health and safety concern with you or

with OSHA, or reporting a work-related

available to small and medium-sized

employers, without citation or penalty,

through OSHA-supported consultation

programs in every state.

injury or illness.

Fast Food Worker? See Fast

Food Minimum Wage Post

Overtime after 40 hours \$21.30

If you have questions, need more information or want to file a complaint, please visit www.labor.ny.gov/minimumwage or call: 1-888-469-7365.

Credits and Allowances that may reduce your pay below the minimum wage rates shown above Tips - Beginning December 31, 2020, your employer must pay the full applicable minimum wage rate, and cannot take any tip credit.

Meals and lodging — Your employer may claim a limited amount of your wages for meals and lodging that they provide to you, as long as they do not charge you anything else. The rates and requirements are set forth in wage orders and summaries, which are available online.

Overtime after 40 hours \$22.50

Extra Pay you may be owed in addition to the minimum wage rates shown above: • Overtime – You must be paid 1½ times your regular rate of pay (no less than amounts shown above) for weekly hours over 40 (or 44 for residential employees). Exceptions: Overtime is not required for salaried professionals, or for executives and administrative staff whose weekly salary is more than 75 times the minimum wage rate.

Call-in pay - If you go to work as scheduled and your employer sends you home early, you may be entitled to extra hours of pay at the minimum wage rate for that day. Spread of hours – If your workday lasts longer than ten hours, you may be entitled to extra daily pay. The daily rate is equal to one hour of pay at the minimum wage rate Uniform maintenance – If you clean your own uniform, you may be entitled to additional weekly pay. The weekly rates are available online. LS 207 (11/22) Minimum Wage Poster Post in Plain View

Blood Donation Leave

New York State Department of Labor, Division of Labor Standards. Guidelines for Implementation of Employee Blood Donation Leave
Section 202-j of the Labor Law mandates that employers provide leave time to employees for the purpose of donating blood. As the entity responsible for the administration of this provision of law, the Department of Labor hereby

section 202-j of the Labor Leav Mindrades that emiplyers provise leave time to employees of outside project of the pulpose of outside project of the pulpose onation leave alternative" shall include either a blood drive at the employee's place of employment or a blood donation option at some other convenient time and place set by the employe I. Compensation for Leave: Leave granted to employees for off-premises blood donation is not required to be paid leave. Leave taken by employees for donation leave alternatives shall be paid leave given without requiring the II. Compensation for Leave: Leave granted to employees for on-premises blood donation is not required to be paid leave. Leave taken by employees for donation leave alternatives shall be paid leave given without requiring the employee to use accumulated vacation, personal, sick, or other already existing leave time.

III. Off-Premises Donation: Leave for off-premises donation shall be subject to the following: a. Employees taking leave for off-premises blood donation shall be permitted at least one leave period per calendar year of three hours duration during the employee's regular work schedule. b. Any additional leave time taken by employees in connection with off-premises blood donation shall be subject to all other rules and guidelines governing leave established by the employer or applicable collective bargaining agreements. c. Employers are not required to allow off-premises blood donation leave under Labor Law § 202-j to accrue if it is not used during the calendar year.

IV. Blood Donation Leave Alternatives: As an alternative to providing the leave time otherwise required by Labor Law §202-j and the preceding guidelines for off-premises blood donation, an employer may elect blood donation. IN. Blood Donation Leave Alternatives: As an alternative to providing the leave time otherwise required by Labor Law §202-) and the preceding guidelines for oir-premises blood contation, an employee may elect blood contation, an employee from a fellowing: a. Leave for blood donation leave alternatives shall be given without use of vacation, personal, sick, or other already existing leave accruals. b. Leave for blood donation leave alternatives shall be given without use of vacation, personal, sick, or other already existing leave accruals. b. Leave for blood donation leave alternatives under this section of the guidelines shall be for the purpose of donating blood at a convenient time and place set by the employeer shall mean a time that will not require an employee to attend outside of his/her normal work hours and shall not require an employee to travel to a location which is not a reasonable travel distance for employees. C. Employee leave time under this section must be given during an employee's work hours. For purposes of this paragraph, "during work hours" means that the blood drive must be held during the employee's regularly scheduled work hours. If an employee provides prompt notice that he or she is not or was not able to participate in a blood donation leave alternative because the employee is or was on leave (such as sick or vacation leave), and if as a result the employer has not provided the employee with the opportunity. she is not or was not able to participate in a blood donation leave alternative because the employee is or was on leave (such as sick or vacation leave), and if as a result the employer has not provided the employee with the opportunity to participate in at least two blood leave alternatives during working hours in a calendar year, the employer must either make available another such alternative to the employee, or allow the employee to take leave to make an off-premises donation in accordance with section III. e. Off-premises donation heave time shall be subject to all the terms and conditions applicable to off-premises donation leave time set forth elsewhere in these guidelines. f. Employees donating blood during a blood donation leave alternative must be allowed sufficient leave time necessary to donate blood, to recover, including partaking nourishment after donating, and to return to work. g. Nothing herein shall prevent two or more employers from coordinating or cosponsoring a blood donation leave alternatives, atlenatives, employers electing these alternatives are encouraged to offer their employees up to three hours of blood donation leave for the purpose of donating blood components through apheresis should they wish to do so. Such leave would be subject to all the provisions applying to off-premises blood donation set forth elsewhere in these guidelines. i. Notice of any blood donation leave alternative shall be prominently posted in the workplace at least two weeks beforehand. To count towards the two blood donation leave alternatives in a calendar year under this section, notice of the final such leave must be provided prior to December 1 of that year. No blood leave alternatives should be scheduled during a time when a significant number of employees are out of the office, such as during the last week of December or around other significant holidays. j. To meet the requirements of § 202-j through blood donation leave alternatives, at least two such alternatives provided during a calendar year must employee translows, of unle comparative mention. Oscint motice most we provided to all employees within study (ob) days after issuance of the restriction of the employee at a freezessary. In the employee within study (ob) days after issuance of the employee is the fall of the employee of the employees to give reasonable notice would consist of notice two days prior to the day on which leave will be taken. If leave is for a blood donation leave alternative, reasonable notice would consist of notice two days prior to the day on which leave will be taken. In cases where the employee fills a position essential to the operation of the employer or necessary to comply with legal requirements, and three days notice is insufficient to allow the employee's position to be filled during the donation, the employer shall require notice no longer than is necessary to feasibly fill the position, but in no case longer than ten working days. The employer shall notify all covered employees of this extended notice requirement in compliance with the notice requirements of these guidelines. e. Should the employee experience an emergency requiring that he/she donate blood for his or her own surgery or that of a family member, employers must provide reasonable accommodations for a shorter notice period. Recordkeeping: An employer may equire employees making off-premises blood donation to show proof of their blood donation in the form of notice of blood donation or a good faith effort at blood donation from the blood bank or some other proof sufficient to the WI. Employer Discretion: Nothing herein shall prevent an employer from establishing policies or practices which support more frequent donation of blood by employees including, but not limited to, paid leave, additional blood donation leave, shorter notice periods, or more generous leave periods for donation of blood in preparation for surgery on the employee or an employee's family member.

WII. Collective Bargaining: Nothing herein shall prevent employers and employees, or their representatives, from making the terms and conditions of employee blood donation leave a matter of collective bargaining, provided however that any collectively bargained conditions affecting blood donation leave shall not diminish the minimum requirements set forth in Labor Law 202-j and these guidelines.

Albany District State Office Campus Bldg. 12, Room 185A Albany, NY 12240 (518) 457-2730	Binghamton District Sub-District 44 Hawley St. Room 909 Binghamton, NY 13901 (607) 721-8014	New York City District 75 Varick Street, 7th Floor New York, NY 10013 (212)775-3880	Garden City 400 Oak Street Suite 101 Garden City, NY 11530-6551 (516) 794-8195	
Buffalo District Rochester 65 Court Street Sub-District Room 202 109 S. Union Street Buffalo, NY 14202 Room 318 (716) 847-7141 Rochester, NY 14607 (585) 258-4550		Syracuse District 333 East Washington Street Room 121 Syracuse, NY 13202 (315) 428-4057	White Plains District 120 Bloomingdale Road White Plains, NY 10605 (914) 997-9521	

Child Labor

Maximum

Note: There are many prohibited occupations for minors in New York State.

Sub-District

276 Waring Road

Room 104

For more information about New York State Child Labor Laws and provisions please visit the Department of

Syracuse District

333 East Washington

Street

Room 121

White Plains District

120 Bloomingdale Road

White Plains, NY 10605

(914) 997-9521

Age of Minor Girls and Boys		Industry or Occupation	Daily Hours	Weekly Hours	Days per Week	Permitted Hours	
		All occupations except farm work,	3 hours on school days. 8 hours on other days.	18¹	6	7 AM to 7 PM	
School, When school is in session:	14 and 15 16 and 17	newspaper carrier and street trades All occupations except farm work, newspaper carrier and street trades.	4 hours on days preceding school days: Monday, Tuesday, Wednesday, Thursday ² . 8 hours on: Friday, Saturday, Sunday and Holidays. ⁴ .	28 ⁴	6 ⁴	6 AM to 10 PM ³	
Attending School, When school is not	14 and 15	All occupations except farm work, newspaper carrier and street trades.	8 hours	40	6	7 AM to 9 PM June 21 to Labor Day	
in session (vacation):	16 and 17	All occupations except farm work, newspaper carrier and street trades	8 hours ⁴	48 ⁴	6⁴	6 AM to Midnight 4	
Not Attending School:	16 and 17	All occupations except farm work, newspaper carrier and street trades	8 hours ⁴	484	6 ⁴	6 AM to Midnight 4	
Farm Work:	12 and 13 14 to 18	Hand harvest of berries, fruits and vegetables. Any farm work	4 hours			June 21 to Labor Day 7 AM to 7 PM. Day after Labor Day to June 20, 9 AM to 4 PM.	
Newspaper Carriers:	Delivers, or sells and delivers 11 to 8 newspapers, shopping papers or periodicals to homes or business places.		4 hours on school days. 5 hours on other days.			5 AM to 7 PM or 30 minutes prior to sunset, whichever is later	
Street Trades:	14 to 18	Self-employed work in public places selling newspapers or work as a boot-black	4 hours on school days. 5 hours on other days.			6 AM to 7 PM	

¹ Students 14 and 15 enrolled in an approved work/study program may work 3 hours on a school day, 23 hours in any one-week when school is in session.
² Students 16 and 17 enrolled in an approved Cooperative Education Program may work up to 6 hours on a day preceding a school day other than a Sunday or Holiday when school is in session, as long as the hours are in conjunction with the Program.

3 6 AM to 10 PM or until midnight with written parental and educational authorities consent on day preceding a school day and until midnight on day preceding a non-school day with written parental consent.

4 This provision does not apply to minors employed in resort hotels or restaurants in resort areas.

he Employer must post a schedule of work hours for minors under 18 years old in the establishment. An Employment Certificate (Working Paper) is required for all employed minors under 18 years old Penalties for Child Labor Laws violations

*If a minor is seriously injured or dies while illegally employed, the penalty is three times the maximum penalty

Albany District **Buffalo District** Garden City District New York City District 400 Oak Street State Office Campus 290 Main Street 75 Varick Street

Rochester, NY 14609 Syracuse, NY 13202 (212) 775-3880 (315) 428-4057

Clean Air Indoor Act

the government section of your telephone book, or at www.health.state.ny.us. No Smoking" signs or a sign with the international "in os moking" symbol on it must be prominently posted and properly maintained where smoking is prohibited or permitted. The Act states that smoking shall not be permitted and that no person shall smoke in the following indoor areas: Places of employment; Bars; Restaurants; Enclosed indoor swimming areas; Public transportation including all ticketing, boarding and waiting areas; buses, vans, taxicabs and limousines; All places of employment where services are offered to children; All schools, including school grounds; All public and private colleges, universities and other educational and vocational institutions; General hospitals; Residential health-care facilities, except separately designated smoking rooms for adult patients; Commercial establishments used for the purpose of carrying on or exercising any trade, profession, vocation or charitable activity; All indoor arenas; Zoos; and Bingo facilities. noking is permitted in the following areas or businesses: Private homes and private residences when not used for day care; private automobiles; Hotel or motel rooms rented to one or more guests; Retail tobacco businesses (primar inctivity is the retail sale of tobacco products and accessories, and the sale of other products is merely incidental); Membership associations where all duties related to the operation of the association are performed by volunteers who

The enforcement officer for a city or county health department can assess a penalty of up to \$1,000 for each violation. In areas where the State Health Department is the enforcement officer, a fine of up to \$2,000 may be For more information about the Act, call 1-800-458-1158, ext. 2-7600

Time Off To Vote

New York State Election Law
(As amended by Chapter 56 of the Laws of 2020) § 3-110. Time allowed employees to vote.

1. If a registered voter does not have sufficient time outside of his or her scheduled working hours, within which o vote on any day at which he or she may vote, at any election, he or she may, without loss of pay for up to two ours, take off so much working time as will, when added to his or her voting time outside his or her working hours, If an employee has four consecutive hours either between the opening of the polls and the beginning of his or er working shift, or between the end of his or her working shift and the closing of the polls, he or she shall be eemed to have sufficient time outside his or her working hours within which to vote. If he or she has less than our consecutive hours he or she may take off so much working time as will, when added to his or her voting time utside his or her working hours enable him or her to vote, but not more than two hours of which shall be without oss of pay, provided that he or she shall be allowed time off for voting only at the beginning or end of his or her vorking shift, as the employer may designate, unless otherwise mutually agreed.

If the employee requires working time off to vote the employee shall notify his or her employer not more than ten or less than two working days before the day of the election that he or she requires time off to vote in accordance with the provisions of this section. 4. Not less than ten working days before every election, every employer shall nost conspicuously in the place of

this section. Such notice shall be kept posted until the close of the polls on election day.

ATTENTION ALL EMPLOYEES

TIME ALLOWED EMPLOYEES TO VOTE ON ELECTION DAY N.Y. ELECTION LAW SECTION 3-110I STATES THAT:
• IF YOU DO NOT HAVE 4 CONSECUTIVE HOURS TO VOTE, EITHER FROM THE OPENING OF THE POLLS TO THE BEGINNING OF YOUR WORKING SHIFT, OR BETWEEN THE END OF YOUR WORKING SHIFT AN D THE CLOSING OF THE POLLS, YOU MAY TAKE OFF UP TO 2 HOURS, WITHOUT LOSS OF PAY, TO ALLOW YOU TIME TO VOTE IF YOU ARE A REGISTERED VOTER.

YOU MAY TAKE TIME OFF AT THE BEGINNING OR END OF YOUR WORKING SHIFT, AS YOUR EMPLOYER MAY DESIGNATE, UNLESS OTHERWISE MUTUALLY AGREED. YOU MUST NOTIFY YOUR EMPLOYER NOT LESS THAN 2 DAYS. BUT NOT MORE THAN 10 DAYS BEFORE THE DAY OF THE ELECTION THAT YOU WILL TAKE TIME OFF TO VOTE Revised 4.14.2020
Employers: Not less than ten working days before any Election Day, every employer shall post consp the place of work where it can be seen as employees come or go to their place of work, a notice setting forth the isions of this law. Such notice shall be kept posted until

Correction Law

NEW YORK CORRECTION LAW ARTICLE 23-A. LICENSURE AND EMPLOYMENT OF PERSONS PREVIOUSLY CONVICTED OF ONE OR MORE CRIMINAL OFFENSES. Section 750. Definitions. 751. Applicability. 752. Unfair discrimination against persons previously convicted of one or more criminal offenses prohibited. 753. individual's having been previously convicted of one or more criminal offenses, or by reason of a finding of lack of "good moral character" when such finding is based upon the fact that the individual has previously been convicted of one or more criminal offenses, unless: (1) There is a direct relationship between one or more of the previous criminal actors to be considered concerning a previous criminal conviction; presumption. 754. Written statement pon denial of license or employment. 755. Enforcement. §750. Definitions. For the purposes of this article, the following terms shall have the following meanings: (1) "Public agency" means the state or any local subdivision thereof, or any state or local department, agency, board or mission. (2) "Private employer" means any person, company, corporation, labor organization or association whicl commission. (2) Private employer means any person, company, composition, about organization of association which imploys ten or more persons. (3) "Direct relationship" means that the nature of criminal conduct for which the person vas convicted has a direct bearing on his fitness or ability to perform one or more of the duties or responsibilities cessarily related to the license, opportunity, or job in question, (4) "License" means any certificate, license, permit grant of permission required by the laws of this state, its political subdivisions or instrumentalities as a condition r the lawful practice of any occupation, employment, trade, vocation, business, or profession. Provided, however

that "license" shall not, for the purposes of this article, include any license or permit to own, possess, carry, or fire any explosive, pistol, handgun, rifle, shotgun, or other firearm. (5) "Employment" means any occupation, vocation or employment, or any form of vocational or educational training. Provided, however, that "employment" shall not, for the irposes of this article, include membership in any law enforcement agency. **751. Applicability.** The provisions of this article shall apply to any application by any person for a license or mployment at any public or private employer, who has previously been convicted of one or more criminal offenses in

this state or in any other jurisdiction, and to any license or employment held by any person whose conviction of one or more criminal offenses in this state or in any other jurisdiction preceded such employment or granting of a license. except where a mandatory forfeiture, disability or bar to employment is imposed by law, and has not been removed y an executive pardon, certificate of relief from disabilities or certificate of good conduct. Nothing in this article shall be construed to affect any right an employer may have with respect to an intentional misrepresentation in connection vith an application for employment made by a prospective employee or previously made by a current employee.

§752. Unfair discrimination against persons previously convicted of one or more criminal offenses prohibited. No application for any license or employment, and no employment or license held by an individual, b which the provisions of this article are applicable, shall be denied or acted upon adversely by reason of the

the safety or welfare of specific individuals or the general public. §753. Factors to be considered concerning a previous criminal conviction; presumption. 1. In making a termination pursuant to section seven hundred fifty-two of this chapter, the public agency or private employe shall consider the following factors: (a) The public policy of this state, as expressed in this act, to encourage the licensure and employment of persons previously convicted of one or more criminal offenses. (b) The specific duties and responsibilities necessarily related to the license or employment sought or held by the person. (c) The bearing. any, the criminal offense or offenses for which the person was previously convicted will have on his fitness or ability to perform one or more such duties or responsibilities. (d) The time which has elapsed since the occurrence of the criminal offense or offenses. (e) The age of the person at the time of occurrence of the criminal offense or offenses. (f) The seriousness of the offense or offenses. (g) Any information produced by the person, or produced on his behalf, in regard to his rehabilitation and good conduct. (h) The legitimate interest of the public agency or private employer in protecting property, and the safety and welfare of specific individuals or the general public. 2. In making determination pursuant to section seven hundred fifty-two of this chapter, the public agency or private employer shall also give consideration to a certificate of relief from disabilities or a certificate of good conduct issued to the applicant, which certificate shall create a presumption of rehabilitation in regard to the offense or offenses specified therein of one or more criminal offenses who has been denied a license or employment, a public agency or private employer

offenses and the specific license or employment sought or held by the individual; or (2) the issuance or conti

shall provide, within thirty days of a request, a written statement setting forth the reasons for such denial §755. Enforcement. 1. In relation to actions by public agencies, the provisions of this article shall be enforceable by a proceeding brought pursuant to article seventy-eight of the civil practice law and rules. 2. In relation to actions by private employers, the provisions of this article shall be enforceable by the division of human rights pursuant to the powers and procedures set forth in article fifteen of the executive law, and, concurrently, by the New York city

eductions from Wages • Section 193 of the New York State Labor Law 193. Deductions from wages . No employer shall make any deduction from the wages of an employee, except deductions which

a. are made in accordance with the provisions of any law or any rule or regulation issued by any governmental agency; or are expressly authorized in writing by the employee and are for the benefit of the employee; provided that such authorization is kept on file on the employer's premises. Such authorized deductions shall be limited to payments for insurance premiums, pension or health and welfare benefits, contributions to charitable organizations, payments for United States bonds, payments for dues or ssessments to a labor organization, and similar payments for the benefit of the employee. No employer shall make any charge against wages, or require an employee to make any payment by separate transaction unless such charge or payment is permitted as a deduction from wages under the provisions of subdivision one of this section. . Nothing in this section shall justify noncompliance with article three-A of the personal property law relating to assignment of earnings, nor with any other law applicable to deductions from wages.

All other wage deductions are illegal in New York. These include, but are not limited to:
• Repayment of loans, advances or debts • Recovery of employment-related expenses • Recovery for spoilage or breakage Purchases made from employers or employer-sponsored stores, cafeterias, and like establishments • Cash register shortages

Fringe Benefit & Hours 1. An employer shall distribute in writing to each employee, the employer's policy on the above- enumerated items. The employer upon the request of the Department must be able to affirmatively demonstrate that such written notification was provided to employees by means, which may include, but not be limited to, distribution through company newspapers or newsletters or by inclusion in a company payroll.

Harriman State Office Campu Building 12, Albany, NY 1224 www.labor.ny.gov

rements to Notify Employees About Time Off and Work Hours

ection 195.5 of the New York State Labor Law effective December 12, 1981 provides as follows: Every employer shall notify his employees in writing or by publicly posting the employer's policy n sick leave, vacation, personal leave, holidays and hours."

State Office Campu Bldg. 12 Room 185 44 Hawley Stree Albany, NY 12240 Binghamton, NY 13901 (518) 457-2730

(607) 721-8014 5 Court Street Sub-District loom 202 276 Waring Road Buffalo, NY 14202 Room 104 Rochester, NY 14609

(212) 775-3880 Syracuse District Room 121

For more information, call or write the nearest office of the Division of Labor Standards, of the New York State **Garden City District** 400 Oak Street Suite 101 Garden City, NY 11530 (516) 794-8195

75 Varick Street New York, NY 10013 333 East Washington Street Syracuse, NY 13202

White Plains District 120 Bloomingdale Road White Plains, NY 10605 (914) 997-9521

Veteran Benefits and Services The following resources and hotlines are available at no-cost to help veterans understand their rights, protections, benefits, and accommodations: dol.ny.gov/veteran-benefits-and-services

MENTAL HEALTH AND SUBSTANCE ABUSE RESOURCES

 Property tax exemptions: tax.ny.gov/pit/property/exemption/vetexempt.htm **EDUCATION, WORKFORCE, AND TRAINING RESOURCES** Veteran Readiness and Employment New York State Civil Service Credits for Veterans Program: www.cs.ny.gov ADDITIONAL RESOURCES

NYS Domestic and Sexual Violence Hotline Call: 800-942-6906 Text: 844-997-2121 NYS Workplace Sexual Harassment Hotline NYS Department of Motor Vehicles:

 Veteran Status Designation Photo Document: dmv.ny.gov/more-info/veteran-statusdesignation-photo-document Veteran License Plate:

NEW YORK STATE DEPARTMENT OF LABOR VETERANS' PROGRAM Help Line: 1-888-469-7365 Services: Workforce and training resources



YOU HAVE A RIGHT TO KNOW! Your employer must inform you of the health effects and hazards of toxic substances at your worksite. Learn all you can about toxic substances on your job.

U.S. Department of Veterans Affairs Veterans Crisis Call: 988, press 1 Text: 838255 Suicide and Crisis Lifeline: www.veteranscrisisline.net Crisis Textline: ext: 741741 Chat: crisistextline.org NYS Office of Mental Health (OMH):

NYS Office of Addiction Services and Supports

eterans Treatment Courts (VTC): ww2.nycourts.gov/

(OASAS): www.oasas.nv.gov/hop

Call: 1-877-8-HOPENY (467469)

Text: HOPENY (467369)

LEGAL SERVICES

ENT FOR FAS num wage rate

nlease call: 1-888-4NYSDOL (1-888-469-7365) or visit

Services: Legal, education, employment and volunteer, financial, health care, and more.

unemployment insurance, the Experience Counts

For more information, contact: **Location & Phone Number** THE RIGHT TO KNOW LAW WORKS FOR YOU. NEW YORK STATE DEPARTMENT OF HEALTH

☐ WEEKLY ☐ BI-WEEKLY ☐ SEMI-MONTHLY ☐ MONTHLY ☐

The New York State Unemployment Insurance Program provides immediate, short term financial protection for people who are out of work through no fault of their own. Unemployment Insurance Reform Legislation effective April 1, 1999 brought significant changes to the program. This brochure reviews the rules under which your former employees can collect unemployment insurance benefits, and explains what you should do when a former employee files a claim for benefits. Statements in this brochure are intended for general information and do not have the effect of law or regulation. You may review the New York State Unemployment Insurance Law (Article 18 of the New York State

Fast Food Minimum Wage For more information on the definition of a fast food establishment and what is considered a chain, please see the Hospitality Industry Regulations available at https://doi.ny.gov/hospitality-industry-wage-order-cr-146. Rest of the State

New York City FREQUENTLY ASKED QUESTIONS WHAT TYPE OF WORKERS DOES THIS MINIMUM WAGE AFFECT?

akery and Grill, Jamba Juice, KFC, McDonald's, Nathan's Famous, Pizza Hut, Quiznos, Shake Shack

EHW Family Medical Leave Act EMPLOYEE RIGHTS UNDER THE FAMILY AND MEDICAL LEAVE ACT · Work at a location where the employer has at least 50 employees within 75 miles of the 'Special "hours of service" requirements apply to airline flight crew employees.

LEAVE ENTITLEMENTS: Eligible employees who work for a covered employer can take up to For the employee's own qualifying serious health condition that makes the employee unable to For qualifying exigencies related to the foreign deployment of a military member who is the Employees may choose, or an 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

Upon return from FMLA leave, most employees must be restored to the same job or one nearly 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 someone for using or trying to use FMLA leave, opposing any practice made unlawful by the FMLA, or being involved in any proceeding under or related to the FMLA.

REQUESTING LEAVE: Generally, employees must give 30-days' advance notice of the need for FMLA leave. If it is not possible to give 30-days' notice, an employee must notify the 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 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 perform his or her job functions, that a family member cannot perform daily activities, or that hospitalization o continuing medical treatment is necessary. Employees must inform the employer if the need for leave is for a reason for which FMLA leave was previously taken or certified. Employers can require a certification or periodic recertification supporting the need for leave. indicating what additional information is required. reason for ineligibility. ich leave will be designated as FMLA leave. Hour Division, or may bring a private lawsuit against an employer

YOU MAY NEED TO CHECK YOUR WITHHOLDING

For additional information: 1-866-4-USWAGE (1-866-487-9243) TTY: 1-877-889-5627 www. dol.gov/whd U.S. Department of Labor • Wage and Hour Division Updated 8/16

• FOR USE BY PRIVATE SECTOR AND STATE GOVERNMENT EMPLOYERS • 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 Disaste

Medical System. USERRA also prohibits employers from discriminating against past and present members of the uniformed services, and applicants to the uniformed services You have the right to be reemployed in your civilian job if you leave that job to perform service in the uniformed service and

• you ensure that your employer receives advance written or verbal notice of your service; • you have five years or less of cumulative service in the uniformed services while with that particular employer; • 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 disqualifying discharge or under other f you are eligible to be reemployed, you must be restored to the job and benefits you would have attained if you had not been absent due to military service or, in some cases, a comparable job. RIGHT TO BE FREE FROM DISCRIMINATION AND RETALIATION

If you: • are a past or present member of the uniformed service; • have applied for membership in the uniformed service; or • are obligated to serve in the uniformed service; then an employer may not leny you: • initial employment; • reemployment; • retention in employment; • promotion; or • any benefit of employment because of this status • If you leave your job to perform military service, you have the right to elect to continue your existing employer-based health plan coverage for you and your dependents for up to 24 months while in the

• The U.S. Department of Labor, Veterans Employment and Training Service (VETS) is authorized to investigate and resolve complaints of USERRA violations. • For assistance in filing a complaint, or for any other information on USERRA, contact VETS at 1-866-4-USA-DOL or visit its website at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at https://www.dol.gov/agencies/vets/. An interactive online USERRA Advisor can be viewed at <a h webapps.dol.gov/elaws/vets/userra • 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, for representation. • You may also bypass the VETS process and bring a civil action against an employer for violations of USERRA. In addition, an employer may not retaliate against anyone assisting in the enforcement of USERRA rights, including testifying or making a statement in connection with a proceeding under USERRA,

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: https://www.dol.gov/agencies/vets/









Updated 6/2

Office of Special Counsel

The Employee Polygraph Protection Act prohibits most private employers from using lie detector tests either for pre-employment screening or during the course of employment.

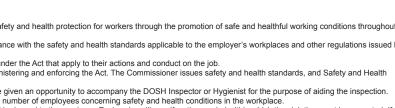
Where polygraph tests are permitted, they are subject to numerous strict standards concerning the conduct and length of the test. Examinees have a number of specific rights, including the right to a written notice before testing, the right to refuse or discontinue a test, and the right not to have test results disclosed to unauthorized persons. he Secretary of Labor may bring court actions to restrain violations and assess civil penalties against violators. Employees or job applicants may also bring their own court actions THE LAW REQUIRES EMPLOYERS TO DISPLAY THIS POSTER WHERE EMPLOYEES AND JOB APPLICANTS CAN READILY SEE IT. 1-866-487-9243 • TTY: 1-877-889-5627 <u>www.dol.gov/whd</u>

WAGE AND HOUR DIVISION UNITED STATES DEPARTMENT OF LABOR

uirements of the Act include the following:

Updated 8/1





State Office Campus	65 Court Street Buffalo	75 Varick Street (7th Floor) New York	
Rm 158 Albany, NY 12240 Tel: (518) 457-5508	NY 14202 Tel: (716) 847-7133	NY 10013 Tel: (212) 775-3548	
450 South Salina Street Syracuse	120 Bloomingdale Road White Plains	44 Hawley St. Binghamton	
NY 13202 Tel: (315) 479-3212	NY 10605 Tel: (914) 997-9514	NY 13901 Tel: (607) 721-8211	
400 Oak Street, Suite 101 Garden City	109 S. Union Street Rochester	207 Genesee Street Utica	
NY 11530 Tel: (516) 228-3970	NY 14607 Tel: (585) 258-4570	NY 13501 Tel: (315) 793-2258	

Whistleblower Protections

Notice of Employee Rights, Protections, and Obligations Inder Labor Law Section 740 Prohibited Retaliatory Personnel Action by Employers Effective January 26, 2022 fective January 26, 2022
740. Retaliatory action by employers; prohibition.
Definitions. For purposes of this section, unless the context specifically indicates otherwise:
) "Employee" means an individual who performs services for and under the control and direction of an employer ranges or other remuneration, including former employees, or natural persons employed as independent intractors to carry out work in furtherance of an employer's business enterprise who are not themselves Employer" means any person, firm, partnership, institution, corporation, or association that employs one or ore employees.
) "Law, rule or regulation" includes: (i) any duly enacted federal, state or local statute or ordinance or executive order; (ii) any rule or regulation promulgated pursuant to such statute or ordinance or executive order; or (iii) any udicial or administrative decision, ruling or order.
d) "Public body" includes the following:
i) the United States Congress, any state legislature, or any elected local governmental body, or any member or

(i) the United States Congress, any state legislature, or any elected local governmental body, or any member or employee thereof;
(ii) any federal, state, or local court, or any member or employee thereof, or any grand or petit jury;
(iii) any federal, state, or local acquilatory, administrative, or public agency or authority, or instrumentality thereof;
(iv) any federal, state, or local alwa enforcement agency, prosecutorial office, or policice or peace officer;
(v) any federal, state or local department of an executive branch of government; or
(vi) any division, board, bureau, office, committee, or commission of any of the public bodies described in subparagraphs (i) through (v) of this paragraph.
(e) "Retaliatory action" means an adverse action taken by an employer or his or her agent to discharge, threaten, penalize, or in any other manner discriminate against any employee or former employee exercising his or her rights under this section, including (i) adverse employment actions or threats to take such adverse employment actions against an employee in the terms of conditions of employment including but not limited to discharge, suspension, or demotion; (ii) actions or threats to take such actions that would adversely impact a former employee's current or future employment; or (iii) threatening to contact or contacting United States immigration authorities or otherwise reporting or threatening to report an employee's suprected citizenship or immigration status of an employee's suprected citizenship or immigration status of an employee's family or household member, as defined in subdivision two of section four hundred fifty-nine-a of the social services law, to a federal, state, or local agency. (f) "Supervisor" means any individual within an employee's organization who has the authority to direct and control the work performance of the affected employee; or who has managerial authority to direct and control the work performance of the affected employee does any of the following:

2. Prohibitions. An employe

any such activity, policy or practice by such employer; or
(c) objects to, or refuses to participate in any such activity, policy or practice.

3. Application. The protection against retaliatory action provided by paragraph (a) of subdivision two of this section pertaining to disclosure to a public body shall not apply to an employee who makes such disclosure to a public body unless the employee has made a good faith effort to notify his or her employer by bringing the activity, policy or practice to the attention of a supervisor of the employer and has afforded such employer a reasonable opportunity to correct such activity, policy or practice. Such employer notification shall not be required where:
(a) there is an imminent and serious danger to the public health or safety;
(b) the employee reasonably believes that reporting to the supervisor would result in a destruction of evidence or other concealment of the activity, policy or practice;
(c) such activity, policy or practice could reasonably be expected to lead to endangering the welfare of a minor;
(d) the employee reasonably believes that reporting to the supervisor would result in physical harm to the employee or any other person; or employee or any other person; or

e) the employee reasonably believes that the supervisor is already aware of the activity, policy or practice and will not correct such activity, policy or practice.

(e) the employee reasonably believes that the supervisor is already aware of the activity, policy or practice.

4. Violation; remedy.

(a) An employee who has been the subject of a retaliatory action in violation of this section may institute a civil action in a court of competent jurisdiction for relief as set forth in subdivision five of this section within two years after the alleged retaliatory action was taken.

(b) Any action authorized by this section may be brought in the county in which the alleged retaliatory action occurred, in the county in which the complainant resides, or in the county in which the employer has its principal place of business. In any such action, the parties shall be entitled to a jury trial.

(c) It shall be a defense to any action brought pursuant to this section that the retaliatory action was predicated upon grounds other than the employee's exercise of any rights protected by this section.

5. Relief. In any action brought pursuant to subdivision four of this section, the court may order relief as follows:

(a) an injunction to restrain continued violation of this section;

(b) the reinstatement of the employee to the same position held before the retaliatory action, or to an equivalent position, or front pay in lieu thereof;

(c) the reinstatement of full fringe benefits and seniority rights;

(d) the compensation for lost wages, benefits and other remuneration;

(e) the payment by the employer of reasonable costs, disbursements, and attorney's fees;

(f) a civil penalty of an amount not to exceed ten thousand dollars; and/or

(g) the payment by the employer of reasonable costs, disbursements, and attorney's fees and court costs and disbursements be awarded to an employer if the court determines that an action brought by an employee under this section was without basis in law or in fact.

7. Existing rights. Nothing in this section shall be deemed to diminish the rights, privileges, or remedies of any employee under any other law or regulation or under any collective bargain

Right To Express Breast Milk

. Notice A. Employers shall provide written notification of the provisions of Labor Law §206-c to employees who are returning to work, following the birth of a child, and their right to take unpaid leave for the purpose of xpressing breast milk. Such notice may either be provided individually to affected employees or to all employe

cation. B. An employee wishing to avail herself of this benefit is required to give her employer advance notice uch notice shall preferably be provided to the employer prior to the employee's return to work following the birth of the child in order to allow the employer an opportunity to establish a location and schedule leave time amongst I. Reasonable Unpaid Break Time A. Reasonable unpaid break time is sufficient time to allow the employee to om) each break shall generally be no less than thirty minutes. Employees can elect to take shorter unpaid raries depending on the amount of time the employee is separated from the nursing infant and the mother's shysical needs. In most circumstances, employers shall provide unpaid break time at least once every three hours equested by the employee. C. Upon election of the employee, unpaid break time may run concurrently with quested by the enployee. Or point election of the enployee, in place break thire may full continently will lail ow the Jularly scheduled paid break or meal periods. D. Upon election of the employee, an employer shall allow the ployee to work before or after her normal shift to make up the amount of time used during the unpaid break normal work hours. E. This benefit is available to the employee during their basic work week and any overtime or additional hours worked. F. An employee may be required to postpone scheduled unpaid break time for no more III. Reasonable Efforts and Privacy A. All employers are required to make reasonable efforts to provide a private room or other location for the purpose of expression of breast milk. "Reasonable effort" requires that the room or other location must be provided for use of employees expressing breast milk so long as it is neither significantly npracticable, inconvenient, or expensive to the employer to do so. Relevant factors in determining significant inpracticable, inconvenient, or expensive to the employer to do so. Relevant factors in determining significant inpracticality, inconvenience, or expense include but are not limited to: 1. The nature of work performed at the

IV. Close Proximity A. Any room or location provided for the expression of breast milk must be in close proximit to the work area of the employee(s) using it for the expression of breast milk. B. Close proximity means the room or location must be in walking distance and the distance to the location should not appreciably lengthen the brea time. C. Should an employer have more than one employee at a time needing access to a lactation room or other location, the employer may dedicate a centralized location for use by all such employees, provided however, that the employer shall make every effort to locate such space at a reasonable distance from the employees using it. D. Employers located in shared work areas such as office buildings, malls, and similar premises may cooperate with one another to establish and maintain a dedicated lactation room, provided however, that such rooms must be located at a reasonable distance from the employees using the room. Each employer utilizing such common dedicated lactation room will retain individual responsibility for ensuring that it meets all the requirements of thes quidelines with regard to their employees. Use of a common dedicated lactation room pursuant to this paragraph will not reduce, mitigate, or otherwise affect the employer's obligations under these guidelines. V. Non-Discrimination No employer shall discriminate in any way against an employee who chooses to express east milk in the workplace. Encouraging or allowing a work environment that is hostile to the right of nursing others to take leave for the purpose of expressing breast milk could constitute discrimination within the meaning of this section of the guidelines Suggested Employer Activities A. In addition to the activities set forth in the guidelines above, an employer may consider implementing one or more of the following activities in connection with the needs of employees

who are breast feeding children: 1. Providing educational information in the lactation room or area regarding the benefits of breastfeeding and tips on expressing and storing breast milk including posters, newsletters, books, and referral information to health education programs about breastfeeding. 2. Allowing flexible work hours, job sharing and/or part-time scheduling to accommodate employees with children of nursing age. 3. Providing an easily accessible sink to wash tubing used for pumping breast milk. 4. Allowing mothers of nursing children attending or site day care to take breaks to breast feed in lieu of pumping. 5. Providing a listing of lactation consultants whom breastfeeding mothers could contact for assistance. 6. Including protection for pregnant and breastfeeding mother in the company's sexual harassment policy. 7. Designation of a breastfeeding coordinator to allow consistent and coordinated implementation of this benefit in the workplace. B. Not all questions can be anticipated; therefore these guidelines may not cover all situations that may arise. For additional assistance or information please contact the Division of Labor Standards office nearest you.

District, Sub-District 44 Hawley St. Room 909 Binghamton, NY 13901 (607) 721-8014. New York City District, 75 Varick Street, 7th Floor New York, NY 10013 (212)775-3880. Garden City, 400 Oak Street Suite 101 Garden City, NY 11530-6551 (516) 794-8195. Buffalo District, 65 Court Street Room 202 Buffalo, NY 14202 (716) 847 Titl. Rochester, Sub-District 109 S. Union Street Room 318 Rochester, NY 14607 (585) 258-4550. Syracuse District, 333 East Washington Street Room 121 Syracuse, NY 13202 (315) 428-4057. White Plains District, 12 Bloomingdale Road White Plains, NY 10605 (914) 997-9521. http://www.labor.state.ny.us

Discrimination (2) restrictions of all rooms in a housing accommodation to individuals of the same sex (3) rental of a room by the occupant of a house or apartment (4) sale, rental, or lease of accommodations of housing exclusively to persons 55 years of age or older, and the spouse

THIS ESTABLISHMENT IS SUBJECT TO THE NEW YORK STATE HUMAN RIGHTS LAW (EXECUTIVE LAW, ARTICLE 15) DISCRIMINATION BASED UPON AGE, RACE, CREED, COLOR, NATIONAL ORIGIN, SEXUAL ORIENTATION, MILITARY STATUS, SEX, PREGNANCY, GENDER IDENTITY OR EXPRESSION, DISABILITY OR MARITAL STATUS IS PROHIBITED BY THE NEW YORK STATE HUMAN RIGHTS LAW. SEXUAL HARASSMENT OR HARASSMENT BASED UPON ANY OF THESE PROTECTED CLASSES ALSO IS PROHIBITED. ALL EMPLOYERS (until February 8, 2020, only employers with 4 or more employees are covered), EMPLOYMENT AGENCIES, LABOR ORGANIZATIONS AND APPRENTICESHIP TRAINING PROGRAMS sociated with race (also applies to all areas listed below); prior arrest or conviction record; predisposing genetic naracteristics; familial status; pregnancy-related conditions; domestic violence victim status. easonable accommodations for persons with disabilities and pregnancy-related conditions including lactation materials modation is an adjustment to a job or work environment that enables a person with a sability to perform the essential functions of a job in a reasonable manr lso covered: domestic workers are protected from harassment and retaliation; interns and nonemployees working in the workplace (for example temp or contract workers) are protected from all discrimination described above. If you wish to file a formal complaint with the Division of Human Rights, you must do so within one year after the discrimination occurred. The Division's services are provided free of charge. RENTAL, LEASE OR SALE OF HOUSING, LAND AND COMMERCIAL SPACE, INCLUDING ACTIVITIES OF REAL ESTATE BROKERS AND SALES PEOPLE If you wish to file a complaint in State Court, you may do so within three years of the discrimination. You may not file lso prohibited: discrimination on the basis of lawful source of income (for example housing vouchers, disability penefits, child support); familial status (families with children or being pregnant); prior arrest or sealed conviction Retaliation for filing a complaint or opposing discriminatory practices is prohibited. You may file a complaint with the Division if you have been retaliated against. FOR FURTHER INFORMATION, WRITE OR CALL THE DIVISION'S NEAREST OFFICE. HEADQUARTERS: ONE easonable accommodations and modifications for persons with disabilities may also be required

ALL CREDIT TRANSACTIONS INCLUDING FINANCING FOR PURCHASE, MAINTENANCE AND REPAIR OF PLACES OF PUBLIC ACCOMMODATION SUCH AS RESTAURANTS, HOTELS, HOSPITALS AND MEDICAL All public schools and private nonprofit schools, at all education levels, excluding those run by religious organization. ADVERTISING AND APPLICATIONS RELATING TO EMPLOYMENT. REAL ESTATE. PLACES OF PUBLIC ACCOMMODATION AND CREDIT TRANSACTIONS MAY NOT EXPRESS ANY DISCRIMINATION

		2/31/2021 \$15.00 \$15.00	* * * * * * * * * * * * * * * * * * * *	This affects everyone who works at a fast food chain location that meets the criteria described.
	12/31/2021		\$15.00	workers who prepare food, work security, stock shelves, clean, and perform other tasks.
SAFA ood est Primaril Offers li out with	AST FOOD ESTABLISH ablishment is any busine y serves food or drinks, i mited service, where cus out full table service, and	MENT? ses that meets the following including coffee shops, juic stomers order and pay beful places that only provide to locations, including the in	ce bars, donut shops, and ice cre ore eating, including restaurants	for fast food workers.

Payday Notice PAYDAY IS ON □ MONDAY □ TUESDAY □ WEDNESDAY □ THURSDAY □ FRIDAY □ SATURDAY □ SUNDAY

ELIGIBILITY REQUIREMENTS: An employee who works for a covered employer must meet **IRS Withholding**

If the employer determines that the certification is incomplete, it must provide a written notice EMPLOYER RESPONSIBILITIES: Once an employer becomes aware that an employee's need for leave is for a reason that may qualify under the FMLA, the employer must notify the employee if he or she is eligible for FMLA leave and, if eligible, must also provide a notice of rights and responsibilities under the FMLA. If the employee is not eligible, the employer must provide a Employers must notify its employees if leave will be designated as FMLA leave, and if so, how **ENFORCEMENT:** Employees may file a complaint with the U.S. Department of Labor, Wage and The FMLA does not affect any federal or state law prohibiting discrimination or supersede any state or local law or collective bargaining agreement that provides greater family or medical leave

To any of these or you owed extra tax when you filed your last return, you may need to file a new Form W-4. See your employer for a copy of Form W-4 or call the IRS at 1-800-829-3676. Now is the time to check your withholding. For more details, get Publication 919, How Do I Adjust My Tax Nithholding?, or use the Withholding Calculator at www.irs.gov/individuals on the IRS website.

Employer: Please poster or publish this Bulletin Board Poster so that your employees will see it. Please indicate where they can get forms and information on this subject.

Since you last filed Form W-4 with your employer did you. Marry or divorce? Gain or lose a dependent? Change your name? Were there major changes to.. our nonwage income (interest, dividend, capital gains, etc.)? Your family wage income (you or our spouse started or ended a job)? Your itemized deductions? Your tax credits?

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

military. • Even if you don't elect to continue coverage during your military service, you have the 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 service-connected illnesses or injuries.

U.S. Department of Justice **Polygraph Protection**

nployers are generally prohibited from requiring or requesting any employee or job applicant to take a lie detector test, and from discharging, disciplining, or discriminating against an employee or ective employee for refusing to take a test or for exercising other rights under the Act ederal, State and local governments are not affected by the law. Also, the law does not apply to tests given by the Federal Government to certain private individuals engaged in national security-The Act permits polygraph (a kind of lie detector) tests to be administered in the private sector, subject to restrictions, to certain prospective employees of security service firms (armored car, alarm, and puard), and of pharmaceutical manufacturers, distributors and dispensers.

The Act also permits polygraph testing, subject to restrictions, of certain employees of private firms who are reasonably suspected of involvement in a workplace incident (theft, embezzlement, etc.) that The law does not preempt any provision of any State or local law or any collective bargaining agreement which is more restrictive with respect to lie detector tests. **EXAMINEE RIGHTS**

State OSHA

Employees: The Act requires that employees comply with all safety and health standards and other regulations issued under the Act that apply to their actions and conduct on the job rement: The New York State Department of Labor's Division of Safety and Health (DOSH) is responsible for administering and enforcing the Act. The Commissioner issues safety and health standards, and Safety and Health espectors and Hygienists conduct on-site inspections to ensure compliance with the Act. spection: The Act requires that a representative of the employer and a representative authorized by the employees be given an opportunity to accompany the DOSH Inspector or Hygienist for the purpose of aiding the inspection. Where there is no authorized employee representative, the DOSH Inspector or Hygienist must consult with a reasonable number of employees concerning safety and health conditions in the workplace.

Order To Comply: If the DOSH Inspector or Hygienist believes an employer has violated the Act, an order to comply will be issued to the employer. Each order will specify a time period within which the violation must be corrected. If the violation remains uncorrected, the employer may be subject to monetary penalties. The DOSH order to comply must be prominently displayed at or near the place of violation to warn employees of dangers that may exist.

Complaint: Employees or their representatives have the right to file a complaint, in writing, with the nearest DOSH office requesting an inspection if they believe unsafe or unhealthful conditions exist in their workplace. DOSH will withhold, on request, names of employees complaining. Any interested person or representative of such person or groups of persons may bring to the attention of the State Department of Labor a complaint regarding the administration or enforcement of the Public Employees Safety and Health Program. The State Department of Labor will investigate each complaint and will notify the complainant in writing of the results of such investigation as well as further channels for complaint. Such complaints may also be made to the United States Department of Labor, Occupational Safety and Health Administration, 201 Varick Street, New York, New York 10014.

Discrimination: The Act provides that employees may not be discharged or discriminated against in any way for filling safety and health complaints or otherwise exercising their rights under the Act. Employees who believe that they have been discriminated against may file a complaint with the nearest DOSH office within 30 days of the alleged discrimination. foluntary Activity: The Department of Labor encourages employers and employees to reduce workplace hazards voluntarily and to develop and improve safety and health programs in all workplaces. Such cooperative action would initially focus on the identification and elimination of hazards that could cause death, injury or illness to employees and supervisors. On a voluntary basis, employers may request that the DOSH office furnish consultant services to assist the employer in meeting job-site compliance with safety and health standards.

New York State Department of Labor, Division of Labor Standards lines Regarding the Rights of Nursing Mothers to Express Breast Milk in the Work Place lilk. An employer shall provide reasonable unpaid break time or permit an employee to use paid break time r meal time each day to allow an employee to express breast milk for her nursing child for up to three years illowing child birth. The employer shall make reasonable efforts to provide a room or other location, in close eximity to the work area, where an employee can express milk in privacy. No employer shall discriminate in any way against an employee who chooses to express breast milk in the workplace. This law is applicable to all public and private employers in New York State, regardless of the size or nature of their business. In administering this statute, the Department applies the following interpretations and guidelines:

enerally through publication of such notice in the employee handbook or posting of the notice in a central express breast milk. Each break shall generally be no less than twenty minutes. If the room or other location is not in close proximity to the employee's work station (e.g. as in a shared work location with a common lactation preaks for this purpose. B. The number of unpaid breaks an employee will need to take for expression purposes ime(s) for the expression of breast milk so long as such additional time requested falls within the employer's han thirty minutes if she cannot be spared from her duties until appropriate coverage arrives.

usiness; 2. The overall size and physical layout of the business; 3. The type of facility where the business is

as employees, customers, or other members of the public. To insure privacy, the room or location should have a door equipped with a functional lock. If a door with a functional lock is not available (in the case of a fully enclose ubicle) as a last resort an employer must utilize a sign advising the room or location is in use and not accessible

Albany District, State Office Campus Bldg. 12, Room 185A Albany, NY 12240 (518) 457-2730. Binghamtor

loused; 4. The size and composition of the employer's workforce; 5. The business' general hours of operation and the employees' normal work shifts; 6. The relative cost of providing a room or other space for the de "Private" hall mean that the room or other location shall not be open to other individuals frequenting the business, whether

Unemployment Insurance

abor Law) at the website (www.labor.state.ny.us) or at your local library. eeking employment. A claimant who has qualified for benefits according to the guidelines above can have the active work search requirement waived and remain eligible for benefits if the claimant is attending a training course

	12/31/2021	\$15.00	\$15.00	worke	ers who prepare food, work security, stock shelves, clean, and perform other tasks.
1, 2	2021, all fast food workers	s in New York State must r	nake at least \$15.00 per hour.		MEAL CREDITS AND UNIFORM MAINTENANCE REIMBURSEMENT RATES DIFFER) WORKERS THAN FOR OTHER HOSPITALITY INDUSTRY WORKERS?
	AST FOOD ESTABLISH				nese rates are the same for fast food and hospitality workers.
d establishment is any business that meets the following criteria: marily serves food or drinks, including coffee shops, juice bars, donut shops, and ice cream parlors ers limited service, where customers order and pay before eating, including restaurants with tables without full table service, and places that only provide take-out service spart of a chain of 30 or more locations, including the individually owned establishments associated in a brand that has 30 or more locations nationwide.				m parlors Fast f	T ABOUT THE RATE OF PAY FOR CALL-IN AND SPREAD-OF-HOURS REQUIREME ood workers are subject to the call-in pay and spread-of-hours requirements at the minin st food workers.
					FAST FOOD WORKERS ELIGIBLE FOR OVERTIME PAY? ast food workers must be paid at time-and-one-half the regular rate of pay for any hours eek.
			potle, Dunkin Donuts, Golden Kru	t Ouribbouri	MORE INFORMATION

OF THE MONTH

New York State Department of Labor. Labor Law Information Relating to Public Employees.

Job Safety and Health Protection. The New York State Public Employee Safety and Health Act of 1980 provides job safety and health protection for workers through the promotion of safe and healthful working conditions throughout mployers: The Act requires that employers furnish employees a workplace free from recognized hazards and in compliance with the safety and health standards applicable to the employer's workplaces and other regulations issued by

> Bldg. 12 Room 185A Buffalo, NY 14202 arden City, NY 11530 New York, NY 10013 Albany, NY 12240 (518) 457-2730 (716) 847-7141 (516) 794-8195

Employees with private offices cannot smoke in their office, or anywhere in the building. The Act prohibits employers from providing a smoking break room for employees. Businesses with separately ventilated rooms for their smoking employees cannot allow smoking in these rooms or anywhere else in the building. The owner, manager or operator of an area open to the public, food service establishment, or bar, that is covered by this Act must make a reasonable effort to prevent smoking. Employees and the public may report, confidentially, violations of the Act to their local health departments, county board of health or their district health office for action. You can find the telephone number in ire not compensated in any manner; Cigar bars in existence prior to January 1, 2003 (where 10% or more of total annual gross income is from the sale of tobacco products); and Up to 25% of seating in outdoor areas of restaurants

work where it can be seen as employees come or go to their place of work, a notice setting forth the provisions or

Deduction of Wages

osting: Every employer engaged in the sale or service of food or beverages must post this notice.

An employer shall post and keep posted in each establishment in a conspicuous place where notices to employee are customarily posted, a notice that states where on the employer's premises they may see such information in writing. Such information may be contained in a union contract, employee handbook, personnel manual, or in other written form. Deviations for an employee from such stated policy must be given to said employee in writing. 2. As used in the provision above, "hours" means the hours which constitute a standard workday and workweek for the establishment, and any other regular schedule, such as for part-time employees. Deviations should be given to the affected employee in writing. **New York City District**

(585) 258-4550

NYS Department of Tax and Finance Information for military personnel and veterans: tax.ny.gov/pit/file/military page.htm

ourts/problem solving/vet/courts.shtml Email: ProblemSolving@courts.state.ny.us NYS Defenders Association Veteran Defense Program www.nysda.org/page/AboutVDF NEW YORK STATE DIVISION OF VETERANS' SERVICES

Right To Know

MAKING UNAUTHORIZED COPIES IS AGAINST THE LAW AND MAY SUBJECT YOU TO CIVIL AND CRIMINAL LIABILIT

As of July

WHAT IS

Comply with all applicable OSHA standards. substances in your workplace. Notify OSHA within 8 hours of a Request a confidential OSHA inspection workplace fatality or within 24 hours of of your workplace if you believe there are any work-related inpatient hospitalization, unsafe or unhealthy conditions. You have amputation, or loss of an eye. the right to have a representative contact OSHA on your behalf. Provide required training to all workers in a language and vocabulary they can Participate (or have your representative understand. participate) in an OSHA inspection and speak in private to the inspector. Prominently display this poster in the workplace. File a complaint with OSHA within 30 days (by phone, online or by mail) Post OSHA citations at or near the if you have been retaliated against for place of the alleged violations. using your rights. On-Site Consultation services are

1-800-321-OSHA (6742) • TTY 1-877-889-5627 • www.osha.gov

\$7.25 PER HOUR BEGINNING JULY 24, 2009

• Some employers incorrectly classify workers as "independent contractors" when they are actually employees under the FLSA. It is important to know the difference between the two 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.

1-866-487-9243 • TTY: 1-877-889-5627 • www.dol.gov/whd WAGE AND HOUR DIVISION • WAGE AND HOUR DIVISION • UNITED STATES DEPARTMENT OF LABOR

Race, Color, Religion, Sex, Sexual Orientation, Gender Identity, National Origin

levels of employment, including the executive level

The Office of Federal Contract Compliance Programs (OFCCP)

U.S. Department of Labor

Federal financial assistance.

Workers' Compensation

THEREAFTER Follow doctor's instructions to speed full recovery. Attend an Independent Medical Examination if you are required to do so. Go back to work as soon as you are able. Attend

Pregnancy and Employment Rights

If you believe that you have been discriminated against, call 311 or www.nyc.gov/311

NYC COMMISSION ON HUMAN RIGHTS

Paid Family Leave

For more information contact: NYS Workers' Compensation Board, 20 Park Street, Albany, NY 12207. Customer Service Toll-Free Number (877) 632-4996

perform the essential functions of the job.

Executive Order 11246, as amended, prohibits employment discrimination by Federal contractors based on race,

color, religion, sex, sexual orientation, gender identity, or national origin, and requires affirmative action to ensure

Executive Order 11246, as amended, protects applicants and employees of Federal contractors from discrimination based on inquiring about, disclosing, or discussing their compensation or the compensation of

Section 503 of the Rehabilitation Act of 1973, as amended, protects qualified individuals with disabilities from

discrimination in hiring, promotion, discharge, pay, fringe benefits, job training, classification, referral, and other aspects of employment by Federal contractors. Disability discrimination includes not making reasonable

accommodation to the known physical or mental limitations of an otherwise qualified individual with a disability

The Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, 38 U.S.C. 4212, prohibits

active duty), active duty wartime or campaign badge veterans, or Armed Forces service medal veterans.

Retaliation is prohibited against a person who files a complaint of discrimination, participates in an OFCCP proceeding, or otherwise opposes discrimination by Federal contractors under these Federal laws.

Any person who believes a contractor has violated its nondiscrimination or affirmative action obligations under

If you are deaf, hard of hearing, or have a speech disability, please dial 7-1-1 to access telecommunication

relay services. OFCCP may also be contacted by submitting a question online to OFCCP's Help Desk at https://ofccphelpdesk.dol.gov/s/, or by calling an OFCCP regional or district office, listed in most telephone directories

under U.S. Government, Department of Labor and on OFCCP's "Contact Us" webpage at https://www.dol.gov.

In addition to the protections of Title VII of the Civil Rights Act of 1964, as amended, Title VI of the Civil Rights Act of 1964, as amended, 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 employment discrimination on the basis of sex in educational programs or activities which receive

Section 504 of the Rehabilitation Act of 1973, as amended, prohibits employment discrimination on the basis of

aspects of employment against persons with disabilities who, with or without reasonable accommodation, can

If you believe you have been discriminated against in a program of any institution which receives Federal

financial assistance, you should immediately contact the Federal agency providing such assistance.

ability in any program or activity which receives Federal financial assistance. Discrimination is prohibited in al

PROGRAMS OR ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE

employment discrimination against, and requires affirmative action to recruit, employ, and advance in

who is an applicant or employee, barring undue hardship to the employer. Section 503 also requires that Federal

contractors take affirmative action to employ and advance in employment qualified individuals with disabilities at all

mployment, disabled veterans, recently separated veterans (i.e., within three years of discharge or release fro

See any OSHA citations issued to your employer.

PRODUCT ID: NY2-27X40-ENG

Request copies of your medical records, tests that measure hazards in the workplace, and the workplace

All workers have the right to:

Raise a safety or health concern with

related injury or illness, without being

Receive information and training on

job hazards, including all hazardous

your employer or OSHA, or report a work-

A safe workplace.

retaliated against.

injury and illness log.

This poster is available free from OSHA.

Contact OSHA. We can help.

obligated to pay the higher rate

CHILD LABOR:

Federal Minimum Wage Employers subject to the state minimum wage law are

nnemployee must be at least 16 years old to work in most non-farm jobs and at least 18 to work in non-farm jobs declared hazardous by the Secretary of Labor. Youths 14 and 15 years old may york outside school hours in various non-manufacturing, non-mining, non-hazardous jobs with certain work hours restrictions. Different rules apply in agricultural employment. TIP 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 nimum hourly wage, the employer must make up the difference. he 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. 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 prosecution. Employers may be assessed civil money 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, and such assessments may be doubled when the violations are determined to be willful or repeated. The law also prohibits retaliating against or discharging workers who file a complaint or participate in any proceeding under the FLSA. ADDITIONAL 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 the Commonwealth of Puerto Rico. Some state laws provide greater employee protections; employers must comply with both.

least 1½ times the regular rate of pay for all hours worked over 40 in a workweek.

Equal Employment Opportunity The U.S. Equal Employment Opportunity Commission (EEOC) enforces Federal laws that protect you from discrimination in employment. If you believe you've been discriminated against at work or in applying for a job, the EEOC may be able to help. Employees (current and former), including managers and temporary employees
 Job applicants
 Union members and applicants for membership in a union

What Organizations are Covered? Most private employers
State and local governments (as employers)
Educational institutions (as employers) What Types of Employment Discrimination are Illegal? Under the EEOC's laws, an employer may not discriminate against you, regardless of your immigration status, on the bases of: Sex (including pregnancy and related conditions, sexual orientation, or gender identity)

*Age (40 and older) • Genetic information (including employer requests for, or purchase, use, or disclosure of genetic tests, genetic Retaliation for filing a charge, reasonably opposing discrimination, or participating in a discrimination lawsuit.

What Employment Practices can be Challenged as Discriminatory?

ment (including unwelcome verbal or physical conduct)

Il aspects of employment, including: Discharge, firing, or lay-off

• Failure to provide reasonable accommodation for a disability or a sincerelyheld religious belief, observance or Obtaining or disclosing genetic information of employees
Requesting or disclosing medical information of employees
Conduct that might reasonably discourage someone from opposing discrimination, filing a charge, or
articipating in an investigation or proceeding. What can You Do if You Believe Discrimination has Occurred?
Contact the EEOC promptly if you suspect discrimination. Do not delay, because there are strict time limits for filing a charge of discrimination (180 or 300 days, depending on where you live/work). You can reach the EEO in any of the following ways:

Submit an inquiry through the EEOC's public portal: https://publicportal.eeoc.gov/Portal/Login.aspx

Call 1–800–669–4000 (toll free)
1–800–669–6820 (TTY)
1–844–234–5122 (ASL video phone)
Visit an EEOC field office (information at www.eeoc.gov/field-office) **E-Mail** info@eeoc.gov EMPLOYERS HOLDING FEDERAL CONTRACTS OR SUBCONTRACTS The Department of Labor's Office of Federal Contract Compliance Programs (OFCCP) enforces the ondiscrimination and affirmative action commitments of companies doing business with the Federal Sovernment. If you are applying for a job with, or are an employee of, a company with a Federal contract or ubcontract, you are protected under Federal law from discrimination on the following bases:

It you are injured on the job, you must follow these simple steps:

OBTAIN first aid or other necessary medical treatment as soon as possible. The treating health care provider must be authorized by the Workers' Compensation Board, except in an emergency situation. You can find out more information about authorized providers and locate authorized providers in the Injured Workers or Health Care Providers sections of this website or by calling 1-800-781-2362. If your employer has been authorized to participatine in a Preferred Provider Organization (PPO) or Alternate Dispute Resolution (ADR) program, you may be required to obtain medical treatment from a participating health care provider. Participating employers are required to notify their employees, in writing, of all information pertaining to a PPO or ADR program. Also, if you are in need of diagnostic tests or prescription medicine, your employer or your workers' compensation insurance carrier may require you to obtain your tests or your medicine from a diagnostic network or designated pharmacies or a network of pharmacies they have contracted with. It is required that you receive written notice if you are required to utilize a diagnostic network or designated pharmacies or a network of pharmacies. The cost of necessary medical services is paid by your employer or your employer's insurance carrier, if the case is not disputed. Health care providers may request that injured workers sign form A-9. This form is meant to provide notice to the injured worker that he or she may be responsible to pay the medical bills if the Workers' Compensation Board disallows the aim or the injured worker does not pursue the claim. NOTIFY your supervisor about the injury and the way in which it occurred, as soon as possible. An injured employee who fails to inform his or her employer, in writing, within 30 days after the date of the accident causing the injury, may lose the right to workers' compensation benefits. In the case of occupational disease, notification should be given within two years after disablement, or within two years after the claimant knew or should have known that the disease was work-related, whichever is later).

COMPLETE a claim for workers' compensation on Form C-3 and mail it to the nearest office of the Workers' Compensation Board, if there is lost-time. If a claim is not filed within two years from the date of the injury or disablement from an occupational disease, (or after disablement and after you knew, or should have known that the disease was work-related), you may lose your right to

FILL IN INFORMATION:

It is illegal for an employer to refuse to provide a reasonable accommodation or fire you because of your pregnancy, having a child, or related medical conditions. Pregnant women and those recovering from childbirth are protected from discrimination under the NYC Human Rights Law. Your employer may be obligated to grant you a reasonable nodation to allow you to perform the essential requisites of your job. · Bathroom breaks • Breaks to facilitate increased water intake • Periodic rest if you stand for long periods of time • Assistance with manual labor • Changes to your work environment • Unpaid

f you need to take time off from work to care for a family member, you may be entitled to Paid Paid Family Leave is employee-funded insurance that provides job-protected, • BOND with a newly born, adopted or fostered child; CARE for a family member with a serious health condition (see paidfamilyleave.ny.gov for • ASSIST loved ones when a spouse, domestic partner, child or parent is deployed abroad on Paid Family Leave may also be available for use in situations when you or your minor dependent

consecutive weeks of employment with your employer. If you have a regular work schedule of less than 20 hours per week, you are eligible after workng for your employer for 175 days, which do not need to be consecutive Citizenship or immigration status is not a factor in your eligibility. You can take up to 12 weeks of Paid Family Leave and receive 67% of your average weekly wage, capped at 67% of the New York State Average Weekly Wage. Generally, your average weekly wage is the average of your last eight weeks of pay prior to starting Paid Family Leave Leave can be taken all at once or intermittently, but must be in full-day increments. · Job Protection: Return to the same or comparable job after you take leave. You keep your health insurance while on leave (you may have to continue paying your portion)

· Your employer is prohibited from discriminating or retaliating against you for requesting or

If your Paid Family Leave claim is denied, you may request to have the denial reviewed by a

neutral arbitrator. The insurance carrier listed below will provide you with information about

child are under an order of quarantine or isolation due to COVID-19. See PaidFamilyLeave. ny.gov/COVID19 for full details. If you have a regular work schedule of 20 or more hours per week, you are eligible after 26 30 days after the start 4. In most cases, the insurance carrier must pay or deny benefits within 18 calendar days of request or your first day of leave, whichever is later.

If your employer terminates your employment, reduces your pay and/or benefits, or disciplines you in any way as a result of you requesting or taking Paid Family Leave, you may request to be 1. Complete the Formal Request for Reinstatement Regarding Paid Family Leave 2. Send your completed form to your employer and a copy of the completed form to: Paid Family Leave, P.O. Box 9030, Endicott, NY 13761-9030 3. If your employer does not reinstate you or take other corrective action within 30 days, you may file a discrimination complaint with the Workers' Compensation Board using the *Paid Family Leave Discrimination/Retaliation Complaint (Form PFL-DC-120)*. The Workers' Compensation Board will assemble your case and schedule a hearing. There are other state and federal laws that protect employees from discrimination. Additiona information is available at PaidFamilyLeave.ny.gov. Paid Family Leave Request Process: Notify your employer at least 30 days in advance, if foreseeable, or as soon as possible.
 Complete and submit the Request for Paid Family Leave (Form PFL-1) to your employer.

You may obtain all forms from your employer, their insurance carrier listed below, or online at PaidFamilyLeave.ny.gov/Forms. For more information, forms and instructions, visit PaidFamilyLeave.ny.gov or call the This information is a simplified presentation of your rights as required by Section 229 of the Disability and Paid Family Leave Benefits Law. Your employer's Paid Family Leave benefits

PRESCRIBED BY THE CHAIR, WORKERS' COMPENSATION BOARD

Emergency Notice

State&FederalPoster

TO REORDER, CALL 1-888-488-7678 OR ORDER AT STATEANDFEDERALPOSTER, CO.

Occupational Safety and Health IT'S THE LAW! perform the employee's job; employee's spouse, child, or parent. **Employers must:** Provide employees a workplace free from recognized hazards. It is illegal to retaliate against an employee for using any of their rights under the law, including raising a

12 weeks of unpaid, job-protected leave in a 12-month period 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); To care for the employee's spouse, child, or parent who has a qualifying serious health An eligible employee who is a covered servicemember's spouse, child, parent, or next o kin may also take up to 26 weeks of FMLA leave in a single 12-month period to care for the servicemember with a serious injury or illness. An employee does not need to use leave in one block. When it is medically necessary or otherwise permitted, employees may take leave intermittently or on a reduced schedule. comply with the employer's normal paid leave policies. **BENEFITS & PROTECTIONS:** While employees are on FMLA leave, employers must continue health insurance coverage as if the employees were not on leave.