



AFFIDAVIT OF IDENTIFYING WITNESS (IDENTIFICATION OF A PASSPORT APPLICANT)

This form should be completed **ONLY** by the identifying witness.
Please print legibly in blue or black ink only.

1. Passport Applicant's Name (Last, First, Middle)
2. Basis of your knowledge concerning the Passport Applicant (Such as your relationship to the applicant)
3. How long have you (The Witness) known the Passport Applicant? _____ Years _____ Months

WITNESS INFORMATION

4. Witness ' Name (Last, First, Middle)		
5. Witness ' Residential Address		
City, State, ZIP Code		
6. Witness ' Place of Birth (City, State, Zip Code)	7. Witness Date of Birth (mm-dd-yyyy)	
8. Witness Daytime Telephone Number ()	9. Witness Home Telephone Number ()	10. Have you as the Witness been issued a U.S. Passport? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, continue with questions #11 - 13.
11. Witness Passport Number	12. Place of Issue if Known	13. Date of Issue (mm-dd-yyyy) If necessary, give approximate.

NOTE: Read the following oath but **DO NOT SIGN** the affidavit until requested to do so by an Authorized Acceptance Agent.
I declare under penalty of perjury that I know or have reason to believe the above-named passport applicant is a citizen or non-citizen national of the United States; and the above statements are true and correct.

Signature _____ Date (mm-dd-yyyy) _____

FOR ACCEPTANCE AGENT'S USE ONLY

Subscribed and sworn to (affirmed) before me (Seal) Clerk of Court
 Passport Agent _____ Location
 Postal Employee
 (Vice) Consul USA _____ Date (mm-dd-yyyy)

Signature _____

APPLICANT'S IDENTIFICATION

1. Issued in the Name of	Type of Document	Document Number
Place of Issue	Date of Issue (mm-dd-yyyy)	Date of Expiration (mm-dd-yyyy)
2. Issued in the Name of	Type of Document	Document Number
Place of Issue	Date of Issue (mm-dd-yyyy)	Date of Expiration (mm-dd-yyyy)

WITNESS' IDENTIFICATION

Issued in the Name of	Type of Document	Document Number
Place of Issue	Date of Issue (mm-dd-yyyy)	Date of Expiration (mm-dd-yyyy)

USE OF THE AFFIDAVIT OF IDENTIFYING WITNESS: This affidavit is required to be included with a passport application only when the applicant for a passport is unable to establish his or her identity to the satisfaction of a person authorized to accept passport applications. The applicant must still present some identification of his or her own. Witnesses must complete items one through ten (and if applicable, eleven through thirteen), sign when requested to do so by the same authorized acceptance agent who accepted the passport application, and present some form of current photo identification of his or her own.

WARNING

False statements made knowingly and willfully in passport applications or in affidavits or other supporting documents submitted therewith are punishable by fine and/or imprisonment under provisions of 18 U.S.C. 1001 and/or 18 U.S.C. 1542. Alteration or mutilation of a U.S. passport is punishable by fine and/or imprisonment under provisions of 18 U.S.C. 1543. The use of a U.S. passport in violation of the restrictions contained therein or of the passport regulations is punishable by fine and/or imprisonment under 18 U.S.C. 1544. All statements and documents submitted are subject to verification.

PRIVACY ACT AND PAPERWORK REDUCTION ACT STATEMENTS

AUTHORITIES: The information solicited on this form may be requested pursuant to provisions in Titles 8 and 22 of the United States Code (U.S.C.), including specifically 22 U.S.C. 211A, et seq., and all regulations issued pursuant to Executive Order 11295 (August 5, 1966), including Part 51, Title 22, Code of Federal Regulations (CFR), and in particular 22 CFR 51.41 and 51.45.

PURPOSE: The primary purpose for soliciting the information is to establish citizenship, identity, and entitlement to issuance of a U.S. passport. The information may also be used in connection with issuing other travel documents or evidence of citizenship, and in furtherance of the Secretary's responsibility for the protection of U.S. nationals abroad.

ROUTINE USES: The information solicited on this form may be made available as a routine use to other government agencies, to assist the U.S. Department of State in adjudicating passport applications and requests for related services, and for law enforcement and administrative purposes. It may also be disclosed pursuant to court order. The information may be made available to foreign government agencies to fulfill passport control and immigration duties or to investigate or prosecute violations of law. The information may also be made available to private U.S. citizen 'wardens' designated by U.S. embassies and consulates.

CONSEQUENCES OF FAILURE TO PROVIDE INFORMATION: Failure to provide the information requested on this form may result in the denial of a United States passport, related documents, or service to the individual seeking such passport, documents, or service.

*Public reporting burden for this collection of information is estimated to average 5 minutes per response, including time required for searching existing data sources, gathering the necessary documentation, providing the information and/or documents required, and reviewing the final collection. You do not have to supply this information unless this collection displays a currently valid OMB control number. If you have comments on the accuracy of this burden estimate and/or recommendations for reducing it, please send them to: A/GIS/DIR, Room 2400 SA-22, U.S. Department of State, Washington, DC 20522-2202.



AFFIDAVIT OF IDENTIFYING WITNESS (IDENTIFICATION OF A PASSPORT APPLICANT)

This form should be completed **ONLY** by the identifying witness and is to **ONLY** be used in conjunction with form DS-11, Application for a U.S. Passport.

This affidavit must be accompanied by a photocopy of the front and back side of the witness' identification.

1. Passport Applicant's Name (Last, First, Middle)	
2. How do you know the applicant?	
3. How long have you (<u>the Witness</u>) known the passport applicant? _____ Years _____ Months	

WITNESS INFORMATION

4. <i>Witness</i> ' Name (Last, First, Middle)		
5. <i>Witness</i> ' Residential Address		
City, State, ZIP Code		
6. <i>Witness</i> ' Place of Birth (City, State, Zip Code)		7. <i>Witness</i> ' Date of Birth (mm-dd-yyyy)
8. <i>Witness</i> ' Home Telephone Number ()	9. Have you (<u>the Witness</u>) been issued a U.S. Passport? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, continue with questions 11 - 13.	10. <i>Witness</i> ' Passport Number
11. Place of Issue (if known)	12. Date of Issue (mm-dd-yyyy) If necessary, give approximate date.	13. <i>Witness</i> ' Social Security Number

NOTE TO THE WITNESS: Read the following oath but **DO NOT SIGN** the affidavit until requested to do so by an Authorized Acceptance Agent.

I declare under penalty of perjury that I know or have reason to believe the above-named passport applicant is a citizen or non-citizen national of the United States; and the above statements are true and correct.

Signature _____ Date (mm-dd-yyyy) _____

FOR ACCEPTANCE AGENT'S USE ONLY

Subscribed and sworn to (affirmed) before me _____ (Seal)

Signature _____

<input type="checkbox"/> Acceptance Agent	_____ Location
<input type="checkbox"/> Passport Staff Agent	_____
<input type="checkbox"/> (Vice) Consul USA	_____ Date (mm-dd-yyyy)

APPLICANT'S IDENTIFICATION

1. Issued in the Name of	Type of Document	Document Number
Place of Issue	Date of Issue (mm-dd-yyyy)	Date of Expiration (mm-dd-yyyy)
2. Issued in the Name of	Type of Document	Document Number
Place of Issue	Date of Issue (mm-dd-yyyy)	Date of Expiration (mm-dd-yyyy)

WITNESS' IDENTIFICATION

Issued in the Name of	Type of Document	Document Number
Place of Issue	Date of Issue (mm-dd-yyyy)	Date of Expiration (mm-dd-yyyy)

USE OF AFFIDAVIT OF IDENTIFYING WITNESS

This affidavit is required to be included with a passport application only when the applicant for a passport is unable to establish his or her identity to the satisfaction of a person authorized to accept passport applications. The applicant must still present some identification of his or her own. Witnesses must complete items one through ten (and if applicable, 11 through 13), sign when requested to do so by the same authorized acceptance agent who accepted the passport application, and present some form of current photo identification of his or her own. **The affidavit must be accompanied by a photocopy of the front and back side of the witness' identification.**

WARNING

False statements made knowingly and willfully in passport applications or in affidavits or other supporting documents submitted therewith are punishable by fine and/or imprisonment under the provisions of 18 U.S.C. 1001, 18 U.S.C. 1542, and/or 18 U.S.C. 1621. Alteration or mutilation of a U.S. passport issued pursuant to this application is punishable by fine and/or imprisonment under the provisions of 18 U.S.C. 1543. The use of a U.S. passport in violation of the restrictions contained therein or of the passport regulations is punishable by fine and/or imprisonment under 18 U.S.C. 1544. All statements and documents are subject to verification.

PRIVACY ACT STATEMENT

AUTHORITIES: Collection of the information solicited on this form is authorized by Titles 8, 22, and 26 of the United States Code, and other applicable laws and regulations, including 22 U.S.C. 211a et seq.; 8 U.S.C. 1104; Section 236 of the Admiral James W. Nance and Meg Donovan Foreign Relations Authorization Act, Fiscal Years 2000 and 2001; Executive Order 11295 (August 5, 1966); and 22 C.F.R. parts 50 and 51.

PURPOSE: The primary purpose for soliciting the information is to establish identity and entitlement for issuance of a U.S. passport.

ROUTINE USES: The information solicited on this form may be made available as a routine use to other government agencies and private contractors to assist the U.S. Department of State in adjudicating U.S. passport applications and requests for related services, and for law enforcement, fraud prevention, border security, counterterrorism, litigation activities, and administrative purposes. The information may be made available to foreign government agencies to fulfill passport control and immigration duties. The information may also be provided to foreign government agencies, international organizations and, in limited cases, private persons and organizations to investigate, prosecute, or otherwise address potential violations of law or to further the Secretary's responsibility for the protection of U.S. citizens and non-citizen nationals abroad. The information may be made available to the Department of Homeland Security and private employers for employment verification purposes. For a more detailed listing of the routine uses to which this information may be put see the Department of State's Prefatory Statement of Routine Uses relative to the Privacy Act (Public Notice 6290 of July 15, 2008) and the listing of routine users set forth in the System of Records Notices for Overseas Citizen Services Records (State-05) and Passport Records (State-26) published in the Federal Register.

Providing your social security number will assist in expediting the adjudication of the passport application of the applicant. If you do not have a social security number or do not wish to disclose it, you may write 000-00-0000.

CONSEQUENCES OF FAILURE TO PROVIDE INFORMATION: Failure to provide the information requested on this form may result in the delay of a U.S. passport, related documents, or service to the individual seeking such passport, documents, or service.

PAPERWORK REDUCTION ACT STATEMENT

Public reporting burden for this collection of information is estimated to average 5 minutes per response, including time required for searching existing data sources, gathering the necessary documentation, providing the information and/or documents required, and reviewing the final collection. You do not have to supply this information unless this collection displays a currently valid OMB control number. If you have comments on the accuracy of this burden estimate and/or recommendations for reducing it, please send them to: A/GIS/DIR, Room 2400 SA-22, U.S. Department of State, Washington, DC 20522-2202.

FOR FURTHER INFORMATION CONTACT: The meeting is open to the public however advance notice of attendance is requested. Anyone wishing to attend or make a presentation to the NWBC must contact Katherine Stanley by Friday, February 20, 2009, by fax or e-mail in order to be placed on the agenda. Katherine Stanley, Operations Manager, NWBC, 409 Third Street, SW., Suite 210, Washington, DC 20416, telephone 202-205-6695, fax 202-205-6825, e-mail Katherine.stanley@nwbc.gov.

Additionally, if you need accommodations because of a disability or require additional information, please contact Katherine Stanley at the above information.

For more information, please visit our Web site at www.nwbc.gov.

Bridget E. Bean,

SBA Committee Management Officer.

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BILLING CODE 8025-01-P

DEPARTMENT OF STATE

[Public Notice: 6506]

Title: 30-Day Notice of Proposed Information Collection: Form DS-0071, Affidavit of Identifying Witness, 1405-0088

ACTION: Notice of request for public comment and submission to OMB of proposed collection of information.

SUMMARY: The Department of State has submitted the following information collection request to the Office of Management and Budget (OMB) for approval in accordance with the Paperwork Reduction Act of 1995.

- *Title of Information Collection:* Affidavit of Identifying Witness.
- *OMB Control Number:* 1405-0088.
- *Type of Request:* Revision of a Currently Approved Collection.
- *Originating Office:* Department of State, Bureau of Consular Affairs, Passport Services, Office of Field Operations, Field Coordination Division. CA/PPT/FO/FC.
- *Form Number:* DS-0071.
- *Respondents:* Individuals or Households.
- *Estimated Number of Respondents:* 163,300.
- *Estimated Number of Responses:* 163,300.
- *Average Hours per Response:* 5 minutes.
- *Total Estimated Burden:* 13,608 hours.
- *Frequency:* On occasion.
- *Obligation to Respond:* Required to Obtain or Retain a Benefit.

DATES: Submit comments to the Office of Management and Budget (OMB) for up to 30 days from February 3, 2009.

ADDRESSES: Direct comments and questions to Katherine Astrich, the Department of State Desk Officer in the Office of Information and Regulatory Affairs at the Office of Management and Budget (OMB), who may be reached at 202-395-4718. You may submit comments by any of the following methods:

- *E-mail:* kastrich@omb.eop.gov. You must include the DS form number, information collection title, and OMB control number in the subject line of your message.
- *Mail (paper, disk, or CD-ROM submissions):* Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503.
- *Fax:* 202-395-6974.

FOR FURTHER INFORMATION CONTACT: You may obtain copies of the proposed information collection and supporting documents from Andrina Agnew, U.S. Department of State, CA/PPT/FO/FC, 2100 Pennsylvania Avenue, NW., Suite 3040, SA-29, Washington, DC 20037, who may be reached on (202) 663-2445 or at agnewam@state.gov.

SUPPLEMENTARY INFORMATION: We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary to properly perform our functions.
 - Evaluate the accuracy of our estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.
 - Enhance the quality, utility, and clarity of the information to be collected.
 - Minimize the reporting burden on those who are to respond.
- Abstract of proposed collection:* The Affidavit of Identifying Witness, Form DS-0071, is used by the Department of State in making a determination of the applicant's eligibility to be documented as a citizen or a non-citizen national of the United States. The form is used by Passport Agents, Acceptance Agents, and Consular Officers to collect information for the purpose of establishing the identity of a passport applicant who has not submitted adequate evidence with his/her passport application. The primary purpose for soliciting the information is to establish identity and eligibility for a United States passport, and to properly administer and enforce the laws pertaining to issuance thereof. Lack of identity information may result in the denial of an application for a United

States passport. Inaccurate identity evidence could possibly result in issuance of a passport to a non-U.S. citizen or to someone using an assumed identity.

Methodology: The Affidavit of Identifying Witness, Form DS-0071, is used in conjunction with the Application for a U.S. Passport, Form DS-0011. This affidavit is required to be included with a passport application only when the applicant for a passport is unable to establish his or her identity to the satisfaction of a person authorized to accept passport applications. The identifying witness must complete and sign this form in the presence of the person authorized to accept passport applications.

Dated: January 23, 2009.

Brenda S. Sprague,

Deputy Assistant Secretary for Passport Services, Bureau of Consular Affairs, Department of State.

[FR Doc. E9-2243 Filed 2-2-09; 8:45 am]

BILLING CODE 4710-06-P

DEPARTMENT OF STATE

[Public Notice: 6504]

Notice of Request for Public Comments

Title: 30-Day Notice of Proposed Information Collection: Form DS-0064, Statement Regarding a Lost or Stolen Passport, 1405-0014.

ACTION: Notice of request for public comment and submission to OMB of proposed collection of information.

SUMMARY: The Department of State has submitted the following information collection request to the Office of Management and Budget (OMB) for approval in accordance with the Paperwork Reduction Act of 1995.

- *Title of Information Collection:* Statement Regarding a Lost or Stolen Passport.
- *OMB Control Number:* 1405-0014.
- *Type of Request:* Revision of a Currently Approved Collection.
- *Originating Office:* CA/PPT/FO/FC.
- *Form Number:* DS-0064.
- *Respondents:* Individuals or Households.
- *Estimated Number of Respondents:* 122,500.
- *Estimated Number of Responses:* 122,500.
- *Average Hours per Response:* 5 minutes.
- *Total Estimated Burden:* 10,208 hours.
- *Frequency:* On occasion.
- *Obligation to Respond:* Required to Obtain a Benefit.

SUPPORTING STATEMENT FOR PAPERWORK REDUCTION ACT SUBMISSION

Affidavit of Identifying Witness OMB Number 1405- 0088 DS-0071

A. JUSTIFICATION

1. The Affidavit of Identifying Witness (DS-0071) is used in conjunction with the Application for U.S. Passport (DS-0011). It is used by Passport Agents, Passport Acceptance Agents, and Consular Officers to collect information for the purpose of establishing the identity of a passport applicant who has not submitted adequate evidence with his/her passport application. This affidavit is executed by a witness who can identify the applicant.

22 U.S.C. § 211a, et seq.; Authority to grant, issue, and verify passports

Executive Order 11295--Rules governing the granting, issuing, and verifying of United States passports

22 C.F.R. Part 51, including 22 C.F.R. 51.24. Issuance of Passports

2. The DS-0071 is issued by the Department of State and, when completed, is evidence of a passport applicant's identity. Lack of sufficient identify information may result in the denial of a passport application.
3. Because Department regulations at 22 C.F.R. 51.24 require an original signature, a complete end-to-end electronic submission for this form is not possible. Form DS-0071 is only available at acceptance facilities and passport agencies and must be completed and signed in the presence of an authorized Passport Agent, Acceptance Agent, or Consular Officer.
4. The DS-0071 is the sole Department of State form that is used when a passport applicant cannot furnish proper identity documentation and seeks to submit a statement of an identifying witness in support of the application.
5. The collection of information does not involve small businesses or other small entities.
6. If the information solicited in the DS-0071 were not collected, passport applicants who lack sufficient documentation of identity (such as government issued photo IDs) would be unable to establish their identities and would be unable to obtain U.S. passports.

7. No such special circumstances exist.
8. The Department of State published a 60-day notice to solicit public comments in the Federal Register (pages 75598-75599) on December 2, 2011. The Department received one comment during the posted period that suggested the Department require all affiants be U.S. citizens. The Department prefers that the identifying witness be a U.S. citizen/national or permanent resident alien of the United States. However, it recognizes that it may not be possible for all cases, particularly for applicants who are applying overseas.
9. This information collection does not provide any payment or gift to respondents.
10. This form includes a Privacy Act Statement explaining the routine use exceptions to the Act. (5 U.S.C. § 552a)
11. The DS-0071 does not ask questions of sensitive nature, the respondent to provide a social security number if one is available and they wish to disclose it. The DS-71 is used in the rare circumstances when an applicant does not submit sufficient identity evidence for passport issuance. As such, these applications are more prone to fraudulent activity. By providing the witness's social security number, the Department of State is able to use the databases at its disposal to verify the credibility and identity of the witness. If the witness presents a valid U.S. passport as identification, a Social security number would not be needed.
12. The estimated burden of five minutes required per response is based on a sampling of time required to complete the form. The number of respondents that require an affidavit of identifying witness is estimated at 44,000 per year. The annual burden is estimated to be 3,667 hours. (44,000 x 5)
13. There is no cost to the respondent associated with this form.
14. The cost to the Federal government for this collection is \$10,959. This cost was calculated based on the following:
 - Cost to print the form \$3,229
 - Plus the time and expense for a contractor and an adjudicator to process the application\$2,512 (contractor) + \$5,218 (adjudicator)
15. The program change reflects a decrease in use of this form from 163,300 to 44,000 since 2009. The Department estimates that there will be 12,471,000 applications for a new

passport (DS-0011) annually for the next 3 years, and we estimate that 44,000 of those applicants will need this form. This decrease is based on the fact that the Department is making better use of public records as they become more available online. As such, we have access to more documentation to corroborate an applicant's identity claim, reducing the need for filling out a DS-71, which is primarily used to help an applicant establish his/her identity.

The form has been changed by deleting the field for the witness' daytime phone number and adding a field for the witness' social security number. If the witness presents a valid U.S. passport as identification, a Social security number would not be needed. This change does not alter the burden time.

16. This collection of information will not be published for statistical use.
17. Expiration date for OMB approval will be displayed.
18. No exceptions to the certification statement identified in Item 19, "Certification for Paperwork Reduction Act Submissions" are being requested.

B. COLLECTION OF INFORMATION EMPLOYING STATISTICAL METHODS

This collection does not employ statistical methods.

6/2012 revisions per OMB request shown in red underlined text

7/23/12 revision per OMB request included under highlighted yellow text

Legal Authorities

Form DS-0071, OMB 1405-0088

1. 22 U.S.C. § 211a et seq.:

<http://uscode.house.gov/uscode-cgi/fastweb.exe?getdoc+uscview+t21t25+680+0++%28%29%20%20AND%20%28%2822%29%20ADJ%20USC%29%3ACITE%20AND%20%28USC%20w%2F10%20%28211a%29%29%3ACITE%20%20%20%20%20%20%20%20%20%20>

2. Executive Order 11295:

<http://www.archives.gov/federal-register/codification/executive-order/11295.html#>

3. 22 C.F.R. Part 51, including 22 C.F.R. 51.24 :

<http://frwebgate6.access.gpo.gov/cgi-bin/TEXTgate.cgi?WAISdocID=125084390370+53+1+0&WAIAction=retrieve>