



# FARMWORKER LEGAL SERVICES

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## Potential 2012 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
<b>Parran's Berry Farm</b>	Ida – Monroe County	4	“Field Laborer”: Manually plant, cultivate and harvest fruit and vegetables.	3/1/2012 to 10/31/2012	<b>July 1, 2012</b>	\$10.78	3261316
<b>Fogler's Orchard &amp; Farm</b>	Rochester – Oakland County	6	Farmworker: Tending and harvesting vegetables and flowers in the greenhouse and field	3/26/2012 to 10/31/2012	<b>July 13, 2012</b>	\$11.00 (48 hours per week)	3266383
<b>Jim Hoffman's Sons</b>	Petoskey – Emmet County	8	Nursery Worker: planting, cultivating, and performing other tasks related to nursery work	3/15/2012 to 11/15/2012	<b>July 15, 2012</b>	\$10.78	3431138
<b>Northern Nursery</b>	Luce, Bay, Leelanau, and Osceola Counties	4	Nursery worker, tree farm	3/30/2012 to 10/31/2012	<b>July 15, 2012</b>	\$10.78	3374787
<b>Lucas Nursery</b>	South Boardman – Kalkaska County	4	Nursery Worker, including planting, pruning, and operating farm equipment	3/19/2012 to 11/14/2012	<b>July 17, 2012</b>	\$10.78	3431141
<b>Lucas Nursery</b>	Wayne & Washtenaw Counties	8	Nursery Worker: planting, cultivating, harvesting, and transplanting trees, shrubs & plants	3/19/2012 to 11/14/2012	<b>July 17, 2012</b>	\$10.78	3431140



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<b>Employer (continued)</b>	<b>City and County</b>	<b>Positions Available</b>	<b>Type of Work</b>	<b>Period of Employment</b>	<b>Recruitment Period Ends</b>	<b>Hourly Pay</b>	<b>Michigan Job Order Number</b>
<b>Peggy's Gardening Inc.</b>	Petoskey – Emmet County	10	Nursery Worker: Plants, cultivates and maintains plants	3/15/2012 to 12/01/2012	<b>July 23, 2012</b>	\$10.78	3431139
<b>Richard Hoffman Landscaping Inc.</b>	Petoskey – Emmet County	6	Nursery Worker: may operate tractor or other equipment	3/25/2012 to 12/01/2012	<b>July 28, 2012</b>	\$10.78	3365067
<b>Litzenburger Landscape</b>	Harbor Springs – Emmet County	28	Nursery Worker	3/30/2012 to 11/30/2012	<b>July 30, 2012</b>	\$10.78	3431136
<b>Kunkel Onion Farms</b>	Eaton Rapids – Eaton County	6	Farm worker / Onions: pull weeds, harvest, packing	4/1/2012 to 12/01/2012	<b>August 1, 2012</b>	\$10.78	3431143
<b>John Hoffman &amp; Sons Landscaping &amp; Nurseries</b>	Petoskey – Emmet County; also Otsego County	11	Nursery Worker: planting, cultivating, and performing other manual and machine tasks related to nursery work	3/28/2012 to 12/08/2012	<b>August 2, 2012</b>	\$10.78	3431142
<b>Dutchman Tree Farms</b>	Manton – Missaukee County	47	Christmas Tree Farmworker	4/3/2012 to 12/10/2012	<b>August 6, 2012</b>	\$10.78	3431134
<b>Bluff Gardens</b>	Harbor Springs – Emmet County	4	Farm worker – fruits and vegetables; maintenance	4/12/2012 to 12/10/2012	<b>August 10, 2012</b>	\$10.78	3431144
<b>Oliver Farms</b>	Macomb – Macomb County	5	Farm worker: machinery operation; plant, seed, cultivate, harvest, fertilize, and pick produce	5/1/2012 to 11/20/2012	<b>August 10, 2012</b>	\$10.78	3367726
<b>Lynn Mayer's Great Lakes Glads</b>	Bronson – Branch County	92	Harvesting gladiolus, bouquet processing, harvesting sunflowers	6/11/2012 to 10/15/2012	<b>August 13, 2012</b>	\$10.78	3465217
<b>Maroa Farms</b>	Coldwater – Branch County	54	Greenhouse worker: cultivating and harvesting tomatoes	5/14/2012 to 11/23/2012	<b>August 18, 2012</b>	\$10.78 (47.5 hours per week)	3425669
<b>Bill's Farm Market</b>	Petoskey – Emmet County	7	Farm worker on variety of crops: vegetables, Christmas trees	6/6/2012 to 12/1/2012	<b>September 3, 2012</b>	\$10.78	3438827
<b>Dutchman Tree Farms</b>	Manton – Missaukee County	40	Christmas Tree Farmworker	10/1/2012 to 12/10/2012	<b>November 5, 2012</b>	\$10.78	3769505