



March 28, 2023

The Honorable Chuck Schumer  
Majority Leader  
United States Senate  
Washington, DC 20510

The Honorable Mitch McConnell  
Minority Leader  
United States Senate  
Washington, DC 20510

The Honorable Kevin McCarthy  
Speaker  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Hakeem Jeffries  
Minority Leader  
U.S. House of Representatives  
Washington, DC 20515

Dear Majority Leader Schumer, Minority Leader McConnell, Speaker McCarthy, and Minority Leader Jeffries:

On behalf of the undersigned organizations representing a broad spectrum of U.S. agriculture, we urge you to cosponsor and support the House and Senate Congressional Review Act (CRA) resolutions to disapprove of the Department of Labor's (DOL's) new and harmful H-2A regulation, entitled, "Adverse Effect Wage Rate Methodology for the Temporary Employment of H-2A Nonimmigrants in Non-Range Occupations in the United States."

The CRA resolutions will be introduced by Senators Tim Scott (R-SC) and Ted Budd (R-NC) in the Senate and Representative Ralph Norman (R-SC) and House Agriculture Committee Chairman G.T. Thompson (R-PA) in the House. Although the disapproval resolutions have not yet been introduced, the language of these resolutions will be straightforward and are prescribed under CRA procedures.

The DOL's regulation comes at a time when American farmers are reeling due to record high costs of production that have translated into thin and even negative margins, conditions the new regulation will greatly exacerbate. Moreover, the regulation further complicates an already complex program and creates legal uncertainty for farmers who comply with requirements in good faith. The Department of Labor has also managed to develop a regulation that it, too, will have great difficulty administering, making the program even more cumbersome for farmers, many of whom produce perishable goods whose handling cannot wait on a bureaucracy.

As you know, the H-2A program is vitally important to American agriculture. Yet, the regulation promulgated by the DOL will make it much harder for farmers to maintain an adequate workforce given the cost and complexity of the wage construct being proposed, putting U.S. farmers at an even greater disadvantage vis-à-vis foreign producers that have significantly lower environmental and labor standards and also often benefit from the predatory trade

practices of their governments, including high and rising subsidies, tariffs, and non-tariff trade barriers that harm U.S. farmers.

In recent years, U.S. farmers have been faced with a litany of serious challenges, including Chinese tariffs, the pandemic which is still disrupting supply chains and driving up costs, a string of severe natural disasters, and inflation that has fueled sharp increases in costs of production, costs that cannot necessarily be offset by greater returns on crop sales because farmers are price-takers for their crops in the marketplace and so returns are determined by the buyer.

Because of the H-2A program's critical importance to America's farmers, key reforms to the program that would make it work more effectively for farmers on the ground would be very beneficial. Unfortunately, the new regulation would take the program in the opposite direction, harming the farmers who depend on it.

One of the lessons the pandemic reminded us of is the importance of a domestic food supply that ensures our grocery shelves are stocked, that our food is affordable, and that it is safe. Yet, very troublingly, the United States just recently became a net importer of food. Unfortunately, the H-2A regulation promulgated by the DOL ignores the lesson and current conditions in agriculture and, as a result, its new regulation will only serve to increase our reliance on imported food.

Please cosponsor and support the disapproval resolutions.

Thank you for your consideration.

#### AWC Steering Committee

American Farm Bureau Federation  
AmericanHort  
Florida Fruit & Vegetable Association  
International Fresh Produce Association  
National Council of Agricultural Employers  
National Council of Farmer Cooperatives  
National Farmers Union  
National Milk Producers Federation  
National Pork Producers Council  
National Potato Council  
USAFarmers  
U.S. Apple Association  
Western Growers

#### State/Regional/National Organizations

Alabama Nursery and Landscape Association  
Allegheny County Ag Association  
Allegheny County Farm Bureau  
American Cotton Producers

American Honey Producers Association  
American Soybean Association  
American Sugar Alliance  
American Sugar Cane League  
American Sugarbeet Association  
Arizona Farm Bureau Federation  
Arizona Nursery Association  
Arkansas Farm Bureau Federation  
California Apple Commission  
California Association of Winegrape Growers  
California Blueberry Association  
California Blueberry Commission  
California Canning Peach Association  
California Cherry and Industry Association  
California Pear Growers Association  
California Seed Association  
California State Beekeepers Association  
California State Floral Association  
California Strawberry Commission  
California Sweet Potato Council  
Carolinas Cotton Growers Cooperative, Inc.  
Cherry Marketing Institute  
Colorado Fruit and Vegetable Growers Association  
Colorado Nursery & Greenhouse Association  
Colorado Potato Administrative Committee  
Colorado Potato Legislative Association  
Corn Growers Association of North Carolina  
Cotton Warehouse Association of America  
Empire State Potato Growers (ESPG)  
Farm Credit Council  
Federation of Employers and Workers of America  
Florida Citrus Mutual  
Florida Farm Bureau Federation  
Florida Nursery, Growers & Landscape Association  
Florida Strawberry Growers Association  
Florida Tomato Exchange  
Georgia Green Industry Association, Inc.  
Georgia Peach Council  
Georgia Urban Ag Council  
Idaho Apple Commission  
Idaho Dairymen's Association  
Idaho Farm Bureau Federation  
Idaho Grower Shippers Association  
Idaho Hop Growers Association  
Idaho Potato Commission  
Idaho-Oregon Fruit and Vegetable Association

Illinois Farm Bureau  
Illinois Green Industry Association  
Illinois Landscape Contractors Association  
Indiana Farm Bureau  
Kansas Farm Bureau  
Kansas Nursery & Landscape Association  
Kentucky Farm Bureau Federation  
Louisiana Cotton & Grain Association  
Louisiana Farm Bureau Federation  
Louisiana Irrigation Association  
Louisiana Nursery and Landscape Association  
Maine Farm Bureau Association  
Maine Landscape and Nursery Association  
Maine Potato Board  
Malheur County Onion Growers Association  
Maryland Farm Bureau  
Massachusetts Nursery and Landscape Association, Inc.  
Michigan Apple Association  
Michigan Blueberry Growers Association  
Michigan Farm Bureau  
Michigan Greenhouse Growers Council  
Michigan Nursery & Landscape Association  
Michigan Processing Apple Growers  
Michigan Processing Asparagus Growers  
Michigan Vegetable Council  
Minnesota Farm Bureau Federation  
Minnesota Nursery & Landscape Association  
Mississippi Farm Bureau Federation  
Montana Farm Bureau Federation  
National All-Jersey  
National Asparagus Council  
National Christmas Tree Association  
National Cotton Council  
National Cotton Ginners Association  
National Onion Association  
National Peach Council  
National Sorghum Producers  
National Sweet Potato  
National Watermelon Association  
NC Ag Partnership, Inc.  
Nebraska Cooperative Council  
Nebraska Farm Bureau Federation  
New England Apple Council  
New Jersey Farm Bureau  
New Jersey Landscape Contractors Association  
New York Apple Association

New York Apple Growers  
New York Farm Bureau  
New York State Flower Industries  
New York State Horticultural Society  
New York State Vegetable Growers Association  
NM Farm and Livestock Bureau  
North American Blueberry Council  
North Carolina Christmas Tree Association  
North Carolina Egg Association  
North Carolina Farm Bureau  
North Carolina Growers Association  
North Carolina Horse Council  
North Carolina Potato Association  
North Carolina Small Grains Growers Association  
North Carolina Soybean Producers Association  
North Carolina State Grange  
North Carolina Strawberry Association  
North Carolina Sweet Potato Commission  
North Carolina Tomato Growers Association  
North Dakota Grain Growers Association  
Northland Potato Growers Association  
Northwest Horticultural Council  
Ohio Farm Bureau Federation  
Ohio Green Industry Association  
Oklahoma Farm Bureau  
Oklahoma Nursery and Landscape Association  
Olive Growers Council of California  
Oregon Association of Nurseries  
Pacific Seed Association  
Panhandle Peanut Growers Association  
Pennsylvania Cooperative Potato Growers  
Pennsylvania Farm Bureau  
Pennsylvania Landscape & Nursery Association  
Pennsylvania Vegetable Growers Association  
Plant California Alliance  
Potato Growers of Michigan, Inc.  
Snake River Farmers' Association  
Snake River Sugarbeet Growers Association  
Society of American Florists  
South Carolina Farm Bureau Federation  
South Carolina Peach Council  
South East Dairy Farmers Association  
Southeastern Cotton Ginners Association  
Southwest Council of Agribusiness  
Tennessee Farm Bureau Federation  
Tennessee Nursery & Landscape Association, Inc

Texas Corn Producers  
Texas Farm Bureau  
Texas International Produce Association  
Texas Nursery & Landscape Association  
Texas Vegetable Association  
The Consolidated Central Valley Table Grape Pest and Disease Control District  
The Midwest Council on Agriculture  
Tobacco Growers Association of NC  
U.S. Beet Sugar Association  
U.S. Durum Growers Association  
U.S. Tobacco Cooperative Inc.  
United Potato Growers of America  
US Custom Harvesters, Inc.  
US Sweet Potato Council  
USA Rice  
Ventura County Agricultural Association  
Virginia Agribusiness Council  
Virginia Agricultural Growers Association  
Virginia Cattlemen's Association  
Virginia Farm Bureau  
Virginia Nursery & Landscape Association  
Washington Growers League  
Washington State Potato Commission  
Washington State Tree Fruit Association  
Washington Winegrowers Association  
West Virginia Nursery & Landscape Association  
Western Peanut Growers Association  
Wisconsin Landscape Contractors Association  
Wisconsin Potato & Vegetable Growers Association  
Wyoming Farm Bureau Federation  
Yuma Fresh Vegetable Association

Agribusinesses

3J Ranch, LLC  
A & B Costanza Farms LLC  
A. Verdell Olson Ranch  
A. Vern Woolstenhulme  
Aaron Ball Farms, Inc.  
Ag Installers, Inc.  
Ag Valley Cooperative  
Agrico Labor LLC  
Agri-Placement Services, Inc.  
ALCIVIA  
Allen Noble Farms, Inc  
Amcot

Anderson Farms  
Andrew Johnson  
Ann Margaret Pointer  
Arcadia Ag  
Area Custom Farming, LLC  
Aristocrat Farms  
Aycock Legacy Farms, LP  
B&J Lehman Farms Inc  
Bachman Land and Livestock LLC  
Baker Farms  
Baker Ranches, Inc.  
Barrie Farms, LLC  
Bartel Farm  
Bartley Farms  
BCF Farms, Inc.  
Beadz Brothers Farms  
Beard Farms  
Beaverhead 7-Up Ranch, Inc.  
Beckley Harvesting Inc  
Bennett Ag Research Group  
Bergh Farms, LLC  
Berning Farms  
Beutler Farms, LLC.  
Big D Farms, LLC  
Big Grassy Farms, LLC  
Big Sky Seed, LLC  
Bill Geyer  
Bill Jensen & Son, Inc.  
Birch Creek Farm Services Inc  
BKS Farms, LLC  
Blaine Larsen Farms, Inc.  
Blincoe Farms, Inc  
Blue Cascade Orchards Company  
Blustone Vineyards  
Bobrick Custom Hay, Inc  
Bollmeyer Inc  
Bonnie Plants  
Bosen Land & Livestock, LLC  
BR Ricks Farms  
Brandon Bertch Farm and Ranch Inc.  
Brandon Run GP  
Brent Hillman  
Brent Lott Farms, Partnership  
Bret Robins Farms  
Brogan D Farms  
Broken Circle Ranch

Broksle Ranch  
Brown and Brown of MT, Inc.  
Brown Harvesting LLC  
Bruce Bean Farms, INC  
Burmah Triangle, LLC  
Burns Ranch  
Burusco Farms  
Bussa Orchards  
Buyan Ranch, Inc.  
C E Jackson Farms, Inc.  
Calcot  
Carl Ochs LTD  
Carney Farms  
Carolinas Cotton Growers Cooperative  
CC Tree Farms, LLC  
Cedar Family Farms  
Cenarrusa Farms, Inc.  
Central Valley Ag Cooperative  
Challis Creek Cattle Company, LLC  
Checkerboard Cattle Company, LLC  
Christensen Family Farms, LLC  
Cindys Red Wagon  
Circle C Ranch, LLP  
Civano Nursery, Inc.  
CL Hansen Farms, Inc.  
Claar Farms, Inc.  
CLF, Inc.  
Cluck Harvesting  
Co-Alliance Cooperative, Inc  
Cody Bingham Farms, Inc.  
CoMa Farms, LLC  
Cone's Folly Blueberries, Inc.  
Cornie Land and Livestock, Inc.  
Curtis Giles  
CY Ranchs, LLC  
D&B Ag, Inc  
D. Yam Farms, LLC  
Darrow Farms, Inc.  
Dave Ward Farms  
David Allen Primrose  
David Ehlers  
David Hults Farms, LLC  
David Neibaur  
David Patrick Farming, LLC  
Dean Snarr & Son, LLC  
DeBruycker Charolais



Dennis Walen  
Derek Reed Farms, LLC  
Derrick Maier Farms, LLC  
Desert Ridge Farms  
Desert View Ranch, LLC  
Diamond i, Inc.  
Direct Staffing Agency, LLC  
Dixon Land & Cattle, LLC  
DLR Farms LLC  
Double C. Farms, Inc.  
Double D Farms  
Double G, LLC.  
Double S Farms, LLC  
Doug Hartley Farms Inc.  
Driscoll Brothers Partnership  
Dry Creek Farms, LLC  
Dwight R. Bingham  
E&M Farms, Inc  
Eames Acres, Inc.  
Edwards Ranch, LLC  
EME Custom Farming, LLC  
Erickson Grain  
Evan Wood Farms, LLC  
Farmers Cooperative  
Farmers Daughters  
Fellowship Farms, Inc.  
Fessenden Custom Farming  
Fike Farms  
Folsom Cattle Management Services  
Folson Farms  
Foster Farms  
Four B Farms  
Four Leaf Farms, LLC  
Fowers, Inc.  
Fowler Farms  
Fred Hirschy  
Fresh Harvest  
Friske Orchards, Inc  
Frontier Farms  
Frontline Ag Solutions, LLC  
G+ Ranches, Inc.  
Gallagher Vineyard & Winery  
Gavin Orchard  
Gibbs Farms, LLC  
Gibson Family Inc.  
Giem Ranches, Inc.

Gingerich Farms  
Gleue Harvesting LLC  
Golden Plain Farms, Inc.  
Golden Ridge Farms  
Golden Sun Farms  
Grandview Farm Limited Partnership  
Grant 4-D Farms, LLC  
Grant Neibaur & Sons Farms  
GreenStone Farm Credit  
Greg Smith Farms LLC  
H-2 Tax, LLC  
Hamer Farms, LC  
Harbor Hill Fruit Farms  
Hart Cattle & Grain Farm  
Hartung Brothers Inc  
Harvest Moon Inc  
Hawkeye Farms, LLC  
Hawley Land & Livestock  
Hayhook Farms, Inc.  
Heeringa Concrete, LLC  
Helle Livestock  
Heritage Family Farms  
High Desert Turf  
Hillside Ranch  
Hirsch Fruit Farm  
Historic Weston Orchard & Vineyard  
Hoover's Hatchery Co LLC  
Horse Creek Hay & Cattle, LLC  
Hults Farms  
Hunewill Land & Livestock Co., Inc.  
Huntsman Ranch Company  
HW Burns Family, LLC  
Idaho Fresh Farms, LLC  
J & K Farms, Inc.  
J & W Farms LLC  
J and M Farms  
J&H Fleming Farms Inc.  
J&W Walker Farms  
Jack Hirschy Livestock, Inc  
Jacobs Silver K Farms, Inc.  
Jaindl Farms, LLC  
Jason E. Harper  
Jay Ray Sageser Farms  
JDG Farms Inc.  
JEL Trucking LLC  
Jentzsch Kearn Farms

Jeppesen Brothers Ranch  
JK Family Farms, LLC  
Josh Gibbs  
JS Farms Inc  
JTS Inc  
Justin Christensen Farms, LLC  
Justin Price Farms, LLC  
K Farms Inc  
K.W. Huskinson & Sons, Inc.  
Kadmas Farms  
Keeley Farms  
Kenneth E. Jr. & Jacqueline A. Wheeler Farm  
Kevin Huffman Farms LLC  
KG Farms, LLC  
Kim Wahlen Farms, GP  
King Orchards  
Kirk Jacobs Farms  
Kraus Farms, LLC  
KTDC, LTD  
Kuchenbecker Excavating Inc  
Kuehnle Farms LLC  
L1 Cattle, LLC  
Labor Consultants International  
Labor Inbound  
Labor Services International, LLC  
Ladd Wahlen Farms  
Lake Ag, LLC  
Lake Michigan Produce, LLC  
Lawrence & Associates of MN Inc., dba Rocket Turf  
Lazy AS Farms  
LC McIntyre Farms, LLC  
Leitz Farms  
Lemhi Frontier, LLC  
Linse Ranch, LLC  
Little Valley Mutual Irrigation Company  
Littlefield Ranch, LLC  
Lone Wolf Farms  
Louis Scatena Ranch  
Lovell & Cook Ag  
Low Country Labor Company  
LS Carson Mink Ranch, LLC  
Luhrs Certified Seed, LLC  
Lynn Hirschy  
Lynn Whittig  
Malecha Enterprises Inc  
Manzana LLC

Marsh Creek Farms  
Marshall Farms, LLC  
Marvin Altendorf Farm  
másLabor  
Mason Cattle Company, LLC  
Matt Nail Farms, LLC.  
McCoy Family Apiaries LLC  
Meinke Custom Combining LLC  
Melvin Lee Peterson, LLC  
Mercer Ranches  
Metzler Inc  
Michael J. Miller  
Mid-Kansas Cooperative  
Mike Lewis  
Milton McKee  
Mitch Neibaur Farms  
Mix Miller Farms, LLP.  
Moiese Valley Ranch, LLC  
Monica Ware  
Monson Fruit Co., LLC  
Morgan Meyers  
Moyer's Hatchery LLC  
N & M Farms  
Neil Hoffmann Harvesting  
Nelson Angus Ranch, LLC  
Neumiller Farms Inc  
Never Sweat Ranch  
Noo Sun Dairy, LLC  
NorVue Farms  
Oak Hill Farms  
Otto Ag Investments LLC  
Owyhee Rangeland Management, LLC  
Pahl Farms, LLC  
Park Ranch, LLC  
Park River Split Ranch, LLC  
Parker Trucking & Harvesting  
Peak Season Labor, Inc  
Penfold Farms  
Peters Family Farms, GP  
Peterson Farms  
PGC Farms  
Picabo Livestock Company, Inc.  
Plains Cotton Cooperative Association  
Plains Cotton Growers, Inc.  
Polatis Brothers Farms  
Pratt Creek Ranch

Precision Pumping LLC  
Preston L. Koehn  
Quality Ag Services  
Quality Nutrient Spreading  
Quality Pak Farms, LLC  
Quick Farms  
R & D Gould Farms, LLC  
R&R Farms LLC  
R.B. Family Farms  
Raile Farms  
Ralph Johnson Farm Partnership  
Rebish/Konen Livestock  
Red Hen Turf Farm  
Reynolds Brothers, LLP  
Reynolds Farms, Inc.  
Reynolds Livestock  
RGB Farms, LLC  
Rinkes Custom LLC  
Rives Ranches, LLC  
RL Brown Farms, LLC  
Robben Ranch  
Robert J. Meyers Farms, Inc.  
Robertson Spraying LLC  
Robison Farms, Inc.  
Rod Rohde Custom Farming LLC  
Rodney Hansen AG, LLC.  
Rogers' Ranch, LLC  
Ronald Esplin Farms, LP  
Roossinck Orchards, Inc.  
Roost Potato Co., Inc.  
Roth Farms, General Partnership  
Rounds Farms  
Ruby Valley Pressure Wood Treatment and Post Co.  
Ruth Farms LLC  
Ryan Farms Partnership  
Ryan Johnson Farms, LLC.  
Sabala Farms, Inc.  
Salmon Falls Land & Livestock Co.  
Samantha Anderson  
Sandy Bay Mink Ranch LLC  
Sandy Bay Pet Food LLC  
Santa Margarita Ranch, LLC  
Santa Rosa Spring Ranch, L.P.  
Schaeffer Farms, GP  
Schilling Family Farms  
Schultz Fruitridge Farms

Searle Land and Cattle, LLC  
Shamrock Ranch, LLC  
Shaw Land and Livestock  
Shawn Wentzel DBA Alaska Ranch and DBA Spring Creek Seeds  
Shoesole Farms, Inc  
Shuter Sunset Farms Inc  
Silver Oak Farms  
Simmons Farms Partnership LLC  
Skyline Agricultural Services, Inc.  
Smith Cattle LLC  
Snake River Daires, LLC  
Southern Impact  
Southside Farming, LLC  
Specialty Crop Farm Labor Contractors, LLC  
Spring Valley Associates, LLC  
Stanley Isaac  
Staplcotn  
Stastny Canyon View Farms, Inc.  
Stecklein Farms  
Steiner Farms LLC  
Strickland Farms  
Sunrise Organic Dairy, LLC  
Sunsweet Growers Inc.  
SVF, Inc.  
T L K Farms, Inc.  
T&C Schlenner LLC  
Taylor Smith Farms, LLC  
Tellys Greenhouse  
Templeton Family Farms  
Terry Johnson  
Teton Trees  
The Turf Corporation  
Third Day Orchard Company, LLC  
Thomas Tilleman  
Thompson Farms  
Thompson Seed Potato, LLC  
Thouvenel Harvesting  
Titan Farms  
Titmus Family Farms, LLC  
Travis Christensen Farms, LLC  
TRC Farms  
TriAg GP  
Triple B Farms, LLC  
Twin Bee Orchards LLC  
Uffelman Farms, Inc.  
US-2 Farms, LLC

Val Wahlen Farms  
Vandervegt Dairy, LLC  
Vanisko Ranches  
Vernon H. Pecht  
Vista Orchards LLC  
W R Cleverly  
wafila  
Walters & Walters, a Joint Venture  
Walters Osgood Farms, LLC  
Wayne Tinkler  
Wes Beutler  
Western Farms, Inc.  
Westside General Partnership  
Westview Orchards and Winery  
Will Rowe Farm  
Willbrandt Enterprises Inc.  
William T. Sherbine  
Windy Ridge Orchards LLC  
Witt's End Farms  
Wittenbach Orchards, LLC  
Wolfe Brothers, Inc.  
Wood Family Farms  
Wood Family Partnership  
Wooden Shoe Farms, LLC  
WTR Martin Farms Partnership  
Young's Riverfront Ranch, LP  
Zach Beaudry Farm  
Zito Farms, LLC

cc: U.S. Senate

cc: U.S. House of Representatives