

# Filipino Reporter

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## Filing for 6th preference status

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There are certain aliens that cannot generally obtain a labor certification based on their occupations, unless their prospective employer can prove that he has been unsuccessful in recruiting workers for said occupations. These are designated as Schedule B occupations. While the Department of Labor has determined that Schedule A workers are in short supply, and therefore they are not required to undergo the complicated procedure of getting a labor certification, Schedule B occupations have been determined by the Administrator of the US Employment Service as having sufficient US workers who are able willing, qualified and available.

The occupations listed on Schedule B are varied. Care should be exercised in ascertaining whether one's occupation is included. For instance, Short Order Cooks should not be mistaken for Specialty Cooks. Short Order Cooks prepare and cook to order all kinds of short-preparation -time foods while Specialty Cooks prepare specialty dishes like *adobo*, *kare kare*, *pinakbet* and other dishes that require special culinary skills.

While Household Domestic Service Workers are included in Schedule B, the definition applies only to workers who have had less than one year of documented full-time paid experience in the tasks to be performed, working on a live-in or a live-out basis in private households or in public or private institutions or establishments where the worker has performed tasks equivalent to work normally associated with the maintenance of a private household. Not included in this definition are household workers who primarily

provide health or instructional services. As in Schedule A occupations, Schedule B-listings are subject to revision from time to time. The following are the occupations currently listed in Schedule B:

- (1) Assemblers
- (2) Attendants, Parking Lot
- (3) Attendants (Service Workers such as Personal Service Attendants, Amusement and Recreation Service Attendants)
- (4) Automobile Service Station Attendants.
- (5) Bartenders
- (6) Bookkeepers II
- (7) Caretakers
- (8) Cashiers
- (9) Charworkers and Cleaners
- (10) Chauffeurs and Taxicab Drivers
- (11) Cleaners, Hotel and Motel
- (12) Clerks General
- (13) Clerk, Hotel
- (14) Clerks and Checkers, Grocery Stores
- (15) Clerk Typists
- (16) Cooks, Short Order
- (17) Counter and Fountain Workers
- (18) Dining Room Attendants
- (19) Electric Truck Operators
- (20) Elevator Operators
- (21) Floorworkers
- (22) Groundskeepers
- (23) Guards
- (24) Helpers, any industry
- (25) Hotel Cleaners
- (26) Household Domestic Service Workers
- (27) Housekeepers
- (28) Janitors
- (29) Key Punch Operators
- (30) Kitchen Workers
- (31) Laborers, Common
- (32) Laborers, Farm
- (33) Laborers, Mine
- (34) Loopers and Toppers
- (35) Material Handlers
- (36) Nurses' Aides and Orderlies
- (37) Packers, Markers, Bottlers, and Related
- (38) Porters
- (39) Receptionists
- (40) Sailors and Deck Hands

- (41) Sales Clerk, General
- (42) Sewing Machine Operators and Hand-stitchers
- (43) Stock Room and Warehouse Workers
- (44) Streetcar and Bus Conductors
- (45) Telephone Operators
- (46) Truck Drivers and Tractor Drivers
- (47) Typists, Lesser Skilled
- (48) Ushers, Recreation and Amusement
- (49) Yard Workers

(EDITOR'S NOTE: Mr. Seguritan is a member of the Philippine and New York Bars. Questions for publication should be addressed to him c/o The Filipino Reporter).