

Ohio Department of Job and Family Services
FOREIGN LABOR CERTIFICATION REQUEST FOR H-2B JOB ORDER

This job order request is being placed in connection with a future application for H-2B workers

Email all pages of this form to FLC@jfs.ohio.gov

The ETA Form 9142B must be filed with the Chicago National Processing Center at the same time you submit this request form to Ohio Foreign Labor Certification.

This is an offer of full-time (at least 35 hours per week), temporary employment.

1 EMPLOYER INFORMATION

a Business Name Cactus Jack Landscaping, Inc.	b FEIN [REDACTED]	c Employer's E-mail cactusjack@cactusjacklandscaping.com
c Business Physical Address (Street Address, City, State, Zip Code, County)		
3001 W. 121st Street	Cleveland	OH 44111 Cuyahoga

2 JOB ORDER REFERRAL INFORMATION see job order attachment

a Phone [REDACTED]	b Fax (440) 353-0439	c E-mail Address [REDACTED]
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3 JOB OPPORTUNITY INFORMATION

a Job Opportunity Title Landscape Laborer	b # Openings 3	c Employment Begin Date 4 1 21	d Employment End Date 12 20 21
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e Duties To Be Performed For This Position (Assurances are to be placed in Section 7)

Landscape Laborer. 3 temporary/full-time positions with Cactus Jack Landscaping, Inc. from 4/1/2021 - 12/20/2021. Landscape or maintain grounds of property using hand or power tools or equipment. Workers typically perform a variety of tasks, which may include any combination of the following: sod laying, mowing, trimming, planting, watering, fertilizing, digging, mulching, weeding, pruning, gardening, edging, raking, leaf removal, debris cleanup and installation of mortarless segmental concrete masonry wall units/similar. Load/Unload trucks with equipment/materials for landscape/hardscape features. Entry level; requires supervision. Must lift/carry 50 lbs., when necessary. Valid driver's license not required for position, however, a motor vehicle check will be required for foreign and domestic workers who voluntarily drive company vehicles. On-the-job training will be provided to the worker. The standard work schedule is from 7:30 AM until 4:15 PM, Monday through Friday. Saturday and Sunday work required, when necessary. Employer will offer 40 hours per week. Employer may offer more than the stated work hours, depending on weather, business needs, and other conditions. Extreme heat, cold, rain, or drought may affect exact working hours.

f Special Requirements (Check all that apply)

- | | |
|--|--|
| <input type="checkbox"/> Criminal Background Check | <input type="checkbox"/> Extensive Push / Pull |
| <input type="checkbox"/> Post-hire | <input type="checkbox"/> Extensive Sitting |
| <input type="checkbox"/> Pre-employment | <input checked="" type="checkbox"/> Extensive Walking |
| <input type="checkbox"/> Drug Screen | <input checked="" type="checkbox"/> Exposure to Extreme Temperatures |
| <input type="checkbox"/> Pre-employment | <input checked="" type="checkbox"/> Frequent Stoopng |
| <input type="checkbox"/> Upon Suspicion | <input checked="" type="checkbox"/> Repetitive Movements |
| <input type="checkbox"/> Upon Accident / Incident | |
| <input type="checkbox"/> Other (Please Explain) [REDACTED] | |

g Lifting/Carrying Requirement <input type="checkbox"/> None # 50 pounds	h Minimum Education Required No Education Required	i Minimum Months of Experience None
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j Equipment Certifications and / or Licenses Required
 None Required (Please List) _____

k Driver License Required
 None Class D CDL Class / Endorsement None

l Employer Provides On-the-Job Training
 No Yes Explain: On-the-job training will be provided to the worker.

m Work Days Per Week
 Sun Mon Tue Wed Thurs Fri Sat

n Total Regular Weekly Hours
40

o Normal Shift Hours
From 7:30 AM To 4:15 PM
 AM PM

p Possible Hours to be Worked Over 40
overtime hours vary

4 WORKSITE LOCATION(S) Place multiple worksite counties in Item b.

a Worksite 1 (Street Address, City, State, Zip Code, County)
3001 West 121st St
Cleveland OH 44111 Cuyahoga

b Multiple Worksite Counties
multiple worksites within Cuyahoga and Lorain counties.

5 WAGE INFORMATION

a Prevailing Wage Amount \$ 16.35
b Wage Offer \$ 16.35
c Wage Range (if applicable) \$ _____
d Overtime Wage \$ 24.53

e Frequency of Pay
 Weekly Every 2 weeks Other (Explain) _____

6 PAYROLL DEDUCTIONS

Deductions required by law Elective Deductions Deduction Amount \$ _____ per pay
List and explain elective deductions below
See Job Order Attachment

7 ASSURANCES

Board/Lodging or Other Facilities *The language depends greatly on the unique circumstances of the employer's job opportunity, housing arrangements, and/or business operations*

If needed, employer will assist in arranging optional worker-paid lodging for hired foreign and non-local U.S. workers. Employer will deduct for the reasonable fair market value cost of rent and utilities based on number of occupants for workers who voluntarily elect to live in employer-offered housing.

If lodging is primarily for the employer's benefit and convenience (e.g. the employer requires a mobile workforce:
The employer will pay the cost of lodging to the extent such costs would reduce pay below the offered wage rate for the area of intended employment.

OR

If lodging is not primarily for the employer's benefit and convenience:
Shared lodging is available in employer-owned housing at \$ _____ per pay period

Daily Transportation (Optional)

Employer will offer daily transportation to and from the worksite from a centralized designated pick-up place at no cost to workers. Use of this transportation is voluntary. Employer provides incidental transport between job sites.

Workers are responsible for daily transportation to and from the designated pick-up location. Employer will then provide each work crew with daily transportation among the worksite locations.

First Work Week Reimbursement see Job Order attachment	<input checked="" type="checkbox"/> Workers will be reimbursed in the first workweek for all visas, visa processing, border crossing, and other related fees, including those mandated by the government (except passport fees).
Inbound / Outbound Transportation and Subsistence see Job Order attachment	<p>If the worker completes 50% of the work contract period, the employer will</p> <input type="checkbox"/> Option A: arrange and pay directly for transportation and subsistence <input checked="" type="checkbox"/> Option B: reimburse the worker for transportation and Subsistence <input type="checkbox"/> Option C: provide advance payment for transportation and Subsistence from the place of recruitment to the place of work. Upon completion of the work contract or where the worker is dismissed earlier, the employer will provide or pay for the worker's reasonable costs of return transportation and subsistence back home or to the place the worker originally departed to work, except where the worker will not return due to subsequent employment with another employer or where the employer has appropriately reported a worker's voluntary abandonment of employment. The amount of transportation payment or reimbursement will be equal to the most economical and reasonable common carrier for the distances involved. Daily meals will be provided at a rate of at least \$12.68 per day during travel to a maximum of \$55 per day with receipts.
Provision of Tools, Supplies, and Equipment see Job Order attachment	<input checked="" type="checkbox"/> The employer will provide workers at no charge all tools, supplies, and equipment required to perform the job.
Three-Fourths Guarantee (Optional) see Job Order attachment	<input type="checkbox"/> The employer guarantees to offer work for hours equal to at least three-fourths of the workdays in each 6 week period of the total employment period. <p style="text-align: center;">OR</p> <input checked="" type="checkbox"/> The employer guarantees to offer work for hours equal to at least three-fourths of the workdays in each 12-week period of the total employment period.
Single Workweek for Pay	<input checked="" type="checkbox"/> The employer will use a single workweek as its standard for computing wages due.
SWA Contact Information	<input checked="" type="checkbox"/> The employer agrees that applications and/or resumes and referrals for qualified applicants will be forwarded by the OhioMeansJobs Center for interviewing.

Add Attachments

**Ohio Department of Job and Family Services
Foreign Labor Certification**

Request for H-2B Job Order

ATTACHMENT FOR Cactus Jack Landscaping, Inc.

2. JOB ORDER REFERRAL INFORMATION – continued

State Workforce Agencies (SWAs) may only refer for employment individuals who have been apprised of all the material terms and conditions of employment and who are qualified and will be available for employment. The actual employment offer is at the sole discretion of the employer. Referrals will be accepted from the SWAs, directly from applicants, or from other sources. Applicants must possess documentation required to enable the employer to comply with the employment verification requirements of IRCA.

To apply, fax resume to Cactus Jack Landscaping, Inc. at (440) 353-0439, email FLC@jfs.ohio.gov or contact nearest OhioMeansJobs Center..

5. WAGE INFORMATION – continued

Raises and/or bonuses may be offered to any worker in the specified occupation, at the company's sole discretion, based on individual factors including work performance, skill, and tenure. Workers are paid by check on Friday.

6. PAYROLL DEDUCTIONS – continued

Employer makes all payroll deductions required by law. Employer does not envision other workforce-wide payroll deductions. Voluntary deductions must be pre-authorized in writing and may include the following: Employer will deduct for the reasonable fair market value cost of rent and utilities based on number of occupants for workers who voluntarily elect to live in employer-offered housing. The employer offers optional employee retirement plans to its workers; participation in any such plan is voluntary.

7. ASSURANCES – continued

Employer pays in advance or reimburses workers in the first workweek for all government-mandated and visa-related fees (excluding passport fees). For non-local workers (i.e., residing outside normal commuting distance), employer reimburses inbound travel costs no later than upon completion of the first half of the contract (the 50 percent point). Inbound travel includes transportation costs from worker's permanent residence or place of recruitment to the place of employment, a daily subsistence for meals, and reasonable lodging costs, if applicable. Subsistence reimbursements based on rates specified in the Federal Register (currently \$12.68 per day minimum, or \$55.00 per day maximum for workers with acceptable receipts). Transportation reimbursements based on worker's actual cost, not to exceed the most economical common carrier transportation costs for distances involved. Employer provides or pays outbound travel costs to same workers upon completion of the contract period or early dismissal, except where the worker has subsequent employment.

Employer guarantees to offer hours equal to at least three-fourths of the workdays in each 12-week period of the total contract period, beginning with the first workday after the worker arrives at the place of employment and ending on the contract end date or any extension thereof. Employer may count all hours worked, as well as any hours offered within

the standard work schedule that a worker chooses to not work, up to the maximum number of daily hours on the job order.

Workers who voluntarily abandon employment are not entitled to payment for outbound travel costs or the full three-fourths period guarantee described above.

Employer will provide without charge company-specific uniform and all tools, supplies and equipment necessary to perform duties assigned.