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(Original Signature of Member)

119TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To provide eligibility for certain aliens performing agricultural labor or services to apply for agricultural worker nonimmigrant status, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Mr. VAN ORDEN introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To provide eligibility for certain aliens performing agricultural labor or services to apply for agricultural worker nonimmigrant status, 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 “Agriculture Workforce  
5       Reform Act of 2025”.

1 **SEC. 2. ELIGIBILITY FOR CERTAIN ALIENS PERFORMING**  
2 **AGRICULTURAL LABOR OR SERVICES TO**  
3 **APPLY FOR AGRICULTURAL WORKER NON-**  
4 **IMMIGRANT STATUS.**

5 (a) INADMISSIBILITY.—During the covered period,  
6 grounds of inadmissibility under subsection (a)(6), (7),  
7 and (9) of section 212 of the Immigration and Nationality  
8 Act is (8 U.S.C. 1182) shall not apply to a covered alien  
9 who—

10 (1)(A) departs from the United States; or

11 (B) was removed from the United States prior  
12 to the date of enactment of this Act under a ground  
13 described in subsection (b); and

14 (2) is seeking admission to the United States  
15 under this section as a nonimmigrant to perform ag-  
16 ricultural labor or services described in such a sec-  
17 tion 101(a)(15)(H)(ii)(a) (whether or not of a tem-  
18 porary or seasonal nature), after the date that is 30  
19 days after such departure or removal.

20 (b) REMOVABILITY.—During the covered period, the  
21 grounds of removability under paragraph (1)(A), (B), or  
22 (C), or paragraph (3) of section 237(a) of the Immigration  
23 and Nationality Act (8 U.S.C. 1227) shall not apply to  
24 a covered alien.

25 (c) FEE.—An alien seeking admission to the United  
26 States under this section, and an employer petitioning for

1 such alien's admission to the United States, shall each pay  
2 a fee in an amount determined appropriate by the Sec-  
3 retary of Labor, but not less than \$2,500.

4 (d) IMMUNITY FROM PROSECUTION.—

5 (1) EMPLOYERS.—An employer of a covered  
6 alien shall be immune from prosecution under sec-  
7 tion 274A of the Immigration and Nationality Act  
8 (8 U.S.C. 1324A) with respect to the employment of  
9 such alien.

10 (2) COVERED ALIENS.—A covered alien shall be  
11 immune from prosecution under sections 275 and  
12 276 of the Immigration and Nationality Act (8  
13 U.S.C. 1325, 1326) for any conduct prior to the  
14 date on which the alien seeks admission to the  
15 United States under subsection (a)(2).

16 (e) PERIOD OF ADMISSION.—The period of author-  
17 ized admission for an alien admitted under this section  
18 shall not exceed 3 years, and may be renewed for addi-  
19 tional 3-year periods.

20 (f) DEFINITIONS.—In this Act:

21 (1) The term “covered period” means the pe-  
22 riod beginning on the date of enactment of this Act,  
23 and ending on the date that is 3 years after the date  
24 of enactment of this Act.

1           (2) The term “covered alien” means an alien  
2       who—

3                   (A) during the period beginning on Janu-  
4       ary 1, 2021, and ending on the date of the  
5       alien’s departure or removal from the United  
6       States, performed agricultural labor or services  
7       described in such a section 101(a)(15)(H)(ii)(a)  
8       in the United States for a total of not less than  
9       2 years, whether or not the alien was lawfully  
10      present in the United States during such pe-  
11      riod; and

12                  (B) while present in the United States, did  
13      not unlawfully receive a Federal public benefit  
14      (as such term is defined in section 401(c) of the  
15      Personal Responsibility and Work Opportunity  
16      Reconciliation Act of 1996 (8 U.S.C. 1611(c)))  
17      or a State or local public benefit (as such term  
18      is defined in section 411(c) of the Personal Re-  
19      sponsibility and Work Opportunity Reconcili-  
20      ation Act of 1996 (8 U.S.C. 1621(c))).