ANNOUNCEMENT: Per Senate Bill 160 and State of Georgia requirements, effective July 1, 2013 institutions must verify all vendors use E-Verify for all Service/Construction related works that exceeds $2,499 (previously only Public Works Contracts)

As of July 1, 2013, SB 160 in part amends O.C.G.A. § 13-10-91(b)(1) as follows:

(b)(1) A public employer shall not enter into a contract pursuant for the physical performance of services unless the contractor registers and participates in the federal work authorization program. Before a bid for any such service is considered by a public employer, the bid shall include a signed, notarized affidavit from the contractor attesting to this following:

(A) The affiant has registered with, is authorized to use, and uses the federal work authorization program;

(B) The user identification number and date of authorization for the affiant;

(C) The affiant will continue to use the federal work authorization program throughout the contract period;

(D) The affiant will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contract with the same information required by subparagraphs (A), (B), and (C).

NOTE: Please note that when filling out the Immigration and Security Form that the Date is the Date of Authorization, NOT the date form is being filled out.

Any Service rendered falling below the $2,499 from any one vendor yet throughout the Fiscal Year the same Vendor performs services that would exceed the $2,499, one should err on the side of compliance and ensure that the contract complies with the current law by obtaining Immigration and Security Form initially prior to entering into a contract.

If the contract is for “performance of labor or services…using a bidding process or by contract wherein the labor of services exceeds $2499.99,” then an affidavit is required. See O.C.G.A. § 13-10-90(4). On its face, the statute does not provide for exceptions to the affidavit requirement based on the method of payment.

Please return completed, notarized form to the above address