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## **News and Legislation Relating to Employment and Background Checks**

### **News and Federal Legislation:**

#### **Background Checks**

- On May 5<sup>th</sup>, Rep. Carolyn McCarthy (D-NY) introduced a bill (H.R. 1781), which would require that all individuals prohibited under federal law from owning a firearm be listed in the national instant criminal background check system. The bill would also require a background check for all firearm purchases, removing existing exceptions.  
(<http://www.gpo.gov/fdsys/pkg/BILLS-112hr1781ih/pdf/BILLS-112hr1781ih.pdf>)
- On May 4<sup>th</sup>, Rep. André Carson (D-IN) and Rep. Dutch Ruppersberger (D-MD) introduced separate bills (H.R. 1711 / H.R. 1726), which would require that any state receiving a block grant for child care services would have to require all child care providers receiving state funds to perform a criminal history background check on all employees with access to children. The bills also identify specific crimes which, if found to have been committed, would disqualify an individual from employment with a child care provider.  
(<http://www.gpo.gov/fdsys/pkg/BILLS-112hr1711ih/pdf/BILLS-112hr1711ih.pdf>)  
(<http://www.gpo.gov/fdsys/pkg/BILLS-112hr1726ih/pdf/BILLS-112hr1726ih.pdf>)

#### **E-Verify**

- On May 10<sup>th</sup>, the White House released a plan to establish a “21st Century Immigration System” that included steps to improve and expand the E-Verify program by mandating immigration verification by all employers. The plan sets forth a tiered introduction of the requirement, beginning with businesses with over 1,000 employees. Additionally, the plan would strengthen the self-check mechanism to protect employees and increase E-Verify efficiency and accuracy. The plan further seeks to protect employees by implementing steps needed to ensure that the system is not misused to harm employees and that errors can be corrected.  
([http://www.whitehouse.gov/sites/default/files/rss\\_viewer/immigration\\_blueprint.pdf](http://www.whitehouse.gov/sites/default/files/rss_viewer/immigration_blueprint.pdf))
- On May 9<sup>th</sup>, the Department of Homeland Security (DHS) issued a notice in the Federal Register (76 FR 26738) on updates to the E-Verify program to: (1) add records derived from participating Motor Vehicle Agencies’ systems through the American Association of Motor Vehicle Administrators Network; (2) add records derived from individual employees subject to employment verification; and (3) change the verification process to include the validation of information from a driver’s license, driver’s permit, or identification card from a state or jurisdiction that has signed a Memorandum of Agreement with the DHS under the Records and Information from Departments of Motor Vehicles for E-Verify program.  
(<http://www.gpo.gov/fdsys/pkg/FR-2011-05-09/pdf/2011-11291.pdf>)



## News and State Legislation:

### E-Verify

- On May 6<sup>th</sup>, the Florida Legislature adjourned its 2011 session without passing a final version of either of its immigration bills (H.B. 7089, S.B. 2040), reportedly due to disputes over the proper role of the E-Verify program (previously reported). Gov. Rick Scott (R) told Floridians to, “get ready for the next session and let everybody we elect know that it’s important to us.”  
([http://www.myfloridahouse.gov/Sections/Documents/loaddoc.aspx?FileName=\\_h7089c1.docx&DocumentType=Bill&BillNumber=7089&Session=2011](http://www.myfloridahouse.gov/Sections/Documents/loaddoc.aspx?FileName=_h7089c1.docx&DocumentType=Bill&BillNumber=7089&Session=2011))  
(<http://www.flsenate.gov/Session/Bill/2011/2040/BillText/e1/PDF>)
- On April 29<sup>th</sup>, the Indiana Legislature cleared a bill (S.B. 590), which would require the state and local governments, as well as all of their contractors, to use the federal government’s E-Verify system to check the immigration status of employees. The bill would also withhold all tax credits from private businesses which did not use the system or were found to employ illegal immigrants.  
(<http://www.in.gov/legislative/bills/2011/PDF/SE/SE0590.1.pdf>)