



Ohio Administrative Code Rule 3364-25-116 Employment eligibility verification.

Effective: September 30, 2019

(A) Policy statement

The Immigration Reform and Control Act of 1986 (IRCA), as amended by the Immigration Act of 1990, requires employers to hire only persons who may legally work in the United States.

The human resources department ("HR") is responsible for the development of all pre-employment procedures and determines the appropriate documentation required prior to hire. HR shall ensure that the documentation required is in accordance with IRCA and other applicable federal and state laws and regulations. To comply with the law, the university of Toledo must verify the identity and employment eligibility of everyone hired.

The following procedures must be followed by representatives of the university who are responsible for the hiring process and authorized to extend an offer of employment.

(B) Procedure

Completing the form I-9

A person must present a document(s) that establish identity and employment eligibility. A person can consult with HR to obtain a list of acceptable documents.

To the extent practical, candidates will complete the form I-9 (employment eligibility verification) before their first day of employment. The form I-9 is completed at the time an employee presents himself in HR or hiring department to complete the pre-employment requirements. Persons drug tested at a facility other than the university will complete the form I-9 on their first day of employment. The form I-9 may also be completed by a CUPA-HR I-9 (reciprocal processing consortium institution).



The form I-9 identifies various documents that will satisfy the requirements. The form I-9 must be completed within three business days of the date employment begins. Persons are ineligible for employment if they are unable to present the required documents. Persons unable to present the required documents are employment eligible if they present a receipt for the application of the document(s) within three business days and the actual document(s) within ninety days of the date employment begins.

The person must have indicated on or before the time employment began, by having checked an appropriate box in section one, he/she is eligible to be employed in the United States. Failure to produce the required documents will result in an immediate ability to work until compliant with this regulation.

Once completed, form I-9s will be maintained in a file separate from the employment record.

Non-faculty staff

HR is responsible for extending offers of employment for all non-faculty positions and for verifying eligibility for university employment unless otherwise noted.

Faculty

Academic affairs is responsible for ensuring the completion of all pre-employment documents and verifying the eligibility for university employment.

Residents

New residents will complete the form "I-9" during resident orientation on their first day of employment. I-9s for residents will be completed by the area managing their new hire process. The office of graduate medical education is responsible for verifying the eligibility of residents for university employment.

Graduate students



I-9s for graduate students working on the health science campus will be completed by HR. I-9s for graduate students working on main campus will be completed by the areas managing their new hire process.

The office of international student scholar services is responsible for verifying the eligibility of international graduate students for university employment.