

118TH CONGRESS
2D SESSION

H. R. 7046

To direct the Secretary of Labor to modify the implementation of the adverse effect wage rate for H-2A nonimmigrants.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 2024

Mr. MOOLENAAR (for himself, Mr. HUIZENGA, Mr. NEWHOUSE, Mr. BERGMAN, Mr. WALBERG, Mrs. MCCLAIN, and Mr. LUCAS) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To direct the Secretary of Labor to modify the implementation of the adverse effect wage rate for H-2A nonimmigrants.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Supporting Farm Op-
5 erations Act of 2024”.

6 **SEC. 2. MODIFIED IMPLEMENTATION OF ADVERSE EFFECT**
7 **WAGE RATE FOR H-2A NONIMMIGRANTS.**

8 The Secretary of Labor shall ensure that the adverse
9 effect wage rate required to be paid under section

1 655.1308 of title 20, Code of Federal Regulations, to non-
2 immigrants admitted under section 101(a)(15)(H)(ii)(a)
3 of the Immigration and Nationality Act (8 U.S.C.
4 1101(a)(15)(H)(ii)(a)), that was in effect in a State on
5 December 31, 2023, remains the adverse effect wage rate
6 for such employees in that State through December 31,
7 2025.

8 **SEC. 3. CLARIFICATION OF JOB CLASSIFICATION.**

9 For the purposes of determining the wage required
10 to be paid referred to in section 2, the Secretary of Labor
11 shall utilize a primary duties evaluation for such employ-
12 ees who may be performing more than one duty or task.

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