# Electronic I-9 and E-Verify Training for Harvard I-9 Administrators Working Draft Document – SUBJECT TO CHANGE



# **Course Objectives**

Upon completion of this training, the participant will:

- 1. Understand Harvard's responsibilities regarding the completion of the Form I-9 and the use of E-Verify.
- 2. Understand new employee communication and employee responsibilities on Section 1
- 3. Understand employer responsibilities on Section 2
- 4. Be able to complete, update, verify and upload information on Section 3 of a Form I-9.
- 5. Understand the requirements regarding the submission of E-Verify and the steps required.
- 6. Understand the dashboard and other review and reporting requirements.

Please note that completion of this training in no way substitutes a thorough review of Form I-9 instructions and the Handbook For Employers (M-274) provided by the Department of Homeland Security at:

<a href="http://www.uscis.gov/sites/default/files/files/form/m-274.pdf">https://www.uscis.gov/sites/default/files/files/form/m-274.pdf</a> <a href="https://www.e-verify.gov/employers/employer-resources">https://www.e-verify.gov/employers/employer-resources</a>



### What is the Form I-9

- The Immigration Reform and Control Act of 1986, requires that employers "must verify the identify and employment eligibility of each person hired, complete and retain a Form I-9 for each employee and refrain from discriminating against individuals on the basis of national origin or citizenship." Individuals cannot be put on a payroll until an I-9 has been completed.
- Section 1 of the I-9 must be completed by the employee once they have accepted an offer of employment, but **no later than the first day of work.**
- Section 2 of the I-9 must be completed by a Harvard I-9 Administrator by the end of the 3<sup>rd</sup> day of work. Employees must submit, in person, with original unexpired documents.
- Section 3 of the I-9 must be completed when an employee's employment authorization or documentation of employment authorization has expired "reverification", or employee is rehired within 3 years of the date that <u>Form I-9</u> was originally completed, or employee has a legal name change.



# What is the Form I-9 – Central Payroll Responsibilities

- The electronic I-9 system will retain the Form I-9 for 3 years after the date the person begins work or 1 year after their employment is terminated, whichever is later.
- Upon request, Harvard must provide Forms I-9 to authorized officers of the Department of Homeland Security (DHS) or the Office of Special Counsel for Immigration Related Unfair Employment Practice (OSC).

# When to Complete Form I-9

### **Initial Verification - A new Form I-9 is completed for:**

- New employees (never worked for Harvard)
- Rehires who have a break in service, and whose original Form I-9 was completed more than 3 years ago

### **Reverification or Rehire - Section 3 is completed for:**

- Employees whose work authorization has expired (most reverifications will fall into this category and an I-9 Administrator is only required to reverify work authorization document(s), OR
- Rehires who have a break in service, whose information is in the electronic I-9 system, and whose original
   Form I-9 was completed less than 3 years ago, OR
- The employee has a legal name change.



# Who Must Complete the Form I-9

	I-9 Required
Pay Group Abbreviation	Pay Group Name
SPC	Pres + Fell Special Contracts
WPT	Pres + Fel Weekly Part Time Trade
WRT	Pres + Fell Weekly Regular Trade
WTM	Pres + Fell Weekly Temp/Students
PFX	Pres + Fell Exempt
PON	Pres + Fel OT Eligible Non Union
POU	Pres + Fell OT Eligible Union
MFC	Pres + Fell Faculty
MIP	Pres + Fell Internal Post Doc
MTF	Pres + Fell Teaching Fellows

All employees on a Harvard PeopleSoft payroll are required to complete an I-9.

I-9 is Not Required			
NPD	Non Paid Appointments		
MST	Student Stipends		
MEP	Nonemployee Post Docs		
Outsourced	All outsourced payrolls (All Source, Etc.)		

Form I-9 is not required for individuals receiving a stipend or not receiving a paycheck from Harvard.



# Who Should Complete Section 2 of the Form I-9

Only designed Harvard I-9 Administrators may complete Section 2. To become an I-9 administrator, individuals must complete the training listed below on an annual basis. The school or unit's PeopleSoft authorized requestor must confirm this training has been completed and submit a completed security request form to <a href="mailto:karen\_kittredge@harvard.edu">karen\_kittredge@harvard.edu</a> via Accellion/Kiteworks.

The training below must be completed on an annual basis before I-9 Administrators will be given access to the Electronic I-9 and E-Verify System.

- 1) <u>Information Security Awareness Training FY20 (University-Wide)</u> Web-Based Course
- Read and sign the Confidentiality Agreement in PeopleSoft
   Self-Service>My Preferences and Agreements>Confidentiality Agreement
- 3) Electronic I-9 and E-Verify Training In Class or On-Line Training (Under Construction)

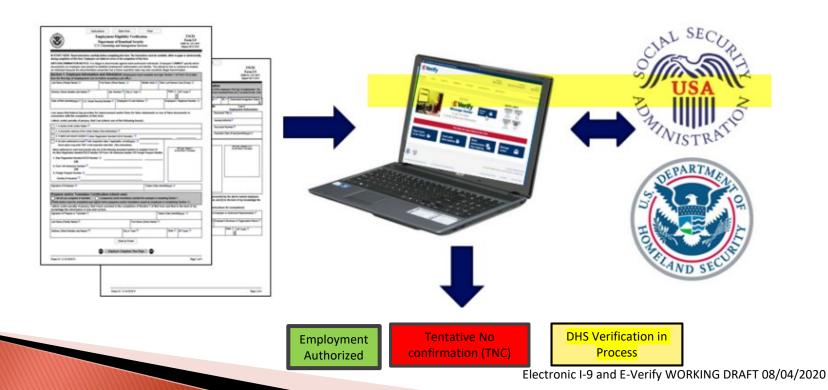


# What is E-Verify

E-Verify is an online federal system that compares information from an employee's I-9 data to data from the Department of Homeland Security (DHS) and the Social Security Administration (SSA).

- E-Verify does not replace the I-9; it supplements it.
- Harvard University participates in E-Verify for all new employees and current employees with certain immigration status or working on federal contracts and is part of the electronic I-9 process.

All employees entered into the Equifax Electronic I-9 system will automatically be E-verified. Schools will not longer need to submit E-Verify requests through HireRight or other E-Verify accounts.





# **Electronic I-9 and E-Verify Collection Process During COVID-19 Public Health Emergency**

Effective July 18, 2020, schools and units may <u>no longer use the remote view</u> of section 2 documentation but must have a Harvard I-9 Administrator or Authorized Representative complete and review original 2 documentation <u>in person</u>.

### **Option 1 - In Person Completion**

For schools that are not operating remotely and are physically present at a work location (i.e., essential personnel), I-9 Completers should follow their usual I-9 Section 2 completion process.

### Option 2 - Use the I-9 Anywhere Option

Equifax offers a remote I-9 option called I-9 Anywhere which allows new employees who are not local take their Section 2 documents to an approved remote agent based on their zip code prior to arriving on campus. There are over 1,300 authorized remote agents across the U.S. and new employees can select and schedule a time to bring in their Section 2 documents at their convenience. See Overview of I-9 Anywhere video.

- Harvard I-9 Administrators may need to do additional E-Verify follow-up (e.g., photo matching, etc.) if this process is used. The remote agent will complete Section 2 and submit documents and complete E-Verify in the Equifax Electronic I-9 tool.
- Schools may be charged a small fee (\$35) for each remote hire request. If an appointment is cancelled or rescheduled or a "no show" within 24 hours of the agreed upon appointment, the school will also be charged \$35
- Contact Central Payroll at ufs crt@harvard.edu to request the I-9 Anywhere Remote URL to send the new employee.

### Option 3 - Upload Paper Form I-9 Completed by an Authorized Representative

Harvard may assign the role of Authorized Representative to an outside individual which allows them to complete Section 2 of the Form I-9 on behalf of Harvard. If completed correctly and, with the submission of the Section 2 documents, no further action is required. See <a href="Packet - Form I-9 with Instructions for Employee and Authorized Representative">Packet - Form I-9 with Instructions for Employee and Authorized Representative</a>.

- A Harvard I-9 Administrator should set up a video conference with the Authorized Representative to assist then with the process in order to view
  and confirm the appropriate documents have been presented and the paper form I-9 has been completed accurately.
- The Harvard I-9 Administrator would complete the "Paper Form I-9" upload process in Equifax which requires entering the Form I-9 information, uploading the Form I-9 as well as the documentation. See Equifax Electronic Paper Form I-9 Upload Process.
- The upload process must include uploading of copies of the Section 2 documentation.
- The Harvard I-9 Act inistrator would follow any E-Verify follow-up requirements as necessary.



# Option 1 – In Person

- Employee accepts offer of employment.
- Employee goes to I-9
   Website\* and completes

   Section 1 of Form I-9.
   This will take 5-10
   minutes to complete.
- Section 1 can be completed anytime after an offer of employment has been accepted but no later than the first day of work.

New Employee

By end of 1st day of work

New Employee &

Harvard I-9 Administrator

By end of 3<sup>rd</sup> day of work

- Employee gives appropriate original, unexpired documentation to Harvard I-9 Administrator by end of 3<sup>rd</sup> day of work. New employees are encouraged to present identification documents as soon as possible after completing Section 1 of the form in order to speed up their onboarding process.
- I-9 Administrator logs in at <a href="here">here</a> verifies information in Section 1, completes Section 2, uploads documentation and initiates E-Verify (automatic in Electronic I-9 System).
- I-9 Administrator Completes E-Verify photo matching if required.
- I-9 Administrator communicates E-Verify results and actions if needed.

- If employee's work authorization expires, complete Form I-9 Section 3.
- If employee receives a social security number (SSN) from the Social Security Administration (SSA) bring it to the I-9 administrator for review and correction to their record.
- Employee follows-up on instructions received if received a Tentative Non Confirmation (TNC) from E-Verify.

Following Completion of I-9 Employee

I-9 Website: https://hrx.talx.com/ec/#/login/21251/Template/b32fb473-8a9c-4519-aae5-886276b33f95

Note: Contact Central Payroll if requesting a "remote hire" – new employee takes their section 2 documentation to apports the payroll if requesting a "remote hire" – new employee takes their section 2 documentation to complete section 2.

Financial Administration

# Option 2 – I-9 Anywhere During COVID-19 Emergency

Equifax offers a remote I-9 option called I-9 Anywhere which allows new employees who are not local take their Section 2 documents to an approved remote agent based on their zip code prior to arriving on campus. There are over 1,300 authorized remote agents across the U.S. and new employees can select and schedule a time to bring in their Section 2 documents at their convenience. See <a href="Overview of I-9 Anywhere">Overview of I-9 Anywhere</a> video.

- Harvard I-9 Administrators may need to do additional E-Verify follow-up (e.g., photo matching, etc.). The
  remote agent will complete Section 2 and submit documents, however the Harvard I-9 administrator will
  need to complete any E-Verify follow-up in the Equifax Electronic I-9 tool.
- Schools may be charged a small fee (\$35) for each remote hire request. If an appointment is cancelled or rescheduled or a "no show" within 24 hours of the agreed upon appointment, the school will also be charged \$35
- While remote agent sites be limited since they are considered nonessential business; we expect many of the
  offices to be reopening in the next 2-4 weeks. There are over 1,300 authorized remote agents across the U.S.
  and new employees can select and schedule a time to bring in their Section 2 documents at their
  convenience.

Contact Central Payroll at <u>ufs\_crt@harvard.edu</u> to request the I-9 Anywhere Remote URL to send the new employee.



# Option 3 - Harvard Authorized Representative Process for Paper Form I-9 Equifax Upload Process During COVID-19 Emergency

The Harvard I-9 administrator or hiring department should determine if the new employee has an adult member of the household or other individual who can act as a Harvard Authorized Representative. An authorized representative, with assistance of a Harvard I-9 Administrator, can complete Section 2 on behalf of Harvard and does not require any additional follow-up by the employee.

### Harvard I-9 Administrator or Hiring Department

 Sends email to new employee via <u>Accellion/Kiteworks</u> with <u>Form I-9 and</u> Instructions

### New Employee

- Clicks on link in email and follows steps to create a guest Kiteworks account and downloads <u>Form I-9</u> and instructions.
- Downloads and completes Section 1 of form and collects copies of appropriate Section 2 documentation.
- See <u>Form I-9 New Employee</u> Instructions

### Form I-9 Section 2 Completer

### Household Member or Other Adult Acting as a Harvard Authorized Representative

Harvard can authorize an adult individual to act as an Authorized Representative on behalf of Harvard. If completed correctly and, with the submission of the Section 2 documents, no further follow-up is required by the Harvard I-9 Administrator.

- A Harvard I-9 Administrator must walk the authorized representative through the process as well as view the section 2 documentation using **Zoom** or other video conference tool.
- See Form I-9 Harvard Authorized Reprehensive Instructions

### New Employee

 Replies to original email (may need to log back into Kiteworks) attaching fully completed I-9 with photos of Section 2 documentation.

### Harvard I-9 Administrator or Hiring Department

- Receives Kiteworks file with I-9 and copies of section 2 documents and downloads to desktop.
- Uses the Upload I-9 Feature in the Equifax Electronic I-9 tool to complete and upload the completed form I-9 and documents.
- Electronically signs and submits to E-Verify.
- •Follow up with E-Verify as needed.

### Harvard I-9 Administrator or Hiring Department

- •Hires employee in PeopleSoft when "eligible to work" box is checked.
- •Remove materials using <u>Identity Finder</u> or other system to remove from laptop as soon as data is uploaded into Equifax Electronic I-9 system.



# **Harvard I-9 Administrator Steps**

### **I-9 Administrator**

- Verifies information in Section 1
- Completes Section 2
- Uploads documentation and initiates E-Verify (automatic in Electronic I-9 System).
   Harvard requires copies of all section 2 documentation (including additional documentation (I-707, I-20, DS-2019)
  - Completes E-Verify photo matching if required
  - Communicates E-Verify results and follows next steps as needed
- Monitors reverification requirements for completion of I-9 Section 3
- Monitors "SSN Applied For" cases and follow Central Payroll instructions
- Follows up on escalation requirements if employee does not follow up on Tentative Non-Confirmation (TNC) from E-Verify



# **Harvard I-9 Administrator – Section 2 Completion Process**

### **Section 2**

- The employee must appear in person when producing documents to complete section 2.
- Documents presented must be original and unexpired (photocopies not allowed)
  - Review the original, unexpired documentation to make sure that the document(s) appear to be genuine, relate to the employee named on the Form I-9 and that, to the best of your knowledge, the named employee is eligible to work in the United States.
  - In certain circumstances, an expired EAD card may be presented with an endorsed Form I-20.
  - There are many different visa classifications used at the University to accommodate our international population. While the I-94 shows work authorization, I-9 Administrators must also collect additional documentation (I-797, I-20, DS-2019) to show eligibility to work at Harvard.
- Harvard I-9 Administrator cannot tell employee what documents to provide
- Employee can present any document from list A, or a combination of one from list B and one from list C.
  - Note: to meet E-Verify requirements, list B documents must have a photograph

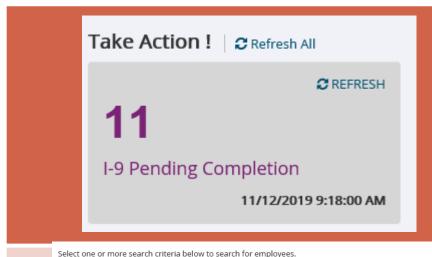


### Harvard I-9 Administrator – Section 2 Completion Process (continued)

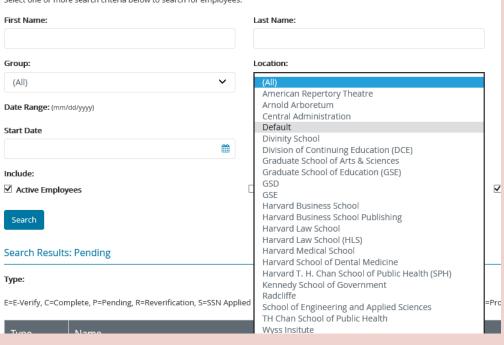
### **Section 2**

- Select employee start date (first day of work)
- Verify Location
- Select VISA type, if appropriate
- Enter documentation details into the I-9 tool be sure information is entered accurately and includes the title of the document, issuing authority, documentation number and expiration date (if any).
- Upload copies of all documents submitted into the system (some documents may require both the front and back be uploaded). There are many different visa classifications used at the University to accommodate our international population. While the I-94 shows work authorization, I-9 Administrators must also collect additional documentation (I-797, I-20, DS-2019) to show eligibility to work at Harvard.
- STOP Review Section 1 and 2 information carefully for accuracy
  - E-Verify is initiated as soon as an I-9 Administrator electronically signs the Form I-9. Typos and inaccurate information may not be corrected once the record is submitted to E-Verify and the I-9 administrator may be required to complete additional steps and processes to correct the employee's record and complete the E-Verify process.
- Submit electronic signature





Refresh All Select the I-9 Pending Completion Page

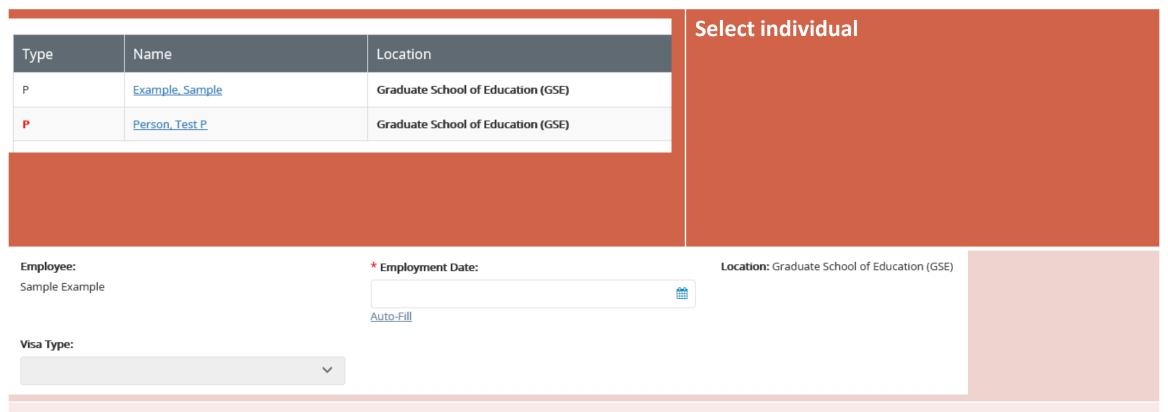


Sort for individual by last name, SSN or Location

# **Harvard I-9 Administrator - Dashboard**

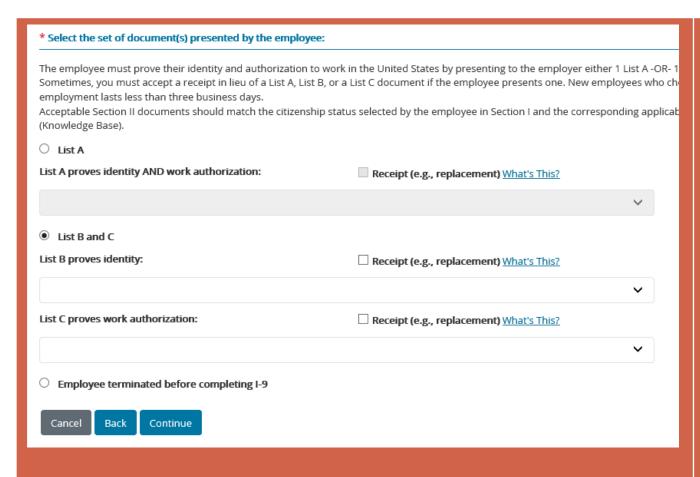
Verify will be placed in a queue and will be submitted automatically when E-Verify is up-and running. I-9 E-Verify o Welcome to I-9 Administrators should complete and sign section 2 of the I-9 and notify the employee that they will be in touch if there are any follow-up requirements when the system is back on-line. Harvard University is a demo employer.> Start a new Form I-9 Search For Employees Search for employees by entering a First or Last Name, SSN, Location, I-9 Type, or all of the above. Fill out Form I-9 Upload Paper I-9 Take Action! | Refresh All □ REFRESH □ REFRESH □ REFRESH I-9 Pending Completion Reverification Due Receipt Due SSN Applied For E-Verify Issues 11/5/2019 12:30:48 PM None None None

If the dot is green, the E-Verify system is working. If the dot is red the E-Verify system is currently down and submissions to E-



- 1. Enter employment date (first day of work)
- 2. Review and correct location if needed
- 3. Enter visa type (if needed), field will be editable based on citizenship status selected in section 1.





Select type of original, unexpired document presented.

Based on the list selected, a pull down menu will show potential documents based on the individual's citizenship status selected in Section 1.



The screen defaults to List B and C. Select List A if you don't see document expected documents listed.



# **REQUIRED DOCUMENTS**

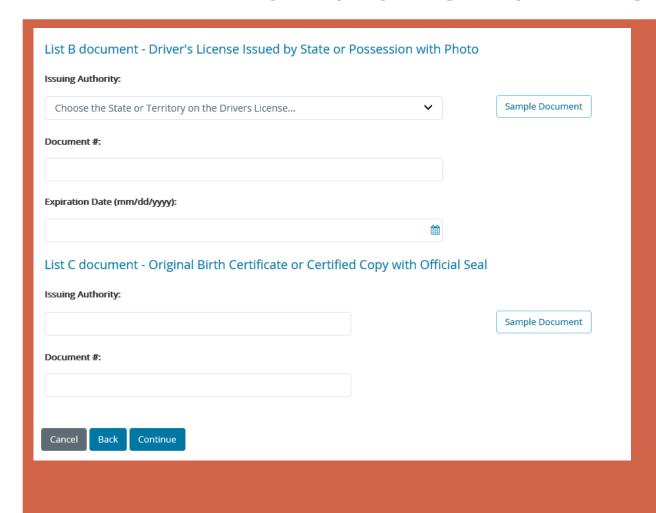
List A: Establish both identity and employment authorization, OR

**List B:** Establishes identity only - To meet E-Verify requirements list B documents must have a photograph, AND

**List C:** Establishes work authorization only

There are many different visa classifications used at the University to accommodate our international population. While the I-94 shows work authorization, I-9 Administrators must also collect additional documentation (I-797, I-20, DS-2019) to show eligibility to work at Harvard.

### LIST A DOCUMENTS List A Form I-766 - Employment Authorization Document List A proves identity AND work Receipt (e.g., replacement) What's This? that contains a photograph authorization: \*H-1B VISA HOLDERS + I-797 Foreign passport with I-94 or I-94A Foreign Passport with I-94 or I-94A and I-20 F-1 VISA HOLDERS Foreign Passport with I-94 or I-94A and DS-2019 J-1 VISA HOLDERS List B and C FSM or RMI Passport with I-94 or I-94A Form I-94/I-94A with RE admission class (refugee) List B proves identity: Receipt (e.g., replacement) What's This? Receipt Expired EAD + Notice of Action Foreign Passport + I-94 (AC-21) List C proves work authorization: Receipt (e.g., replacement) What's This? I-797C, Notice of Actio U.S. Citizenship and Immigration Services U.S. Department of Justice 1-20 Immigration and Naturalization Service 1123581321 Family Name (surname) \*\*H-1B VISA Holders – an I-Stressed First (given) Name Middle Name PETTITION FOR NOMINHIGRANT WORKER 797 must also be uploaded David Country of birth Date of birth/mo/day ALBERT HARVARD UNIVERSITY 11/1/1963 as "other" document. 06.01.1986 DEUTSCH Notice Type: Approval Notice 15.11.2018 16.11.2008 Harvard University Albert Einstein CLASS: H1B1

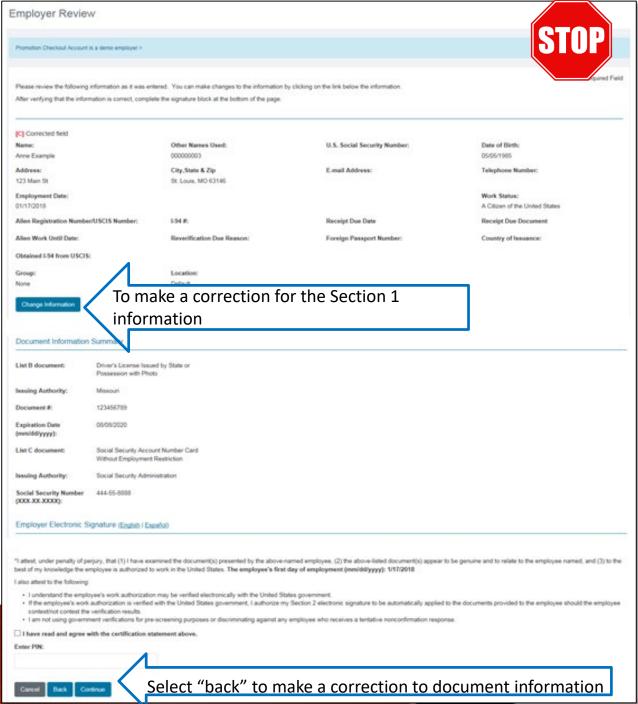


Complete information requested based on the documents selected.

Review the "sample document" for examples. If you don't see expected documents listed, check to make sure you have selected Lisa A or List B and C documents.

I-9 Administrators must also collect additional documentation (I-797, I-20, DS-2019) to show eligibility to work at Harvard.

**Note:** Some documents may have additional required information on the back (e.g., a bar code. For example, the Permanent Resident Card, Employment Authorization Document, or U.S. passport card.



# Review all information: Section 1

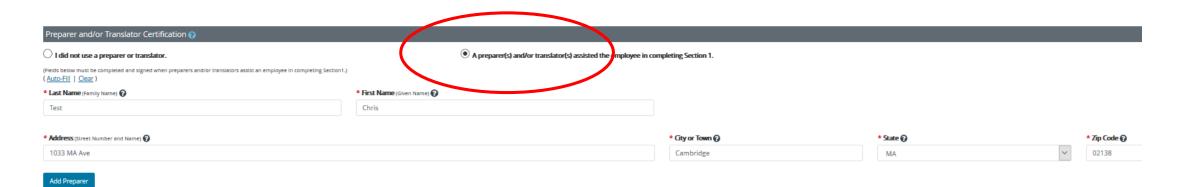


- Confirm the employee's name exactly matches the name on the presented document(s).
- If two last names, include both,
- If two first names, include both,
- Use hyphen if shown on documents as hyphenated
- If the name appears differently between a foreign and U.S. issued document, use the U.S.-issued document for the name.
- Include a middle in initial if the employee has a middle name
- Confirm social security number and date of birth are entered correctly.
- Check that the Alien Number/USCIS Number, Form I-94 admission number or foreign passport number is correct.
- Be sure there is an Email and telephone number listed

### Section 2

- Carefully review all information entered; checking for typos or inaccurate dates or numbers. To make a correction select the "Back" tab at the bottom of the page.
- If all of the information is accurate, electronically sign Section 2 by clicking "I have read and agree with the certification statement above", and click Continue.





Any changes made to Section 1 require the I-9 Administrator list and certify themselves as a Section 1 preparer in consultation with the employee. The preparer section will be prepopulated with the I-9 Administrator information.

Select "Add Preparer" and saved preparer information will appear.
Select Continue



Any changes made to Section 1 will be visible in the system.



The I-9 Administrator needs to attest that they assisted in the completion of the form.

By checking this checkbox I attest, under penalty of perjury, that I have assisted in the completion of this form and that to the best of my knowledge the information is true and correct.						
Change Ir	nformation					
Cancel	Back	Continue				

The **employee** needs to confirm that they understand and agree to the information appearing above. The box can be checked by the I-9 administrator after receiving verbal approval by the employee.

Employee Electronic Signature (English | Español)

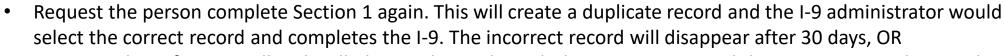
By checking this checkbox, I attest that I have read, understand, and agree to the statements appearing on the Form I-9 above in addition to the following:

By clicking Continue, I agree to electronically sign this document.

I am aware that federal law provides for imprisonment and/or fines for false statements or use of false documents in connection with the completion of this form. I understand that the employer may electronically verify my work authorization with the United States government.



If the Section 1 completer is no longer present, the I-9 Administrator may either:



- Set up a teleconference call and walk the employee through the corrections, read the attestation to them and receive verbal confirmation that you can sign the attestation form, OR
- If it is a typo that can be corrected based on additional documentation,





- 1) In Equifax pull up the employee, go to I-9 History and print out/download the first page.
- 2) Make a note next to the Section 1 error that per the "specify section 2 document" uploaded on MM/DD/YYYY, the correct DOB/Spelling of Name/etc. is "list correction." For example, per the U.S. Passport uploaded on 01/03/2020, the correct DOB is 10/10/2000.
- 3) Attach the corrected document to the original file as "other" with the title "Last Name, First Initial I-9 Correction"
- 4) Contact <a href="mailto:karen\_kittredge@Harvard.edu">kittredge@Harvard.edu</a> when completed and let me know the correction made and I will have

Hire/Entry	Type (click to view)		E-Verify	Actions	Actions  3 – attach the corrected page 1 as	
1/14/2020	Original I-9	1 – download/print page 1 and follow steps above	View History	Attach File	"other" with the above naming conventions.	
01/14/2020	U.S. Pass	port or U.S. Passport Card		Edit Data	Delete File	



### Attach Document

Harvard University is a demo employer.>

### Generic Document Retention Policy

Harvard University's policy is to retain a copy of ALL supporting documents used to complete Section of the Form I-9 (Either List A or List B and C documents). To attach a copy of both front and back of these documents (technical requirements can be found on Harva MUST collect and upload the documents as soon as possible in order to be in compliance with federal regulations. See Harvard's Training Portal for additional guidance.

☐ I cannot attach documents at this time, but will upload the documents within 2 business days. See Harvard's Training Portal for documentation requirements.

### Instruction

Documents may be attached either through the file information feature below or through the I-9 Mobile App option on this page.

### To upload a document do the following:

- 1. Select the document name from the drop-down list below. If you have a document to upload that is not listed in the drop-down, select the Other option and enter the document name in the box provided.
- 2. Use the Browse... button to select the image file of the document to upload. The image file must be a TIF, GIF, JPG, JPEG, or PDF file.
- 3. Click the Upload button.
- 4. The document you uploaded is displayed and you must click Correct or Incorrect to proceed.
- Upload the next document.
- When all documents are uploaded you may click the Finished button.

### If you are unable to upload documents do the following:

- Click the checkbox above indicating you could not upload documents
- Click the Finished button.

Note: The maximum file size that can be uploaded is 2150 KB.

IMPORTANT! The documents you upload will NOT be saved until you click Finished. You may not click the Finished button unless you have:

- » Uploaded all of the required documents, or
- » Clicked the checkbox above indicating that you could not upload documents.

### Mobile App

Would you rather attach your documents through the I-9 Mobile App?

Go >>

**Uploading documents.** 



When using the mobile upload feature click "refresh" to see photo match.

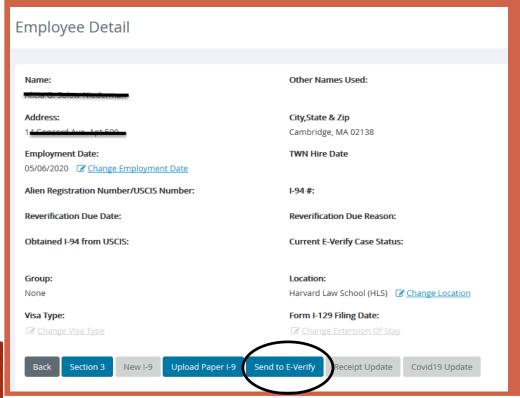




Documents selected in Section 2 will be listed for required uploads. This is why it is important to select the correct documents in Section 2 for Foreign individuals. If you do not see the I-20 or DS-2019 document request, the

administrator needs to go back and reselect the correct document types. Foreign passport with 1-94 or 1-94A \*H-1B VISA HOLDERS + I-797 F-1 VISA HOLDERS J-1 VISA HOLDERS





An E-Verify response will appear in a blue box on the Employee Information Page. Scroll down to the E-Verify section and follow any steps needed to resolve E-Verify. Selecting "view case details" in this box gives limited options.

For new or rehire dates >30 days, no blue box will appear. The I-9
Administrator must manually send to E-Verify using the "Send to E-Verify" button at the bottom of the page.

If a school is updating an I-9 for a currently existing employee who is not in Equifax who has not had a break in service and the hire date is >30 days do not send the record to E-Verify.

# Receipts

Sometimes, employees will present a "receipt" in place of a <u>List A</u>, <u>B</u>, or <u>C</u> document. An acceptable receipt is valid for a short period of time so you can complete <u>Section 2</u> or <u>Section 3</u>. You cannot accept receipts if employment will last less than 3 days.

Receipt	How Long is This Valid?	Employee Requirements
A receipt showing that employee has applied to replace a List A, B, or C document that was lost, stolen, or damaged.	Valid for 90 days from the date of hire (first day of work for pay) or in the case of reverification, 90 days from the date employment authorization expired.	Employee must show the replacement document for which the receipt was given within 90 days.
The arrival portion of Form <u>I-94/I-94A (Arrival-Departure</u> <u>Record)</u> with a temporary Form I-551 stamp and a photograph of the individual.	Lawful permanent residents may present this List A receipt instead of their Form I-551, permanent resident cards to show evidence of both identity and employment authorization. This receipt is valid until the expiration date on the stamp, or 1 year after the issuance date if the stamp does not contain an expiration date.	Employee must provide their permanent resident card when expires (based on stamp expiration date or 1 year after issuance date).
Departure portion of Form I-94/I- 94A with a refugee admission stamp or computer-generated printout of Form I-94 with admission code "RE."	A refugee may present this List A receipt to show evidence of both identity and employment authorization. This receipt is valid for 90 days from the date of hire or in the case of reverification, 90 days from the date employment authorization expired.	Within 90 days, employee must show either Form I-766, Employment Authorization Document or a combination of a List B document and an unrestricted Social Security card.



# **Temporary Placeholder Number**

### (aka Temporary Social Security Numbers (SSN))

Employees may work temporarily without a social security number (SSN). However, in order to comply with E-Verify, employees must apply for and provide Harvard with their SSN within **90** days from their hire date. Employees may apply for an SSN at the Social Security Administration Office and bring receipt of application to their I-9 Administrator. Employees who fail to provide an SSN within 90 days may result in **serious employment** 

consequences. Nonresident Aliens authorized to work may not yet have a SSN. Do not list a fictitious number (often starting with 999) or other country-assigned ID number. The employee should check "SSN Applied For" and submit a receipt of application as part of their Personal Information documentation. See the Harvard **International Office for additional** PERSONAL IDENTIFICATION guidance. Social Security Number\* Confirm Social Security Number\* 0 **(1)** - OR -Applied For



# Temporary Placeholder Numbers (continued)

### **Assigning a Temporary Placeholder Number**

Once an employee has submitted their Section 2 documentation to an I-9 Administrator and they have certified as eligible to work, their information will be submitted to PeopleSoft.

- 1. Central Payroll will validate the employee doesn't currently have a permanent SSN or temporary number on file.
- 2. Central Payroll will assign a temporary placeholder number and provide the number to the Section 2 completer and Student Accounts Office (SAO) if a student.
  - If Section 2 was completed using I-9 Anywhere and an approved remote agent, Central Payroll will contact XXXXX with the temporary placeholder number.
- 3. Central Payroll will update PeopleSoft with the temporary number, check the "eligible to work" box and NRA box (if applicable).
- 4. The employee will have 90 days from the hire date to submit a permanent SSN.
- 5. The I-9 Administrator should **NEVER** put a temporary placeholder number into Equifax since it will cause an E-Verify error and failure. Equifax will be updated by Central Payroll once a permanent SSN has been received.

### **Updating A Temporary Placeholder Number with SSN**

The employee has received a permanent SSN they need to:

- 1. Submit a copy of the card to Central Payroll (list HUID and last temporary number on copy)
- 2. If individual is a student, Central Payroll will send the number to the Student Accounts Office (SAO)
- 3. Central Payroll will update the personal information in PeopleSoft with the permanent SSN
- 4. For Students Central Payroll will wait 24 hours to validate the permanent SSN has fed to PeopleSoft
- 5. Central Payred will update Equifax with permanent SSN and kick of E-Verify (if needed)



# **Timing and Purge Schedule**

			8000	
I-9 Form	Completer	Deadlines	Electronic I-9 System Restrictions	PeopleSoft System Restrictions
Section 2 PENDING/IN PROCESS	Harvard I-9 Administrator	The latest that a Harvard I-9 Completer may complete Section 2 of the form (identification documentation verification) is the end of the third day after the first day of employment.  If the employee will work for fewer than three days, I-9 Administrator must verify identification documents on the first day of work for pay.	Section 2 that has not been completed and submitted by an I-9 Administrator will be deleted after 30 days. New employee will need to recomplete Section 1 if purged.  Email reminder will be sent to assigned "location" email 10, 5 and 1 day before section 1 will be deleted.	N/A
Section 2 COMPLETED	Harvard I-9 Administrator	The latest that a Harvard I-9 Completer may complete Section 2 of the form (identification documentation verification) is the end of the third day after the first day of employment. If the employee will work for fewer than three days, you must verify identification documents on the first day of work for pay.	Will stay in Equifax system indefinitely once Section 2 has been completed and submitted if no active appointment attached.  I-9 will follow retention schedule based on PeopleSoft hire and termination dates.	PeopleSoft will uncheck the "eligible to work" box after 30 days if NO PAID APPOINTMENT has been submitted and approved in PeopleSoft.  For individuals with approved future paid appointments in PeopleSoft, the "eligible to work " box will remain checked for hires dated up to 90 days in the future. An I-9 entered 6/15 with an approved, paid appointment in the system will remain "eligible to work" through 9/15.  If individual has a completed I-9 in Equifax but PeopleSoft "eligible to work" box is not checked, Submit a ticket to ufs crt@harvard.edu  With employee name, DOB and last 4 digits of SSN.



# Form I-9 Section 3

### Form I-9 - Section 3

Always check to see if an employee's "eligible to work" box is check in PeopleSoft before requiring a new I-9 or completion of Section 3 of the I-9. If the I-9 is in Equifax, complete Section 3 of the I-9 when:

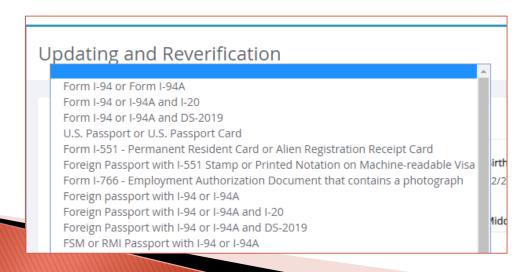
- 1. A former employee is rehired, provided that the original Form I-9 was completed in Equifax less than 3 years prior to the re-hire date AND is the employee is still eligible to be employed on the same basis as previously indicated. The re-hire date should be indicated and the university representative will sign and date this section.
  - If the original section 2 documents have not expired than note the employee's rehire date and sign and certify the form.
  - If the original section 2 document(s) have expired, collect the new documentation and upload it into Equifax as well as completing section 3
- 2. A current employee has a name changed (e.g., marriage).
- 3. A current employee needs to update their Section 2 documentation (e.g., change in visa status or type, extension of work authorization, etc.).

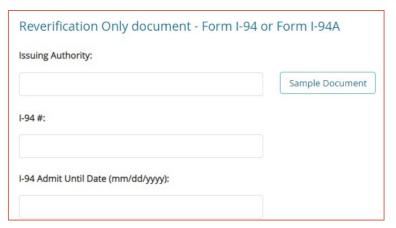


# Form I-9 - Section 3

### **Updating Expired Work Authorization:**

- Employees whose work authorization has expired, need to reverify only their work authorization. An I-9 administrator does not need to reconfirm an employee's identity (list B document).
- Employees may present a List A document, such as an EAD card. In those cases, you use the document and enter the new dates.
- If an employee's work authorization is governed by their I-94, DS-2019 or I-20, you need only select and enter the information for those documents. You do not select, or reexamine, the foreign passport.







# **E-Verify**

# **E-Verify**

Effective with the Electronic I-9 process, Harvard has implemented the use the federal work authorization program called E-Verify in addition to completion of the Form I-9. E-Verify confirms the employee's name, date of birth, social security number, citizenship status and information (I-94 number, etc.) attested to on Form I-9.

E-Verify will automatically be stated and a unique case number assigned when:

- The Harvard I-9 Administrator submits and certifies Section 2 within 30 days from the hire date
- The Social Security Number has been updated from the "social security number applied for" field

E-Verify must be manually submitted for any I-9s that are completed >30 days from the hire date.

In call cases, an initial response will be returned to the I-9 Administrator, typically within a few seconds.

Based on the E-Verify response, I-9 Administrators are required to follow certain processes.

### **HR Departments**

- Review and Resolve E-Verify Issues
- Once E-Verify responses referred to agency, employees have 8 business days to resolve case

# **Technical Set-Up Requirements**

Scanning and Stange requirements for HRCI



# **E-Verify**

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All employees entered into the Equifax electronic I-9 system will automatically be E-verified. Schools will not longer need to submit E-Verify requests through HireRight or other E-Verify accounts.

E-Verify will automatically be stated and a unique case number assigned when:

- The Harvard I-9 Administrator submits and certifies Section 2 within 30 days from the hire date
- The Social Security Number has been updated from the "social security number applied for" field

E-Verify must be manually submitted for any I-9s that are completed >30 days from the hire date. A "Send to E-Verify" button can be found on the employee detail page.

| Back | Section 3 | New I-9 | Upload Paper I-9 | Send to E-Verify | Receipt Update | Covid19 Update | Covid19

In call cases, an initial response will be returned to the I-9 Administrator, typically within a few seconds.

Based on the E-Verify response, I-9 Administrators are required to follow certain processes.

### **HR Departments**

- Review and Resolve E-Verify Issues
- Once E-Verify responses referred to agency, employees have 8 business days to resolve case

### **Technical Set-Up Requirements**

Scanning and storage requirements for HRCI



# **Most Common E-Verify Responses and Steps**

Based on volume, an I-9 Administrator may not immediately receive an E-Verify response. This may be a matter of timing in the . They may receive an response of "initial verification not processed" or item is queued.. means that a response hadn't yet been received by E-Verify. This is often just a matter of timing and the page needs to be refreshed.

Passport Card, Form I-766, or Form I-551 to complete Section 2.  Description and determine if the photos match or not.  Then select the corresponding reason and wait for the next E-Verify response.  Unconfirmed Data  Passport Card, Form I-766, or Form I-551 to determine if the photos match or not.  Then select the corresponding reason and wait for the next E-Verify response.  User should click on Confirm case  This response may indicate a	I-9 Status Name	Description	User Action	Additional Notes
Passport Card, Form I-766, or Form I-551 to complete Section 2.  Dunconfirmed Data  Review and update employee data and resubmit.  Review and update employee data and resubmit.  Passport Card, Form I-766, or Form I-551 to determine if the photos match or not.  Then select the corresponding reason and wait for the next E-Verify response.  User should click on Confirm case fields button displayed at bottom of employee details page and this should take user to Check Information and Submit Confirm case details Page . User can review and update the data and then click on Confirm Case Details Button to get the next		will be displayed under Current E-Verify Case Status with case number on Employee Detail	·	· ·
resubmit.  fields button displayed at bottom of employee details page and this should take user to Check Information and Submit Confirm case details Page . User can review and update the data and then click on Confirm Case Details Button to get the next	Photo Match	Passport Card, Form I-766, or Form I-551 to	button in the E-Verify section and determine if the photos match or not. Then select the corresponding reason and	Employers must retain a copy of all Photo Match documents, per E-Verify's policy.
	Unconfirmed Data	· · · ·	User should click on Confirm case fields button displayed at bottom of employee details page and this should take user to Check Information and Submit Confirm case details Page. User can review and update the data and then click on Confirm Case Details Button to get the next	data entry mistake was made on the Form I-9.

# Other Possible E-Verify Responses and Steps

I-9 Status Name	Description	User Action	Additional Notes
Manual Review	The case is being reviewed by DHS.	No Action Required.	The user should login to I-9  Management at a later time to view the updated response.
E-Verify System is Temporarily Unavailable	The E-Verify system is temporarily unavailable.	The I-9 Administrator should inform the employee that the system is unavailable and will be in touch if there are any follow-up requirements when the system is back on-line. The E-Verify request will be submitted automatically once the system if back on-line. I-9 Administrators should review the E-Verify Issues folder to see if any follow-up is required.	I-9 Administrator must review the E-Verify issues folder or look up the employee to confirm no follow-up is required.
Initial Verification Not Processed	Indicates that the I-9 has been completed, but a response has not yet been received from E-Verify.	The I-9 Administrator may want to refresh the screen to see if a response has been received or notify the employee that their E-Verify is pending and they will be in touch if additional follow-up is required.	
Pending Referral	The response is a tentative nonconfirmation (TNC), but that TNC has not yet been referred (or closed with 'No Action')	User should confirm there are no data entry errors. If all data is correct, the user should click on pending referral button and continue through the TNC Wizard to complete the process.  If there is a data entry, I-9 Administrator should close the case due to a data entry error and resubmit I-9 following the resubmission process.	authorized to work in the United States.

# **E-Verify Responses and Steps**

I-9 Status Name	Description	User Action	Additional Notes
Scan And Upload	Scan and Upload the front and back of the employee's document.	User should click on Scan and Upload button and this should navigate user to scan and upload documents page. User can upload documents through choose file buttons and continue to get the next E-Verify Status.	This response is typically generated if there was no photo or the photos do not match on a 'Photo Match' response.
Queued	The case is being processed by external systems and the user has to wait until a response is received from E-Verify. Typically24 hours.	No Action Required.	The user should login to I-9 Management at a later time to view the updated response.
Referred	The case has been referred (DHS & SSA) and the employee has to take action. This is usually resolved in 8-10 federal government work days.	No Action Required.	The user should login to I-9 Management at a later time to view the updated response.
Final Nonconfirmation (FNC)	The case has received a final nonconfirmation and must be closed with the appropriate reason.	User should close the case with the appropriate response relevant to this situation.	If you close a case due to incorrect data, ensure you complete a new I-9 for that employee.
Resolved Terminated FNC	The employee was terminated by the employer for receiving a final nonconfirmation result.		The user selected the Close Case option of 'We will no longer employ <employee name="">'</employee>



# **E-Verify Responses and Steps**

I-9 Status Name	Description	User Action	Additional Notes
Resolved Employed FNC	The employee continues to work for the employer after receiving a final nonconfirmation result.		The user selected the Close Case option of 'We will continue to employ <employee name="">' and was prompted to provide an additional reason.</employee>
Resolved SSA Instructed To Close	The case is being closed because SSA instructed this employer to close the case.		The user selected the Close Case option of 'Neither of options above apply' and selected the drop down option as SSA asked me to rerun this case.
The case is being closed because DHS instructed this employer to close the case.			The user selected the Close Case option of 'Neither of options above apply' and selected the drop down option as DHS asked me to rerun this case.
The case is being closed because the data entered is incorrect.			The user selected the Close Case option of 'Neither of options above apply' and selected the drop down option of information entered was not correct.

# **E-Verify - Employment Authorized**

### **Employment Authorized**

E-Verify status comes back as "Employment Authorized" which means the data on the I-9 Form matches the data at the Social Security Administration (SSA) and/or Department of Homeland Security (DHS).

E-Verify

Current Status: Employment Authorized.

This E-Verify case requires further action. Click view case details to review the case and take the appropriate action.

If the response "Employment Authorized" is returned it will come back with a response Employment Authorized Auto Close and the file will automatically be closed. No further action is necessary.

# **E-Verify - Photo Matching**

If an employee presents a Permanent Resident Card (Form I-551), Employment Authorization Document (Form I-766), US Passport or passport card, E-Verify Photo Matching is required. The photo matching steps must be followed even though the I-9 administrator has already uploaded this documentation.

## **E-Verify – Photo Matching**

E-Verify
Current Status: Photo Matching

This E-Verify case requires further action. Click view case details to review the case and take the appropriate action.

Photo Matching requires the employer compare the photograph on the employee's section 2 document to the picture shown by E-Verify. You are not comparing the photo(s) to the person, but comparing the <u>two</u> <u>photographs</u> to make sure they are the same.

Select "view case details"

**Select Photo Matching** 

Initial Verification (05/15/2018)

Name:
Jessica P Richards

Work Status:
A Citizen of the United States

Passport Country of Issuance:

Document #:

Reason for Delay:
Initial query submitted on time.



# **E-Verify - Photo Matching**

## **E-Verify – Photo Matching (continued)**

### E-Verify Photo Matching

You MUST compare the photo below to the photo on the U.S. Passport or U.S. Passport Card presented by the employee. Do NOT compare the photo below from E-Verify to the employee directly.

Does the photo below match the photo on the U.S. Passport or U.S. Passport Card presented by the Employee?

Note: If 'No Photo on this Document' appears below, select 'Yes' and click the Continue button

## No Photo on this Document

### Click to Enlarge

Yes. The photographs are the same

No. The photographs are different.

IMPORTANTI Make sure your selection above is correct. Then, click the Continue button below to confirm your response with E-Verify.

**IMPORTANTI** You **MUST** retain a copy of the employee's U.S. Passport or U.S. Passport Card. To comply with this Federal government requirement you must scan the document and attach the image to the employee's electronic Form I-9 by clicking the Attach File action in the I-9 History Section on the Employee Detail page.



Continue

Click the appropriate box for photo matching. Original documentation should have already been uploaded into the system. If it has not, you must copy the document and upload it into the system.

### Document #:

### Reason for Delay:

FAR E-Verify Status:

Covered

Reason for Delay:

Initial query submitted on time.

Photo Matching (11/07/2019)

Operational or technical issue encountered.

### Photo Matching (11/06/2019)

### Status:

Photos matched

### Status:

Employment Authorized.



Close Case

FYI: Reason for Delay responses vary based on the section 2 submission date.

Initial guery submitted on time – submitted within 3 business days of hire.

Operational or technical issue encountered – submitted >3-30 days of hire.

Audit revealed that a new hire was not run – submitted > 30 days from hire.

Waited for SSN to be issued.

Employee presented an acceptable receipt.

# **E-Verify - Unconfirmed Data**

Once an I-9 has been electronically signed by an I-9 Administrator and has been submitted to E-Verify with a case assigned, the I-9 Administrator is limited in the changes they can make to the document. A response of Unconfirmed Data may indicate a data entry mistake was made on the Form I-9. This response helps to reduce the number of Tentative Nonconfirmation (TNC) status that may be generated.

E-Verify Current Status: Unconfirmed Da This E-Verify case requires furth		review the case and take the appropriate action.		E-Verify Response
Origination Date: 11/13/2019  FAR E-Verify Status: Covered  Current Status: Unconfirmed Data  Photo Matching Document: N/A  History  Close Case  Confirm Case Field  Confirm Case Field	Reason for Delay: Initial query submitted on time.  Current Status Date: 11/13/2019			User should scroll down to the E-Verify section and click on Confirm Case fields button displayed at bottom of employee details page. and this should take user to Check Information and Submit Confirm case details.
Check Information  The information below is on the employee's Form I-9. Check with If this information is correct, click Confirm Case Details. If this information is not correct, enter the correct information and Last Name:  Birth Date (mm/dd/yyyy):		194 Number: Foreign passport Num	nber:	I-9 Administrator is prompted to review the case fields and make corrections as needed. Most often this is due to a data entry error (incorrect or missing numbers, incorrect date of birth or
Back Confirm Case Details				name does not match what is on U.S. issued documents).

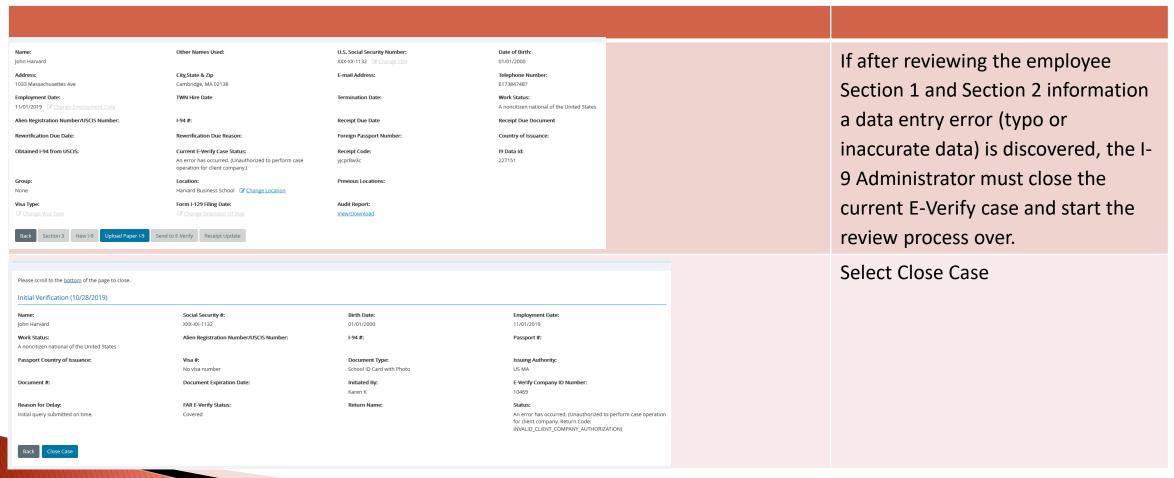
# **E-Verify - Unconfirmed Data**

A response of Unconfirmed Data may indicate a data entry mistake was made on the Form I-9. This response helps to reduce the number of Tentative Nonconfirmation (TNC) status that may be generated.

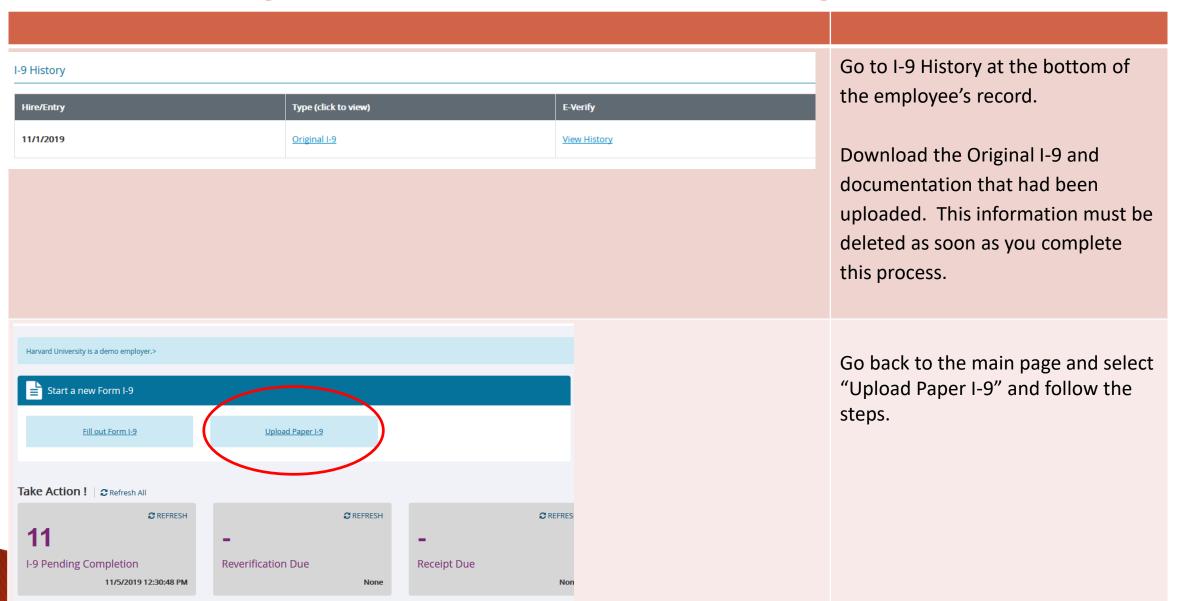
Check Information  The information below is on the employee's Form I- If this information is correct, click Confirm Case De If this information is not correct, enter the correct in		n is correct.		Make corrections as needed and click Confirm Case Details and follow any E-
Last Name:	First Name:	194 Number:	Foreign passport Number:	Verify responses.
Birth Date (mm/dd/yyyy): 01/04/1995  Back Confirm Case Details	<b>#</b>			

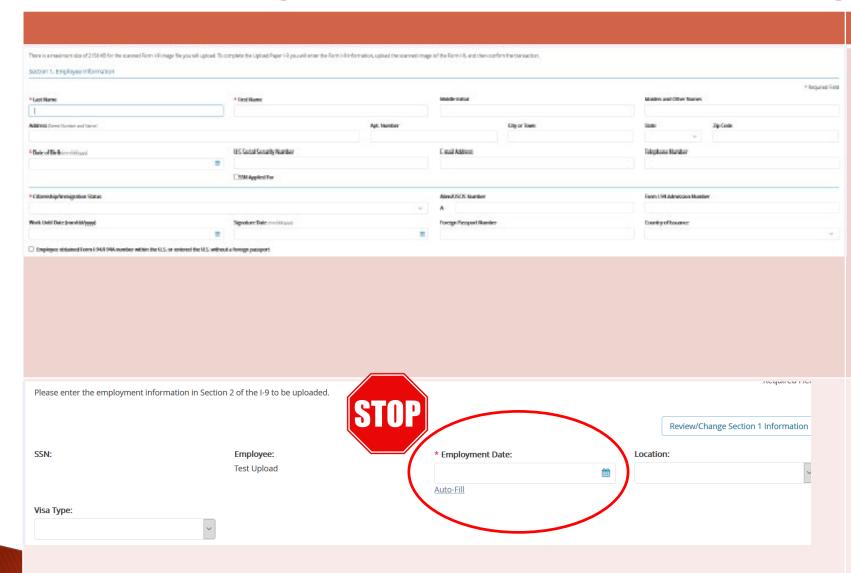
# **Closing a Case and Resubmitting an I-9**

An E-Verify response of "Pending Referral" is the first step to formally starting the Tentative Nonconfirmation (TNC) referral process. In the majority of cases, reviewing the employee's section 1 and 2 information will result in the discovery if a data entry error. Generally, corrections to an I-9 once it has been submitted to E-Verify cannot be made, so the E-Verify case must be closed and a new case submitted for the employee.



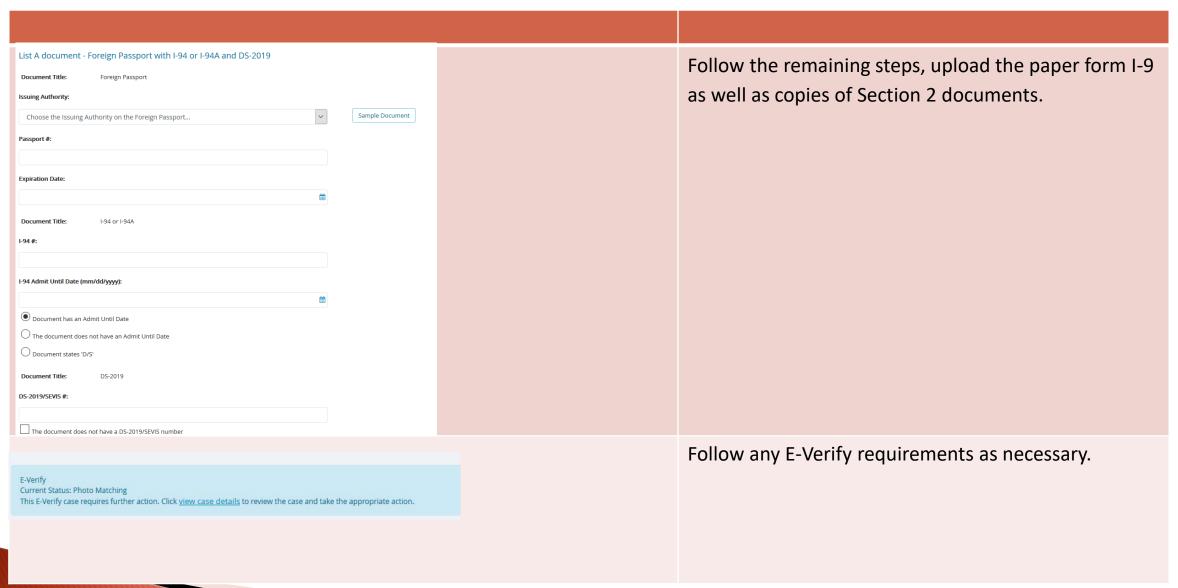
### Select if the employee continues to be employed and the Select Case Closure Option E-Verify requires that you confirm that the employee is or is not currently employed before you can close the case. explanation of why the case is being closed. 1. Select Yes or No to indicate if the employee is currently employed. 2. Select the closure option for this employee. Click Close Case. Is the employee currently employed? For a data entry / typo select "The case is being closed Yes - The employee IS currently employed with this company. because the data entered is incorrect" The case is being closed because another case with the same data already exists. The case is being closed because the data entered is incorrect. The case is being closed because DHS or SSA instructed this employer to close the case. This will close the current E-Verify case; however, a new E-The case is being closed because the document is expired. No - The employee IS NOT currently employed. Verify submission must be completed by the I-9 Administrator. In order to complete E-Verify, a new case must be opened. In Search For Employees order to do that, you need to resubmit the I-9 by creating a new record by uploading the paper Form I-9 and documents. Search for employees by entering a First or Last Name, SSN, Location, I-9 Type, or all of the above. See Equifax Process Paper Form I-9 for step-by-step processes. First search for the employee whose case you just closed.





Enter information in Section 1 as it appears in the Equifax Upload Paper I-9 Form. Complete this section with all information entered in Section 1 of the paper Form I-9 — enter citizenship/immigration status as well as other details if the employee selected "Alien Authorized to Work." The signature date of the employee is the date the employee signed the paper Form I-9.

In order for a new E-Verify case to be generated, a different employment date must be issued. Enter one or two days later than the original employment date. The date can be corrected after a new E-Verify case has been submitted and closed.





# **E-Verify - Initial Verification Not Processed**

### **Initial Verification Not Processed**

This informational message indicates that the I-9 has been completed, but a response has not yet been received from E-Verify. Check the I-9 service frequently for updated results. This typically occurs right after Section 2 is signed. The I-9 service will continue to attempt to process the transaction with E-Verify. Click the **Refresh** button to check for an update to the E-Verify status. Once results are received, follow the appropriate steps based on the E-Verify status.

# Employee Detail

The I-9 was successfully added.

E-Verify

Current Status: Initial Verification not processed. The service will continue trying to process the transaction.

This E-Verify case requires further action. Click view case details to review the case and take the appropriate action.

E-Verify

Current Status: An error has occurred. (Error on InitialVerification)

This E-Verify case requires further action. Click view case details to review the case and take the appropriate action.



# **E-Verify - SSA or DHS Tentative Nonconfirmation (TNC)**

### **SSA or DHS Tentative Nonconfirmation (TNC)**

A Social Security Administration (SSA) or Department of Homeland Security (DHS) Tentative Nonconfirmation (TNC) results when the information sent to E-Verify does not match SSA records or data available to DHS.

The employee can choose to contest (correct the problem) or not contest (forfeit and terminate employment).

A TNC does NOT necessarily mean that the employee is not authorized to work in the United States. A tentative nonconfirmation is often due to data entry error. Be sure to review the employee's record to make sure that the name, DOB, SSN or other immigration documentation numbers are correct.

SSA TNC Reasons	DHS TNC Reasons
Citizenship or immigration status was not updated with SSA	Name, A-number, I-94 number and/or foreign passport number were recorded incorrectly in DHS records
Name change was not reported to SSA	U.S. Passport, Passport Card, driver's license or state ID card information could not be verified
Name, Social Security number or date of birth is incorrect in SSA records	Information was not updated in the employee's DHS records
SSA record contains another type of mismatch	Citizenship or immigration status changed
Information was not entered correctly	Record contains another type of error
	Information was not entered correctly

# **Correcting a TNC**

# RECEIVE TNC NOTIFICATION

# TO CONTEST

### CONTACT DHS OR SSA



Employer reviews the Further Action Notice with the employee.



If the employee decides to contest the TNC, the Further Action Notice will explain the next steps.



The employee has eight federal working days to contact SSA or DHS.

The I-9 Administrator must inform the employee, in private, of the TNC result and review the materials to determine if the TNC is due to a data entry error or needs additional action in order to resolve with the SSN or DHS.

- 1. Review the Further Action Notice (FAN) TNC and confirm information at the top is correct.
- Review additional personal information to see if it is correct (name, DOB, SSN, Name, documentation numbers, etc.) If there was a typo, follow the steps regarding closing the case for data entry errors.
- 3. If the information is correct, print and review the Further Action Notice (FAN) with the employee.
- 4. The employee must determine if they want to contest (take action) or not contest (not take action) to resolve the DHS or SSA TNC case result.
  - 1. Most often the employee will select to contest the case.
- 5. Give the employee the referral information which documents what they need to do and in what timeframe



# **E-Verify - SSA or DHS Tentative Nonconfirmation (TNC)**

- Inform the employee of the reason for the TNC and help the employee understand what documentation they will need to take to the local SSA office or use to call the DHS to correct the issue
- Before clicking the "Referral" button, review the data on the Form I-9 with the employee to ensure the data was entered correctly. Common mistakes include:
  - The name entered on the Form I-9 is different than that on his/her document(s)
    - Employee with two last names (family names) should include both in the Last Name field (include hyphen if that is how it appears on documents)
    - Employee with two first names (given names) must include both in the First Name field (include hyphen if that is how it appears on documents)
  - The employee may have checked the wrong checkbox in Section 1 regarding citizenship
  - The SSN may have been entered incorrectly
  - The date of birth is incorrect. Be sure that the format used is MM/DD/YYYY.
- If a data entry mistake is found, close the case using the reason "invalid data". Then complete a new form I-9 immediately with the correct information
- If the initial response is **not** due to a data entry mistake on the Form I-9, ask the employee if s/he wishes to contest the result



# E-Verify - SSA or DHS Tentative Nonconfirmation (TNC) - Data Entry Error

### E-Verify

Current Status: Employee referred to SSA.

This E-Verify case requires further action. Click view case details to review the case and take the appropriate action.

### ACTION REQUIRED

The employee received a Tentative Nonconfirmation (TNC) response from E-Verify. This does NOT necessarily mean that the employee is not authorized to work in the United States; however, additional action is required. Employers must allow the employee to contest a TNC and may not take adverse action against the employee because of the TNC while the employee is contesting the TNC and the E-Verify case is pending.

E-Verify Further Action Notices have been translated into several languages and are available via I-9 Management Help. Additional information can be found on the USCIS web site: http://www.uscis.gov/e-verify/publications/notices-and-letters/further-action-notices-and-referral-date-confirmations.

To begin the TNC process click the Continue button below.

If you created this case in error or no longer need to continue this verification, click the Close Case button below.







### Select Case Closure Option

E-Verify requires that you confirm that the employee is or is not currently employed before you can close the case.

- 1. Select Yes or No to indicate if the employee is currently employed.
- 2. Select the closure option for this employee.
- Click Close Case.

### Is the employee currently employed?

- Yes The employee IS currently employed with this company.
- The case is being closed because another case with the same data already exists.
- The case is being closed because the data entered is incorrect.
- The case is being closed because DHS or SSA instructed this employer to close the case.
- The case is being closed because the document is expired.
- No The employee IS NOT currently employed.

If a SSA or DHS TNC is received, check all of the information entered to make sure that there was not a data entry error. Often the date of birth, social security number or immigration documentation numbers may not be correct. If it is a data error, follow the following steps.

- If the TNC is due to a data entry mistake, click "Close" Case"
- Select "This case is being closed because the data entered is incorrect."
- Complete a new form I-9 (section 1 and 2) immediately with the correct information.

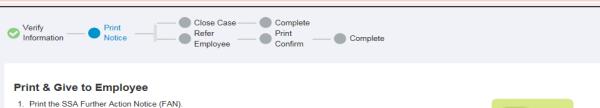


# **E-Verify - SSA or DHS Tentative Nonconfirmation (TNC) - Contest**

### E-Verify

Current Status: Employee referred to SSA.

This E-Verify case requires further action. Click view case details to review the case and take the appropriate action.



- 2. Review the SSA FAN privately with the employee
- 3. Confirm you have given the employee a printed copy of the signed SSA FAN. ✓ I have notified the employee and given them a printed copy of the signed SSA FAN
- 4. After printing the FAN, the employee should manually check the Contest or Not Contest checkbox, sign and date the
- 5. After these steps are complete, click Contest to refer the employee OR Not Contest to close the case
- 6. E-Verify Further Action Notices have been translated into several languages and are available via I-9 Management

Additional information can be found on the USCIS web site http://www.uscis.gov/e-verify/publications/notices-andletters/further-action-notices-and-referral-date-confirmations

7. I authorize my electronic signature to be applied to this E-Verify document being provided to the employee











SSA Further Action Notice (Españo

- Inform the employee in private of the TNC and the reason for the TNC and what documentation they will need to take to the local SSA Office or use to call the DHS to correct the issue.
- The employee will likely take one of the following actions:
  - Work with you, SSA, and/or DHS to resolve the data mismatch (Contest), or
  - Confirm that they are not eligible to work (Not Contest), or
  - Leave and not return to work (Close Case).

Follow the steps given on the page.

The I-9 Administrator must print the Further Action Notice and provide to it to the employee (see appendix). The Further Action Notice is a critical document that lets the employee know:

- Whether the TNC is an SSA or DHS TNC. This is important because the employee must know which one of these agencies to visit or contact to take action.
- Why the employee received a TNC.
- What the employee's options after having received a TNC.
- What the employee must do to take action to resolve the TNC.



# E-Verify - SSA or DHS Tentative Nonconfirmation (TNC) - Contest Continued

# Print & Give to Employee 1. Print the SSA Further Action Notice (FAN). 2. Review the SSA FAN privately with the employee. 3. Confirm you have given the employee a printed copy of the signed SSA FAN. | I have notified the employee and given them a printed copy of the signed SSA FAN. 4. After printing the FAN, the employee should manually check the Refer or No Action checkbox, sign and date the form. 5. After these steps are complete, click Refer to refer the employee OR No Action to close the case. 6. E-Verify Further Action Notices have been translated into several languages and are available via I-9 Management Help. Additional information can be found on the USCIS web site http://www.uscis.gov/e-verify/publications/notices-and-letters/further-action-notices-and-referral-date-confirmations 7. Lauthorize my electronic signature to be applied to this E-Verify document being provided to the employee. Cancel Back Refer No Action

The Further Action Notice also provides instructions to the employer for notifying an employee of a TNC. Specifically, **the employer must**:

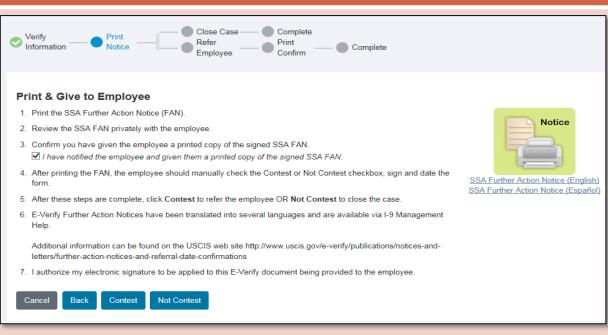
- Print the Further Action Notice and review it privately with the employee.
- Read the Further Action Notice to the employee if the employee cannot read.
- Provide the employee with the English version and a foreign language version of the Further Action Notice if the employee does not fully understand English.
- Sign the employer section on the first page of the Further Action Notice.
- Instruct the employee to complete and sign the employee section on page two of the Further Action Notice.
- Provide the employee a copy of the signed Further Action Notice and keep the original with the employer's records.

# E-Verify - SSA or DHS Tentative Nonconfirmation (TNC) - Contest Continued

# Print & Give to Employee 1. Print the SSA Further Action Notice (FAN). 2. Review the SSA FAN privately with the employee. 3. Confirm you have given the employee a printed copy of the signed SSA FAN. | I have notified the employee and given them a printed copy of the signed SSA FAN. 4. After printing the FAN, the employee should manually check the Refer or No Action checkbox, sign and date the form. 5. After these steps are complete, click Refer to refer the employee OR No Action to close the case. 6. E-Verify Further Action Notices have been translated into several languages and are available via I-9 Management Help. Additional information can be found on the USCIS web site http://www.uscis.gov/e-verify/publications/notices-and-letters/further-action-notices-and-referral-date-confirmations 7. I authorize my electronic signature to be applied to this E-Verify document being provided to the employee.

Once you have confirmed that the employee has been notified and received a copy and signed the FAN, check box 3. Click "Refer" or "No Action" based on the employee's decision. Generally employees will select to "refer" the case to resolve the TNC.

# **E-Verify - SSA or DHS Tentative Nonconfirmation (TNC) (continued)**



- If the employee selects to "Not Contest."
- Normally this means the employee is not authorized to work for Harvard.
- Generally if the employee selects "not select the appropriate button and close the case.

# **Additional I-9 Administrator Responsibilities**

Based on the local school or unit's processes, I-9 administrators must:

- Review the I-9 Dashboard for outstanding issues including:
  - Reverification Dues which may also be determined using the PeopleSoft Visa report
  - Receipt Due
  - SSN Applied for follow up with employees for permanent SSN
  - E-Verify Issues
    - Including reviewing and closing out E-Verify cases on a consistent basis

I-9 HR Managers may also run additional reports to track timeliness of I-9 entry, etc.



# I-9 Anywhere – Remote Hires

Equifax offers a remote I-9 option called I-9 Anywhere which allows new employees who are not local take their Section 2 documents to an approved remote agent based on their zip code prior to arriving on campus.

Harvard I-9 Administrators may need to do additional E-Verify follow-up (e.g., photo matching, etc.). The remote agent will complete Section 2 and submit documents; however the Harvard I-9 administrator will need to complete any E-Verify follow-up in the Equifax Electronic I-9 tool.

Remote hires are not individuals working on a payroll outside of MA, but allow new employees to start the onboarding process before their arrival on campus.

There are over 1,300 authorized remote agents across the U.S. and new employees can select and schedule a time to bring in their Section 2 documents at their convenience.

Schools may be charged a small fee (\$35) for each remote hire request. If an appointment is cancelled or rescheduled or a "no show" within 24 hours of the agreed upon appointment, the school will also be charged \$35.

Contact Central Payroll at <u>ufs\_crt@harvard.edu</u> to request the I-9 Anywhere Remote URL to send the new employee.



# **URL Links**

### **URL for New Employees to Complete Section 1**

https://hrx.talx.com/ec/#/login/21251/Template/b32fb473-8a9c-4519-aae5-886276b33f95

### **URL for Harvard I-9 Administrators to Complete Section 2**

https://federationx.talx.com/ClaimsAwareHelper/?whr=https://fed.huit.harvard.edu/idp/shibboleth&wctx=i9eXpress

### **URL for I-9 Anywhere – Remote Hires**

I-9 Anywhere allows new employees, who are not local, take their Section 2 documents to an Equifax-approved agent inside the U.S. based on their zip code. I-9 Anywhere/remote hires <u>is</u> not used to hire individuals working outside of Massachusetts, but allows new employees to start the onboarding process before their arrival on campus. For example, a new faculty member located in California accepts a position in November for a job that starts January 1. They won't be coming to the Cambridge area until January. They may complete their I-9 through the I-9 Anywhere process while in California. Schools may be charged a small fee (\$35) for each remote hire request. If an appointment is cancelled or rescheduled or a "no show" within 24 hours of the agreed upon appointment, the school will also be charged \$35.

Contact Central Payroll at 617-495-8500 option 4 or log a ticket at ufs\_crt@harvard.edu to request the URL to send the new employee.



# **Additional Resources**

General I-9 Information for Employees: <a href="https://oc.finance.harvard.edu/electronic-i-9">https://oc.finance.harvard.edu/electronic-i-9</a>

Equifax has additional general training materials and videos. See the "help" section on the left side of the page for additional reference materials.

General videos (Harvard requires all section 2 documents be uploaded)

Employee Section 1 Completion: <a href="http://www.i9express.com/Demos/Section 1 Training Module.asp">http://www.i9express.com/Demos/Section 1 Training Module.asp</a>

How to Complete Section 2: <a href="http://www.i9express.com/Demos/Section-2-Training Module.asp">http://www.i9express.com/Demos/Section-2-Training Module.asp</a>

E-Verify – Common Responses: <a href="https://www.i9express.com/demos/common-e-verify-responses">https://www.i9express.com/demos/common-e-verify-responses</a>

A Harvard step-by-step guide to complete Section 1 may be found <a href="here">here</a>.

I-9 Central: U.S. Citizenship and Immigration Services, I-9 Central

<u>I-9 Verification Tool</u> – Helpful tool on the documents required and key information. https://trainingportal.harvard.edu/Saba/Web\_spf/NA1PRD0068/app/shared;spf-url=common%2Fresources%2Fresourcedetail%2Fsimrs00000000003840



# **Appendix**

E-Verify Further Action Notice – Tentative Nonconfirmation Example



# **Further Action Notice (FAN)**





### Further Action Notice

Tentative Nonconfirmation (TNC) (Social Security Administration (SSA))

For SSA Field Office Staff: use EV-STAR and see POMS RM 10245.005ff			
Employee's Last Name, First Name	Employee's Social Security Number		
Employee's A-Number	Employee's Month/Year of Birth		
Date of Tentative Nonconfirmation	Case Verification Number		
Reason for this Notice:			

Your employer, [EMPLOYER NAME], participates in E-Verify. E-Verify compares the information that you provided on your Form I-9 (Employment Eligibility Verification) with Social Security Administration (SSA) and Department of Homeland Security (DHS) records to confirm that you are authorized to work in the United States.

### Why you received this notice:

You received this Further Action Notice from [EMPLOYER NAME] because it appears that some of the information that your employer entered into E-Verify does not match the records that SSA currently has for you. This does not necessarily mean you gave incorrect information to your employer, or that you are not authorized to work in the United States. There are several reasons why your information may not have matched – you can read more about these reasons online (<a href="https://www.uscis.gov/e-verify/employees/tentative-nonconfirmation-overview">https://www.uscis.gov/e-verify/employees/tentative-nonconfirmation-overview</a>).

Next, you will need to take a few steps before E-Verify can let your employer know that you are authorized to work in the United States.

### What you need to do:

- Review your information at the top of this page. Let [EMPLOYER NAME] know if there are any
  errors. Your employer will be able to close this case and input your information in E-Verify again with
  the correct information, hopefully resolving this case. If your information is correct, move to step 2.
- Decide if you want to take action to resolve this case. If your information above is correct, then you can choose to take action to correct your record so that SSA records reflect that you are authorized to work in the United States.

If you decide not to take action to resolve this case, E-Verify will be unable to confirm that you are authorized to work in the United States and your employer can terminate your employment.

For information on employee rights and responsibilities, visit <a href="https://www.uscis.gov/e-verify/employees/employee-rights-and-responsibilities">www.uscis.gov/e-verify/employees/employee-rights-and-responsibilities</a>.





### Taking action to resolve a case:

You have **8 Federal Government working days** to visit an SSA field office from the date your employer sends your case in E-Verify. Your employer must give you a Referral Date Confirmation, which will tell you the date by which you must visit SSA.

### Visit SSA Field Office:

To take action to begin to resolve this case, you must visit an SSA field office to update your information. If you live in an area where there is a SSA Card Center, you are **required** to visit the Card Center. To locate an SSA office, visit <a href="https://www.socialsecurity.gov/locator">www.socialsecurity.gov/locator</a>, or call SSA at 800-772-1213 (TTY: 800-325-0778).

Bring this Further Action Notice when you visit SSA. Tell SSA that you have an E-Verify issue.

SSA cannot update your record without proof that a change is needed. Below are examples of documents you may need to prove your age, identity, name change, and citizenship status. Bring original documents, **not** photocopies:

- Proof of your age: a birth certificate or passport
- Proof of your identity: a driver's license or passport
- Proof of a legal name change: a marriage certificate, if your current name is not on your SSN card
- Proof of a U.S. citizenship or work-authorized status:
  - If a U.S. citizen a Naturalization Certificate, U.S. public birth certificate, or U.S. passport, or
  - If you are not a U.S. citizen a Permanent Resident Card (Form I-551), Employment Authorization Document (Form I-766), or Arrival-Departure Record (Form I-94) showing workauthorized status.

To check on the status of your case, visit myE-Verify at https://selfcheck.uscis.gov/SelfCheckUl/CaseTracker

Please indicate below whether or not you intend to dispute this case.

I choose to: (check one)				
	I will take action to resolve this E-Verify case. I understand that I have until to take action.			
I will not take action to resolve this E-Verify case. I understand that if I do not take action E-Verify will be unable to confirm that I am authorized to work in the United States and my employer may terminate my employment.				
Emp	oloyee's Signature	Date		

HARVARD	
Financial Adminis	tration