

IMMIGRATION UPDATE®

Wednesday, April 15, 2009

THE U.S. DEPARTMENT OF DEFENSE, GENERAL SERVICES ADMINISTRATION, AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION FURTHER DELAY THE E-VERIFY REQUIREMENT FOR FEDERAL CONTRACTORS

On April 17, 2009, the U.S. Department of Defense, General Services Administration, and National Aeronautics and Space Administration published in the Federal Register a regulation further delaying implementation of the E-Verify requirement for employers contracting with the Federal Government.

The regulation requiring E-Verify had previously been implemented with an effective date of January 15, 2009, which was later postponed until May 21, 2009, and has now been postponed until June 30, 2009.

Unless the regulation is further postponed, implementation is anticipated with the new effective date of June 30, 2009. For more information on E-Verify, and both the required and recommended steps that must take place before an employer enrolls in the E-Verify program, contact your Foster Quan immigration attorney. Experienced attorneys in Foster Quan's Workforce Compliance practice group will be able to assist you in evaluating the impact of the requirement on operations, and the steps which may be taken to alleviate unintended consequences of E-Verify participation by planning and conducting full audit, digitization, mitigation efforts and assisting in the development of appropriate policies designed to reduce the risk of inadvertent compliance failures.

As always, Foster Quan will continue to monitor developments in this critical area of the law and will make future updates available via our Immigration Update® and the Foster Quan web site, at www.fosterquan.com.