

PUBLICATION UPDATE

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Bender's Immigration Regulations Service

Publication 695 Release 197

April 2009

HIGHLIGHTS

INCLUDED IN THIS RELEASE

- Release 197 includes regulatory changes published in the Federal Register as of the issue dated April 3, 2009.

Volume 1: 8 CFR (Department of Homeland Security Regulations)

Documents Acceptable for Employment Eligibility Verification; Amendment of Dec. 17, 2008, became effective on April 3, 2009

An amendment to 8 CFR § 274a.2 made by DHS Interim Rule, 73 FR 76505, Dec. 17, 2008, became effective on April 3, 2009. The original effective date was February 2, 2009, but this was delayed until April 3, 2009, by publication in the Federal Register at 74 FR 5899, Feb. 3, 2009. In addition, a correction to the Interim Rule was made at 74 FR 10445, Mar. 11, 2009. Prior to the taking effect of the Interim Rule, the amended provisions were set forth in footnotes to the main text of the

regulations. With the amendments becoming effective on April 3, 2009, the amendments have been incorporated into the main text, as reflected in this Release.

The changes made by the Interim Rule include the following:

- Section title has been changed from “Verification of employment eligibility” to “Verification of identity and employment authorization”;
- Under the amended regulations, it is no longer permissible for employers to accept expired documents to verify employment authorization on Form I-9. See revised § 294a.2(b)(1)(v);
- List of documents now includes documentation for citizens of Federated States of Micronesia and the Republic of the Marshall Islands. See § 294a.2(b)(1)(v), new par. (A)(6);
- Reference to temporary I-551 stamp has been revised to include

temporary I-551 printed notation on machine-readable immigrant visa. See revised § 294a.2(b)(1)(v)(A)(3);

- Reference to I-94A has been added to § 294a.2(b)(1)(v)(A)(5), (vi)(B) & (C);
- Reference to “Social Security number card” has been replaced with “Social Security account number card”;
- References to “employment eligibility” have been replaced with “employment authorization”;
- References to former INS have been replaced with references to DHS.

Volume 2: No Changes

There were no changes during the Re-

lease period to regulations contained in Volume 2. The existing title page remains in place, and therefore continues to state “Filed Through: Release No. 196, March 2009”.

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Publication 695 Release 197

April 2009

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