



Petition for Nonimmigrant Worker: H-2A Classification

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-129H2A
OMB No. 1615-xxxx
Expires xx/xx/20xx

For USCIS Use Only	Receipt	Partial Approval (explain)	Action Block
Class: _____ No. of Workers: _____ Job Code: _____ Validity Dates: _____ From: _____ To: _____		<input type="checkbox"/> Classification Approved <input type="checkbox"/> Consulate/POE/PFI Notified At: _____ <input type="checkbox"/> Extension Granted <input type="checkbox"/> COS/Extension Granted	

▶ **START HERE - Type or print in black ink.** Answer all questions fully and accurately. If a question does not apply to you (for example, if you have never been married and the question asks, "Provide the name of your current spouse"), type or print "N/A" unless otherwise directed. If your answer to a question which requires a numeric response is zero or none (for example, "How many children do you have?" or "How many times have you departed the United States?"), type or print "None" unless otherwise directed.

Part 1. Petitioner Information

If you are an individual or sole proprietor filing this petition, complete **Item Numbers 1 - 2**. If you are a company or an organization filing this petition, complete **Item Number 3**. All petitioners should fill out **Item Numbers 4 - 14**, as applicable. (If filing as Joint Employers, including as an association of U.S. agricultural producers, complete these **Item Numbers 4 - 14**, only for the primary petitioner and submit additional information on the **Joint Employer Supplement for Form I-129H2A**.)

1. Legal Name of Petitioning Individual or Sole Proprietor

Family Name (Last Name)	Given Name (First Name)	Middle Name
<input type="text"/>	<input type="text"/>	<input type="text"/>

2. Date of Birth (mm/dd/yyyy)

3. Petitioning Company or Organization Name

4. Trade Name or "Doing Business As" Name

5. USCIS Online Account Number

▶

6. Primary U.S. Office Address of Petitioner

Street Number and Name	Apt. Ste. Flr.	Number
<input type="text"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="text"/>
City or Town	State	ZIP Code (USPS ZIP Code Lookup)
<input type="text"/>	<input type="text"/>	<input type="text"/>



Part 1. Petitioner Information (continued)

7. Is your mailing address different from your Primary U.S. Office Address? Yes No

If you answered "Yes" to **Item Number 7.**, provide your mailing address below.

8. Mailing Address

In Care Of Name

Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code

Province

Postal Code

Country

Petitioner's Contact Information

9. U.S. Daytime Telephone Number

10. U.S. Mobile Telephone Number

11. Email Address

Tax Payer Identification Numbers

Provide the following information, as applicable.

12. Employer Identification Number (EIN)

13. Individual Taxpayer Identification Number (ITIN)

14. U.S. Social Security Number

E-Verify Information

15. Are you a participant in the E-Verify program?

Yes No

If you answered "Yes" to **Item Number 15.**, provide the information requested in **Item Numbers 16. - 17.**

16. Employer's Name as Listed in E-Verify

17. Employer's E-Verify Company Identification Number or an E-verify Client Company Identification Number



Part 2. Information About This Petition

1. Basis for Classification (select **only one** box)

- A. New employment.
- B. Continuation of previously approved employment without change with the same employer.
- C. Change in previously approved employment (provide an explanation in **Part 11. Additional Information**).
- D. New concurrent employment.
- E. Change of employer for a beneficiary already in the requested classification.
- F. Amended petition (provide an explanation in **Part 11. Additional Information**).

2. If you selected **Item F. Amended petition in Item Number 1.**, provide the receipt number of the petition you seek to amend.

▶

3. Requested Action (select **only one** box)

- A. Notify the office in **Part 4.** so that each beneficiary(ies) can apply for and obtain a visa or be admitted, if eligible.
- B. Change the status and extend the stay of each beneficiary because the beneficiary(ies) is/are now in the United States in another status (see the Instructions for limitations). This is available only when you select **Item A. New employment in Item Number 1.** above.
- C. Extend the stay of each beneficiary because the beneficiary(ies) now hold(s) this status.
- D. Amend the stay of each beneficiary because the beneficiary(ies) now hold(s) this status.

4. Total number of workers included in this petition. (See Instructions relating to when more than one worker can be included.)

▶

Part 3. Beneficiary's Information

Indicate the type of beneficiaries you are requesting in this petition, and list the countries of citizenship for these beneficiaries.

1. Type of Beneficiaries Requested (Select **only one** box)

- Named Workers
- Unnamed Workers

2. List the countries of citizenship for the workers you are requesting.

If requesting unnamed workers in **Item Number 1.**, proceed to **Part 4. Processing Information**. However, you must provide the name and all of the information requested below for each H-2A worker who is in the United States or who is not from a country that has been designated as a participating country in accordance with 8 CFR 214.2(h)(5)(i)(F)(1). See www.uscis.gov/h-2a for the list of participating countries. If you are providing information for more than one named beneficiary, complete a separate copy of the **Named Worker Attachment for Form I-129H2A** for each additional beneficiary included in this petition.

3. Is each H-2A worker you plan to hire from a country designated as a participating country in accordance with 8 CFR 214.2(h)(5)(i)(F)(1)? (See www.uscis.gov/h-2a for the list of H-2A participating countries.) Yes No

If you answered "No" to **Item Number 3.**, you must provide the information requested in **Item Number 4.**



Part 3. Beneficiary's Information (continued)

4. List each H-2A worker from a non-participating country. If you need more space, use **Part 11. Additional Information** or attach an additional sheet of paper.

Family Name (Last Name)	Given Name (First Name)	Middle Name

NOTE: If any of the H-2A workers you are requesting are nationals of a country that is not designated as a participating country, you must also provide evidence showing: (1) that workers with the required skills are not available from among United States workers or among countries currently on the eligible countries list; (2) whether the beneficiaries have been admitted previously to the United States in H-2A status; (3) that there is no potential for abuse, fraud, or other harm to the integrity of the H-2A visa programs through the potential admission of the intended workers; and (4) any other factors that may serve the United States' interest.

Information About the Beneficiary

5. Beneficiary's Full Name

Family Name (Last Name)	Given Name (First Name)	Middle Name

6. Provide all other names the beneficiary has used. Include nicknames, aliases, maiden name, and names from all previous marriages.

Family Name (Last Name)	Given Name (First Name)	Middle Name

Other Information

7. Date of Birth (mm/dd/yyyy)	8. Gender	9. U.S. Social Security Number
<input type="text"/>	<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="text"/>
10. Alien Registration Number (A-Number)	11. USCIS Online Account Number	
▶ A- <input type="text"/>	▶ <input type="text"/>	
12. City or Town of Birth	13. Province of Birth	
<input type="text"/>	<input type="text"/>	
14. Country of Birth	15. Country of Citizenship or Nationality	
<input type="text"/>	<input type="text"/>	
16. Beneficiary's Foreign Address		
Street Number and Name	Apt. Ste. Flr.	Number
<input type="text"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="text"/>
City or Town		
<input type="text"/>		
Province	Postal Code	Country
<input type="text"/>	<input type="text"/>	<input type="text"/>



Part 3. Beneficiary's Information (continued)

17. If the beneficiary is in the United States, complete the following:

Date of Last Arrival

(mm/dd/yyyy)

Form I-94 Arrival-Departure Record Number

▶

Passport or Travel Document Number

Date Passport or Travel Document Issued

(mm/dd/yyyy)

Date Passport or Travel Document Expires

(mm/dd/yyyy)

Passport or Travel Document Country of Issuance

Current Nonimmigrant Status

Date Status Expires or Duration of Status (D/S)
(see Form I-94 Arrival/Departure Document)

(mm/dd/yyyy)

Student and Exchange Visitor Information System (SEVIS) Number

Employment Authorization Document (EAD) Number

18. Does the beneficiary have a U.S. residential address? Yes No

If you answered "Yes" to **Item Number 18.**, you must provide the beneficiary's U.S. residential address information in **Item Number 19.**

19. Beneficiary's Current U.S. Residential Address (Do not list a P.O. Box unless the beneficiary resides in the Commonwealth of the Northern Mariana Islands (CNMI).)

Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code

20. Provide the most recent petition/application receipt number for the beneficiary. If none exists, indicate "None."

▶

21. Have you ever filed an immigrant petition for this beneficiary? Yes No

If you answered "Yes" to **Item Number 21.**, identify the classification sought and the receipt number for those petitions in **Part 11. Additional Information.**

22. Have you ever filed a nonimmigrant petition for this beneficiary? Yes No

If you answered "Yes" to **Item Number 22.**, identify the classification sought and the receipt number for those petitions in **Part 11. Additional Information.**

23. Has this beneficiary ever been denied H-2A classification on any prior petition you filed on behalf of this beneficiary? Yes No

If you answered "Yes" to **Item Number 23.**, identify the receipt number for the petition and the date of the decision in **Part 11. Additional Information.**



Part 3. Beneficiary's Information (continued)

24. List the beneficiary's prior periods of stay in H or L classification in the United States for the last three years. Be sure to only list those periods in which the beneficiary was actually in the United States in an H or L classification. Do not include periods in which the beneficiary was in a dependent status, for example, H-4 or L-2 status. If you need more space, use **Part 11. Additional Information** or attach an additional sheet of paper.

NOTE: Submit copies of any available Form I-94, Form I-797, and/or other USCIS issued documents noting these periods of stay in the H or L classification.

Employer's Name	Period of Stay (mm/dd/yyyy)	
	From	To

25. Has this beneficiary experienced an interrupted stay associated with their entry in H or L classification? Yes No
(See the Instructions for more information on interrupted stays.)

If you answered "Yes" to **Item Number 25.**, submit evidence of each entry and each exit as evidence of the interrupted stays.

Part 4. Information About the Beneficiary's Public Benefits

Part 4. only applies to petitions that also seek a change of a beneficiary's status or an extension of a beneficiary's nonimmigrant stay in the United States. If you are filing this petition without a request for the beneficiary's change of status or extension of stay, you may skip **Part 4.**

For the beneficiary named above in **Part 3. Beneficiary's Information**, provide the requested information and submit documentation as outlined in the Instructions. For each additional beneficiary, please respond to the questions in a separate copy of the **Named Worker Attachment for Form I-129H2A.**

1. Has the beneficiary, since obtaining the nonimmigrant status that you seek to extend or that you seek to change on behalf of the beneficiary, received, or is the beneficiary currently certified to receive, the following public benefits? (**select all** that apply).

- Yes, the beneficiary has received or is currently certified to receive the following public benefits: (**select all** that apply)
 - Any Federal, State, local or tribal cash assistance for income maintenance
 - Supplemental Security Income (SSI)
 - Temporary Assistance for Needy Families (TANF)
 - General Assistance (GA)
 - Supplemental Nutrition Assistance Program (SNAP, formerly called "Food Stamps")
 - Section 8 Housing Assistance under the Housing Choice Voucher Program
 - Section 8 Project-Based Rental Assistance (including Moderate Rehabilitation)
 - Public Housing under the Housing Act of 1937, 42 U.S.C. 1437 et seq.
 - Federal-funded Medicaid
- No, the beneficiary has not received any of the above listed public benefits.
- No, the beneficiary is not certified to receive any of the above listed public benefits.



Part 4. Information About the Beneficiary's Public Benefits (continued)

2. If the beneficiary has received or is currently certified to receive any of the above public benefits, provide information about the public benefits below. If you need additional space to complete any **Item Number** in this **Part**, use the space provided in **Part 11. Additional Information**. Submit evidence as outlined in the Instructions.

A.	Type of Public Benefit <input type="text"/>	Agency that Granted the Public Benefit <input type="text"/>
	Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy) <input type="text"/>	
	Date Benefit or Coverage Ended or Expires (mm/dd/yyyy) <input type="text"/>	
B.	Type of Public Benefit <input type="text"/>	Agency that Granted the Public Benefit <input type="text"/>
	Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy) <input type="text"/>	
	Date Benefit or Coverage Ended or Expires (mm/dd/yyyy) <input type="text"/>	
C.	Type of Public Benefit <input type="text"/>	Agency that Granted the Public Benefit <input type="text"/>
	Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy) <input type="text"/>	
	Date Benefit or Coverage Ended or Expires (mm/dd/yyyy) <input type="text"/>	
D.	Type of Public Benefit <input type="text"/>	Agency that Granted the Public Benefit <input type="text"/>
	Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy) <input type="text"/>	
	Date Benefit or Coverage Ended or Expires (mm/dd/yyyy) <input type="text"/>	

3. If you answered "Yes" to **Item Number 1.**, do any of the following apply to the beneficiary? Provide the evidence listed in the Form I-129 Instructions.

- The beneficiary is enlisted in the Armed Forces, or is serving in active duty or in the Ready Reserve Component of the U.S. Armed Forces.
- The beneficiary is the spouse or the child of an individual who is enlisted in the Armed Forces, or who is serving in active duty or in the Ready Reserve Component of the U.S. Armed Forces.
- At the time the beneficiary received the public benefits, the beneficiary (or the beneficiary's spouse or parent) was enlisted in the Armed Forces, or was serving in active duty or in the Ready Reserve Component of the U.S. Armed Forces.
- At the time the beneficiary received the public benefits, the beneficiary was present in the United States in a status exempt from the public charge ground of inadmissibility.
- At the time the beneficiary received the public benefits, the beneficiary was present in the United States after being granted a waiver of the public charge ground of inadmissibility.
- The beneficiary is a child currently residing abroad who entered the United States with a nonimmigrant visa to attend an N-600K, Application for Citizenship and Issuance of Certificate Under INA Section 322 interview.
- None of the above statements apply to the beneficiary.



Part 4. Information About the Beneficiary's Public Benefits (continued)

4. A. Has the beneficiary received, applied for, or has been certified to receive federally-funded Medicaid in connection with any of the following (**select all** that apply): Submit evidence as outlined in the Instructions.
- An emergency medical condition
 - For a service under the Individuals with Disabilities Education Act (IDEA)
 - Other school-based benefits or services available up to the oldest age eligible for secondary education under State law
 - While under the of age 21
 - While pregnant or during the 60-day period following the last day of pregnancy
- B. Provide the applicable dates mm/dd/yyyy to mm/dd/yyyy

Part 5. Processing Information

1. Indicate the U.S. Consulate or U.S. Customs and Border Protection (CBP) inspection facility you would like notified if the petition will be approved with consular notification (for example, you requested consular notification or a requested extension of stay or change of status cannot be granted).
- A. Type of Office (select **only one** box)
- U.S. Consulate CBP Pre-flight Inspection Facility U.S. Port of Entry
- B. City Where Office is Located
- C. U.S. State or Foreign Country
2. Does each beneficiary in this petition have a valid passport? Yes No
If you answered "No" to **Item Number 2.**, provide an explanation in **Part 11. Additional Information.**
3. Are you filing any other petitions with this one? Yes No
If you answered "Yes" to **Item Number 3.**, how many? ▶
4. Have you previously filed any other petitions based on the same temporary labor certification as this petition? Yes No
If you answered "Yes" to **Item Number 4.**, provide the previous receipt number(s). ▶
5. Are you filing any applications for dependents with this petition? Yes No
If you answered "Yes" to **Item Number 5.**, how many? ▶
6. Is any beneficiary in this petition in removal proceedings? Yes No
If you answered "Yes" to **Item Number 6.**, list the beneficiary's(ies) name(s) in **Part 11. Additional Information.**
7. Has any beneficiary in this petition ever been a J-1 exchange visitor or J-2 dependent of a J-1 exchange visitor? Yes No
8. If you answered "Yes" in **Item Number 7.**, provide the dates the beneficiary(ies) maintained status as a J-1 exchange visitor or J-2 dependent. Also, provide evidence of this status by attaching a copy of either a DS-2019, Certificate of Eligibility for Exchange Visitor (J-1) Status, a Form IAP-66, or a copy of the passport that includes the J visa stamp. Additionally, if applicable, provide evidence that the beneficiary(ies) fulfilled the two-year foreign residence requirement or had such residence requirement waived.
-



Part 5. Processing Information (continued)

9. Are you requesting substitution of beneficiaries who were approved and/or admitted based on a prior H-2A petition? Yes No

If you answered "Yes" to **Item Number 9.**, provide an explanation in **Item Number 10.**

10. Explanation

11. Does any beneficiary in this petition have ownership interest in the petitioning organization or any joint employer? Yes No

If you answered "Yes" to **Item Number 11.**, provide an explanation of the beneficiary's(ies)' ownership interests in **Item Number 12.**

12. Explanation

13. Are you or any joint employer currently debarred by the U.S. Department of Labor (DOL)? Yes No

14. Has the temporary labor certification supporting this petition been revoked by DOL? Yes No

15. To the best of your knowledge, have you or any joint employer **ever** received a final order of debarment from DOL in any foreign labor certification program? Yes No

16. If you answered "Yes" to **Item Numbers 13., 14., and/or 15.**, provide an explanation. If you need more space, use **Part 11. Additional Information** or attach an additional sheet of paper.

Part 6. Basic Information About the Proposed Employment and Employer

- | | |
|----------------------|--|
| 1. Job Title | 2. Temporary Labor Certification ETA Case Number |
| <input type="text"/> | <input type="text"/> |

3. Is the employment of a seasonal nature (tied to a certain time of year by an event or pattern and requiring labor levels far above those necessary for ongoing operations)? Yes No

4. Is the employment of a temporary nature (the need will last no longer than one year)? Yes No

5. Explain your temporary need for the workers' services. If the need is of a seasonal nature, you must establish that it is tied to a certain time of year by an event or pattern and requires labor levels far above those necessary for ongoing operations. If the need is of a temporary nature, you must establish that it will last no longer than one year. If you need more space for your explanation, use **Part 11. Additional Information** or attach an additional sheet of paper.



Part 6. Basic Information About the Proposed Employment and Employer (continued)

6. Will the beneficiary(ies) be working at multiple worksites? Yes No

If you answered "Yes" to **Item Number 6.**, you must submit a detailed itinerary with the dates and locations where the services or labor is to be performed.

7. If you answered "No" to **Item Number 6.**, provide the address where the beneficiary(ies) will work, if different from the address in **Part 1.** Provide the name of the person or organization associated with the address, if different from the individual employer, sole proprietor, or company or organization name listed in **Part 1.**

Name of Person or Organization

Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code

8. Will the beneficiary(ies) work for you off-site at another company or organization's location? Yes No

9. Have you or a corporate parent, subsidiary, or affiliate filed an application for permanent labor certification for this same position? Yes No

10. Are you requesting extension of a previously-approved H-2A petition for a period not to exceed two weeks based on emergent circumstances? Yes No

11. If you answered yes to **Item Number 10.**, you must provide an explanation and supporting documentation. If you need more space for your explanation, use **Part 11. Additional Information** or attach an additional sheet of paper.

12. Is this a full-time position? Yes No

13. If you answered "No" to **Item Number 12.**, how many hours per week for the position?

14. Wages (in U.S. dollars): \$ per (Specify hour, week, month, or year)

15. Other Compensation (Explain)

16. Dates of intended employment

From (mm/dd/yyyy) To (mm/dd/yyyy)

17. Type of Business

18. Year Established

19. Current Number of Employees in the United States

20. Gross Annual Income
\$

21. Net Annual Income
\$



Part 7. Petitioner and Employer Obligations

1. Did you or do you plan to use a staffing, recruiting, or similar placement service or agent to locate the H-2A workers that you intend to hire by filing this petition? Yes No

If you answered "Yes" to **Item Number 1.**, provide the name and address of the service or agent used in **Item Numbers 2.** and **3.** If you need to include the name and address of more than one service or agent, use the space provided in **Part 11. Additional Information.**

2. Name of Service or Agent

3. Address of Service or Agent

Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code

Province

Postal Code

Country

4. Did any of the H-2A workers that you are requesting pay you or an agent, a job placement fee or other form of compensation (either direct or indirect) as a condition of the employment, or do they have an agreement to pay you or the service such fees at a later date? Yes No

NOTE: The phrase "fee or other form of compensation" includes, but is not limited to, petition fees, attorney fees, recruitment costs, and any other fees that are a condition of a beneficiary's employment that the employer is prohibited from passing to the H-2A worker under law. This phrase does not include reasonable travel expenses and certain government-mandated fees (such as passport fees) that are not prohibited from being passed to the H-2A worker by statute, regulations, or any laws

5. If you answered "Yes" to **Item Number 4.**, list the types and amounts of fees that the worker(s) paid or have agreed to pay. If you need to include information about more than three fees, use the space provided in **Part 11. Additional Information.**

Type of Fee	Amount
	\$
	\$
	\$

6. If the workers paid any fee or compensation, were they reimbursed? Yes No

If you answered "Yes" to **Item Number 6.**, submit evidence of reimbursement with this petition.

7. If the workers agreed to pay a fee, was that agreement terminated before the workers paid the fee? Yes No

If you answered "Yes" to **Item Number 7.**, submit evidence of termination with this petition.

8. If you answered "Yes" to **Item Number 1.**, have you made inquiries to determine that the recruiter, facilitator, agent or similar employment service that you used or plan to use has not collected, and will not collect, directly or indirectly, any fees or other compensation from the H-2A workers requested in this petition as a condition of the H-2A workers' employment? Yes No

NOTE: If USCIS determines that you knew, or should have known, that the workers requested in connection with this petition paid any fees or other compensation at any time as a condition of employment, your petition may be denied or revoked.

9. Have you ever had an H-2A petition denied or revoked because an employee paid a job placement fee or other similar compensation as a condition of the job offer or employment? Yes No

10. If you answered "Yes" to **Item Number 9.**, when was the petition denied or revoked? (mm/dd/yyyy)

11. Receipt Number of denied or revoked H-2A petition:



Part 7. Petitioner and Employer Obligations (continued)

12. Describe the types and amounts of fees the workers paid or agreed to pay in connection with the denied or revoked petition. If you need to include information about more than three fees, use the space provided in **Part 11. Additional Information**.

Type of Fee	Amount
	\$
	\$
	\$

13. Were the workers reimbursed for such fees and compensation that they paid in connection with the denied or revoked petition? Yes No

If you answered "Yes" to **Item Number 13.**, submit evidence of reimbursement. If you answered "No" to **Item Number 13.** because you were unable to locate the workers, include evidence of your efforts to locate the workers.

14. The H-2A petitioner and each employer consent to allow DHS access to the site where the labor is being performed for the purpose of determining compliance with H-2A requirements. The petitioner further agrees to notify DHS within 2 workdays if:
- A. An H-2A worker fails to report for work within 5 workdays after the employment start date stated on the petition or within 5 workdays of the start date established by the petitioner, whichever is later;
 - B. The agricultural labor or services for which H-2A workers were hired is completed more than 30 days early;
 - C. The H-2A worker absconds from the worksite by failing to report for work for 5 consecutive workdays without the consent of the employer; or
 - D. The H-2A worker is terminated prior to the completion of agricultural labor or services for which he or she was hired.
- Yes No

See www.uscis.gov/h-2a for the appropriate manner of notifying DHS as specified in a notice published in the Federal Register.

NOTE: "Workday" means the period between the time on any particular day when such employee commences his or her principal activity and the time on that day at which he or she ceases such principal activity or activities.

15. The petitioner agrees to retain evidence of such notification and make it available for inspection by DHS officers for a one-year period. Yes No
16. The H-2A petitioner agrees to pay \$10 in liquidated damages for each instance where it cannot demonstrate it is in compliance with the notification requirement. Yes No

Petitioner or Employer's Agreement

The petitioner must complete and sign **Item Number 17**. If the petitioner is the employer's agent, the employer must complete and sign **Item Number 18**. If there are joint employers, they must complete the **Joint Employer Supplement for Form I-129H2A**.

17. Petitioner

By filing this petition, I agree to the conditions of H-2A employment and agree to the notification requirements. I also agree to the liquidated damages requirements defined in 8 CFR 214.2(h)(5)(vi)(B)(3)

Name of Petitioner

Signature of Petitioner

Date (mm/dd/yyyy)



Part 7. Petitioner and Employer Obligations (continued)

18. Employer Who is Not the Petitioner

I certify that I have authorized the party filing this petition to act as my agent in this regard. I assume full responsibility for all representations made by this agent on my behalf and agree to the conditions of H-2A eligibility.

Name of Employer

Signature of Employer

Date (mm/dd/yyyy)

Part 8. Statement, Contact Information, Certification, and Signature of the Petitioner or Authorized Signatory

NOTE: Read the **Penalties** section of the Form I-129H2A Instructions before completing this section.

Petitioner's or Authorized Signatory's Statement

NOTE: Select the box for either **Item A.** or **B.** in **Item Number 1.** If applicable, select the box for **Item Number 2.**

1. Petitioner's or Authorized Signatory's Statement Regarding the Interpreter

- A.** I can read and understand English, and I have read and understand every question and instruction on this petition and my answer to every question.
- B.** The interpreter named in **Part 9.** has read to me every question and instruction on this petition and my answer to every question in , a language in which I am fluent, and I understood all of this information as interpreted.

2. Petitioner's or Authorized Signatory's Statement Regarding the Preparer

- At my request, the preparer named in **Part 10.**, , prepared this petition for me based only upon information I provided or authorized.

Petitioner's or Authorized Signatory's Declaration and Certification

Copies of any documents submitted are exact photocopies of unaltered, original documents, and I understand that, as the petitioner or authorized signatory, I may be required to submit original documents to USCIS at a later date.

I authorize the release of any information contained in this petition, in supporting documents, in my USCIS records, and in the petitioning organization's USCIS records, to USCIS or other entities and persons where necessary to determine eligibility for the immigration benefit sought or where authorized by law. I recognize the authority of USCIS to conduct audits of this petition using publicly available open source information. I also recognize that any supporting evidence submitted in support of this petition may be verified by USCIS through any means determined appropriate by USCIS, including but not limited to, on-site compliance reviews.

If filing this petition on behalf of an organization, I certify that I am authorized to do so by the organization.

I certify that the petitioner and the employer whose offer of employment formed the basis of status (if different from the petitioner) will be jointly and severally liable for the reasonable costs of return transportation of the beneficiary abroad if the beneficiary is dismissed from employment by the employer before the end of the period of authorized stay.

I certify, under penalty of perjury, that all of the information in my petition and any document submitted with it were provided or authorized by me, that I reviewed and understand all of the information contained in, and submitted with, my petition and that all of this information is complete, true, and correct.



Part 8. Statement, Contact Information, Certification, and Signature of the Petitioner or Authorized Signatory (continued)

I certify, under penalty of perjury, that all of the information in my petition and any document submitted with it were provided or authorized by me, that I reviewed and understand all of the information contained in, and submitted with, my petition and that all of this information is complete, true, and correct.

Petitioner's or Authorized Signatory's Signature

3. Petitioner's or Authorized Signatory's Signature Date of Signature (mm/dd/yyyy)

If **Part 8.** is being completed by an Authorized Signatory, provide the name and title of the Authorized Signatory.

Name and Title of Authorized Signatory

4. Family Name (Last Name) Given Name (First Name)
5. Title

Authorized Signatory's Contact Information

6. Daytime Telephone Number 7. Mobile Telephone Number (if any)
8. Email Address (if any)

NOTE TO ALL PETITIONERS AND AUTHORIZED SIGNATORIES: If you do not completely fill out this petition or fail to submit required documents listed in the Instructions, USCIS may deny your petition.

Part 9. Interpreter's Contact Information, Certification, and Signature

Provide the following information about the interpreter.

Interpreter's Full Name

1. Interpreter's Family Name (Last Name) Interpreter's Given Name (First Name)
2. Interpreter's Business or Organization Name (if any)



Part 9. Interpreter's Contact Information, Certification, and Signature (continued)

Interpreter's Mailing Address

3. Street Number and Name Apt. Ste. Fl. Number
City or Town State ZIP Code
Province Postal Code Country

Interpreter's Contact Information

4. Interpreter's Daytime Telephone Number 5. Interpreter's Mobile Telephone Number (if any)
6. Interpreter's Email Address (if any)

Interpreter's Certification

I certify, under penalty of perjury, that:

I am fluent in English and which is the same language specified in **Part 8.**,

Item B. in Item Number 1., and I have read this petitioner or the authorized signatory in the identified language every question and instruction on this petition and his or her answer to every question. The petitioner or authorized signatory informed me that he or she understands every instruction, question, and answer on the petition, including the **Petitioner's or Authorized Signatory's Certification**, and has verified the accuracy of every answer.

Interpreter's Signature

7. Interpreter's Signature Date of Signature (mm/dd/yyyy)

Part 10. Contact Information, Declaration, and Signature of the Person Preparing this Petition, if Other Than the Petitioner or Authorized Signatory

Provide the following information about the preparer.

Preparer's Full Name

1. Preparer's Family Name (Last Name) Preparer's Given Name (First Name)
2. Preparer's Business or Organization Name (if any)



Part 10. Contact Information, Declaration, and Signature of the Person Preparing this Petition, if Other Than the Petitioner or Authorized Signatory (continued)

Preparer's Mailing Address

3. Street Number and Name Apt. Ste. Fl. Number
City or Town State ZIP Code
Province Postal Code Country

Preparer's Contact Information

4. Preparer's Daytime Telephone Number 5. Preparer's Mobile Telephone Number (if any)
6. Preparer's Email Address (if any)

Preparer's Statement

7. A. I am not an attorney or accredited representative but have prepared this petition on behalf of the petitioner and with the petitioner's or authorized signatory's consent.
B. I am an attorney or accredited representative and my representation of the petitioner or authorized signatory in this case extends does not extend beyond the preparation of this petition.

NOTE: If you are an attorney or accredited representative, you may need to submit a completed Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative, with this petition.

Preparer's Certification

By my signature, I certify, under penalty of perjury, that I prepared this petition at the request of the petitioner or authorized signatory. The petitioner or authorized signatory has reviewed this completed petition, including the **Petitioner's or Authorized Signatory's Certification**, and informed me that all of the information in the petition and in the supporting documents is complete, true, and correct.

Preparer's Signature

8. Preparer's Signature Date of Signature (mm/dd/yyyy)



Part 11. Additional Information

If you require more space to provide any additional information within this petition, use the space below. If you require more space than what is provided to complete this petition, you may make a copy of **Part 11.** to complete and file with this petition. In order to assist us in reviewing your response, you must identify the **Number, Part Number, and Item Number** corresponding to the additional information.

1. Individual Petitioner or Company Name (same as Part 1.)

Family Name (Last Name)	Given Name (First Name)	Middle Name
<input type="text"/>	<input type="text"/>	<input type="text"/>

2. A. Page Number **B. Part Number** **C. Item Number**

D.

3. A. Page Number **B. Part Number** **C. Item Number**

D.

4. A. Page Number **B. Part Number** **C. Item Number**

D.

5. A. Page Number **B. Part Number** **C. Item Number**

D.

6. A. Page Number **B. Part Number** **C. Item Number**

D.





Named Worker Attachment for Form I-129H2A

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-129H2A
OMB No. 1615-xxxx
Expires xx/xx/20xx

Attach to Form I-129H2A when more than one person is included in the petition. A single H-2A petition may be filed on behalf of no more than 25 named workers. Therefore, do not include more than 24 Named Worker Attachments with a single I-129H2A petition. Complete a separate copy of this attachment for each additional beneficiary included in this petition. (Do not complete a copy of this Attachment for the beneficiary you already named in **Part 3** of Form I-129H2A.)

Petitioner's Information

Provide the same petitioner name information that was provided in **Part 1** of Form I-129H2A, as applicable.

1. Legal Name of Petitioning Individual or Sole Proprietor

Family Name (Last Name)

Given Name (First Name)

Middle Name

2. Petitioning Company or Organization Name

Beneficiary's Information

3. Beneficiary Full Name

Family Name (Last Name)

Given Name (First Name)

Middle Name

4. Provide all other names the beneficiary has used. Include nicknames, aliases, maiden name, and names from all previous marriages.

Family Name (Last Name)

Given Name (First Name)

Middle Name

Other Information

5. Date of Birth (mm/dd/yyyy)

6. Gender

Male Female

7. U.S. Social Security Number

8. Alien Registration Number (A-Number)

▶ A-

9. USCIS Online Account Number

▶

10. City or Town of Birth

11. Province of Birth

12. Country of Birth

13. Country of Citizenship or Nationality



14. Beneficiary's Foreign Address

Street Number and Name

Apt. Ste. Flr. Number

City or Town

Province

Postal Code

Country

15. If the beneficiary is in the United States, complete the following:

Date of Last Arrival

(mm/dd/yyyy)

Form I-94 Arrival-Departure Record Number

Passport or Travel Document Number

Date Passport or Travel Document Issued

(mm/dd/yyyy)

Date Passport or Travel Document Expires

(mm/dd/yyyy)

Passport or Travel Document Country of Issuance

Current Nonimmigrant Status

Date Status Expires or Duration of Status (D/S)
(see Form I-94 Arrival/Departure Document)

(mm/dd/yyyy)

Student and Exchange Visitor Information System (SEVIS) Number

Employment Authorization Document (EAD) Number

16. Does the beneficiary have a U.S. residential address?

Yes No

If you answered "Yes" to **Item Number 16.**, you must provide the beneficiary's U.S. residential address information in **Item Number 17.**

17. Beneficiary's Current U.S. Residential Address (Do not list a P.O. Box unless the beneficiary resides in the Commonwealth of the Northern Mariana Islands (CNMI).)

Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code

18. Provide the most recent petition/application receipt number for the beneficiary. If none exists, indicate "None."

▶

19. Have you ever filed an immigrant petition for this beneficiary?

Yes No

If you answered "Yes" to **Item Number 19.**, identify the classification sought and the receipt number for those petitions in **Part 11. Additional Information.**

20. Have you ever filed a nonimmigrant petition for this beneficiary?

Yes No

If you answered "Yes" to **Item Number 20.**, identify the classification sought and the receipt number for those petitions in **Part 11. Additional Information.**

21. Has this beneficiary ever been denied H-2A classification on any prior petition you filed on behalf of this beneficiary?

Yes No

If you answered "Yes" to **Item Number 21.**, identify the classification sought and the receipt number for those petitions in **Part 11. Additional Information.**



22. List the beneficiary's prior periods of stay in H or L classification in the United States for the last three years. Be sure to only list those periods in which the beneficiary was physically present in the United States in an H or L classification. Do not include periods in which the beneficiary was in a dependent status, for example, H-4 or L-2 status. If you need more space, use **Part 11. Additional Information** or attach an additional sheet of paper.

NOTE: Submit copies of any available Forms I-94, I-797, and/or other USCIS issued documents noting these periods of stay in the H or L classification.

Employer's Name	Period of Stay (mm/dd/yyyy)	
	From	To

23. Has this beneficiary experienced an interrupted stay associated with their entry in H or L classification? (See form Instructions for more information on interrupted stays.) Yes No

If you answered "Yes" to **Item Number 23.**, submit evidence of each entry and each exit as evidence of the interrupted stays.

Information About the Additional Beneficiary's Public Benefits

Item Numbers 24. - 27.B. only apply to petitions that also seek a change of a beneficiary's status or an extension of a beneficiary's nonimmigrant stay in the United States. If you are filing this petition without a request for the beneficiary's change of status or extension of stay, you may skip **Item Numbers 24. - 27.B.**

24. Has the beneficiary, since obtaining the nonimmigrant status that you seek to extend or that you seek to change on behalf of the beneficiary, received, or is the beneficiary currently certified to receive, any of the following public benefits? (**select all** that apply).

Yes, the beneficiary has received or is currently certified to receive the following public benefits:

- Any Federal, State, local or tribal cash assistance for income maintenance
- Supplemental Security Income (SSI)
- Temporary Assistance for Needy Families (TANF)
- General Assistance (GA)
- Supplemental Nutrition Assistance Program (SNAP, formerly called "Food Stamps")
- Section 8 Housing Assistance under the Housing Choice Voucher Program
- Section 8 Project-Based Rental Assistance (including Moderate Rehabilitation)
- Public Housing under the Housing Act of 1937, 42 U.S.C. 1437 et seq.
- Federal-funded Medicaid

No, the beneficiary has not received any of the above listed public benefits.

No, the beneficiary is not certified to receive any of the above listed public benefits.

25. If the beneficiary has received or is currently certified to receive any of the above public benefits, provide information about the public benefits below. If you need additional space to complete any **Item Number** in this **Part**, use the space provided in **Part 11. Additional Information**. Submit evidence as outlined in the Instructions.

<p>A. Type of Public Benefit</p> <input style="width: 100%;" type="text"/>	<p>Agency that Granted the Public Benefit</p> <input style="width: 100%;" type="text"/>
<p>Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy) <input style="width: 50%;" type="text"/></p>	
<p>Date Benefit or Coverage Ended or Expires (mm/dd/yyyy) <input style="width: 50%;" type="text"/></p>	



B. Type of Public Benefit Agency that Granted the Public Benefit

Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy)

Date Benefit or Coverage Ended or Expires (mm/dd/yyyy)

C. Type of Public Benefit Agency that Granted the Public Benefit

Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy)

Date Benefit or Coverage Ended or Expires (mm/dd/yyyy)

D. Type of Public Benefit Agency that Granted the Public Benefit

Date the Beneficiary Started Receiving the Benefit or if Certified, Date the Beneficiary Will Start Receiving the Benefit (mm/dd/yyyy)

Date Benefit or Coverage Ended or Expires (mm/dd/yyyy)

26. If you answered "Yes" to **Item Number 24.**, do any of the following apply to the beneficiary? Provide the evidence listed in the Form I-129 Instructions.

- The beneficiary is enlisted in the Armed Forces, or is serving in active duty or in the Ready Reserve Component of the U.S. Armed Forces.
- The beneficiary is the spouse or the child of an individual who is enlisted in the Armed Forces, or is serving in active duty or in the Ready Reserve Component of the U.S. Armed Forces.
- At the time the beneficiary received the public benefits, the beneficiary (or the beneficiary's spouse or parent) was enlisted in the Armed Forces, or was serving in active duty or in the Ready Reserve Component of the U.S. Armed Forces.
- At the time the beneficiary received the public benefits, the beneficiary was present in the United States in a status exempt from the public charge ground of inadmissibility.
- At the time the beneficiary received the public benefits, the beneficiary was present in the United States after being granted a waiver of the public charge ground of inadmissibility.
- The beneficiary is a child currently residing abroad who entered the United States with a nonimmigrant visa to attend an N-600K, Application for Citizenship and Issuance of Certificate Under INA Section 322 interview.
- None of the above statements apply to the beneficiary.

27. A. Has the beneficiary received, applied for, or has been certified to receive federally-funded Medicaid in connection with any of the following (**select all** that apply): Submit evidence as outlined in the Instructions.

- An emergency medical condition
- For a service under the Individuals with Disabilities Education Act (IDEA)
- Other school-based benefits or services available up to the oldest age eligible for secondary education under State law
- While under the of age 21
- While pregnant or during the 60-day period following the last day of pregnancy

B. Provide the applicable dates (mm/dd/yyyy) to (mm/dd/yyyy)





Joint Employer Supplement for Form I-129H2A

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-129H2A
OMB No. 1615-xxxx
Expires xx/xx/20xx

If you are an individual joint employer, complete **Item Numbers 1. - 2.** Provide a company or an organization name in **Item Number 3.** All joint employers should fill out **Item Numbers 4. - 16.**

1. Legal Name of Individual Joint Employer

Family Name (Last Name)	Given Name (First Name)	Middle Name
<input type="text"/>	<input type="text"/>	<input type="text"/>

2. Individual Joint Employer's Date of Birth (mm/dd/yyyy)

3. Petitioning Company or Organization Name

4. Mailing Address of Individual, Company or Organization

In Care Of Name

Street Number and Name Apt. Ste. Flr. Number

City or Town State ZIP Code

Province Postal Code Country

5. Contact Information

Daytime Telephone Number Mobile Telephone Number

Email Address

Tax Payer Identification Numbers

Provide the following information, as applicable.

6. Employer Identification Number (EIN)
▶

7. Individual Taxpayer Identification Number (ITIN)
▶

8. U.S. Social Security Number
▶

Other Information

9. Type of Business

10. Year Established

11. Current Number of Employees in the United States ▶



12. Gross Annual Income

\$

13. Net Annual Income

\$

E-Verify Information

14. Are you a participant in the E-Verify program?

Yes No

If you answered "Yes" to **Item Number 14.**, provide the information requested in **Item Numbers 15. - 16.**

15. Employer's Name as Listed in E-Verify

16. Employer's E-Verify Company Identification Number or an E-Verify Client Company Identification Number

Joint Employer's Certification

I agree to the conditions of H-2A eligibility.

Name and Title of Authorized Signatory

17. Family Name (Last Name)

Given Name (First Name)

18. Title

19. Signature of Authorized Signatory

Date of Signature (mm/dd/yyyy)

DRAFT
Not for
Production
09/03/2020

