

## **CHAPTER 843. JOB MATCHING SERVICES**

**ADOPTED RULES WITH PREAMBLE TO BE SUBMITTED TO THE *TEXAS REGISTER*. THIS DOCUMENT WILL HAVE NO SUBSTANTIVE CHANGES BUT IS SUBJECT TO FORMATTING CHANGES AS REQUIRED BY THE *TEXAS REGISTER*.**

**ON FEBRUARY 23, 2016, THE TEXAS WORKFORCE COMMISSION ADOPTED THE BELOW RULES WITH PREAMBLE TO BE SUBMITTED TO THE *TEXAS REGISTER*.**

Estimated date of publication in the *Texas Register*: **March 11, 2016**

The rules will take effect: **March 14, 2016**

The Texas Workforce Commission (Commission) adopts the following new section to Chapter 843, relating to Job Matching Services *without* changes, as published in the November 6, 2015, issue of the *Texas Register* (40 TexReg 7806):

Subchapter A. General Provisions, §843.3

PART I. PURPOSE, BACKGROUND, AND AUTHORITY

PART II. EXPLANATION OF INDIVIDUAL PROVISIONS

### **PART I. PURPOSE, BACKGROUND, AND AUTHORITY**

The purpose of the adopted Chapter 843 rule change is to comply with Senate Bill (SB) 374, passed by the 84th Texas Legislature, Regular Session (2015). SB 374, relating to state agencies' participation in the federal electronic verification of employment authorization program, E-Verify, amends Texas Government Code, Chapter 673, by adding that state agencies and institutions of higher education as defined by Texas Education Code §61.003 are required to use E-Verify for all newly hired employees.

Additionally, the Agency has provided notice, registration information, and online forms for the E-Verify program to all agency heads, human resource directors, and university presidents. The Agency also will provide technical assistance, upon request.

### **PART II. EXPLANATION OF INDIVIDUAL PROVISIONS**

(Note: Minor editorial changes are made that do not change the meaning of the rules and, therefore, are not discussed in the Explanation of Individual Provisions.)

#### **SUBCHAPTER A. GENERAL PROVISIONS**

**The Commission adopts the following amendments to Subchapter A:**

##### **§843.3. Public Employer Requirements Regarding E-Verify**

New §843.3(a) adds that state agencies and institutions of higher education must register and participate in the federal electronic verification of employment authorization E-Verify for all newly hired employees, as required by Texas Government Code §673.002.

New §843.3(b) adds that, in accordance with Texas Government Code, §673.002, the Agency shall provide notice, registration information, and online forms for the E-Verify program to state agencies, and may provide technical assistance, upon request.

No comments were received.

The Agency hereby certifies that the adoption has been reviewed by legal counsel and found to be within the Agency's legal authority to adopt.

The rule is adopted under Texas Labor Code §301.0015 and §302.002(d), which provide the Texas Workforce Commission with the authority to adopt, amend, or repeal such rules as it deems necessary for the effective administration of Agency services and activities.

The adopted rule affects Texas Labor Code, Chapter 302, and Texas Government Code, Chapter 657.

## **CHAPTER 843. JOB MATCHING SERVICES**

### **SUBCHAPTER A. GENERAL PROVISIONS**

#### **§843.3. Public Employer Requirements Regarding E-Verify.**

- (a) State agencies and institutions of higher education, as defined by Texas Education Code §61.003, shall register and participate in the federal electronic verification of employment authorization program, E-Verify, for all newly hired employees, as specified in Texas Government Code §673.002, unless specifically exempted under the state statute.
- (b) In accordance with Texas Government Code §673.002, the Agency:
  - (1) shall provide notice, registration information, and online forms for the E-Verify program to state agencies; and
  - (2) may provide technical assistance, upon request.