

117TH CONGRESS
1ST SESSION

S. 3134

To maintain 2021 H-2A adverse effect wage rates for calendar year 2022 to stabilize United States food prices.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2021

Mr. TILLIS (for himself, Mr. BOOZMAN, Mr. CORNYN, and Mr. GRAHAM) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To maintain 2021 H-2A adverse effect wage rates for calendar year 2022 to stabilize United States food prices.

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 “Keep Food Local and
5 Affordable Act of 2021”.

6 **SEC. 2. STAY OF ADVERSE EFFECT WAGE RATE INCREASES.**

7 (a) PROHIBITION OF MODIFICATION.—The adverse
8 effect wage rate required to be paid under section
9 655.1308 of title 20, Code of Federal Regulations, to non-
10 immigrants admitted under 101(a)(15)(H)(ii)(a) of the

1 Immigration and Nationality Act (8 U.S.C.
2 1101(a)(15)(H)(ii)(a)), as in effect on October 1, 2021,
3 shall remain the adverse effect wage rate for such employ-
4 ees through December 31, 2022, in any State—

5 (1) that had an unemployment rate of not more
6 than 5 percent, according to the Bureau of Labor
7 Statistics' August 2021 report; or

8 (2)(A) in which the Food Price Index, accord-
9 ing to the relevant Bureau of Labor Statistics' Con-
10 sumer Price Index reports, increased by more than
11 3 percent between December 2020 and September
12 2021; and

13 (B) whose governor submits a request to the
14 Secretary of Labor not later than December 15,
15 2021, to freeze such adverse effect wage rate with
16 respect to such employees.

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