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## Compliance Bulletin



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House subcommittee approves two-year E-Verify extension

The House Homeland Security Appropriations Subcommittee unanimously approved a fiscal year 2010 spending bill for the Homeland Security Department which includes a two-year extension for E-Verify, the federal program for online verification of a new hire's authorization to work in the U.S.

Subcommittee Chairman David Price (D-NC) said the two-year extension was meant to "dovetail" with the "likely timing" for Congress to take up comprehensive legislation overhauling the nation's immigration laws. The Obama administration had requested a three-year extension of the program.

The full Appropriations Committee is scheduled to mark up the Homeland Security appropriations bill on June 12.

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Illinois lawmakers pass bill creating E-Verify hurdles

Illinois State Legislature has passed a bill creating additional administrative requirements for employers using E-Verify. The bill, Senate Bill 1133, is currently awaiting the signature of Governor Quinn.

The bill would require that all Illinois employers using E-Verify must maintain an original signed attestation, based on a form provided by the Illinois Department of Labor, that they have received training materials from the DHS and that all employees administering the program have completed a Computer Based Tutorial (CBT). The attestation and CBT certificates must be available for inspection or copying by the Illinois DOL.

A violation will occur if an employer fails to post in a prominent place notice, visible to both current and prospective employees, that it uses E-Verify, or if the employer fails to post the attestation and CBT certificates. Similarly, a violation will occur if an administrating employee circumvents the CBT



process by using another employee's user I.D. or password, or if the employer uses E-Verify in any non-authorized manner.

The bill requires the Illinois DOL to post on its Web site information on the accuracy and the cost to employers of using E-Verify, “. . . from the United States government accountability office or a similar reliable source independent of the Department of Homeland Security.”

This statute provides penalties for non-compliance.

Illinois last year passed a bill that blocked employers in the state from using E-Verify, but the U.S. sued to stop the bill. U.S. District Court for the Central District of Illinois ruled against the state and struck down this bill in March.

For a copy of the bill, please send us an e-mail to [compliance.bulletin@talx.com](mailto:compliance.bulletin@talx.com) with “Illinois SB 1133” in the subject line.

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