

# 2011 SESSION

INTRODUCED

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## SENATE BILL NO. 789

Offered January 12, 2011

Prefiled December 28, 2010

A *BILL to amend and reenact § 40.1-11.2 of the Code of Virginia, relating to Virginia Employment Commission participation in E-Verify program.*

Patrons—Watkins and Vogel

Referred to Committee on Commerce and Labor

### **Be it enacted by the General Assembly of Virginia:**

#### **1. That § 40.1-11.2 of the Code of Virginia is amended and reenacted as follows:**

§ 40.1-11.2. Participation in E-Verify program.

A. All agencies of the Commonwealth shall be enrolled in the E-Verify program by December 1, 2012; and on and after December 1, 2012, use the E-Verify program for each newly hired employee who is to perform work within the Commonwealth.

B. *The Virginia Employment Commission shall, on and after December 1, 2012, use the E-Verify program for each individual the Virginia Employment Commission refers to an employer to perform work within the Commonwealth.*

C. *As used in this section, "E-Verify program" means the electronic verification of work authorization program of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (P.L. 104-208), Division C, Title IV, § 403(a), as amended, operated by the U.S. Department of Homeland Security, or a successor work authorization program designated by the U.S. Department of Homeland Security or other federal agency authorized to verify the work authorization status of newly hired employees under the Immigration Reform and Control Act of 1986 (P.L. 99-603).*

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