

216 that the applicant under this section sign a certificate under penalty of perjury, stating that the  
 217 applicant:

218 (i) is a United States citizen; or

219 (ii) is a qualified alien as defined by 8 U.S.C. Sec. 1641.

220 (c) The certificate under Subsection (1)(b) shall include a statement advising the signer  
 221 that providing false information subjects the signer to penalties for perjury.

222 (d) The signature under this Subsection (1) may be executed in person or  
 223 electronically.

224 (e) When an applicant who is a qualified alien has executed the certificate under this  
 225 section, the applicant's eligibility for benefits shall be verified by the agency through the federal  
 226 SAVE program or an equivalent program designated by the United States Department of  
 227 Homeland Security.

228 (2) Any person who knowingly and willfully makes a false, fictitious, or fraudulent  
 229 statement of representation in a certificate executed under this section is guilty of public  
 230 assistance fraud under Section 76-8-1205.

231 (3) If the certificate constitutes a false claim of United States citizenship under 18  
 232 U.S.C. Sec. 911, the agency requiring the certificate shall file a complaint with the United  
 233 States Attorney for the applicable federal judicial district based upon the venue in which the  
 234 certificate was executed.

235 (4) Agencies may, with the concurrence of the Utah Attorney General, adopt variations  
 236 to the requirements of the provisions of this section that provide for adjudication of unique  
 237 individual circumstances where the verification procedures in this section would impose  
 238 unusual hardship on a legal resident of this state.

239 (5) If an agency under Subsection (1) receives verification that a person making an  
 240 application for any benefit, service, or license is not a qualified alien, the agency shall provide  
 241 the information to the local law enforcement agency ~~H~~→ **for enforcement**  
 241a of Section 76-8-1205 ←~~H~~ unless prohibited by federal mandate.

242 Section 9. Section **76-9-1009** is enacted to read:

243 **76-9-1009. Implementation to be consistent with federal law and civil rights.**

244 All state and local agencies shall implement this part in a manner that is consistent with  
 245 federal laws that regulate immigration, protect the civil rights of all persons, and establish the  
 246 privileges and immunities of United States citizens.