



128th MAINE LEGISLATURE

SECOND REGULAR SESSION-2018

Legislative Document

No. 1893

H.P. 1326

House of Representatives, March 29, 2018

**An Act To Ensure Fair Employment Opportunity for Maine
Citizens and Legal Residents by Requiring the Use of a Federal
Immigration Verification System**

Reference to the Committee on Labor, Commerce, Research and Economic Development
suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative LOCKMAN of Amherst. (GOVERNOR'S BILL)
Cosponsored by Representatives: AUSTIN of Gray, ESPLING of New Gloucester, GINZLER
of Bridgton, KINNEY of Knox, PICKETT of Dixfield, PRESCOTT of Waterboro, STETKIS
of Canaan, Senator: DAVIS of Piscataquis.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 26 MRSA §871-A** is enacted to read:

3 **§871-A. Public employer and public contractor; work eligibility verification**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the
5 following terms have the following meanings.

6 A. "Federal immigration verification system" means the electronic verification of the
7 work authorization program of the federal Illegal Immigration Reform and Immigrant
8 Responsibility Act of 1996, 8 United States Code, Section 1324a, known as the
9 E-Verify program, or an equivalent federal program designated by the United States
10 Department of Homeland Security or other federal agency authorized to verify the
11 work eligibility status of a newly hired employee pursuant to the federal Immigration
12 Reform and Control Act of 1986.

13 B. "Public contractor" means a contractor that is awarded a contract by a public
14 employer for the physical performance of services in the State and any subcontractor
15 of the contractor.

16 C. "Public employer" means an agency or political subdivision of the State.

17 **2. Verification required.** A public employer and a public contractor shall register
18 with and use a federal immigration verification system to determine the work eligibility
19 status of new employees physically performing services in the State. A contract between
20 a public employer and public contractor must contain a provision requiring the public
21 contractor to use a federal immigration verification system to determine the work
22 eligibility status of new employees physically performing services in the State.

23 **SUMMARY**

24 This bill requires every public employer and public contractor to register with and use
25 a federal immigration verification system, currently known as E-Verify, to determine the
26 work eligibility status of new employees physically performing services within the State.