

AMENDMENT TO DIVISION F OF RULES
COMMITTEE PRINT 116-60
OFFERED BY MR. HASTINGS OF FLORIDA

At the end of the division F (before the short title),
insert the following:

1 SEC. _____. None of the funds made available by
2 this Act may be used to implement the decision of the
3 Board of Alien Labor Certification Appeals of the Depart-
4 ment of Labor in *Double J Harvesting, Inc.*, 2019-TLC-
5 00057 (July 2, 2019) (finding that a farm labor contrac-
6 tor's employees engaged in driving trucks containing crops
7 both in the field and to the packing facility were not per-
8 forming agricultural labor or services for purposes of sec-
9 tion 101(a)(15)(H)(ii)(a) of the Immigration and Nation-
10 ality Act (8 U.S.C. 1101(a)(15)(H)(ii)(a))), any subse-
11 quent judicial or administrative decision affirming the
12 same or similar legal interpretation, any document pro-
13 mulgated by the Secretary of Labor consistent with the
14 same or similar legal interpretation, such as the 2010 H-
15 2A Final Rule Frequently Asked Questions, dated October
16 23, 2019, posted on the website of the Office of Foreign
17 Labor Certification of the Employment and Training Ad-
18 ministration of the Department of Labor, or any decision

1 to deny an application for a labor certification submitted
2 under section 218 of the Immigration and Nationality Act
3 (8 U.S.C. 1188) based on the same or similar legal inter-
4 pretation, until the Secretary of Labor and the Secretary
5 of Agriculture jointly submit a report to Congress on the
6 results of a study assessing the economic and workforce
7 impact of these decisions and interpretations.

