

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To require H-1B petitioners to conduct a good faith recruitment of United States workers in accordance with industry standards.

**IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.**

**S. 744**

To provide for comprehensive immigration reform and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. HATCH

Viz:

1       Beginning on page 700, strike line 18 and all that  
2 follows through page 701, line 14, and insert the following:

3           (2) RECRUITMENT.—Section 212(n)(1)(G) (8  
4       U.S.C. 1182(n)(1)(G)) is amended to read as fol-  
5       lows:

6           “(G) An employer, prior to filing the applica-  
7       tion—

8           “(i) has taken good faith steps to recruit  
9       United States workers for the occupational clas-  
10      sification for which the nonimmigrant or non-  
11      immigrants is or are sought, using procedures

1           that meet industry-wide standards and offering  
2           compensation that is at least as great as that  
3           required to be offered to H-1B nonimmigrants  
4           under subparagraph (A);

5           “(ii) has advertised the job on an Internet  
6           website maintained by the Secretary of Labor  
7           for the purpose of such advertising; and

8           “(iii) if the employer is an H-1B-depend-  
9           ent employer, has offered the job to any United  
10          States worker who applies and is equally or bet-  
11          ter qualified for the job for which the non-  
12          immigrant or nonimmigrants is or are sought.”.