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Subject: NPRM Feedback: OMB Control Number 1205-0509
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Responding to the following statement in the NPRM: "The proposed *Appendix A* would require an employer to use a standard format to disclose multiple worksites and, if applicable, multiple wage offers for the job opportunity within an area of intended employment."

This requirement seems to put unnecessary burden on the employer that is unable to secure its contracts, and thus worksite locations, within an AIE prior to the submission of the ETA Form 9142. It is not common practice for H-2B employers, for example in the landscape industry, and their non-H-2B counterparts to offer varying wages based on worksite location within an AIE.

In some industries, such as the construction industry, government scale wages may be offered for projects acquired post certification. In this instance, for where an employer anticipates offering wages higher than the advertised wage rate or range of wages, an employer should be held responsible for reapplying for labor certification and retesting the labor market based on the higher wages if it were to employ H-2B workers on that particular contract.

Also, could you please send me a copy of the ICR.

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