**A** **BILL**

TO AMEND SECTION 8‑14‑20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REQUIREMENT THAT PUBLIC EMPLOYERS VERIFY THE EMPLOYMENT AUTHORIZATION OF EMPLOYEES, SO AS TO ALLOW THE EMPLOYMENT OF WORKERS WHO POSSESS A VALID UNITED STATES PASSPORT, MILITARY IDENTIFICATION CARD, OR A UNITED STATES MILITARY DEPENDENT IDENTIFICATION CARD; AND TO AMEND SECTION 41‑8‑20, AS AMENDED, RELATING TO SOUTH CAROLINA EMPLOYMENT LICENSES, SO AS TO PROVIDE THAT A UNITED STATES PASSPORT, MILITARY IDENTIFICATION CARD, OR A UNITED STATES MILITARY DEPENDENT IDENTIFICATION CARD MAY BE USED FOR EMPLOYER VERIFICATION PURPOSES.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 8‑14‑20(B)(2) of the 1976 Code, as added by Act 280 of 2008, is amended to read:

“(2) to employ only workers who:

(a) possess a valid South Carolina driver’s license or identification card issued by the South Carolina Department of Motor Vehicles;

(b) are eligible to obtain a South Carolina driver’s license or identification card in that they meet the requirements set forth in Sections 56‑1‑40 through 56‑1‑90; ~~or~~

(c) possess a valid driver’s license or identification card from another state where the license requirements are at least as strict as those in South Carolina, as determined by the Executive Director of the South Carolina Department of Motor Vehicles, or his designee. The Executive Director of the South Carolina Department of Motor Vehicles, or his designee, shall publish on its website a list of states where the license requirements are at least as strict as those in South Carolina; or

(d) possess a valid United States passport, valid United States military identification card, or a valid United States military dependent identification card.”

SECTION 2. Section 41‑8‑20(B)(2) of the 1976 Code is amended to read:

“(2) employ only workers who, at the time of employment:

(a) possess a valid South Carolina driver’s license or identification card issued by the South Carolina Department of Motor Vehicles;

(b) are eligible to obtain a South Carolina driver’s license or identification card in that they meet the requirements set forth in Sections 56‑1‑40 through 56‑1‑90; ~~or~~

(c) possess a valid driver’s license or identification card from another state where the license requirements are at least as strict as those in South Carolina, as determined by the director. The Executive Director of the Department of Motor Vehicles, or his designee, shall determine which states have driver’s license requirements that are at least as strict as those in South Carolina, and shall develop and periodically update a list of the states. The Department of Motor Vehicles shall provide the director with a copy of the list and all updates to the list. The director shall publish the list on the Department of Labor, Licensing and Regulation’s website; or

(d) possess a valid United States passport, valid United States military identification card, or a valid United States military dependent identification card.”

SECTION 3. This act takes effect upon approval by the Governor.

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