



Tuesday, November 27, 2007

U.S. SOCIAL SECURITY ADMINISTRATION WILL NOT ISSUE “NO MATCH LETTERS” THIS YEAR;

Letters Not Likely until Spring 2008 or Later

In a statement to the Bureau of National Affairs on November 13, 2007, Social Security Administration spokesman Mark Hinkle stated that the Social Security Administration (SSA) will not issue 2006 tax year “no match” letters in 2007. Following a preliminary injunction granted by the U.S. District Court for the Northern District of California that forbids issuance of the letters in the format provided by recently enjoined DHS regulation (see article above), the SSA has determined that revisions are required, and that it is too late in the year to accommodate the required amendments for issuance in calendar year 2007.

The BNA reports that new no match letters are unlikely to issue before the Spring of 2008. A delay until Spring 2008 would allow the SSA to conform upcoming “no match letters” to the new, amended regulation DHS has begun drafting in its effort to address the concerns raised by the court in the ongoing litigation over implementation of the regulation in its current form. The DHS expects to have completed drafting and publication of the amended regulation by March 24, 2008, as stated in recent court pleadings.

As always, Tindall & Foster, P.C. will continue to monitor the Government’s regulatory efforts in the area of employment eligibility verification and will provide relevant information to our clients via future Email Bulletins and the Tindall & Foster, P.C. web site at www.tindallfoster.com.