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Public Benefit Annual Report 2021

NEBRASKA
DEPARTMENT OF LABOR

dol.nebraska.gov

Equal Opportunity Program/Employer | TDD: 800-833-7352
Auxiliary aids and services are available upon request to individuals with disabilities.



Pete Ricketts, Governor

January 31, 2022

Patrick O'Donnell
Clerk of the Legislature
State Capitol, Room 2018
Lincoln, NE 68509

RE: Public Benefit Annual Report 2021

Dear Mr. O'Donnell:

The Nebraska Department of Labor (NDOL) submits its Public Benefit Annual Report 2021 for the period covering January 1, 2021 – December 31, 2021 regarding implementation and compliance requirements of Neb. Rev. Stat. §§4-108 to 4-113.

NDOL Use of Federal Immigration Verification System as a Public Employer

Seven programs administered by NDOL provide public benefits as defined in Neb Rev. Stat §§4-109. The attached table lists the programs and the type of public benefit provided by each program.

All programs have procedures in place to ensure that applicants for public benefits are required to attest to citizenship or provide evidence of legal working status as part of the public benefit application process. NDOL verifies legal working status of non-citizens through Systematic Alien Verification for Entitlement (SAVE) under an expanded agreement with the United States Department of Homeland Security (Homeland Security) according to Neb Rev. Stat. §§4-108.

Public contracts and agreements include language requiring contractors and consultants and their subcontractors to use a federal immigration verification system to determine the work eligibility status of new employees physically performing services within the State of Nebraska. A federal immigration verification system is defined as the electronic verification of the work authorization program authorized by the Illegal Immigration Reform and Immigrant Responsibility Act of 1996, 8 U.S.C. 1324a, known as the E-Verify program, or an equivalent federal program designated by Homeland Security or other federal agency authorized to verify the work eligibility status of a newly hired employee.

John H. Albin, Commissioner

Department of Labor

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Pete Ricketts, Governor

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NDOL Public Benefit Annual Report 2021
For the Period of January 1, 2021 – December 31, 2021

If the contractor is an individual or sole proprietorship, the following applies:

1. The contractor must complete the United States Citizenship Attestation Form, available on the Department of Administrative Services (DAS) website at <http://das.nebraska.gov/>.
2. If the contractor indicates on such attestation form that he or she is a qualified alien, the contractor agrees to provide the United States Citizenship and Immigration Services documentation required to verify the contractor's lawful presence in the United States, using the SAVE program.
3. The contractor understands and agrees that lawful presence in the United States is required, and the contractor may be disqualified or the contract terminated if such lawful presence cannot be verified as required by Neb. Rev. Stat § 4-108.

Licensing applications received by NDOL programs during the reporting period were verified through the SAVE verification process. Public employee work eligibility verification is administered by DAS Personnel and Employee Relations.

Sincerely,

A handwritten signature in black ink that reads "John H. Albin".

John H. Albin Commissioner of Labor

Attachment

cc: Pete Ricketts, Governor
State Capitol Building, NW

Programs* Providing Public Benefits As Defined in Neb. Rev. Stat. §§4- 109

Program	Type of Benefit	Number of Applicants	Applicants Indicating Non-Citizenship	Applicants Denied Public Benefit for Failure to Establish Lawful Presence
Contractor Registration Act	Contractor Registration	18,319	203	44
Farm Labor	License to engage in business as a farm labor contractor	32	0	0
Private Employment Agency	License to engage in business as a private employment agency	0	0	0
Professional Employer Organizations	Registration/License	175	0	0
Trade Adjustment Assistance (TAA)	Training and support (direct cash payments and reimbursement of costs associated with training tuition)	32	0	0
Unemployment Insurance	Unemployment insurance benefits (direct cash payments)	81,705	3,952	64
Workforce Innovation and Opportunity Act (WIOA) Greater Nebraska Local Area	Training and support (direct cash payments and reimbursement of costs associated with training tuition)	475	5	0