

# Senate Bill 325

Sponsored by Senator THATCHER (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires state agencies to use federal E-Verify employment verification system to verify employment eligibility of job applicants. Instructs state agencies to report use of E-Verify system to Oregon Department of Administrative Services. Requires department to report annually to Legislative Assembly on use of E-Verify system by state agencies. Authorizes department to adopt rules.

Establishes Task Force on the Use of E-Verify by Public Employers. Requires task force to report findings and recommendations to interim legislative committee.

Sunsets task force on December 31, 2020.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to use of the E-Verify employment verification system in public employment; and declaring  
3 an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) A state agency shall use the federal E-Verify employment verification**  
6 **system to verify the eligibility for employment in the United States of an employee hired on**  
7 **or after January 1, 2020.**

8 **(2) A state agency shall report on the agency's use of the E-Verify employment verifica-**  
9 **tion system to the Oregon Department of Administrative Services. The report may include,**  
10 **but is not limited to:**

11 **(a) The total number of requests for verification made through the E-Verify system in**  
12 **the reporting period;**

13 **(b) The number of employees verified as eligible for employment;**

14 **(c) The number of employees for which eligibility for employment could not be verified;**  
15 **and**

16 **(d) The classification of the position of each employee hired on or after January 1, 2020.**

17 **(3) The department shall report to the Legislative Assembly annually by September 15,**  
18 **in the manner provided in ORS 192.245. The report must include a summary of the reports**  
19 **submitted to the department by state agencies under subsection (2) of this section during the**  
20 **preceding fiscal year ending June 30.**

21 **(4) The department shall adopt rules necessary for the implementation and adminis-**  
22 **tration of this section.**

23 **(5) As used in this section, "state agency" means any state officer, board, commission,**  
24 **department, institution or agency of the executive, judicial or legislative branches of state**  
25 **government, a public university listed in ORS 352.002 and the Oregon Health and Science**  
26 **University.**

27 **SECTION 2. Section 1 of this 2019 Act becomes operative on January 1, 2020.**

28 **SECTION 3. The Director of the Oregon Department of Administrative Services may take**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 any action before the operative date specified in section 2 of this 2019 Act that is necessary  
2 to enable the Oregon Department of Administrative Services to exercise, on or after the  
3 operative date specified in section 2 of this 2019 Act, the duties, functions and powers con-  
4 ferred on the department by section 1 of this 2019 Act.

5 **SECTION 4.** (1) The Task Force on the Use of E-Verify by Public Employers is estab-  
6 lished.

7 (2) The task force consists of nine members appointed as follows:

8 (a) The President of the Senate shall appoint:

9 (A) Two members from among the members of the Senate, neither of whom may be from  
10 the same political party.

11 (B) One member who represents the interests of cities.

12 (C) One member who represents the interests of school districts.

13 (b) The Speaker of the House of Representatives shall appoint:

14 (A) Two members from among the members of the House of Representatives, neither of  
15 whom may be from the same political party.

16 (B) One member who represents the interests of cities.

17 (C) One member who represents the interests of school districts.

18 (c) The Governor shall appoint one member who shall represent the interests of the  
19 public.

20 (3) The task force shall study issues related to requiring the use of the federal E-Verify  
21 employment verification system to verify the legal eligibility for employment of applicants  
22 for positions with public employers in this state.

23 (4) A majority of the members of the task force constitutes a quorum for the transaction  
24 of business.

25 (5) Official action by the task force requires the approval of a majority of the members  
26 of the task force.

27 (6) The task force shall elect one of its members to serve as chairperson.

28 (7) If there is a vacancy for any cause, the appointing authority shall make an appoint-  
29 ment to become immediately effective.

30 (8) The task force shall meet at times and places specified by the call of the chairperson  
31 or of a majority of the members of the task force.

32 (9) The task force may adopt rules necessary for the operation of the task force.

33 (10) The task force shall submit a report in the manner provided by ORS 192.245, and  
34 may include recommendations for legislation, to an interim committee of the Legislative  
35 Assembly related to the workforce or business and labor no later than September 15, 2020.

36 (11) The Legislative Administration Committee shall provide staff support to the task  
37 force.

38 (12) Members of the task force who are not members of the Legislative Assembly are not  
39 entitled to compensation or reimbursement for expenses and serve as volunteers on the task  
40 force.

41 (13) All agencies of state government, as defined in ORS 174.111, are directed to assist  
42 the task force in the performance of the task force's duties and, to the extent permitted by  
43 laws relating to confidentiality, to furnish information and advice the members of the task  
44 force consider necessary to perform their duties.

45 **SECTION 5.** Section 4 of this 2019 Act is repealed on December 31, 2020.

1        **SECTION 6. This 2019 Act being necessary for the immediate preservation of the public**  
2        **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**  
3        **on its passage.**

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