor Rule 300-10-01-.02** by executing the **Contractor's Affidavit**. **Under Georgia law, the City of East Point cannot provide any type of award consideration to any Bid / Proposal which does not include a completed affidavit.** Solicitation responses that are received without such documentation shall be considered "non-compliant" and / or "non-conforming" and / or "non-responsive" and shall be shredded, in an unopened condition, by the City immediately following the Bid / Solicitation Opening.

It is not the intent of this notice to provide detailed information or legal advice concerning the **Georgia Security and Immigration Compliance Act**. All Bidders / Proposers / Prospective Providers who intend to do business with the City are responsible for independently informing themselves and complying with the requirements of the law and its effect on City procurements and a Contractor's / Provider's participation in those procurements. For additional information on the **E-Verify Program** or to enroll in the program, please visit the following web site:
http://www.uscis.gov/portal/site/uscis/menuitem.eb1d4c2a3e5b9ac89243c6a7543f6d1a/?vgnextoid=6a0988e60a405110VgnVCM1000004718190aRCRD&vgnextchannel=6a0988e60a405110VgnVCM1000004718190aRCRD

S.A.V.E. (Systematic Alien Verification for Entitlements) Program

The City of East Point is required by the S.A.V.E. (Systemative Alien Verification for Entitlements) Program to verify the status of anyone who applies for a Public Benefit through the City. Public Benefits are defined by state statute, **O.C.G.A. § 50-36-1**, by Federal statute, **8 U.S.C. §1611** and **8 U.S.C. §1621**, and by the **Office of the Attorney General**. Contract awards by the City of East Point are considered "Public Benefits." Beginning on January 1, 2012, any person awarded a Public Benefit must show a secure and verifiable document, and complete the attached **S.A.V.E. Affidavit**. Acceptable documents have been identified by the **Office of the Attorney General**. A list of those documents may be found at the following web site: **http://law.ga.gov**.

The Selected Provider / Successful Bidder / Successful Proposer shall be required to execute the **S.A.V.E. Affidavit** verifying their status and show a secure and verifiable document *prior* to the final award of any Contract by the City. The **S.A.V.E. Affidavit** is included as part of this solicitation package but is only required to be completed by the Selected Provider / Successful Bidder / Successful Proposer.

Contractor E-Verify Affidavit Pursuant to O.C.G.A. § 13-10-91(b)(1)

By executing this affidavit, the undersigned Provider verifies its compliance with **O.C.G.A. § 13-10-91**, *et seq.* (the "Act") and **Chapter 300-10-1** of the **Rules of Georgia Department of Labor** (the "Rules"), stating affirmatively that the individual, firm or corporation which is engaged in the physical performance of services or has accepted a Contract award on behalf of the **City of East Point Georgia** (the "City"), (1) has registered with; (2) is authorized to use; (3) is using; and (4) shall continue to use throughout the Contract Period the **Federal Work Authorization Program** commonly known as **E-Verify**, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in the Act and the Rules.

The undersigned Provider further agrees that, should it employ or contract with any Subcontractor(s) in conjunction with the physical performance of services or work required through the acceptance of a Contract award with the City of East Point Georgia of which this affidavit is a part, the undersigned Provider shall secure from such Subcontractor(s) similar verification of compliance with the Act and the Rules through the Subcontractor's execution of the **Subcontractor's Affidavit** which has been provided by the City.

The undersigned Provider further agrees to provide a copy of each such affidavit to the City of East Point Georgia at the time the Subcontractor(s) is retained to perform such services or work, and to maintain copies of all such affidavits for **no less than five (5) years from the date such affidavits were provided to the City** and otherwise to maintain records of compliance with the Act and the Rules as required by law.

The Provider hereby attests that its **Federal Work Authorization User Identification Number** and date of authorization are as follows:

_____ _____

Federal Work Authorization User Identification Number — Date of Authorization

Name of Provider: _____

Suite / Street Address: _____

City, State, Zip: _____

Phone: _____ Email: _____

_____

City of East Point Solicitation Number and / or Name of City Project

I hereby declare under penalty of perjury that the foregoing is true and correct.

_____

Signature of Authorized Officer or Agent

_____

Printed Name and Title of Authorized Officer or Agent

Subscribed and Sworn before me on this the

_____ day of _____, 201 ___

_____

Notary Public

My Commission Expires On: _____

Subcontractor E-Verify Affidavit Pursuant to O.C.G.A. § 13-10-91(b)(3)

By executing this affidavit, the undersigned Subcontractor verifies its compliance with **O.C.G.A. § 13-10-91**, *et seq.* (the "Act") and **Chapter 300-10-1** of the **Rules of Georgia Department of Labor** (the "Rules"), stating affirmatively that the individual, firm, or corporation which is engaged in the physical performance of services or work as a Subcontractor under a Contract assigned to (Enter the Name of the Contractor below) _____ on behalf of the **City of East Point Georgia** (the "City"), (1) has registered with; (2) is authorized to use; (3) is using; and (4) shall continue to use throughout the Contract Period the **Federal Work Authorization Program** commonly known as **E-Verify**, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in the Act and the Rules.

The undersigned Subcontractor further agrees that it shall contract for the physical performance of services or work in satisfaction of the Contract only with Sub-subcontractor(s) who present an **E-Verify Affidavit** to the undersigned Subcontractor with the information required by the Act and the Rules. The undersigned Subcontractor shall forward notice of the receipt of an **E-Verify Affidavit** from a Sub-subcontractor(s) to the Contractor named above within five (5) business days of receipt of the notice. If the undersigned Subcontractor receives notice that a Sub-subcontractor has received an **E-Verify Affidavit** from any other contracted Sub-subcontractor, the undersigned Subcontractor must forward, within five (5) business days of receipt of the notice, a copy of the notice to the Contractor named above.

The Subcontractor hereby attests that its **Federal Work Authorization User Identification Number** and date of authorization are as follows:

_____ _____

Federal Work Authorization User Identification Number — Date of Authorization

Name of Subcontractor: _____

Suite / Street Address: _____

City, State, Zip: _____

Phone: _____ Email: _____

_____

City of East Point Solicitation Number and / or Name of City Project

I hereby declare under penalty of perjury that the foregoing is true and correct.

_____

Signature of Authorized Officer or Agent

_____

Printed Name and Title of Authorized Officer or Agent

Subscribed and Sworn before me on this the

_____ day of _____, 201 ___

_____

Notary Public

My Commission Expires On: _____

Sub-subcontractor E-Verify Affidavit Pursuant to O.C.G.A. § 13-10-91(b)(4)

By executing this affidavit, the undersigned Subcontractor verifies its compliance with **O.C.G.A. § 13-10-91**, *et seq.* (the "Act") and **Chapter 300-10-1** of the **Rules of Georgia Department of Labor** (the "Rules"), stating affirmatively that the individual, firm, or corporation which is engaged in the physical performance of services or work as a Sub-subcontractor under work assigned to (enter the name of the Subcontractor here) _____ who is performing subcontract work for (enter the name of City's Selected Contractor or Selected Provider here) _____ on behalf of the **City of East Point Georgia** (the "City"), (1) has registered with; (2) is authorized to use; (3) is using; and (4) shall continue to use throughout the Contract Period the **Federal Work Authorization Program** commonly known as **E-Verify**, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in the Act and the Rules.

The undersigned Sub-subcontractor further agrees that is shall contract for the physical performance of services or work in satisfaction of the Contract with the City only with Sub-subcontractor(s) who present an **E-Verify Affidavit** to the undersigned Sub-subcontractor with the information required by the Act and the Rules. The undersigned Sub-subcontractor shall submit this affidavit to the Subcontractor with whom such Sub-subcontractor has privity of contract. Additionally, the undersigned Sub-subcontractor shall forward notice of the receipt of an **E-Verify Affidavit** from a Sub-subcontractor to the Subcontractor within five (5) business days of receipt of the notice.

The Sub-subcontractor hereby attests that its **Federal Work Authorization User Identification Number** and date of authorization are as follows:

_____ _____

Federal Work Authorization User Identification Number — Date of Authorization

Name of Sub-subcontractor: _____

Suite / Street Address: _____

City, State, Zip: _____

Phone: _____ Email: _____

_____

City of East Point Solicitation Number and / or Name of City Project

I hereby declare under penalty of perjury that the foregoing is true and correct.

_____

Signature of Authorized Officer or Agent

_____

Printed Name and Title of Authorized Officer or Agent

Subscribed and Sworn before me on this the

_____ day of _____, 201 ___

_____

Notary Public

My Commission Expires On: _____

Contractor's S.A.V.E. Affidavit
Under the Systematic Alien Verification for Entitlements Program
Persuant to O.C.G.A § 50-36-1(e)(2)

By executing this affidavit under oath, as an applicant for a **City of East Point Georgia** contract award or other Public Benefit as provided by **O.C.G.A. § 50-36-1**, and determined by the **Attorney General of Georgia** in accordance therewith, I am hereby stating the following with respect to my application for a City of East Point contract award / public benefit:

_____
Name of natural person applying on behalf of individual, business, corporation, partnership, joint venture or other private entity

1) _____ I am a United States citizen;

OR

2) _____ I am a legal permanent resident eighteen (18) years of age or older;

OR

3) _____ I am an otherwise qualified alien or non-immigrant under the **Federal Immigration and Nationality Act**, who is eighteen (18) years of age or older, and lawfully present in the United States of America. **All non-citizens MUST provide their Alien Registration Number below.**

_____.

The undersigned applicant also hereby verifies that he or she has provided at least one (1) secure and verifiable document, as required by **O.C.G.A. § 50-36-1(e)(1)**, with this affidavit.

The secure and verifiable document provided with this affidavit is:

_____

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of **O.C.G.A. § 16-10-20**, and face criminal penalties as allowed by such criminal statute.

_____
Signature of Applicant

_____
Printed Name of Applicant

Subscribed and Sworn before me on this the

_____ day of _____, 201 ___

_____
Notary Public

My Commission Expires On: _____