

STATE BOARD OF EDUCATION
Consent Item
June 10, 2021

SUBJECT: Approval of Amendment to Rule 6A-4.002, General Provisions

PROPOSED BOARD ACTION

For Approval

AUTHORITY FOR STATE BOARD ACTION

Sections 1001.02, 1012.55, 1012.56 Florida Statutes

EXECUTIVE SUMMARY

Employers verify authorization for employment of non-citizens through the I-9, Employment Eligibility Verification form. Federal law, 8 U.S. Code §1324a(b), prohibits the use of the I-9 form and its attachments for any purpose other than enforcement of the federal Immigration and Reform Act (IRCA).

Proposed Rule 6A-4.002, F.A.C., is recommended for amendment to modify current procedures relating to submission of the I-9, Employment Eligibility Verification form, by Florida school districts, state-supported schools and private school organizations for the purpose of educator certification. This amendment will update requirements to be consistent with federal law. Currently, employers upload a copy of the completed I-9 form the state's licensing system when requesting the issuance of a Temporary Certificate, Professional Certificate or an Exchange Teacher Certificate for applicants who are noncitizens.

Changes are proposed to:

- Eliminate the requirement for employers to upload a copy of the I-9 form to an applicant's file.
- Clarify the employer's requirement to verify an applicant's eligibility for employment in the United States.

Supporting Documentation Included: Proposed Rule 6A-4.002, F.A.C.

Facilitator/Presenter: Dr. Paul O. Burns, Deputy Chancellor, Educator Quality