

South Whittier SD

Administrative Regulation

Legal Status Requirement

AR 4111.2
Personnel

Within three business days of hire, the Superintendent or designee shall physically examine the documentation presented by the employee establishing his/her identity and employment ~~eligibility~~ **authorization** as set forth in ~~INS Form I-9~~ **U.S. Citizenship and Immigration Services Form I-9**. **The employee may present either an original document which establishes both employment authorization and identity or two separate original documents which establish authorization and identity. Only unexpired documents are acceptable.** ~~The Superintendent or designee shall (1) ensure that the documents presented appear to be genuine and relate to the individual and (2) complete the "Employer Review and Verification" section of the Form I-9.~~ (8 CFR 274a.2)

The Superintendent or designee shall: (8 CFR 274a.2)

- 1. Ensure that the documents presented appear to be genuine and relate to the individual.**
- 2. Complete the "Employer Review and Verification" section and sign the attestation with a handwritten or electronic signature on Form I-9.**

Persons employed for three days or less must provide such documentation on their first day. (8 CFR 274a.2)

If unable to provide satisfactory documentation because the document was lost, stolen, or damaged, the employee shall furnish a receipt indicating that a replacement document has been requested. This receipt must be presented within three days of the hire, and the replacement document must be provided within 90 days of the hire. (8 CFR 274a.2)

If an individual's employment authorization expires, the Superintendent or designee must reverify the I-9 form, by noting the document's identification number and expiration date on the form, no later than the date the work authorization expires. The employee shall present a document that either shows continuing employment ~~eligibility~~ **authorization** or a new grant of work authorization. (8 CFR 274a.2)

~~After examining the documents presented, the Superintendent or designee shall copy them. Such copies shall be retained with the individual's I-9 form. The documents shall be kept confidential and used only as needed to help justify the district's past decision to accept the documents as valid.~~

~~(cf. 4112.6/4212.6/4312.6 -- Personnel Files)~~

The district shall retain the I-9 forms for three years after the date of the hire or for one year after the date the individual's employment is terminated, whichever is later. (8 CFR 274a.2)

The Superintendent or designee shall copy documents presented by an individual for verification and shall retain them with the individual's Form I-9. The documents shall be kept confidential and used only as needed to help justify the District's past decision to accept the documents as valid.

Regulation SOUTH WHITTIER SCHOOL DISTRICT

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