

February 3, 2009

S 32. EMPLOYERS MUST USE FEDERAL E-VERIFY PROGRAM. Filed 2/3/09. *TO REQUIRE THAT EMPLOYERS IN THIS STATE USE THE FEDERAL E-VERIFY PROGRAM OR A SIMILAR VERIFICATION OF WORK AUTHORIZATION PROGRAM; AND TO APPROPRIATE FUNDS TO ESTABLISH AND SUPPORT A POSITION TO ASSIST IN THE IMPLEMENTATION AND EXECUTION OF THE ACT.*

Enacts new GS 153A-99.1 and GS 160A-169.1, requiring counties and cities to register and participate in the federal work authorization program to verify work authorization information of all new employees. Enacts new GS 153A-15.2, GS 160A-12.1, and GS 143-129(i) to impose comparable requirements on local and state government contractors. Enacts new Article 2 of GS Chapter 64, addressing the employment of unauthorized aliens. The article includes (1) a provision for loss of business licenses for violations of federal immigration law; (2) a prohibition against employing unauthorized aliens; (3) detailed procedures for complaints, civil actions, and penalties relating to the knowing employment of an unauthorized alien; (4) a requirement that after December 31, 2009, every employer, after hiring an employee, verify the employee's employment eligibility through the federal work authorization program or other permissible method; and (5) a provision that it is an unfair trade practice under GS 75-1.1 to discharge any U.S. citizen or permanent resident alien employee while employing an unauthorized alien. Effective July 1, 2009, appropriates \$83,000 for 2009-10 and \$83,000 for 2010-11 from the General Fund to the Office of the Attorney General of the Department of Justice to fill an attorney position as described in title. Effective January 1, 2010, unless otherwise indicated.

Intro. by Snow.

GS 64, 143, 153A, 160A, APPROP