Notes on Survey Formatting

- 1) All areas highlighted in TEAL are those that will be automated by the programmer. Neither the teal nor the instructions to the programmer will appear in the final survey.
- 2) All words that are colored magenta will have a definition attached. The person completing the survey will be able to scroll over those words and the definition will pop up. (We will need to remind users to enable pop up boxes for the survey.) Any words in magenta on this draft will appear as regular black text in the final survey.

<u>Definitions to be included in Pop-Up boxes</u>

DHS Audit – This involves agents from ICE (U.S. Immigrations and Customs Enforcement) auditing a company's employment verification procedures. As part of this audit, agents review I-9 forms, company payroll records, W-2 reports, and other documents to determine whether the employer has properly checked all new employees' identities and work authorizations. Agents also determine whether any counterfeit documents were used as proof of identity and/or employment authorization.

FNC - See Final Nonconfirmation

Final Nonconfirmation – A Final Nonconfirmation, or FNC, is issued when an employee either chose not to contest the finding of an initial mismatch by E-Verify, or was not able to resolve their mismatch with the Social Security Administration (SSA) or the Department of Homeland Security (DHS). An employer receiving an FNC response may terminate the employment of the employee and shall not be civilly or criminally liable for the termination, as long as the employer complied with E-Verify provisions to notify the employee of the tentative non-confirmation finding and action was taken in good faith reliance on the information provided through the E-Verify system. If an employer does not terminate an employee who is the subject of a FNC, that fact must be reported to DHS by selecting the "Employee Not Terminated" resolution option, and a rebuttable presumption is created that the employer is knowingly employing an unauthorized employee.

ICE – The U.S. Immigrations and Customs Enforcement. It is the office within the U.S. Department of Homeland Security charged with worksite enforcement to reduce the demand for illegal employment using strategies that address both employers who knowingly hire illegal workers as well as the workers themselves.

TNC - See Tentative Nonconfirmation

Tentative Nonconfirmation - A Tentative Nonconfirmation, or TNC, is issued when the information submitted to E-Verify does not match with records maintained either by the Social Security Administration (SSA) or the Department of Homeland Security (DHS). It does not necessarily mean that a person is unauthorized to work in the U.S. If a TNC occurs, the employee can contest the response with either SSA or DHS and resolve the mismatch or choose not to contest and be terminated.

Work site – This can include any location of a company that is not its headquarters, or a regional/district office or manufacturing facility. This might include a bank branch, a retail outlet, fast-food restaurant location, dispatch office, or mobile/non-specific location.



Intro:

We are researchers affiliated with the University of Arizona in Tucson, Arizona. We are conducting a survey to find out if, and how, employers are using the Federal government's E-Verify system to electronically verify their new hires are legally eligible to work in the United States. We are conducting this survey on behalf of U.S. Citizenship and Immigration Services, but no information attributable to you or your company will be shared with them. We will report only the aggregated results of all the surveys. We are hoping to get a sense for the impacts - both positive and negative - of E-Verify on both companies and employees, how E-Verify is being used, and how E-Verify might be improved.

We appreciate your time in assisting us on the survey. We estimate that it will take approximately 30 minutes to complete this survey. If you have any questions, either now or later, you can contact the Principal Investigator on this project, Judith Gans, Manager, Immigration Policy Program, Udall Center for Studies in Public Policy, University of Arizona, 803 East 1st Street, Tucson, AZ 85718, 520-626-9686, judygans@email.arizona.edu.

NOTE: All the questions in this survey relate to your company's operations in {THIS STATE}, regardless

٧h	iere your headquarters or other business operations are located.
1)	The federal government has developed an Internet-based system called E-Verify that allows
	employers to electronically verify from data entered on the Form I-9 whether a new hire is legally
	eligible to work in the United States. Use of E-Verify is mandatory in some states, and for all federal
	contractors, but is not mandatory in {THIS STATE} for most types of businesses. Regardless, some
	employers choose to use E-Verify anyway. Do you know if your company uses E-Verify?
	☐ I've heard of E-Verify but I don't know if my company uses it
	☐ I've never heard of E-Verify
	☐ No, my company does not use E-Verify
	☐ Yes, my company uses E-Verify
	How did you learn about the E-Verify Program? (check all that apply)
	☐ I don't remember
	☐ News article
	☐ Advertisement
	☐ Government mailing
	☐ Business/professional association
	□ Other
-or	companies who are familiar with, but don't use E-Verify

F

2) Please rate each of the reasons why your company has decided not to use E-Verify in [THIS STATE]

,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		·	_
Issue	Yes	No	N/A
No new hires			
It is too difficult to transition to a new system			

It is too expensive to transition to a new system		
Even if we transitioned to the new system,		
E-Verify would be too expensive and/or time		
consuming to use		
We don't have access to the Internet		
We feel that the current process meets our		
needs		
We don't want the government to have that		
much information about our business		
We are concerned that enrolling in E-Verify will		
trigger an ICE raid or DHS audit		
Other (please explain)		

3) Please rate how strongly you feel any of the following scenarios might affect your decision to use E-Verify in the future, assuming its use remains optional in {THIS STATE}. [This question would be asked of all respondents except those already using E-Verify.]

Issue	Strongly	Agree	Disagree	Strongly	N/A
	Agree			Disagree	
E-Verify offers me a guarantee that my					
company won't be fined if it accidentally					
hires someone who's not legal to work in					
the U.S.					
E-Verify is proven to make the hiring					
process faster in the long run even if it					
takes time initially to learn and set up					
E-Verify is proven to save money in the					
long run even if there is initial expense to					
implement					
E-Verify minimizes the amount of					
employee paperwork we have to retain					
on file					
Other (please explain)					

4)		We make the hiring decision at this location and do the employment verification here The hiring decision is made in another location but we do the employment verification here The hiring decision is made in another location and they do the employment verification
5)	If you o	do your own employment verification, where does it take place in {THIS STATE}? I don't know Centralized, i.e. in a single location such as a headquarters office Decentralized, i.e. in the field or in multiple locations In both centralized and decentralized locations
6)	_ _ _	locations in [THIS STATE] where your new hire verification takes place have internet access? I don't know All locations have access to the internet Some locations have internet access, others do not [default to below] No locations have internet access [default to below] r locations that don't have Internet access, how do you handle new hire verification?
	Does y emplo	Inpany hires some or all of its {THIS STATE} employees through employment agencies or I-party providers (s) of agency(ies) Our company do the employment verification on these employees itself or rely on the yment agencies to do it? I don't know Our company does it We rely on the employment agency to do it {default to question below, otherwise move on}

9) Are the employment agencies using E-Verify to confirm employment authorization of persons

☐ Yes, they all do {default to a. below}			
I believe some do, some don't {default to both a	. and b. belo	ow}	
I know they are not using E-Verify {default to b. I	below}		
a. Why do you think your employment agency(ies) d	lecided to u	se E-Verify for y	our cor
new hires in <mark>{THIS STATE}?</mark>			
Issue	Yes	No	N.
NAME AND A STATE OF THE PARTY O			
We are a federal contractor	_		_
NA			Г
We are among the types of companies or	_		_
organizations for whom E-Verify is mandatory in [THIS STATE]			
We were using the Basic Pilot before and it			
seemed easiest just to migrate to E-Verify			
We believe E-Verify will become mandatory			
eventually and we decided to get ahead of the			
curve			
Other (please explain)			
	,		
o. Why do you think your employment agency(ies) c	lecided not	to use E-Verify f	or you
o. Why do you think your employment agency(ies) company's new hires in {THIS STATE}?	lecided not	to use E-Verify f	or you
	decided not	to use E-Verify f	or youi
	lecided not	to use E-Verify f	
company's new hires in {THIS STATE}?		·	or youi
company's new hires in {THIS STATE}?		·	,
Issue No new hires	Yes	·	N
Issue No new hires We/they feel that the current process meets our		·	N
Issue No new hires We/they feel that the current process meets our needs	Yes	·	,
Issue No new hires We/they feel that the current process meets our needs We/they don't want the government to have	Yes	·	N
Issue No new hires We/they feel that the current process meets our needs We/they don't want the government to have that much information about our business	Yes	·	N
Issue No new hires We/they feel that the current process meets our needs We/they don't want the government to have	Yes	·	N

	s there been any change in the cost of doing busin	-	mployment age	ncy(ies) that	you					
	n attribute to E-Verify usage? (<i>Please choose only one answer</i> .) I don't know									
	Cost has decreased a little									
	Cost has stayed the same		•							
	Cost has increased a little (include question 15, o									
	Cost has increased a lot {include question 15, oth	erwise exclude	it}							
If your	company uses subcontractors (other than an em	ployment agen	cy) to provide s	ome services	to					
your co	empany in <mark>{THIS STATE}</mark>									
11) Do	es your company subcontract other aspects of its	business to out	side vendors in	{THIS STATE}	?					
	☐ I don't know									
	□ No									
	☐ Yes									
	☐ Building and/or landscape maintenance									
	☐ Food service									
	$oldsymbol{\Box}$ Some categories of professional services	(e.g. legal, acco	ounting, IT, etc.)							
	☐ Other		<i>G. , ,</i>							
12) Naı	me(s) of subcontractor(s)									
•										
13) Do	es your company do the employment verification	on subcontract	ed employees ir	THIS STATE	}					
	elf or rely on the subcontractor to do it?									
	☐ I don't know									
	☐ Our company does it									
	☐ We rely on the subcontractor to do it									
	,									
14) Do	any of your subcontractors use E-Verify to confirm	n employment :	authorization of	nersons wor	king					
	our site(s) in <mark>{THIS STATE}</mark> ?			p = 100	8					
40,	☐ I don't know									
	☐ Yes, they all do {default to a. below}									
	☐ I believe some do, some don't {default to a.	and b. below}								
	☐ I know they are not using E-Verify {default to a.									
	a. Why do you think your subcontractor(s) decid		ify for your com	nany's new h	ires					
	in {THIS STATE}?	ca to asc E ver	ily for your con	iparry 3 ficw fi	111 C3					
	Issue	Yes	No	N/A						
	We are a federal contractor									

We are among the types of companies or			
organizations for whom E-Verify is mandatory in	_	_	_
THIS STATE			
We were using the Basic Pilot before and it	_	_	_
seemed easiest just to migrate to E-Verify			
We believe E-Verify will become mandatory	_	_	_
eventually and we decided to get ahead of the			
Curve			
Other (please explain)			
b. Why do you think your subcontractor(s) decided	not to use E	-Verify for your	company's
hires in {THIS STATE}?			
Issue	Yes	No	N/A
No new hires			
We/they feel that the current process meets our			
needs			
We/they don't want the government to have			
that much information about our business			
We/they are concerned that their use of E-Verify			
will trigger an ICE raid or DHS audit			
Other (please explain)			
Has there been any change in the cost of doing busines	s with your s	ubcontractor(s)	that you ca
attribute to E-Verify usage? (Please choose only one ans	swer.)		
☐ I don't know			
☐ Cost has decreased a lot			
☐ Cost has decreased a little			
☐ Cost has stayed the same			
\square Cost has increased a little $\frac{1}{1}$ (include question 15, other	erwise move (o <mark>n}</mark>	
☐ Cost has increased a lot {include question 15, other	wise move on	<mark>1}</mark>	

If your company relies on either an employment agency or subcontractor or both

16) Please rate the reasons you think your costs have increased that are attributable to either your employment agency or subcontractor using E-Verify. (*Please check all that apply.*)

Issue	Strongly Agree	Agree	Disagree	Strongly Disagree	N/A		
Costs of implementing and maintaining							
the E-Verify system is getting passed on							
to our company							
Resources are spent training employees							
who are found to be ineligible to work							
Resources are spent providing uniforms							
or other equipment to employees who							
are found to be ineligible to work							
Having to pay an employee while he or							
she contests a TNC							
Greater turnover of employees leading to							
higher overall hiring costs							
Other (please explain)							
17) How many times in the past 12 months has an employment agency or subcontractor notified you							

17)) How many times in the past 12 months has an employment agency or subcontractor notified you
	that an employee they sent you has received a Tentative Nonconfirmation (TNC) from E-Verify?
	☐ I don't know
	☐ None
	□ Other number

If your company uses E-Verify in house

18) Why did your company decide to use E-Verify?

Issue	Yes	No	N/A
We are a federal contractor			
We are among the types of companies or organizations for whom E-Verify is mandatory in {THIS STATE}			
We were using the Basic Pilot before and it seemed easiest just to migrate to E-Verify			
We believe E-Verify will become mandatory eventually and we decided to get ahead of the curve			
Other (please explain)			

19) WI	nat policy does your company use to	verifv new hi	res through E	E-Verify? (Ple	ase select oi	nlv one.)	
☐ I don't know							
	We use E-Verify on all new hires						
	Regardless which state they are	e hired in					
	Only for new hires in {THIS STA						
	We use E-Verify only on foreign-boo						
	Regardless which state they are						
	☐ Only for new hires in {THIS STA						
	Other						
20) Ho	w many times have you used E-Verif	y in the past	12 months?	(Please select	only one.)		
	I don't know						
	None						
	Used times total in the last	12 months					
21) Ho	w many times in the past 12 months	have you red	eived a Tent	ative Noncor	firmation (TNC) from	
E-\	/erify on a new hire?						
	I don't know						
	None						
	Other number	_					
22) Ha	ve you seen any effect on the costs o	of hiring new	employees in	THIS STATE	} that you th	ink is	
att	ributable to E-Verify (and not due to	other factors	s)?				
	I don't know						
	Cost has decreased a lot {default to	box a. below	<mark>/}</mark>				
	Cost has decreased a little {default	to box a. belc	<mark>w}</mark>				
	Cost has stayed the same						
	Cost has increased a little <mark>{default t</mark>	o box b. belo	w}				
	Cost has increased a lot {default to	box b. below	}				
	a. Please rank the reasons you thin	-	of hiring new	employees in	n {THIS STAT	E) have	
	decreased because of using E-Verify		_	_ •			
lss	ue	Strongly	Agree	Disagree	Strongly	N/A	
		Agree			Disagree		
	y has reduced the staff resources		_		_	J	
	ed to devote to verifying work						
eligibil	igibility for new employees						

We avoid the expense of hiring

employees who are not legally eligible to

work in the United States					
E-Verify has enabled us to minimize data					
entry problems/errors					
We have reduced turnover of employees					
because we are not inadvertently hiring					
ones who are ineligible					
Other (please explain)					
b. Please rank the reasons you thin	k your costs	of hiring new	employees i	n <mark>{THIS STAT</mark>	E) have
increased because of using E-Verify	•				
Issue	Strongly	Agree	Disagree	Strongly	N/A
	Agree			Disagree	
E-Verify requires additional staff and/or			Ц		u
resources (such as computers/internet					
connections)					
E-Verify requires us to spend resources			Ц		
training our hiring staff on how to use it					
Our staff now have to spend time clearing					
up Tentative Nonconfirmations (TNCs)					
We lose productivity from new hires who					
are contesting TNCs					
We have to pay wages to new hires while					
they contest TNCs					
We experience greater turnover of		Ш			
employees leading to higher overall hiring					
costs					
We spend resources training employees					
who receive a TNC and either quit or get					
a Final Nonconfirmation (FNC)					
We spend resources providing uniforms	u			u	u
or other equipment to employees who					
receive a TNC and either quit or get a FNC					
Other (please explain)					
			_		
23) Approximately how much time (in minu	ites) do you t	hink you spei	nd per new h	ire on emplo	oyment
verification with E-Verify?					

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24) How does this amount of time compare	e to what you	ı spent per ne	w hire o	on em	ıploymer	nt verif	ication
before you started using E-Verify?							
☐ I don't know							
A lot less time							
A little less time							
About the same amount of time							
☐ A little more time							
☐ A lot more time							
25) Regardless whether you feel costs have	increased o	decreased b	ecause	of usi	ng E-Veri	ify, hav	ve you
found any of the tasks below especially	difficult or ti	me consumin	g?				
Issue	Strongly	Agree	Disagi	ee	Strongl	у	N/A
	Agree	Z Y			Disagre	e	
Registering for E-Verify							
Entering data on new hires into the							
E-Verify system							
Dealing with workers that receive TNCs							
and/or FNCs							
Using E-Verify when hiring a lot of							
employees at once							
Closing out cases in the E-Verify system							
once they are finalized							
Other (please explain)							
26) In preparing for E-Verify usage did your	company ne	ed to purchas	se new e	equip	ment, pu	ırchase	e new
furniture or remodel your location to in	nplement usa	age? (These o	osts sho	ould b	e directl	y relat	ed to
E-Verify and not to purchases/changes	-						
One-Time Expenses	Had to	Estimate		N	I/A		
	Purchase	One-Time Ex	pense				
New Computer hardware		\$		L	J		
Additional equipment or lines to access	Ш	\$		L	J		
the Internet							
Additional filing cabinets or other office		\$			J		
equipment							
Remodeling or restructuring of the office		\$					

where employment verification is done

Initial training for employees on how to

use E-Verify

On-Going Expenses	Incur this Cost	Estimate Annual C		N/A
Computer Maintenance		\$		
Telephone, DHL, T1 or other Internet	u	\$		
access fees Training of replacement staff		\$		
Wages for verification specialist(s)		\$		
Other (please explain)		\$		
13500	Burden	Moderate Burden	Burden	Burden
28) Please indicate how burdensome it ha and to maintain it Issue	An Extreme	A	A Slight	Not a
Costs associated with setting up E-Verify		Darden U		-
Costs associated with maintaining E- Verify				
29) Please indicate your reactions to the c	omments abo	out E-Verify be	elow <mark>{will lin</mark>	nit number o
Issue	Strongly Agree	Agree	Disagree	Strongly Disagree
Learning how to use the system is hard				
The system is not user friendly				
We experience a lot of data entry				
problems We now have a more complicated hiring process	<u> </u>			

There are more new hires because of					
turnover caused from using E-Verify					
The number of qualified applicants has					
decreased because we use E-Verify					
Some employees have had to be					
terminated because of E-Verify findings					
Using E-Verify has created a competitive					
advantage for our company					
Some employees have left the company					
rather than be verified					
Some employees have expressed concern					
about the requirement					
Some employees have complained about					
being teased or harassed that they might					
not be work authorized					
We hire a lot of foreign workers					
Using E-Verify has affected the morale of					
employees					
30) If you have changed your hiring practic	es since usir	ng E-Verify,	please descr	ibe how:	1
31) Of the new hires that received a TNC, I	now many m	ade the fol	llowing choice	es:	
Number of Employees who chose	None	1 - 2	3+	I Don't kn	ow
Employee chase not to contact the					

Number of Employees who chose	None	1 - 2	3+	I Don't know
Employee chose not to contest the				
TNC and either quit or allowed themselves to be terminated				
Employee contested the TNC but				
ultimately received a Final				
Nonconfirmation (FNC) and had to				
be terminated				
Employee contested the TNC but				
ultimately received a Final				
Nonconfirmation (FNC) and was not				

termi	nated							
Emplo	oyee was cleared and deemed							
eligib	le to work in the U.S.							
Other	(please explain)							
	w long, on average, did it take a	worker either t	o clear the	e TNC or rece	ive a FNC?			
	Same day							
U	☐ One day							
	Two to five days							
	More than five days							
Fau -!!	- Varify years							
	E-Verify users	E Morifi (2						
-	erall, how satisfied are you with							
_	I don't know/don't have an opin	nion						
	Very satisfied							
	Somewhat satisfied							
	Somewhat dissatisfied (please		ow)					
	Very dissatisfied (please explain	n wny below)						
34) Ho	w accurate do you perceive E-Ve	erify to be in ver	rifying a pe	erson's eligibi	lity to work in the US?			
	I don't know/don't have an opi		,	o	,			
	Accurate							
	Inaccurate (please explain why	below)						
	(1.1.2.1.7.1.7.7.7.7.7.7.7.7.7.7.7.7.7.7.							
		7						
35) Co	mpared to the risk of hiring some	eone who is not	t legally eli	igible to work	in the United States, hov			
mι	ıch of a hassle do you perceive d	ealing with TNC	s and FNC	s to be?				
	Somewhat of a hassle, but bene	eficial						
	Somewhat of a hassle, and not	beneficial						
	Neutral							
	A large hassle, but beneficial							
	A large hassle, and not benefici	al						

	Do you feel that using E-Verify offers your company any greater protection from liability if you do hire someone later found ineligible to work in the United States? Yes No Neutral, neither greater nor lesser protection from liability I don't know/don't have an opinion
37)	What problems (that you haven't already mentioned) have you had with E-Verify?
	What suggestions would you have for the federal government if it decides to make E-Verify mandatory?
	If E-Verify usage becomes mandatory for all employers nationally, how will this affect your company's operations? Little to no impact Some impact but the company will be able to manage No impact Large impact, but the company will be able to manage Large impact, and the company's operations will be greatly affected. (Please explain why below.)
	If E-Verify's usage become mandatory nationally, what do you think are the most effective ways to let employers know about it? News articles Advertisements Government mailings Business/professional associations Other
	npany Background Information How many positions has this company filled in the past 12 months with NEW hires?

42)	Ho	w many employees does your company have in {THIS STATE}?
		<10
		10 to 99
		100 to 499
		500 or more
43)	Но	w many employees does your company have OVERALL?
		<10
		10 to 99
		100 to 499
		500 or more
44)	Но	w many different locations do you have in <mark>{THIS STATE}</mark> ?
		Fewer than 5
		5 to 10
		10 to 25
		25 to 75
		More than 75
45)	Wŀ	nat percent of your workforce is: [the computer will flag if this doesn't add to 100%]
	a.	Salaried (e.g., managers, professionals, and technical staff) percent
	b.	Skilled hourly (e.g. sales, clerical, craft workers) percent
	c.	Unskilled hourly (operatives, laborers, service workers) percent
4.0		
46)		nat were the most recent annual revenues for your company?
		Annual revenues in {THIS STATE}
	_	\$750,000 or less
		\$750,001 to \$5 million
		\$5 to \$25 million
		\$25 million to \$100 million
	u	\$100 million and above
	b.	Annual revenues OVERALL
		\$750,000 or less
		\$750,001 to \$5 million
		\$5 to \$25 million
		\$25 million to \$100 million
		\$100 million and above
47)	Are	e the company's operations in {THIS STATE} (check all that apply)
		Headquarters
	П	Regional/District Office

		Manufacturing facility Work site other than above
48)	Wh	at is the ownership structure of this company?
		Sole Proprietorship
		Partnership
		Corporation
		Regular or C
		□ Subchapter S
		Limited Liability Company
		Governmental entity
		University or research institution Non-Profit organization
		Other
	_	