

TITLE 3: HUMAN RESOURCES
DIVISION 4: EMPLOYMENT AND REGISTRATION

§ 4925. Foreign National Worker Status.

(a) The Secretary shall cause to be issued an identification card which shall include the foreign national worker's name, LIDS number, such identifying information as the Secretary shall find necessary, and the expiration date of the card.

(1) If the foreign national worker is admitted for entry, the Commonwealth immigration authority shall cause to be issued an identification card which shall include the foreign national worker's name, employer, job classification, citizenship, expiration date of the identification card, and identification card number. The foreign national worker shall take receipt of the identification card as provided in 3 CMC § 4934. No penalty shall be imposed upon a foreign national worker for failure to comply with 3 CMC § 4931(b) or any other provision of law regarding possession of identification cards until after receipt of the identification card by the foreign national worker.

(2) If the foreign national worker is denied entry, the Commonwealth immigration authority shall state in writing and transmit to the Department and the employer the reasons for denying entry.

(b) Each identification card may be renewed annually until the foreign national worker leaves the Commonwealth.

(c) The Secretary, by regulation, may establish streamlined procedures for renewals, including letter renewal, if there are no changes in the information contained on the initial application.

(d) All fees for the initial application for and annual renewals of identification cards for a foreign national worker shall be the responsibility of and shall be paid, without offset or charge back to the foreign national worker, by the employer or the employer's registered agent.

(e) Umbrella permits issued by the Department continue in full force and effect until revoked. Each holder of an umbrella permit must also hold a current identification card.

Source: PL 15-108, § 4(4925); (e) added and (a)-(d) and the title of this section amended by PL 17-1 § 5(Q)(2)(f) (March 22, 2010).*

Commission Comment: *PL 17-1 (enacted on March 22, 2010) contained the following effective date provision:

Section 12. Effective date. This Act shall take effect upon its approval by the Governor or becoming law without such approval and shall be retroactive to November 28, 2009 except as otherwise specifically provided herein.

For more information regarding Public Law 17-1, see comment to 3 CMC § 4511.