

Section 2. Complete This Section If Filing for H-2A or H-2B Classification (continued)

Name of Recruiter, Agent, or Facilitator

Family Name (Last Name)

Given Name (First Name)

Middle Name

Name of Recruiting Organization or Similar Employment Service (if applicable)

Address of Agent, Facilitator, Recruiter, or Similar Employment Service

Street Number and Name

Apt. Ste. Flr. Number

City or Town

State

ZIP Code

Prohibited H-2A and H-2B Fees

For **Item Numbers 8. - 13.**, the fees in question include any job placement fee, fee or penalty for breach of contract, or other fee, penalty, or compensation (either direct or indirect), related to the H-2A/H-2B employment. Such prohibited fees may include, but are not limited to withholdings or deductions from a worker's wages. Your responses to these items pertain to anyone associated with the employment or recruitment, including any joint employers. Your responses to these items also pertain to any person or entity to whom you can be considered a successor in interest.

NOTE: It is not prohibited for petitioners (including their employees), employers or any joint employers, agents, attorneys, facilitators, recruiters, or similar employment services from receiving reimbursement from the beneficiary for costs that are the responsibility and primarily for the benefit of the worker, such as government-required passport fees. Furthermore, it is not prohibited for an employer to provide reimbursement for fees or expenses incurred by the worker, where such reimbursement is specifically permitted by, and made in compliance with, statute or regulations.

8. Did any of the H-2A/H-2B workers that you are requesting pay you or your employee(s), or any employer or joint employer, agent, attorney, facilitator, recruiter, or similar employment service, a prohibited fee related to the employment, or do they have an agreement to pay you such fee at a later date? ☐ Yes ☐ No

9. If you answered "Yes" to **Item Number 8.**, list the types and amounts of fees that the worker(s) paid or will pay.

10. If you answered "Yes" to **Item Number 8.**, were the workers, or their designee (as appropriate), reimbursed for any fee paid and was any agreement to pay a fee terminated? ☐ Yes ☐ No

If you answered "Yes" to **Item Number 10.**, submit evidence of full reimbursement of each affected beneficiary, or their designee (as appropriate), and evidence that any agreement has been terminated.

11. If you answered "Yes" to **Item Number 8.**, are you requesting an exception to the mandatory denial or revocation for prohibited fees (see form Instructions for information about exceptions)? ☐ Yes ☐ No

If you answered "Yes" to **Item Number 11.**, submit evidence supporting your request for an exception, as described in the form Instructions.

12. Within the last four years, have you ever had an H-2A or H-2B petition denied or revoked because an employee paid or agreed to pay a fee related to the employment or have you withdrawn an H-2A or H-2B petition after USCIS issued a notice of intent to deny or revoke on such basis? ☐ Yes ☐ No

If you answered "Yes" to **Item Number 12.**, submit a copy of the USCIS notice(s) of denial, revocation, or acknowledgment of your withdrawal.

13. If you answered "Yes" to **Item Number 12.**, were the workers, or their designees (as appropriate), reimbursed for any fees paid and was any agreement to pay a fee terminated? ☐ Yes ☐ No

If you answered "Yes" to **Item Number 13.**, submit evidence of full reimbursement of each affected beneficiary, or their designees (as appropriate), and evidence that any agreement has been terminated.