

CALIFORNIA & FEDERAL LABOR LAW POSTER

YOUR RIGHTS AND OBLIGATIONS AS A PREGNANT EMPLOYEE

or unforeseeable.

225

LaborLawCenter.com 800-745-9970 • Product ID: CA50

HEALTH INSURANCE PROTECTION

24 months while in the military.

NFORCEMENT

for representation

service-connected illnesses or injuries.

Compliance Code: CA-1221-F02 • Check Compliance By Scanning Here •

your existing employer-based health plan coverage for you and your dependents for up to

right to be reinstated in your employer's health plan when you are reemployed, generally

without any waiting periods or exclusions (e.g., pre-existing condition exclusions) except for

at 1-866-4-USA-DOL or visit its website at http://www.dol.gov/vets. An interactive online

If you file a complaint with VETS and VETS is unable to resolve it, you may request that your

case be referred to the Department of Justice or the Office of Special Counsel, as applicable,

Publication Date — April 2017

USERRA Advisor can be viewed at http://www.dol.gov/elaws/userra.htm.

EEOC - EQUAL EMPLOYMENT OPPORTUNITY IS THE LAW

EQUAL EMPLOYMENT OPPORTUNITY IS THE LAW

PRIVATE EMPLOYERS, STATE AND LOCAL GOVERNMENTS, EDUCATIONAL INSTITUTIONS, EMPLOYMENT AGENCIES AND LABOR ORGANIZATIONS Applicants to and employees of most private employers, state and local governments, educational institutions, employment agencies and labor organizations are protected under Federal law from discrimination on the following bases:

RACE, COLOR, RELIGION, SEX, NATIONAL ORIGIN Title VII of the Civil Rights Act of 1964. GENETICS Title II of the Genetic Information Nondiscrimination Act of 2008 protects as amended, protects applicants and employees from discrimination in hiring, promotion, applicants and employees from discrimination based on genetic information in hiring discharge, pay, fringe benefits, job training, classification, referral, and other aspects of promotion, discharge, pay, fringe benefits, job training, classification, referral, and origin. Religious discrimination includes failing to reasonably accommodate an employee's information and strictly limits disclosure of genetic information. Genetic information ligious practices where the accommodation does not impose undue hardship. DISABILITY Title I and Title V of the Americans with Disabilities Act of 1990, as amended,

promotion, discharge, pay, fringe benefits, job training, classification, referral, and other accommodation to the known physical or mental limitations of an otherwise qualified ndividual with a disability who is an applicant or employee, barring undue hardship. AGE The Age Discrimination in Employment Act of 1967, as amended, protects applicants and employees 40 years of age or older from discrimination based on age in limits for filing charges of employment discrimination. To preserve the ability of EEOC to niring, promotion, discharge, pay, fringe benefits, job training, classification, referral, and 🛛 act on your behalf and to protect your right to file a private lawsuit, should you ultimately other aspects of employment. SEX (WAGES) In addition to sex discrimination prohibited by Title VII of the Civil Rights The U.S. Equal Employment Opportunity Commission (EEOC), 1-800-669-4000 (toll-free

Act, as amended, the Equal Pay Act of 1963, as amended, prohibits sex discrimination in the payment of wages to women and men performing substantially equal work, in jobs field office information is available at www.eeoc.gov or in most telephone directories in that require equal skill, effort, and responsibility, under similar working conditions, in the the U.S. Government or Federal Government section. Additional information about EEOC same establishment.

ent, on the basis of race, color, religion, sex (including pregnancy), or national other aspects of employment. GINA also restricts employers' acquisition of genetic includes information about genetic tests of applicants, employees, or their family members: the manifestation of diseases or disorders in family members (family medica protect qualified individuals from discrimination on the basis of disability in hiring, history); and requests for or receipt of genetic services by applicants, employees, or their

aspects of employment. Disability discrimination includes not making reasonable **RETALIATION** All of these Federal laws prohibit covered entities from retaliating against a person who files a charge of discrimination, participates in a discrimination proceeding, or otherwise opposes an unlawful employment practice. VHAT TO DO IF YOU BELIEVE DISCRIMINATION HAS OCCURRED There are strict time

or 1-800-669-6820 (toll-free TTY number for individuals with hearing impairments). EEOC including information about charge filing, is available at www.eeoc.gov.

EMPLOYERS HOLDING FEDERAL CONTRACTS OR SUBCONTRACTS

Applicants to and employees of companies with a Federal government contract or subcontract are protected under Federal law from discrimination on the following bases:

RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, NATIONAL of employment, including the executive level. ORIGIN Executive Order 11246, as amended, prohibits employment discrimination based PROTECTED VETERANS The Vietnam Era Veterans' Readjustment Assistance Act of 1974 on race, color, religion, sex, sexual orientation, gender identity, or national origin, and as amended, 38 U.S.C. 4212, prohibits employment discrimination against, and require requires affirmative action to ensure equality of opportunity in all aspects of employment. PAY SECRECY Executive Order 11246, as amended, protects applicants and employees separated veterans (i.e., within three years of discharge or release from active duty), active om discrimination based on inquiring about, disclosing, or discussing their duty wartime or campaign badge veterans, or Armed Forces service medal veterans.

compensation or the compensation of other applicants or employees. INDIVIDUALS WITH DISABILITIES Section 503 of the Rehabilitation Act of 1973, as amended, protects qualified individuals with disabilities from discrimination in hiring, under these Federal laws. Any person who believes a contractor has violated its promotion, discharge, pay, fringe benefits, job training, classification, referral, and other nondiscrimination or affirmative action obligations under the authorities above should aspects of employment. Disability discrimination includes not making reasonable contact immediately: The Office of Federal Contract Compliance Programs (OFCCP) ccommodation to the known physical or mental limitations of an otherwise qualified U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210 individual with a disability who is an applicant or employee, barring undue hardship to the employer. Section 503 also requires that Federal contractors take affirmative action - 1-800-397-6251 (toll-free) or (202) 693-1337 (TTY). OFCCP may also be contacted by e-mail at OFCCP-Public@dol.gov, or by calling an OFCCP regional or district office, listed

to employ and advance in employment qualified individuals with disabilities at all levels 👘 in most telephone directories under U.S. Government, Department of Labor. If you believe that you have experienced discrimination contact OFCCP: 1-800-397-6251 | TTY 1-877-889-5627 | www.dol.gov.

PROGRAMS OR ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE

RACE, COLOR, NATIONAL ORIGIN, SEX In addition to the protections of Title VII of the which receive Federal financial assistance

Civil Rights Act of 1964, as amended, Title VI of the Civil Rights Act of 1964, as amended, INDIVIDUALS WITH DISABILITIES Section 504 of the Rehabilitation Act of 1973, as prohibits discrimination on the basis of race, color or national origin in programs or activities receiving Federal financial assistance. Employment discrimination is covered by Title VI if the primary objective of the financial assistance is provision of employment, or where employment discrimination causes or may cause discrimination in providing services under such programs. Title IX of the Education Amendments of 1972 prohibits mployment discrimination on the basis of sex in educational programs or activities assistance, you should immediately contact the Federal agency providing such assistance Mandatory Supplement to EEOC P/E-1(Revised 11/09) "EEO is the Law" Poster EEOC 9/02 and OFCCP 8/08 Versions Useable With 11/09 Supplement

CALIFORNIA MINIMUM WAGE

PLEASE POST NEXT TO YOUR IWC OR INDUSTRY OCCUPATION ORDER - OFFICIAL NOTICE California Minimum Wage mw-2022 Amends General Minimum Wage Order and IWC Industry and Occupation Orders				
EFFECTIVE DATE	Employers with 25 or Fewer Employees*	Employ	ers with 26 or More Employees *	
January 1, 2022	\$14.00		\$15.00	
January 1, 2023	\$15.00		\$15.00	
PREVIOUS YEAR				
January 1, 2021	\$13.00		\$14.00	

'Employees treated as employed by a single qualified taxpayer pursuant to Revenue and Taxation Code section 23626 are treated as employees of that single taxpayer. To employers sentatives of persons working in industries and occupations in the State of California:

SUMMARY OF ACTIONS TAKE NOTICE that on April 4, 2016, the Governor of California signed legislation passed by the California Legislature, raising the minimum wage for al ndustries. (SB 3, Stats of 2016, amending section 1182.12. of the California Labor Code.) Pursuant to its authority under Labor Code section 1182.13, the Department of Industria Relations amends and republishes Sections 2, 3, and 5 of the General Minimum Wage Order, MW-2019. Section 1, Applicability, and Section 4, Separability, have not been changed Consistent with this enactment, amendments are made to the minimum wage, and the meals and lodging credits sections of all of the IWC's industry and occupation orders. his summary must be made available to employees in accordance with the IWC's wage orders. Copies of the full text of the amended wage orders may be obtained by downloading

nline at https://www.dir.ca.gov/iwc/WageOrderIndustries.htm or by contacting your local Division of Labor Standards Enforcement office. 1. APPLICABILITY The provisions of this Order shall not apply to outside salespersons and individuals who are the parent, spouse, or children of the employer previously contained n this Order and the IWC's industry and occupation orders. Exceptions and modifications provided by statute or in Section 1, Applicability, and in other sections of the IWC's industry and occupation orders may be used where any such provisions are enforceable and applicable to the employer.

2. MINIMUM WAGES Every employer shall pay to each employee wages not less than those stated above, on each effective date, per hour for all hours worked 3. MEALS AND LODGING CREDITS - TABLE When credit for meals or lodging is used to meet part of the employer's minimum wage obligation, the amounts so credited pursuant to a voluntary written agreement may not be more than the following

JANUARY 1, 2021 **JANUARY 1, 2020** EFFECTIVE: JANUARY 1, 2022 JANUARY 1, 2023 26 or More 25 or Fewer 26 or More 25 or Fewer 26 or More 25 or Fewer All Employers regardless For an employer who employs:

YOUR RIGHTS AND OBLIGATIONS

 $\star \star \star \star \star \star$

OUR EMPLOYER* HAS AN OBLIGATION TO:

Reasonably accommodate your medical needs related to pregnancy, childbirth

or related conditions (such as temporarily modifying your work duties, providing you with a stool or chair, or allowing more frequent breaks); Fransfer you to a less strenuous or hazardous position (if one is available duties if medically needed because of your pregnancy

AS A PREGNANT EMPLOYEE

Provide you with pregnancy disability leave (PDL) of up to four months (the working days you normally would work in one-third of a year or 17 1/3 weeks) and return you to your same job when you are no longer disabled by your pregnancy or, in certain instances, to a comparable job. Taking PDL, ever, does not protect you from non-leave related employment actions, such as a lavoff:

Provide a reasonable amount of break time and use of a room or other location in close proximity to the employee's work area to express breast milk in private as set forth in the Labor Code: and Never discriminate, harass, or retaliate on the basis of pregnancy

FOR PREGNANCY DISABILITY LEAVE:

PDL is not for an automatic period of time, but for the period of time that you are disabled by pregnancy, childbirth, or related medical condition. Your health care provider determines how much time you will need. Once your employer has been informed that you need to take PDL, your employer must guarantee in writing that you can return to work in your ADDITIONAL LEAVE UNDER THE CALIFORNIA FAMILY RIGHTS ACT (CFRA) same or a comparable position if you request a written guarantee. Your Under the California Family Rights Act (CFRA), if you have more than 12 month employer may require you to submit written medical certification from your health care provider substantiating the need for your leave.

 PDL may include, but is not limited to, additional or more frequent breaks. time for prenatal or postnatal medical appointments, and doctor-ordered bed rest, and covers conditions such as severe morning sickness, gestational nildbirth or loss or end of pregnancy, and/or post-partum depression.

or a reduced work schedule Your leave will be paid or unpaid depending on your employer's policy for Department (EDD). other medical leaves. You may also be eligible for state disability insurance

or Paid Family Leave (PFL), administered by the California Employment Development Department. At your discretion, you can use any vacation or other paid time off during

your PDL. Your employer may require or you may choose to use any available sick leave during your PDL.

Your employer is required to continue your group health coverage during your

PDL at the same level and under the same conditions that coverage would have been provided if you had continued in employment continuously for the If you have a disability that requires a reasonable accommodation, DFEH can duration of your leave. assist you with your complaint. Contact us through any method above or, for

please contact your employer for details. through the California Relay Service (711). *PDL. CFRA leave. and anti-discrimination protections apply to employers of 5 or more employees; anti-harassment protections apply to employers of 1 or more

This guidance is for informational purposes only, does not establish substantive policy or rights, and does not constitute legal advice. DFEH-E09P-ENG / January 202

FAMILY CARE AND MEDICAL LEAVE AND PREGNANCY DISABILITY LEAVE

FAMILY CARE & MEDICAL LEAVE & PREGNANCY DISABILITY LEAVE

THE DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING THE MISSION OF THE DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING IS TO PROTECT THE PEOPLE OF CALIFORNIA FROM MENT HOUSING BUSINESS F

Under California law, you may have the right to take job-protected leave leave until you comply with this notice policy. We may require certification from to care for your own serious health condition or a family member with a your health care provider before allowing you a leave for pregnancy disability or serious health condition, or to bond with a new child (via birth, adoption, or foster care). California law also requires employers to provide jobhealth care provider of your family member, child, parent, or spouse, who has a protected leave and accommodations to employees who are disabled by

nancy, childbirth, or a related medical condition. FAMILY CARE AND MEDICAL LEAVE AND PREGNANCY DISABILITY LEAVE Under reduced work schedule. If you are taking a leave for the birth, adoption, or foster the California Family Rights Act of 1993 (CFRA), if you have more than 12 care placement of a child, the basic minimum duration of the leave is two weeks months of service with us and have worked at least 1.250 hours in the 12-month and you must conclude the leave within one year of the birth or placemen period before the date you want to begin your leave, and if we employ five or for adoption or foster care. Taking a family care or pregnancy disability leave more employees, you may have a right to a family care or medical leave (CFRA may impact certain of your benefits and your seniority date. If you want more leave). This leave may be up to 12 workweeks in a 12-month period for the birth, information regarding your eligibility for a leave and/or the impact of the leave on adoption, or foster care placement of your child or for your own serious health your seniority and benefits, please contact

condition or that of your child, parent, parent-in-law, grandparent, sibling, spouse, or domestic partner. While the law provides only unpaid leave, employees may choose or employers may require use of accrued paid leave while taking CFRA

seq.; and 29 C.F.R. § 825. leave under certain circumstances. Even if you are not eligible for CFRA leave, if you are disabled by pregnancy, childbirth or a related medical condition, you are If you have been subjected to discrimination, harassment, or retaliation

entitled to take a pregnancy disability leave of up to four months, depending on at work, or have been improperly denied PDL or CFRA leave, file a your period(s) of actual disability. If you are CFRA eligible, you have certain rights complaint with DFEH. ve and a CFRA leave for reason of the hirth

or your own serious health condition. We also may require certification from the

serious health condition, before allowing you a leave to take care of that family

member. When medically necessary, leave may be taken on an intermittent c

Note: Authority cited: Section 12935, Government Code. Reference: Sections 12940, 1294

How do employers implement dress codes and grooming standards? An

estroom and locker room facilities. This includes the right to use a restroom or

locker room that corresponds to the employee's gender identity, regardless o

employee who desires increased privacy, regardless of the underlying reason. Use

of a unisex single stall restroom should always be a matter of choice. No employee

should be forced to use one either as a matter of policy or due to harassment

in a gender-appropriate facility. Unless exempted by other provisions of state

law, all single-user toilet facilities in any business establishment, place of public

of the discrimination, file a complaint of discrimination by contacting DFEH

To schedule an appointment, contact the Communication Center below.

you have a disability that requires a reasonable accommodation, the DFEH

accommodation, or state or local government agency must be identified as all

nment Code; Family and Medical Leave Act of 1993, 29 U.S.C. § 2601 e



USERRA protects the job rights of individuals who voluntarily or involuntarily leave employment positions to undertake military service or certain types of service in the National Disaster Medical System. USERRA also prohibits employers from discriminating against past and present members of the uniformed services, and applicants to the uniformed services.

REEMPLOYMENT RIGHTS

nistory of cancer)

You have the right to be reemployed in your civilian job if you leave that job to perform service · If you leave your job to perform military service, you have the right to elect to continue in the uniformed service and: you ensure that your employer receives advance written or verbal notice of your service • Even if you don't elect to continue coverage during your military service, you have the you have five vears or less of cumulative service in the uniformed services while with that

particular employe you return to work or apply for reemployment in a timely manner after conclusion of service; and you have not been separated from service with a disgualifying discharge or under other than honorable conditions.

• The U.S. Department of Labor, Veterans Employment and Training Service (VETS) is authorized f you are eligible to be reemployed, you must be restored to the job and benefits you to investigate and resolve complaints of USERRA violations. would have attained if you had not been absent due to military service or, in some cases, a For assistance in filing a complaint, or for any other information on USERRA, contact VETS omparable job.

IGHT TO BE FREE FROM DISCRIMINATION AND RETALIATION

f you: • are a past or present member of the uniformed service; • have applied for membership the uniformed service; or • are obligated to serve in the uniformed service; then an mployer may not deny you: • initial employment; • reemployment; • retention in employment; promotion; or • any benefit of employment, because of this status

addition, an employer may not retaliate against anyone assisting in the enforcement of •You may also bypass the VETS process and bring a civil action against an employer for USERRA rights, including testifying or making a statement in connection with a proceeding violations of USERRA. under USERRA, even if that person has no service connection.

The rights listed here may vary depending on the circumstances. The text of this notice was prepared by VETS, and may be viewed on the internet at this address: http://www.dol.gov/vets/programs. userra/poster.htm. Federal law requires employers to notify employees of their rights under USERRA, and employers may meet this requirement by displaying the text of this notice where they customaril place notices for employees.







ISING AND PUBLIC ACCOMMODATIONS, AND FROM THE PERPETRATION OF ACTS OF HATE VIOLENCE AND HUMAI

The California Department of Fair Employment and Housing (DFEH) enforces laws that 8. Prohibit discrimination against any job applicant, unpaid intern, or employee in hiring protect you from illegal discrimination and harassment in employment based on your actual or perceived 9. Require employers, employment agencies, and unions to preserve applications, personnel

 ANCESTRY • NATIONAL ORIGIN (includes language use and possession of a driver's license issued to persons AGE (40 and above) COLOR unable to prove their presence in the United States is authorized under federal law) • DISABILITY (physical, mental, HIV and • RACE (including, but not limited to, hair texture AIDS and protective hairstyles. Protective hairstyles GENETIC INFORMATION includes, but is not limited to, such hairstyles as • GENDER IDENTITY, GENDER EXPRESSION braids, locks, and twists) MARITAL STATUS RELIGION (includes religious dress and MEDICAL CONDITION (genetic ming practices) characteristics, cancer or a record or

 SEX/GENDER (includes pregnancy, childbirth) breastfeeding and/or related medical conditions) MILITARY OR VETERAN STATUS SEXUAL ORIENTATION THE CALIFORNIA FAIR EMPLOYMENT AND HOUSING ACT (GOVERNMENT CODE SECTIONS

12900 THROUGH 12996) AND ITS IMPLEMENTING REGULATIONS (CALIFORNIA CODE OF GULATIONS, TITLE 2, SECTIONS 11000 THROUGH 11141): 1. Prohibit harassment of employees, applicants, unpaid interns, volunteers, and independent

contractors by any persons and require employers to take all reasonable steps to prevent harassment. This includes a prohibition against sexual harassment, gender harassr harassment based on pregnancy, childbirth, breastfeeding and/or related medical conditions, as well as harassment based on all other characteristics listed above. . Require that all employers provide information to each of their employees on the nature,

illegality, and legal remedies that apply to sexual harassment. Employers may either develop their own publications, which must meet standards set forth in California Government Code section 12950, or use material from DFEH.

3. Require employers with 5 or more employees and all public entities to provide training for all employees regarding the prevention of sexual harassment, including harassment based n gender identity, gender expression, and sexual orientation

4. Prohibit employers from limiting or prohibiting the use of any language in any workplace unless justified by business necessity. The employer must notify employees of the language restriction and consequences for violation. Also prohibits employers from discriminating against an applicant or employee because they possess a driver's license issued to a person who is unable to prove that their presence in the United States is authorized under federal law. Require employers to reasonably accommodate an employee, unpaid intern, or job applicant's religious beliefs and practices, including the wearing or carrying of religious clothing, jewelry or artifacts, and hair styles, facial hair, or body hair, which are part of an ndividual's observance of their religious beliefs.

5. Require employers to reasonably accommodate employees or job applicants with disabilities to enable them to perform the essential functions of a job. Permit job applicants, unpaid interns, volunteers, and employees to file complaints with DFEH against an employer, employment agency, or labor union that fails to grant equal speaking persons must also post this notice in the appropriate language or languages. employment as required by law.

* Effective 1/1/2020 CONTACT US | Toll Free: (800) 884-1684 | TTY: (800) 700-2320 | contact.center@dfeh.ca.gov | www.dfeh.ca.gov

child of any age, spouse, domestic partner, parent, grandparent, grandchild, or sibling with a serious health condition; to bond with a new child (by birth, adoption, or foster placement); or for certain military exigencies. 13. Require employment agencies to serve all applicants equally, refuse discriminatory job orders, and prohibit employers and employment agencies from making discriminatory pre-

promotions, assignments, termination, or any term, condition, or privilege of employment

Require employers to provide leaves of up to four months to employees disabled because

11. Require an employer to provide reasonable accommodations requested by an employee

12. Require employers of 5 or more persons to allow eligible employees to take up to 12 weeks

on the advice of their health care provider, related to their pregnancy, childbirth, or a

leave in a 12-month period: to care for their own serious health condition; to care for a

records, and employment referral records for a minimum of two years.

of pregnancy, childbirth, or a related medical condition.

niring inquiries or publishing help-wanted advertisements that express a discriminatory hiring preference. 14. Prohibit unions from discriminating in member admissions or dispatching members to jobs.

15. Prohibit retaliation against a person who opposes, reports, or assists another person to oppose unlawful discrimination.

FILING A COMPLAINT

related medical condition.

The law provides for remedies for individuals who experience prohibited discrimination of harassment in the workplace. These remedies include hiring, front pay, back pay, promotion einstatement, cease-and-desist orders, expert witness fees, reasonable attorney's fees and costs, punitive damages, and emotional distress damages.

Job applicants, unpaid interns, and employees: If you believe you have experienced discrimination or harassment you may file a complaint with DFEH. Independent contractors and volunteers: If you believe you have been harassed, you may file a complaint with DFEH. Complaints must be filed within three years* of the last act of discrimination/harassment. For victims who are under the age of eighteen, not later than three years after the last act of discrimination/harassment or one year after the victim's eighteenth birthday, whichever is

o schedule an appointment, contact the Communication Center below. If you have a lisability that requires a reasonable accommodation, the DFEH can assist you by scribing your intake by phone or, for individuals who are Deaf or Hard of Hearing or have speech disabilities through the California Relay Service (711), or you can contact us below. DFEH is committed to ding access to our materials in an alternative format as a reasonable accommodation for people with disabilities when requested.

ernment Code section 12950 and California Code of Regulations, title 2, section 11013, require all employers to post this document. It must be conspicuously posted in hiring offices, on employee bulletin boards, in employees do boards agency waiting rooms, union halls, and other places employees gather. Any employer whose workforce at any facility or establishment consists of more than 10% of non-English

representative. Don't delay. There are time limits. If you wait too long, you may lose your right to benefits. Your employer is required to provide you with a claim form within one working day after learning about your injury. Within one working day after you file a claim

form, your employer or claims administrator must authorize the provision of all treatment,

up to ten thousand dollars, consistent with the applicable treatment guidelines, for your

3. See Your Primary Treating Physician (PTP). This is the doctor with overall responsibility

• If you predesignated your personal physician or a medical group, you may see your

If your employer is using a medical provider network (MPN) or a health care organization

(HCO), in most cases you will be treated within the MPN or HCO unless you predesignated

a personal physician or medical group. An MPN is a group of physicians and health care

providers who provide treatment to workers injured on the job. You should receive

nformation from your employer if you are covered by an HCO or a MPN. Contact your

• If your employer is not using an MPN or HCO, in most cases the claims administrator can

Medical Provider Networks. Your employer may be using an MPN, which is a group of

health care providers designated to provide treatment to workers injured on the job. If you

have predesignated a personal physician or medical group prior to your work injury, then

you may go there to receive treatment from your predesignated doctor. If you are treating

with a non-MPN doctor for an existing injury, you may be required to change to a doctor

within the MPN. For more information, see the MPN contact information below

choose the doctor who first treats you when you are injured, unless you predesignated a

alleged injury until the claim is accepted or rejected.

personal physician or the medical group after you are injured.

for treating your injury or illness.

employer for more information.

personal physician or medical group.

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DFEH

Provide a written medical certification from your health care provider. Except in a medical emergency where there is no time to obtain it, your employer may require you to supply a written medical certification from your health care ider of the medical need for your reasonable accommodation, transfer or PDL. If the need is an emergency or unforeseeable, you must provide this certification within the time frame your employer requests, unless it is not practicable for you to do so under the circumstances despite your diligent good faith efforts. Your employer must provide at least 15 calendar days for you to submit the certification. See if your employer has a copy of a medica rtification form to give to your health care provider to complete

 Please note that if you fail to give your employer reasonable advance notice or, if your employer requires it, written medical certification of your medical need, your employer may be justified in delaying your reasonable accommodation, transfer, or PDL

f service with an employer, and have worked at least 1,250 hours in the

12-month period before the date you want to begin your leave, you may have a right to a family care or medical leave (CERA leave). This leave may be up to 1. workweeks in a 12-month period for the birth, adoption, or foster care placement of your child, or for your own serious health condition or that of your child, parent diabetes, pregnancy-induced hyper-tension, preeclampsia, recovery from spouse, domestic partner, grandparent, grandchild, or sibling. Employers may pay their employees while taking CFRA leave, but employers are not required to PDL does not need to be taken all at once but can be taken on an as-needed do so, unless the employee is taking accrued paid time-off while on CFRA leave basis as required by your health care provider, including intermittent leave Employees taking CFRA leave may be elicible for California's Paid Family Leave

PFL) program, which is administered by the Employment Development

If you have been subjected to discrimination, harassment, or retaliation at work, or have been improperly denied PDL or CFRA leave, file a complaint with DFEH.

TO FILE A COMPLAINT Department of Fair Employment and Housing feh.ca.gov

Toll Free: 800.884.1684 TTY: 800.700.2320

• Taking PDL may impact certain of your benefits and your seniority date; individuals who are deaf or hard of hearing or have speech disabilities

Lobalina	Employees	Employees	Employees	Employees	Employees	Employees	of number of Employees
Room occupied alone	\$61.13 /week	\$56.43 /week	\$65.83 /week	\$61.13 /week	\$70.53 /week	\$65.83 /week	\$70.53 /week
Room shared	\$50.46 /week	\$46.58 /week	\$54.34 /week	\$50.46 /week	\$58.22 /week	\$54.34 /week	\$58.22 /week
Apartment – two thirds (2/3) of the ordinary rental value, and in no event more than:	\$734.21 /month	\$677.75 /month	\$790.67 /month	\$734.21 /month	\$847.12 /month	\$790.67 /month	\$847.12 /month
Where a couple are both employed by the employer, two thirds (2/3) of the ordinary rental value, and in no event more than:	\$1086.07 / month	\$1002.56 /month	\$1169.59 /month	\$1086.07 /month	\$1253.10 /month	\$1169.59 /month	\$1253.10 /month
MEALS							
Breakfast	\$4.70	\$4.34	\$5.06	\$4.70	\$5.42	\$5.06	\$5.42
Lunch	\$6.47	\$5.97	\$6.97	\$6.47	\$7.47	\$6.97	\$7.47
Dinner	\$8.68	\$8.01	\$9.35	\$8.68	\$10.02	\$9.35	\$10.02

Meals or lodging may not be credited against the minimum wage without a voluntary written agreement between the employer and the employee. When credit for meals or lodging s used to meet part of the employer's minimum wage obligation, the amounts so credited may not be more than the amounts stated in the table above.

4. SEPARABILITY If the application of any provision of this Order, or any section, subsection, subdivision, sentence, clause, phrase, word or portion of this Order should be held nvalid, unconstitutional, unauthorized, or prohibited by statute, the remaining provisions thereof shall not be affected thereby, but shall continue to be given full force and effect as f the part so held invalid or unconstitutional had not been included herein.

. AMENDED PROVISIONS This Order amends the minimum wage and meals and lodging credits in MW-2019, as well as in the IWC's industry and occupation orders. (See Orders -15, Secs. 4 and 10; and Order 16, Secs. 4 and 9.) This Order makes no other changes to the IWC's industry and occupation orders.

These Amendments to the Wage Orders shall be in effect as of January 1, 2021.

Questions about enforcement should be directed to the Labor Commissioner's Office. For the address and telephone number of the office nearest you, information can be found on the internet a www.dir.ca.gov/DLSE/dise.html or under a search for "California Labor Commissioner's Office" on the internet or any other directory. The Labor Commissioner has offices in the following cities: Bal Centro, Fresno, Long Beach, Los Angeles, Oakland, Redding, Sacramento, Salinas, San Bernardino, San Diego, San Francisco, San Jose, Santa Ana, Santa Barbara, Santa Rosa, Stockton, and Van Nuys

FMLA - FAMILY AND MEDICAL LEAVE ACT

EMPLOYEE RIGHTS UNDER THE FAMILY AND MEDICAL LEAVE ACT

UNEMPLOYMENT INSURANCE NOTICE TO EMPLOYEES

UI Unemployment Insurance (funded entirely by employers' taxes) Unemployment Insurance (UI) is paid for by your employer and provides partial income replacemen when you are unemployed or your hours are reduced due to no fault of your own. To claim UI benefit payments you must also meet all UI eligibility requirements, including that

Phone: Representatives are available at the following toll-free numbers, Monday through Friday between 8 a.m. to 12 noon (Pacific Standard Time) except during state holidays

• Fax or Mail: When accessing UI Online to file a new claim, some customers will be instructed to fax ormail their UI application to the EDD. If this occurs, the Unemployment Insurance

DI Disability Insurance (funded entirely by employees' contributions) Disability Insurance (DI) is funded by employees' contributions and provides partial wage replacemen benefits to eligible Californians who are unable to work due to a non-work-related illness, injury, pregnancy, or disability. Your employer must provide the Disability Insurance Provisions (DE 2515) brochure, to newly hired employees and to each employee who is unable to work due to a non-work-related illness, injury, pregnancy, or disability.

Mail: To file a claim with the EDD by mail, complete and submit a Claim for Disability Insurance (DI) Benefits (DE 2501) form. You can obtain a paper claim form from your employer

For more information about DI, visit State Disability Insurance (edd.ca.gov/disability) or call 1-800-480-3287.

PFL Paid Family Leave (funded entirely by employees' contributions) Paid Family Leave (PFL) is funded by employees' contributions and provides partial wage replacement

benefits to eligible Californians who need time off work to care for seriously ill child, parent, parent-in-law, grandparent, grandchild, sibling, spouse, or registered domestic partner

Benefits are available to parents who need time off work to bond with a new child entering the family by birth, adoption, or foster care placement. Benefits are also available for eligible Californians who need time off work to participate in a qualifying event resulting from a spouse, registered domestic partner, parent, or child's military deployment to a

foreign country. Your employer must provide the Paid Family Leave (DE 2511) brochure, to newly hired employees and to each employee who is taking time off work to care for a

Mail: To file a claim with the EDD by mail, complete and submit a Claim for Paid Family Leave (PFL) Benefits (DE 2501F) form. You can obtain a paper claim form from your employer

For more information about PFL, visit State Disability Insurance (edd.ca.gov/disability) or call 1-877-238-4373.

State government employees should call 1-877-945-4747. TTY (for deaf or hearing-impaired individuals only) is available at 1-800-445-1312.

Note: Some employees may be exempt from coverage by the above insurance programs. It is illegal to make a false statement or to withhold facts to claim benefits. For additional

nent employees should call 1-866-352-7675.TTY (for deaf or hearing-impaired individuals only) is available at 1-800-563-2441

physician/practitioner, visiting a State Disability Insurance office, online at EDD Forms and Publications (edd.ca.gov/Forms), or by calling 1-800-480-3287.

Application (DE 1101I), will display. For faster and more secure processing, fax the completed form to the number listed on the form. If mailing your UI application, use the address

Cantonese 1-800-547-3506

Mandarin 1-866-303-0706

This employer is registered with the Employment Development Department (EDD) as required by the California Unemployment Insurance Code

Online: UI OnlineSM is the fastest and most convenient way to file your UI claim. Visit <u>UI Online</u> (edd.ca.gov/UI_Online) to get started.

• Online: SDI Online is the fastest and most convenient way to file your claim. Visit SDI Online (edd.ca.gov/SDI_Online) to get started.

Online: SDI Online is the fastest and most convenient way to file your claim. Visit SDI Online (edd.ca.gov/SDI_Online) to get started.

Note: If your employer maintains an approved Voluntary Plan for DI coverage, contact your employer for assistance

Note: If your employer maintains an approved Voluntary Plan for PFL coverage, contact your employer for assistance.

eriously ill family members, to bond with a new child, or to participate in a qualifying military event.

THE UNITED STATES DEPARTMENT OF LABOR WAGE AND HOUR DIVISION

LEAVE ENTITLEMENTS Eligible employees who work for a covered employer can take up of the employee's worksite. to 12 weeks of unpaid, job-protected leave in a 12-month period for the following reasons: *Special "hours of service" requirements apply to airline flight crew employees REQUESTING LEAVE Generally, employees must give 30-days' advance notice of the need • The birth of a child or placement of a child for adoption or foster care; To bond with a child (leave must be taken within 1 year of the child's birth or placement); for FMLA leave. If it is not possible to give 30-days' notice, an employee must notify the • To care for the employee's spouse, child, or parent who has a qualifying serious health condition; employer as soon as possible and, generally, follow the employer's usual procedures Employees do not have to share a medical diagnosis, but must provide enough information

unable to perform the employee's job;

is the employee's spouse, child, or parent.

xin may also take up to 26 weeks of FMLA leave in a single 12-month period to care for or certified. Employers can require a certification or periodic recertification supporting the the servicemember with a serious injury or illness. An employee does not need to use need for leave. If the employer determines that the certification is incomplete, it must leave in one block. When it is medically necessary or otherwise permitted, employees provide a written notice indicating what additional information is required. may take leave intermittently or on a réduced schedule. Employees may choose, or an EMPLOYER RESPONSIBILITIES Once an employer becomes aware that an employee's need employer may require, use of accrued paid leave while taking FMLA leave. If an employee substitutes accrued paid leave for FMLA leave, the employee must comply with the employee if he or she is eligible for FMLA leave and, if eligible, must also provide a notice of mployer's normal paid leave policies.

continue health insurance coverage as if the employees were not on leave. Upon return from FMLA leave, most employees must be restored to the same job or one nearly **ENFORCEMENT** Employees may file a complaint with the U.S. I identical to it with equivalent pay, benefits, and other employment terms and conditions. An employer may not interfere with an individual's FMLA rights or retaliate against omeone for using or trying to use FMLA leave, opposing any practice made unlawful by 👘 or col the FMLA, or being involved in any proceeding under or related to the FMLA. ELIGIBILITY REQUIREMENTS An employee who works for a covered employer must

meet three criteria in order to be eligible for FMLA leave. The employee must: Have worked for the employer for at least 12 months;
Have at least 1,250 hours of service in the 12 months before taking leave;* and

you must be available for work and searching for work. How to File a New UI Claim Use one of the following methods:

on the form and allow additional time for processing.

State gove

How to File a New DI Claim Use one of the following methods:

How to File a New PFL Claim Use one of the following methods:

English 1-800-300-5616

Spanish 1-800-326-8937

nportant: Waiting to file your UI claim may delay benefit payments.

• Work at a location where the employer has at least 50 employees within 75 miles

and is reporting wage credits to the EDD that are being accumulated for you to be used as a basis for:

• For the employee's own qualifying serious health condition that makes the employee to the employer so it can determine if the leave qualifies for FMLA protection. Sufficient information could include informing an employer that the employee is or will be unable to For qualifying exigencies related to the foreign deployment of a military member who perform his or her job functions, that a family member cannot perform daily activities, or that hospitalization or continuing medical treatment is necessary. Employees must inform An eligible employee who is a covered servicemember's spouse, child, parent, or next of the employer if the need for leave is for a reason for which FMLA leave was previously taken

rights and responsibilities under the FMLA. If the employee is not eligible, the employee SENEFITS & PROTECTIONS While employees are on FMLA leave, employers must must provide a reason for ineligibility. Employers must notify its employees if leave will be

lective bargaining agreement that provides greater family or medical leave rights.					
For additional information or to file a complaint: 1-866-4-USWAGE (1-866-487-9243) TTY: 1-877-889-5627 WWW.WAGEHOUR.DOL.GOV U.S. Department of Labor Wage and Hour Division WH1420a REV 04/16					

Vietnamese 1-800-547-2058

1-800-815-9387

TTY

ede	sion, or may bring a private lawsuit against an employer. The FMLA does not ral or state law prohibiting discrimination or supersede any state or local law argaining agreement that provides greater family or medical leave rights.	• Your subst
	For additional information or to file a complaint: 1-866-4-USWAGE (1-866-487-9243) TTY: 1-877-889-5627 WWW.WAGEHOUR.DOL.GOV U.S. Department of Labor Wage and Hour Division WH1420a REV 04/16	 Recorphysic simila Safety for ch

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1-866-4-USWAGE 1-866-487-9243) TTY: 1-877-889-5627 WWW.WAGEHOUR.DOL.GOV WH1420a WH1420a WH1420a			State of California CAL OSHA	State of California Departme Relations Division of Oc Safety and Heal
• Records of exposure to toxic substa	(1-866-487-9243) TTY: 1-877-889-5627	WH1420a	physical agen similar to you • Safety Data SI for chemicals	ts of other employees with v rs. heets (SDS) or other informa or substances used in the

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DE 1857A Rev. 44 (12-20) (INTERNET

signated as FMLA leave.	AUGESSITU	
Department of Labor, Wage apployer. The FMLA does not	BY CAL/OSHA REGULATION - GENERAL INI	DUSTRY SAFETY O
ersede any state or local law or medical leave rights.	•Your medical records and records of exposure to toxic substances or harmful physical agents.	THESE RECORDS ARE
omplaint:	 Records of exposure to toxic substances or harmful physical agents of other employees with work conditions 	

nilar to yours. The provided the set of	FROM:	
chemicals or substances used in the workplace, or	-	(Person Responsible)

of California	State of California Department of Indus
	Deletion District Comment

Since you last filed form W-4 with your employer Your itemized deductions? **www.irs.aov/individuals** on the IRS website Employer: Please post or publish this Bulletin Board did you. Your tax credits? If you can answer "YES"... Marry or divorce ster so that your employees will see it. Gain or lose a dependent? To any of these questions or you owed extra tax Please indicate where they can get forms and Change vour name? when you filed your last return, you may need to file information on this subject. Were there major changes to... a new form W-4. See your employer for a copy of **IRS** Your non-wage income (interest, dividends, Form W-4 or call the IRS at 1-800-829-3676. Publication 213 (Rev. 8-2009) capital gains, etc.)? Now is the time to check your withholding. For more · Your family wage income (you or your spouse details, get Publication 919, How Do I Adjust My Tax Department of the Treasury Cat. No. 11047F started or ended a job)?

Withholding?, or use the Withholding Calculator at: Internal Revenue Service www.irs.gov

The Employee Polygraph Protection Act prohibits most the employer. The law does not preempt any provision of any private employers from using lie detector tests either for pre-employment screening or during the course of which is more restrictive with respect to lie detector tests.

employment.

the Act. polygraph (a kind of lie detector) tests to be administered in THE LAW REQUIRES EMPLOYERS TO DISPLAY THIS

TO FILE A COMPLAINT of your child. Both leaves contain a guarantee of reinstatement - for pregnancy Department of Fair Employment and Housing disability it is to the same position and for CFRA it is to the same or a comparable

and 12945.2. Gov

dfeh.ca.gov Toll Free: 800.884.1684 TTY: 800.700.2320 position - at the end of the leave, subject to any defense allowed under the law. If possible, you must provide at least 30 days advance notice for foreseeable events If you have a disability that requires a reasonable accommodation, DFEH can

such as the expected birth of a child or a planned medical treatment for yourself assist you with your complaint. Contact us through any method above or, fo or of a family member). For events that are unforeseeable, we need you to notify individuals who are deaf or hard of hearing or have speech disabilities, through us, at least verbally, as soon as you learn of the need for the leave, Failure to comply the California Relay Service (711). ith these notice rules is grounds for, and may result in, deferral of the requested

DFEH-100-21ENG / January 2022

DFEH

DFEH®

TRANSGENDER RIGHTS IN THE WORKPLACE



WHAT DOES "TRANSGENDER" MEAN?

e BOTH a pregnancy disability le

Transgender is a term used to describe people whose gender identity differs employer who requires a dress code must enforce it in a non-discriminator from the sex they were assigned at birth. Gender expression is defined by the manner. This means that, unless an employer can demonstrate business law to mean a "person's gender-related appearance and behavior whether necessity, each employee must be allowed to dress in accordance with their or not stereotypically associated with the person's assigned sex at birth." gender identity and gender expression. Transgender or gender non-conforming nder identity and gender expression are protected characteristics under employees may not be held to any different standard of dress or grooming thar the Fair Employment and Housing Act. That means that employers may not any other employee. discriminate against someone because they identify as transgender or gender • What are the obligations of employers when it comes to bathrooms non-conforming. This includes the perception that someone is transgender or showers, and locker rooms? All employees have a right to safe and appropriate

render non-conforming **VHAT IS A GENDER TRANSITION?**

"Social transition" involves a process of socially aligning one's gender with the employee's assigned sex at birth. In addition, where possible, an employee the internal sense of self (e.g., changes in name and pronoun, bathroom should provide an easily accessible unisex single stall bathroom for use by any facility usage, participation in activities like sports teams).

2. "Physical transition" refers to medical treatments an individual may undergo to physically align their body with internal sense of self (e.g., hormone therapies or surgical procedures).

A person does not need to complete any particular step in a gender transition in order to be protected by the law. An employer may not condition its

gender toilet facilities. treatment or accommodation of a transitioning employee upon completion of a particular step in a gender transition. **FOR EMPLOYERS**

• What is an employer allowed to ask? Employers may ask about an employee's employment history, and may ask for personal references, in addition to other non-discriminatory questions. An interviewer should not

can assist you by scribing your intake by phone or, for individuals who are Deat ask questions designed to detect a person's gender identity, including asking or Hard of Hearing or have speech disabilities, through the California Relay about their marital status, spouse's name, or relation of household members Service (711), or you can contact us below. to one another. Employers should not ask questions about a person's body or

whether they plan to have surgery. * Effective 1/1/2020

CONTACT US | Toll Free: (800) 884-1684 | TTY: (800) 700-2320 | contact.center@dfeh.ca.gov | www.dfeh.ca.gov DFEH-E04P-ENG / December 201

ACCESS TO MEDICAL AND EXPOSURE RECORDS

ILING A COMPLAINT

Y CAL/OSHA REGULATION - GENERAL INE	DUSTRY SAFETY ORDER <u>3204</u> - YOU HAVE THE RIGHT TO SEE AN	D COPY:
medical records and records of exposure to toxic ances or harmful physical agents. ds of exposure to toxic substances or harmful cal agents of other employees with work conditions	THESE RECORDS ARE AVAILABLE AT:	
r to yours. Data Sheets (SDS) or other information that exists emicals or substances used in the workplace, or employees may be exposed.	FROM:	 M:
State of California Department of Industrial Relations Division of Occupational Safety and Health 1515 Clay Street, Suite 1901 Oakland, CA 94612 www.dir.ca.gov/dosh/dosh1.html Phone: (510) 286-7000 Fax: (510) 286-7037	The above information satisfies the requirements of GISO <u>3204</u> (g), which may be fulfilled by posting this placard in the workplace, or by any similar method the employer chooses.	www.dir.ca.gov
	WITHHOLDING STATUS	
YOU MAY N	IEED TO CHECK YOUR WITHHOLDING	

EMPLOYEE POLYGRAPH PROTECTION ACT

SAFETY AND HEALTH PROTECTION ON THE JOB

EXAMINEE RIGHTS Where polygraph tests are permitte PROHIBITIONS Employers are generally prohibited from they are subject to numerous strict standards concerning requiring or requesting any employee or job applicant to take a lie detector test, and from discharging, disciplining, or number of specific rights, including the right to a written discriminating against an employee or prospective employee notice before testing, the right to refuse or discontinue a for refusing to take a test or for exercising other rights under test, and the right not to have test results disclosed to

unauthorized persons. EXEMPTIONS Federal, State and local governments are not ENFORCEMENT The Secretary of Labor may bring court affected by the law. Also, the law does not apply to tests given actions to restrain violations and assess civil penalties by the Federal Government to certain private individuals against violators. Employees or job applicants may also engaged in national security-related activities. The Act permits bring their own court actions.

the private sector, subject to restrictions, to certain prospective POSTER WHERE EMPLOYEES AND JOB APPLICANTS CAN POSTER WHERE EMPLOYEES AND JOB APPLICANTS CAN

WORKERS' COMPENSATION

STATE OF CALIFORNIA - DEPARTMENT OF INDUSTRIAL RELATIONS | Division of Workers' Compensation **Notice to Employees--Injuries Caused By Work**

You may be entitled to workers' compensation benefits if you are injured or become ill because ambulance, fire department or police department. If you need first aid, contact your employer. of your job. Workers' compensation covers most work-related physical or mental injuries and **2. Report Your Injury.** Report the injury immediately to your supervisor or to an employer illnesses. An injury or illness can be caused by one event (such as hurting your back in a fall) or by repeated exposures (such as hurting your wrist from doing the same motion over and over). Benefits. Workers' compensation benefits include:

• Medical Care: Doctor visits, hospital services, physical therapy, lab tests, x-rays, medicines, medical equipment and travel costs that are reasonably necessary to treat your injury. You should never see a bill. There are limits on chiropractic, physical therapy and occupational therapy visits.

• Temporary Disability (TD) Benefits: Payments if you lose wages while recovering. For most injuries, TD benefits may not be paid for more than 104 weeks within five years from the date of injury.

Permanent Disability (PD) Benefits: Payments if you do not recover completely and your injury causes a permanent loss of physical or mental function that a doctor can measure. Supplemental Job Displacement Benefit: A nontransferable voucher, if you are injured on or after 1/1/2004, your injury causes permanent disability, and your employer does not offer you regular, modified, or alternative work. Death Benefits: Paid to your dependents if you die from a work-related injury or illness.

aming Your Own Physician Before Injury or Illness (Predesignation). You may be able to choose the doctor who will treat you for a job injury or illness. If eligible, you must tell your mployer, in writing, the name and address of your personal physician or medical group

before you are iniured. You must obtain their agreement to treat you for your work injury. For nstructions, see the written information about workers' compensation that your employer is required to give to new employees.

f You Get Hur 1. Get Medical Care. If you need emergency care, call 911 for help immediately from the hospital,

MPN Effective Date

MPN Website

MPN Identification number: If you believe you are a victim of discrimination you may, within three years* If you need help locating an MPN physician, call your MPN access assistant at:

If you have questions about the MPN or want to file a complaint against the MPN, call the MPN Contact Person at: _

Discrimination: It is illegal for your employer to punish or fire you for having a work injury or illness, for filing a claim, or testifying in another person's workers' compensation case. If proven, you may receive lost wages, job reinstatement, increased benefits, and costs and expenses up to limits set by the state.

Questions? Learn more about workers' compensation by reading the information that your employer is required to give you at time of hire. If you have questions, see your employer or the claims administrator (who handles workers' compensation claims for your employer):

119		
	Claims Administrator	 Phone

Workers' Compensation Insurer (Enter "self-insured" if appropriate)

You can also get free information from a State Division of Workers' Compensation Information (DWC) & Assistance Officer. The nearest Information & Assistance Officer can be found at

location or by calling toll-free (800) 736-7401. Learn more information about workers' compensation online: www.dwc.ca.gov and access a useful booklet "Workers' Compensation in California: A Guidebook for Injured Workers."

False claims and false denials. Any person who makes or causes to be made any knowingly false or fraudulent material statement or material representation for the purpose of obtaining or denying workers' compensation benefits or payments is guilty of a felony and may be fined and imprisoned.

Your employer may not be liable for the payment of workers' compensation benefits for any injury that arises from your voluntary participation in any **off-duty, recreational, social, or athletic activity** that is not part of your work-related duties.

PAYDAY NOTICE

STATE OF CALIFORNIA - DEPARTMENT OF INDUSTRIAL RELATIONS - DIVISION OF LABOR STANDARDS ENFORCEMENT PAY DAY NOTICE	
REGULAR PAY DAYS FOR EMPLOYEES OF:	
SHALL BE AS FOLLOWS: (FIRM NAME)	
THIS IS IN ACCORDANCE WITH SECTIONS 204, 204A, 204B, 205, AND 205.5 OF THE CALIFORNIA LABOR CODE.	
BY: TITLE:	R

NO SMOKING
ALLOWED
Except in designated areas Reference: Section 6404 5 of the

NO SMOKING

DWC 7 (1/1/2016)

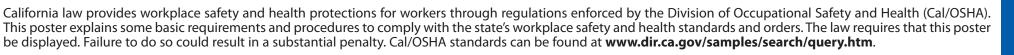
CALOSHA - THE OCCUPATIONAL SAFETY AND HEALTH ACT

PLEASE POST

CAL OSHA

California State Labor Code





WHAT AN EMPLOYER MUST DO:

Department of Industrial Relations

State of California

DLSE 8

SPECIAL RULES APPLY FOR WORK AROUND HAZARDOUS SUBSTANCES:

All employers must provide work and workplaces that are safe and healthful. In other Employers who use any substance that is listed as a hazardous substance in California as an employer, you must follow state laws governing job safety and health. Code of Regulations, title 8, section 339 (www.dir.ca.gov/title8/339.html), or is threat to the life or health of workers, and substantial covered by the Hazard Communication standard (www.dir.ca.gov/title8/5194.html) must provide employees information on the hazardous chemicals in their work areas, access to safety data sheets, and training on how to use hazardous chemicals safely.

nformation, visit the <u>EDD</u> (edd.ca.gov

WHISTLEBLOWER PROTECTION ACT

a physician/practitioner, visiting a State Disability Insurance office, online at EDD Forms and Publications (edd.ca.gov/Forms), or by calling 1-877-238-4373.

WHISTLEBLOWERS ARE PROTECTED

It is the public policy of the State of California to encourage employees to notify an appropriate government or law enforcement agency, person with authority over the employee, or another employee with authority to investigate, discover, or correct the violation or noncompliance, and to provide information to and testify before a public body conducting an investigation, hearing or inquiry, when they have reason to believe their employer is violating a state or federal statute, or violating or not complying with a local, state or federal rule or regulation.

Who is protected?

Pursuant to California Labor Code Section 1102.5, employees are the protected class of individuals. "Employee" means any person employed by an employer, private or public, including, but not limited to, individuals employed by the state or any subdivision thereof, any county, city, city and county, including any charter city or county, and any school district, community college district, municipal or public corporation, political subdivision, or the University of California. [California Labor Code Section 1106]

What is a whistleblower?

A "whistleblower" is an employee who discloses information to a government or law enforcement agency, person with authority over the employee, or to another employee with authority to investigate, discover, or correct the violation or noncompliance, or who provides information to or testifies before a public body conducting an investigation, hearing or inquiry, where the employee has reasonable cause to believe that the information discloses:

- **1.** A violation of a state or federal statute,
- 2. A violation or noncompliance with a local, state or federal rule or regulation, or
- **3.** With reference to employee safety or health, unsafe working conditions or work practices in the employee's employment or place of employment.

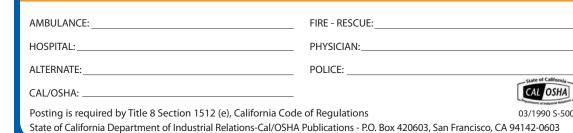
A whistleblower can also be an employee who refuses to participate in an activity that would result in a violation of a state or federal statute, or a violation of or noncompliance with a local, state or federal rule or regulation.

What protections are afforded to whistleblowers?

- **1.** An employer may not make, adopt, or enforce any rule, regulation, or policy preventing an employee from being a whistleblower.
- **2.** An employer may not retaliate against an employee who is a whistleblower.
- **3.** An employer may not retaliate against an employee for refusing to participate in an activity that would result in a violation of a state or federal statute, or a violation or noncompliance with a state or federal rule or regulation.
- **4.** An employer may not retaliate against an employee for having exercised his or her rights as a whistleblower in any former employment.
- 5. An employer, or a person acting on behalf of the employer, shall not retaliate against an employee because the employee is a family member of a person who has, or is perceived to have, engaged in any acts protected by this section.

Under California Labor Code Section 1102.5, if an employer retaliates against a whistleblower, the employer may be required to reinstate the employee's employment and work benefits, pay lost wages, and take other steps necessary to comply with the law.

inployees of security service imms tarifiered car, and, and lispensers. The Act also permits polygraph testing, subject to estrictions, of certain employees of private firms who are easonably suspected of involvement in a workplace incident theft, embezzlement, etc.) that resulted in economic loss to	WAGE AND HOUR DIVISION UNITED STATES DEPARTMENT OF LABOR UNITED STATES DEPARTMENT OF LABOR UNITED STATES DEPARTMENT OF LABOR UNITED STATES DEPARTMENT OF LABOR WH1462 REV 07/16	Failure to do so can result in a monetary penalties. You must display this poster in customarily posted so everyoned		
Division of Labor Standards Enforcem	CK LEAVE ent - Office of the Labor Commissioner	You must have a written and meeting the requirements of (www.dir.ca.gov/title8/3203.		
HEALTHY WORKPLACES/HEALTHY FAI intilement: An employee who, on or after July 1, 2015, works in California for 30 or more days within a year from the beginning of employment is entitled to paid sick leave. Paid sick leave accrues at the rate of one hour per every 30 hours worked, paid at the employee's regular wage rate. Accrual shall begin on the first day of employment or July 1, 2015, whichever is later. Accrued paid sick leave shall carry over to the following year of employment and may be capped at 48 hours or 6 days. However, subject to specified conditions, if an employer has a paid sick leave, paid leave or paid time off policy (PTO) that provides no less than 24 hours or three days of paid leave or paid time off, no accrual or carry over is required if the full amount of leave is received at the beginning of each year in accordance with the policy.	 HERE EMPLOYEES CAN EASILY READ IT MILIES ACT OF 2014 • PAID SICK LEAVE Usage: An employee may use accrued paid sick days beginning on the 90th day of employment. An employer shall provide paid sick days upon the oral or written request of an employee for themselves or a family member for the diagnosis, care or treatment of an existing health condition or preventive care, or specified purposes for an employee who is a victim of domestic violence, sexual assault, or stalking. An employer may limit the use of paid sick days to 24 hours or three days in each year of employment. Retaliation or discrimination against an employee who requests paid sick days or uses paid sick days to both is prohibited. An employee can file a complaint with the Labor Commissioner against an employee. or the local office of the Labor Commissioner. Locate the office ca.gov/dlse/DistrictOffices.htm using the alphabetical listing 	designated representatives. You must be aware of hazards yo that each employee has been tr You must correct any hazardo employees. Failure to do so cou even incarceration. You must notify a local Cal/O death, occurring on the job emergency help to assist the i illness, or death, within 8 hours WHAT AN EMPLOYER MUST I Never permit an employee to health regulations. Never permit an employee to adequate protection		
f cities , locations , and communities . Staff is available in per		adequate protection. Never allow an untrained emp		
POLLS ARE OPEN FROM 7:00 A. If you are scheduled to be at work during that time to vote at a statewide election, California law allow pay. You may take as much time as you need to vo for voting can be only at the beginning or end of yo voting and the least time off from your regular w	M. TO 8:00 P.M. EACH ELECTION DAY e and you do not have sufficient time outside of working hours ws you to take up to two hours off to vote, without losing any ote, but only two hours of that time will be paid. Your time off rour regular work shift, whichever allows the most free time for orking shift, unless you make another arrangement with your n you think you will need time off to vote, you must notify your	EMPLOYEES HAVE CERTAIN As an employee, you (or some complaint and request an insp- are unsafe or unhealthful. This (see below). Your name is not re You also have the right to brin the Cal/OSHA investigator ins You and your designated repr		
EDD NOTICE 1	O EMPLOYEES	Any employee has the right occupational safety or health s		
NOTICE TO EMPLOYEES UNEMP	LOYMENT INSURANCE BENEFITS	real and apparent hazard to th You may not be fired or punisl		
Inemployment Insurance Code and is reporting wage redits to the Employment Development Department (EDD) hat are being accumulated for you to be used as a basis for Inemployment Insurance benefits. You may be eligible to receive Unemployment Insurance senefits if you are: • Unemployed or working less than full-time. and • Out of work due to no fault of your own and physically able to work, ready to accept work, and looking for work. mployees of Educational Institutions: Inemployed or nonprofit educational institution hay not be paid during a school recess period if the employee as reasonable assurance of returning to work at the end of	earned in other covered employment are sufficient to establish an Unemployment Insurance claim after excluding wages earned from a public or nonprofit educational institution(s). Note: Some employees may be exempt from Unemployment and Disability Insurance coverage. The fastest way to file for Unemployment Insurance (UI) is with UI Online at www.edd.ca.gov/UI_Online. You may also file for Unemployment Insurance by calling toll-free from anywhere in the U.S. at: English 1-800-300-5616 Mandarin 1-866-303-0706 Spanish 1-800-326-8937 Vietnamese 1-800-547-2058 Cantonese 1-800-547-3506 TTY (nonvoice) 1-800-815-9387 Note: Waiting to file a claim could delay benefits.	unhealthful working condition healthful workplace. If you fee your rights, you may file a con the nearest office of the Cal Labor Standards Enforcemen office of the U.S. Department of (Employees of state or local with the California Labor Co directory for the office nearest EMPLOYEES ALSO HAVE RE To keep the workplace and you		
he recess period (California Unemployment Insurance Code ection 1253.3). Benefits based on other covered employment nay be payable during recess periods if the unemployed adividual is in all other respects eligible, and the wages	EDD representatives are available Monday through Friday between 8 a.m. and 12 noon (Pacific Time).	any hazard that could result in While working, you must alway HELP IS AVAILABLE: To learn more about workpla		
EMERGENCY	INFORMATION	TO learn more about workpla		



FEDERAL MINIMUM WAGE
EMPLOYEE RIGHTS UNDER THE FAIR LABOR STANDARDS ACT

FEDERAL MINIMUM WAGE \$7.25 BEGINNING JULY 24, 200 The law requires employers to display this poster where

employees can readily see it. **OVERTIME PAY** At least 1 ½ times your regular rate of pay for all hours worked over 40 in a workweek. CHILD LABOR An employee must be at least 16 years old to work in most non-farm jobs and at least 18 to work in Youths 14 and 15 years old may work outside school hours in various non-manufacturing, non-mining, non-hazardous jobs with certain work hours restrictions. Different rules apply in agricultural employment. CREDIT Employers of "tipped employees" who meet certain conditions may claim a partial wage credit based on tips received by their employees. Employers must pay tipped employees a cash wage of at least \$2.13 per hour if they

claim a tip credit against their minimum wage obligation. If an employee's tips combined with the employer's cash wage

of at least \$2.13 per hour do not equal the minimum hourly

penalties for each willful or repeated violation of the minimum wage or overtime pay provisions of the law. Civil money penalties may also be assessed for violations of the FLSA's child labor provisions. Heightened civil money penalties may be assessed for each child labor violation that results in the death or serious injury of any minor employee non-farm jobs declared hazardous by the Secretary of Labor. and such assessments may be doubled when the violation are determined to be willful or repeated. The law also prohibits retaliating against or discharging workers who fil a complaint or participate in any proceeding under the FLSA DITIONAL INFORMATION Certain occupations and establishments are exempt from the minimum wage, and/or overtime pay provisions. Special provisions apply to workers in American Samoa, the Commonwealth of the Northern Mariana Islands, and

Santa Ana the Commonwealth of Puerto Rico. Van Nuys Some state laws provide greater employee protections employers must comply with both. **Regional Offices**

a conspicuous place where notices to employees are on the job can be aware of basic rights and responsibilities. Employers shall make available on a timely and reasonable basis a safety data sheet

California Code of Regulations, title 8, section 3203

rained in the hazards unique to each job assignment. ous condition that you know may result in injury to uld result in criminal charges, monetary penalties, and

Be sure to do this immediately after calling for WHEN CAL/OSHA COMES TO THE WORKPLACE: njured employee. Failure to report a serious injury or A trained Cal/OSHA safety engineer or industrial hygienist may visit the workplace to rs can result in a minimum civil penalty of \$5,000.

NEVER DO:

do work that violates Cal/OSHA workplace safety and OSHA.

be exposed to harmful substances without providing or fatality.

ployee to perform hazardous work.

WORKPLACE SAFETY & HEALTH RIGHTS:

one acting for you) have the right to file a confidential evealed by Cal/OSHA, unless you request otherwise.

pecting your workplace.

ne employee or other employees.

f Labor, Occupational Safety and Health Administration. mmissioner's Office.) Consult your local telephone receipt to the Occupational Safety and Health Appeals Board.

an injury or illness to an employee.

ays obey state workplace safety and health laws.

3419 Broadway St., Ste. H8, American Canyon 94503

1065 East Hillsdale Bl., Ste. 110, Foster City 94404

1500 Hughes Way, Suite C-201, Long Beach 90810

320 West Fourth St., Rm. 820, Los Angeles 90013

39141 Civic Center Dr., Ste. 310, Fremont 94538

2550 Mariposa St., Rm. 4000, Fresno 93721

4206 Technology Dr., Ste. 3, Modesto 95356

800 Royal Oaks Dr., Ste. 105, Monrovia 91016

1750 Howe Ave., Ste. 430, Sacramento 95825

2 MacArthur Place, Ste. 720, Santa Ana 92707

6150 Van Nuys Blvd., Ste. 405, Van Nuys 91401

464 West Fourth St., Ste. 332, San Bernardino 92401

455 Golden Gate Ave., Rm. 9516, San Francisco 94105

7575 Metropolitan Dr., Ste. 207, San Diego 92108

1515 Clay St., Ste. 1303, Box 41, Oakland 94612

7718 Meany Ave., Bakersfield 93308

381 Hemsted Dr., Redding 96002

ace safety rules, you may contact Cal/OSHA Consultation Services for free information, required forms, and publications. You can also contact a local district office of Cal/OSHA. If you prefer, you may retain a competent private consultant, or ask your workers' compensation insurance carrier for guidance in obtaining information.

Call the FREE Worker Information Helpline - (866) 924-9757

DIVISION OF OCCUPATIONAL SAFETY AND HEALTH (CAL/OSHA) HEADQUARTERS: 1515 Clay Street, Ste. 1901, Oakland, CA 94612 – Telephone (510) 286-7000

Cal OSHA Consultation Services

(707) (40 2700			
(707) 649-3700 (661) 588-6400	Field / Area Offices —		
(650) 573-3812 (510) 794-2521	 Fresno / Central Valley 	2550 Mariposa Mall, Rm. 2005 Fresno 93721	(559) 445-6800
(559) 445-5302 (424) 450-2630	• La Palma / Los Angeles / Orange County	1 Centerpointe Dr., Ste. 150 La Palma 90623	(714) 562-5525
(213) 576-7451 (209) 545-7310	• Oakland/ Bay Area	1515 Clay St., Ste 1103 Oakland 94612	(510) 622-2891
(626) 239-0369 (510) 622-2916	• Sacramento / Northern CA	1750 Howe Ave., Ste. 490, Sacramento 95825	(916) 263-0704
(530) 224-4743 (916) 263-2800	San Bernardino	464 West Fourth St., Ste. 339 San Bernardino 92401	(909) 383-4567
(909) 383-4321 (619) 767-2280 (415) 557-0100	• San Diego / Imperial County	7575 Metropolitan Dr., Ste. 204 San Diego 92108	(619) 767-2060
(714) 558-4451 (818) 901-5403	 San Fernando Valley 	6150 Van Nuys Blvd., Ste. 307 Van Nuys 91401	(818) 901-5754

2550 Mariposa Mall, Rm. 3014

Fresno 93721

(559) 445-6800

CA-1221-F02

Consultation Region Office

effective Injury and Illness Prevention Program (IIPP) on each hazardous substance in the workplace upon request of an employee, an employee's collective bargaining representative, or an employee's physician.

(REV. 06-02)

.html). and provide access to employees and their Employees have the right to see and copy their medical records and records of exposure to potentially toxic materials or harmful physical agents.

our employees face on the job and keep records showing Employers must allow access by employees or their representatives to accurate records of employee exposures to potentially toxic materials or harmful physical agents, and notify employees of any exposures in concentration or levels exceeding the exposure limits allowed by Cal/OSHA standards.

Any employee or their representative has the right to observe monitoring or measuring OSHA district office of any serious injury or illness, or of employee exposure to hazards conducted to comply with Cal/OSHA regulations.

make sure your company is obeying workplace safety and health laws.

Inspections are also conducted when an employee files a valid complaint with Cal/

Cal/OSHA also goes on-site to the workplace to investigate a serious injury or illness,

When an inspection begins, the Cal/OSHA investigator will show official identification. The employer, or someone the employer chooses, will be given an opportunity to accompany the investigator during the inspection. An authorized representative of the employees will be given the same opportunity. Where there is no authorized ection of your workplace if you believe conditions there employee representative, the investigator will talk to a reasonable number of is done by contacting the local Cal/OSHA district office employees about safety and health conditions at the workplace.

VIOLATIONS, CITATIONS, AND PENALTIES:

ng unsafe or unhealthful conditions to the attention of If the investigation shows that the employer has violated a safety and health standard or order, Cal/OSHA may issue a citation. Each citation carries a monetary penalty and esentative have the right to access the employer's IIPP. specifies a date by which the violation must be abated. A notice, which carries no to refuse to perform work that would violate an monetary penalty, may be issued in lieu of a citation for certain non-serious violations. standard or order where such violation would create a Penalty amounts depend in part on the classification of the violation as regulatory,

general, serious, repeat, or willful; and whether the employer failed to abate a previous hed in any way for filing a complaint about unsafe or violation involving the same hazardous condition. Base penalty amounts, penalty ns, or for otherwise exercising your rights to a safe and adjustment factors, and minimum and maximum penalty amounts are set forth in el that you have been fired or punished for exercising California Code of Regulations, title 8, section 336 (www.dir.ca.gov/title8/336.html). nplaint about this type of discrimination by contacting In addition, a willful violation that causes death or permanent impairment of the body ornia Department of Industrial Relations, Division of of any employee can result, upon conviction, in a fine of up to \$250,000 or (Labor Commissioner's Office) or the San Francisco imprisonment up to three years, or both, and if the employer is a corporation or limited liability company, the fine may be up to \$1.5 million.

government agencies may only file these complaints The law provides that employers may appeal citations within 15 working days of

An employer who receives a citation, Order to Take Special Action, or Special Order must post it prominently at or near the place of the violation for three working days, ur coworkers safe, you should tell your employer about or until the unsafe condition is corrected, whichever is longer, to warn employees of danger that may exist there. Any employee may protest the time allowed for correction of the violation to the Division of Occupational Safety and Health or the Occupational Safety and Health Appeals Board.

District Offices

Bakersfield

Foster City

Long Beach

Los Angeles

Modesto

Monrovia

Oakland

Redding

Sacramento

San Diego

Monrovia

San Bernardino

San Francisco

Fremont

Fresno

American Canyon

you.

PONSIBILITIES:



If you have information regarding possible violations of state or federal statutes, rules, or regulations, or violations of fiduciary responsibility by a corporation or limited liability company to its shareholders, investors, or employees, call the California State Attorney General's Whistleblower Hotline at 1-800-952-5225. The Attorney General will refer your call to the appropriate government authority for review and possible investigation.

ge, the employer must make up the difference. Someemplo **IURSING MOTHERS** The FLSA requires employers to provide reasonable break time for a nursing mother employee who is subject to the FLSA's overtime requirements in order for the employee to express breast milk for her nursing child for one year after the child's birth each time such employee has a need to express breast milk. Employers are also required to provide a place, other than a bathroom, that is shielded from view and free from intrusion from coworkers and the public, which may be used by the employee to express breast milk. **ENFORCEMENT** The Department has authority to recover back wages and an equal amount in liquidated damages in instances of minimum wage, overtime, and other violations. The Department may litigate and/or recommend criminal ecution. Employers may be assessed civil money

y workers as "independ contractors" when they are actually employees under the FLSA. It is important to know the difference between the wo because employees (unless exempt) are entitled to the FLSA's minimum wage and overtime pay protections and correctly classified independent contractors are not. Certain full-time students, student learners, apprentices and workers with disabilities may be paid less than the minimum wage under special certificates issued by the Department of Labor. WAGE AND HOUR DIVISION **WHE** UNITED STATES DEPARTMENT OF LABOR 866-487-9243 TTY: 1-877-889-5627 WH1088 www.dol.gov/whd REV 07/1

San Francisco 455 Golden Gate Ave., Rm 9516, San Francisco 94102 (415) 557-0300 Fresno Sacramento 1750 Howe Ave., Ste. 430, Sacramento 95825 (916) 263-2803 Santa Ana 2 MacArthur Place, Ste. 720, Santa Ana 92707 (714) 558-4300 800 Royal Oaks Dr., Ste. 105, Monrovia 91016 (626) 471-9122

Enforcement of Cal/OSHA workplace safety and health standards is carried out by the Division of Occupational Safety and Health, under the California Department of Industrial Relations, which has primary responsibility for administering the Cal/OSHA program. Safety and health standards are promulgated by the Occupational Safety and Health Standards Board. Anyone desiring to register a complaint alleging inadequacy in the administration of the California Occupational Safety and Health Plan may do so by contacting the San Francisco Regional Office of the Occupational Safety and Health Administration (OSHA), U.S. Department of Labor Tel: (415) 625-2547. OSHA monitors the operation of state plans to assure that continued approval ismerited. March 2021