

[20 CFR 655.1311](#)

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Code of Federal Regulations > TITLE 20 -- EMPLOYEES' BENEFITS > CHAPTER V -- EMPLOYMENT AND TRAINING ADMINISTRATION, DEPARTMENT OF LABOR > PART 655-- TEMPORARY EMPLOYMENT OF FOREIGN WORKERS IN THE UNITED STATES > SUBPART N -- LABOR CERTIFICATION PROCESS FOR TEMPORARY AGRICULTURAL EMPLOYMENT IN THE UNITED STATES (H-2A WORKERS) [SUBPART N IS SUSPENDED. SEE 74 FR 25972, 25985, MAY 29, 2009.]

§ 655.1311 Required departure. [This section is suspended. See 74 FR 25972, 25985, May 29, 2009.]

[PUBLISHER'S NOTE: [74 FR 25972, 25985](#), May 29, 2009, suspended this section, effective June 29, 2009.]

(a)Limit to worker's stay. As defined further in DHS regulations, a temporary labor certification limits the authorized period of stay for an H-2A worker. See [8 CFR 214.2\(h\)](#). A foreign worker may not remain beyond his or her authorized period of stay, as established by DHS, which is based upon the validity period of the labor certification under which the H-2A worker is employed, nor beyond separation from employment prior to completion of the H-2A contract, absent an extension or change of such worker's status under DHS regulations.

(b)Notice to worker. Upon establishment of a program by DHS for registration of departure, an employer must notify any H-2A worker that when the worker departs the U.S. by land at the conclusion of employment as provided in paragraph (a) of this section, the worker must register such departure at the place and in the manner prescribed by DHS.

History

[\[52 FR 20507](#), June 1, 1987; [71 FR 35511, 35521, 35522](#), June 21, 2006; [73 FR 77110, 77207](#), Dec. 18, 2008; redesignated and suspended at [74 FR 25972, 25985](#), May 29, 2009]

Annotations

Notes

[EFFECTIVE DATE NOTE:

[74 FR 25972, 25985](#), May 29, 2009, redesignated Subpart B as Subpart N, and suspended Subpart N, effective June 29, 2009.]

Research References & Practice Aids

[CROSS REFERENCE:

This section was formerly § 655.111.]

NOTES APPLICABLE TO ENTIRE TITLE:

EDITORIAL NOTE: Other regulations issued by the Department of Labor appear in 20 CFR chapters IV, V, VI, VII and IX, 29 CFR subtitle A and chapters II, IV, V, XVII and XXV, 30 CFR chapter I, 41 CFR chapters 50, 60, and 61, and 48 CFR chapter 29.

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