

- (VIII) A POULTRY FARM;
- (IX) A RANCH;
- (X) A RANGE;
- (XI) A STOCK FARM; AND
- (XII) A TRUCK FARM.

(4) "CREW LEADER" MEANS AN INDIVIDUAL WHO:

(I) PROVIDES INDIVIDUALS TO PERFORM AGRICULTURAL WORK FOR ANY PERSON;

(II) ON BEHALF OF THE CREW LEADER OR PERSON FOR WHOM THE AGRICULTURAL WORK IS PERFORMED, PAYS THE INDIVIDUALS FOR THEIR AGRICULTURAL WORK; AND

(III) HAS NOT ENTERED INTO A WRITTEN AGREEMENT WITH THE PERSON FOR WHOM THE AGRICULTURAL WORK IS PERFORMED UNDER WHICH THE INDIVIDUALS WHO PERFORM THE AGRICULTURAL WORK ARE DESIGNATED AS EMPLOYEES OF THAT PERSON.

(B) IN GENERAL.

EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AGRICULTURAL WORK, INCLUDING AGRICULTURAL WORK PERFORMED BY AN ALIEN ADMITTED TO THE UNITED STATES TO PERFORM AGRICULTURAL WORK UNDER §§ 101(A)(15)(H) AND 214(C) OF THE IMMIGRATION AND NATIONALITY ACT, IS NOT COVERED EMPLOYMENT.

(C) EXCEPTIONS.

AGRICULTURAL WORK IS COVERED EMPLOYMENT IF PERFORMED FOR A PERSON WHO:

(1) DURING A CALENDAR QUARTER OF THE CURRENT OR PRECEDING CALENDAR YEAR, PAYS CASH WAGES OF AT LEAST \$20,000 TO INDIVIDUALS WHO PERFORM AGRICULTURAL WORK; OR

(2) FOR A PART OF A DAY IN EACH OF 20 CONSECUTIVE OR NONCONSECUTIVE WEEKS DURING THE CURRENT OR PRECEDING CALENDAR YEAR, EMPLOYS AT LEAST 10 INDIVIDUALS IN AGRICULTURAL WORK, REGARDLESS OF WHETHER THE INDIVIDUALS ARE EMPLOYED AT THE SAME MOMENT.

(D) EMPLOYING UNIT.

(1) THE CREW LEADER IS THE EMPLOYING UNIT FOR AN INDIVIDUAL EMPLOYED IN AGRICULTURAL WORK WHO IS NOT AN EMPLOYEE OF ANOTHER EMPLOYING UNIT IF: