



# FARMWORKER LEGAL SERVICES

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## Potential 2011 H2A Jobs in Michigan

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Several agricultural employers have submitted job orders that may result in them being granted permission to bring foreign “guestworkers” into the U.S. under the federal H2A program. To be approved to use H2A guestworkers, the employers have to show that they have been unsuccessful in locating sufficient numbers of qualified U.S. applicants for the jobs. They must keep the “H2A jobs” open to all qualified U.S. workers through the end of the designated recruitment period.

U.S. citizens and immigrants with work authorization have the right to apply for these jobs. If the employer finds enough qualified U.S. citizens or residents for the jobs, then they will not need to bring guestworkers into the U.S. The employer must provide free housing to any worker who is not from the local area. All jobs listed below offer 40 hours per week, unless otherwise noted.

All eligible workers, including migrant and seasonal farmworkers who apply for these jobs, have the legal right to the same terms and conditions that foreign guestworkers are promised. Until the designated recruitment period ends, employers must accept all referrals of eligible domestic workers referred by the state workforce agency, Michigan Works!

This means that domestic workers in the U.S. should receive the following benefits:

- Hourly wage as noted below in each job order
- Free and licensed housing if the worker does not live within commuting distance
- A guarantee that the employer will comply with all H2A program requirements
- Workers compensation insurance
- The cost of travel from the place of recruitment to the job site, after completing 50% of the contract period
- The cost of travel back home, after completing the contract period
- A record of the amount of work performed and amount paid, including deductions

Farmworker Legal Services will counsel H2A workers about their rights under their contracts, as well as advise U.S. workers who are not given a chance to obtain the H2A jobs that the law permits them to obtain.

Employer	City and County	Positions Available	Type of Work	Period of Employment	Recruitment Period Ends	Hourly Pay	Michigan Job Order Number
Parran's Greenhouse & Farm Market	Ida – Monroe County	4	“Field Laborer”: Plant, cultivate, and harvest vegetables	3/11/2011 to 10/31/2011	<b>July 6, 2011</b>	\$10.62	2983163
Lucas Nursery	South Boardman – Kalkaska County	8	“Farm Laborer”: duties associated with ornamental plant production	3/07/2011 to 11/14/2011	<b>July 11, 2011</b>	\$10.62	2984583
Jim Hoffman's Sons	Petoskey – Emmet County	8	“Nursery Worker”: planting, cultivating, and performing other tasks related to nursery work	3/19/2011 to 11/15/2011	<b>July 17, 2011</b>	\$10.62	2991520
Folger's Orchard & Farm	Rochester – Oakland County	6	“Farmworker”: Tending and harvesting vegetables and flowers in the greenhouse and field	4/08/11 to 10/31/11	<b>July 20, 2011</b>	\$11.00	3001233
Peggy's Gardening Inc.	Petoskey – Emmet County	10	“Nursery Worker”: Plants, cultivates and maintains plants	3/15/2011 to 12/01/2011	<b>July 23, 2011</b>	\$10.62	2989315
Richard Hoffman Landscaping	Petoskey – Emmet County	6	“Nursery Worker”: may operate tractor or other equipment	3/22/2011 to 12/02/2011	<b>July 27, 2011</b>	\$10.62	N/A  (DOL #: 2991756)
Gee Farms	Stockbridge - Ingham County	2	“Farm Machine Operator”: Maintain, repair, and overhaul farm machinery and vehicles	4/12/2011 to 11/15/2011	<b>July 30, 2011</b>	\$11.57	3003495
Litzenburger Landscape	Harbor Springs – Emmet County	28	“Nursery Worker”	3/30/2011 to 11/30/2011	<b>July 30, 2011</b>	\$10.62	2994147
Dutchman Tree Farm aka Northwest Michigan Works	Manton – Missaukee County	40	“Christmas Tree Farmworker”	3/28/2011 to 12/10/2011	<b>August 3, 2011</b>	\$10.62	2994662



Employer (continued)	City and County	Positions Available	Type of Work	Period of Employment	Recruitment Period Ends	Hourly Pay	Michigan Job Order Number
John Hoffman and Sons	Petoskey – Emmet County	11	“Nursery Worker”: planting, cultivating, and performing other tasks related to nursery work	3/28/2011 to 12/09/2011	<b>August 3, 2011</b>	\$10.62	2993964
Oliver Farms	Macomb – Macomb County	5	“Farmworker”: machinery operation; plant, seed, cultivate, harvest, fertilize, and pick produce	5/01/2011 to 11/20/2011	<b>August 11, 2011</b>	\$10.62	3043486
Bluff Gardens	Harbor Springs – Emmet County	6	“Farm worker” – fruits and vegetables; maintenance	4/19/2011 to 12/10/2011	<b>August 14, 2011</b>	\$10.62	3027407
Lynn Mayer’s Great Lakes Glads	Bronson – Branch County	112	“Farmworker / Flowers”	6/20/2011 to 10/15/2011	<b>August 17, 2011</b>	\$10.62	3067073
Kunkel Onion Farms	Eaton Rapids – Eaton County	5	“Farmworker / Onions”: pull weeds, harvest, packing	06/15/2011 to 12/01/2011	<b>September 7, 2011</b>	\$10.62	3060428