HR 138

Employment Eligibility Verification and Anti-Identity Theft Act

Congress: 110 (2007–2009, Ended)
Chamber: House
Policy Area: Immigration
Introduced: Jan 4, 2007
Current Status: Referred to the Subcommittee on Workforce Protections.
Latest Action: Referred to the Subcommittee on Workforce Protections. (May 9, 2007)
Official Text: https://www.congress.gov/bill/110th-congress/house-bill/138

Sponsor

Name: Rep. Gallegly, Elton [R-CA-24]
Party: Republican • **State:** CA • **Chamber:** House

Cosponsors (36 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Franks, Trent [R-AZ-2]	R · AZ		Jan 22, 2007
Rep. Culberson, John Abney [R-TX-7]	R · TX		Sep 10, 2007
Rep. Davis, Jo Ann [R-VA-1]	R · VA		Sep 10, 2007
Rep. Goode, Virgil H., Jr. [R-VA-5]	R · VA		Sep 10, 2007
Rep. Marshall, Jim [D-GA-8]	D · GA		Sep 10, 2007
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Sep 17, 2007
Rep. Kingston, Jack [R-GA-1]	R · GA		Sep 17, 2007
Rep. Miller, Jeff [R-FL-1]	R · FL		Sep 17, 2007
Rep. McIntyre, Mike [D-NC-7]	D · NC		Sep 24, 2007
Rep. Rohrabacher, Dana [R-CA-46]	R · CA		Sep 24, 2007
Rep. McCaul, Michael T. [R-TX-10]	R · TX		Sep 25, 2007
Rep. Campbell, John [R-CA-48]	R · CA		Sep 27, 2007
Rep. Wamp, Zach [R-TN-3]	R · TN		Sep 27, 2007
Rep. Dreier, David [R-CA-26]	R · CA		Oct 1, 2007
Rep. Sessions, Pete [R-TX-32]	R · TX		Oct 1, 2007
Rep. Udall, Mark [D-CO-2]	D · CO		Oct 2, 2007
Rep. Wilson, Joe [R-SC-2]	R · SC		Oct 2, 2007
Rep. Doolittle, John T. [R-CA-4]	R · CA		Oct 3, 2007
Rep. Foxx, Virginia [R-NC-5]	R · NC		Oct 3, 2007
Rep. Poe, Ted [R-TX-2]	R · TX		Oct 4, 2007
Rep. Hall, Ralph M. [R-TX-4]	R · TX		Oct 9, 2007
Rep. Westmoreland, Lynn A. [R-GA-3]	R · GA		Oct 9, 2007
Rep. Bilbray, Brian P. [R-CA-50]	R · CA		Oct 10, 2007
Rep. Myrick, Sue Wilkins [R-NC-9]	R · NC		Oct 10, 2007
Rep. Shuster, Bill [R-PA-9]	R · PA		Oct 10, 2007
Rep. Burton, Dan [R-IN-5]	R · IN		Oct 15, 2007
Rep. Calvert, Ken [R-CA-44]	R · CA		Oct 16, 2007
Rep. McCotter, Thaddeus G. [R-MI-11]	R · MI		Oct 17, 2007
Rep. Brown-Waite, Ginny [R-FL-5]	R · FL		Oct 18, 2007
Rep. Cubin, Barbara [R-WY-At Large]	R · WY		Oct 18, 2007
Rep. Royce, Edward R. [R-CA-40]	R · CA		Oct 22, 2007
Rep. Terry, Lee [R-NE-2]	R · NE		Oct 23, 2007
Rep. English, Phil [R-PA-3]	R · PA		Oct 29, 2007
Rep. Bachus, Spencer [R-AL-6]	R · AL		Nov 7, 2007
Rep. Sensenbrenner, F. James, Jr. [R-WI-5]	R · WI		Nov 14, 2007
Rep. Miller, Gary G. [R-CA-42]	R · CA		Jun 5, 2008

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	May 9, 2007
Judiciary Committee	House	Referred to	Feb 2, 2007
Ways and Means Committee	House	Referred to	Jan 24, 2007

Subjects & Policy Tags

Policy Area:

Immigration

Related Bills

No related bills are listed.

Summary (as of Jan 4, 2007)

Employment Eligibility Verification and Anti-Identity Theft Act - Directs the Commissioner of the Social Security Administration to notify a person or entity each time that the combination of name and Social Security account number it has submitted for an individual does not match Social Security Administration records.

Directs the Secretary of Homeland Security (HS) to notify a person or entity each time that: (1) an immigration status or employment authorization document presented or referenced by an individual during the employment eligibility verification process was assigned to another person; or (2) there is no agency record that the document was assigned to any person.

Directs the HS Secretary to establish a system, meeting specified requirements, for verifying an individual's identity and employment eligibility. Requires any person or entity that has received a discrepancy notice under this Act to verify the individual's employment authorization and identity through such system.

Places the burden of resolving errors in the verification mechanism on the individual whose employment eligibility and identity have not been verified. Requires the individual to terminate any employment in the United States if a final nonverification is received.

Requires the Commissioner of Social Security to provide the last known name, address, and location of a nonverified individual to the Secretary of Homeland Security.

Provides for sanctions against employers who continue to employ an individual after receiving a final nonverification.

Amends the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to require any person or entity that receives written notice about more than 20 individuals in one calendar year to: (1) participate in a basic pilot project for employment eligibility confirmation; and (2) comply with specified terms and conditions.

Provides for: (1) a remedy under the Federal Tort Claims Act for job dismissals occasioned by verification mechanism errors; and (2) protection from civil and criminal liability for persons or entities that take action in good faith on the basis of verification mechanism information.

Actions Timeline

- **May 9, 2007:** Referred to the Subcommittee on Workforce Protections.
- **Feb 2, 2007:** Referred to the Subcommittee on Immigration, Citizenship, Refugees, Border Security, and International Law.
- **Jan 24, 2007:** Referred to the Subcommittee on Social Security.
- **Jan 5, 2007:** Sponsor introductory remarks on measure. (CR E3-4)
- **Jan 4, 2007:** Introduced in House
- **Jan 4, 2007:** Referred to the Committee on the Judiciary, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.