

119TH CONGRESS  
1ST SESSION

# H. R. 6847

To direct the Secretary of labor to use State occupational employment and wage estimates to calculate the adverse effect wage rate required to be paid to H–2A workers, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 18, 2025

Ms. DE LA CRUZ (for herself and Ms. SALAZAR) introduced the following bill;  
which was referred to the Committee on the Judiciary

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## A BILL

To direct the Secretary of labor to use State occupational employment and wage estimates to calculate the adverse effect wage rate required to be paid to H–2A workers, and for other purposes.

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 “Fair Wages for Farm-  
5       workers Act”.

1 **SEC. 2. USE OF OCCUPATIONAL EMPLOYMENT AND WAGE**  
2 **STATISTICS SURVEY TO CALCULATE THE AD-**  
3 **VERSE EFFECT WAGE RATE.**

4 The Secretary of Labor shall use the State occupa-  
5 tional employment and wage estimates in the Occupational  
6 Employment and Wage Statistics Survey conducted by the  
7 Bureau of Labor Statistics to calculate the adverse effect  
8 wage rate required to be paid under section 655.1308 of  
9 title 20, Code of Federal Regulations, to nonimmigrants  
10 admitted under section 101(a)(15)(H)(ii)(a) of the Immi-  
11 gration and Nationality Act (8 U.S.C.  
12 1101(a)(15)(H)(ii)(a)).

13 **SEC. 3. PROCESSING OF H-2A WORKER PETITIONS.**

14 Section 218(a) of the Immigration and Nationality  
15 Act (8 U.S.C. 1188(a)) is amended—

16 (1) in paragraph (1), by striking “Attorney  
17 General” and inserting “Secretary of Homeland Se-  
18 curity”; and

19 (2) by adding at the end the following:

20 “(3) The Secretary of Homeland Security is au-  
21 thorized to begin processing a petition for the admis-  
22 sion of an alien as an H-2A worker while the Sec-  
23 retary of Labor processes the application for a cer-  
24 tification described in paragraph (1).”.

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