FED

REEMPLOYMENT RIGHTS

notice of your service;

**RETALIATION** 

If you:

FED

after conclusion of service; and

are a past or present member

have applied for membership

in the uniformed service; or

then an employer may not deny you:

retention in employment;

initial employment;

reemployment;

because of this status.

of the uniformed service;

You have the right to be reemployed in your civilian job if you leave that

you ensure that your employer receives advance written or verbal

you have five years or less of cumulative service in the uniformed

you return to work or apply for reemployment in a timely manner

you have not been separated from service with a disqualifying

and benefits you would have attained if you had not been absent due to

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, even if that person has

discharge or under other than honorable conditions.

If you are eligible to be reemployed, you must be restored to the job

job to perform service in the uniformed service and:

services while with that particular employer;

military service or, in some cases, a comparable job.

RIGHT TO BE FREE FROM DISCRIMINATION AND

#### **EMPLOYEE RIGHTS** UNDER THE FAIR LABOR STANDARDS ACT

#### **FEDERAL MINIMUM WAGE \$7.25 PER HOUR BEGINNING JULY 24, 2009**

The law requires employers to display this poster where employees can readily see it.

**OVERTIME PAY** 

#### At least 1½ times the 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 non-farm 14 and 15 years old may work outside school hours in

jobs declared hazardous by the Secretary of Labor. Youths various non-manufacturing, non-mining, non-hazardous jobs with certain work hours restrictions. Different rules apply in agricultural employment.

FED

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 wage, the employer must make up the

Employers of "tipped employees" who meet certain

### **PUMP AT WORK**

The FLSA requires employers to provide reasonable break time for a nursing employee to express breast milk for their nursing child for one year after the child's birth each time the employee needs to express breast milk. Employers must 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.

**DFPARTMENT** OF LABOR UNITED STATES OF AMERICA

FED



UNITED STATES DEPARTMENT

# **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 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. Certain narrow exemptions also apply to the pump at work requirements. Special provisions apply to workers in American Samoa, the Commonwealth of the Northern

Mariana Islands, and the Commonwealth of Puerto

Some state laws provide greater employee protections; employers must comply with both. 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

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 www.dol.gov/agencies/who



Follow your employer's normal policies for requesting

Give notice at least 30 days before your need for FMLA

If advance notice is not possible, give notice as soon

You do not have to share a medical diagnosis but must

provide enough information to your employer so they can

determine whether the leave qualifies for FMLA protection.

You must also inform your employer if FMLA leave was

Your **employer**  $\underline{\text{may}}$  request certification from a health care

provider to verify medical leave and may request certification

The FMLA does not affect any federal or state law prohibiting

collective bargaining agreement that provides greater family

discrimination or supersede any state or local law or

State employees may be subject to certain limitations

own serious health conditions. Most federal and certain

If you are eligible for FMLA leave, your **employer must**:

congressional employees are also covered by the law but

are subject to the jurisdiction of the U.S. Office of Personnel

Allow you to take job-protected time off work for a

Continue your group health plan coverage while you

are on leave on the same basis as if you had not taken

Allow you to return to the same job, or a virtually

Your employer cannot interfere with your FMLA rights or

threaten or punish you for exercising your rights under the

law. For example, your employer cannot retaliate against

that may qualify under the FMLA, your employer must

you for requesting FMLA leave or cooperating with a WHD

After becoming aware that your need for leave is for a reason

confirm whether you are eligible or not eligible for FMLA

leave. If your employer determines that you are eligible, your

About your FMLA rights and responsibilities, and

How much of your requested leave, if any, will be

identical job with the same pay, benefits and other

working conditions, including shift and location, at the

in pursuit of direct lawsuits regarding leave for their

What does my employer need to do?

**previously taken** or approved for the same reason when

requesting additional leave

of a qualifying exigency

or medical leave rights.

Management or Congress.

qualifying reason,

end of your leave

employer must notify you in writing:

FMLA-protected leave

about our WHD complaint process.

Where can I find more information?

investigation.

# **REV. 04/2023**

#### YOUR EMPLOYEE RIGHTS UNDER THE FAMILY AND MEDICAL LEAVE ACT

What is FMLA leave? The Family and Medical Leave Act (FMLA) is a federal law that provides eligible employees with **job-protected leave** for qualifying family and medical reasons. The U.S. Department of Labor's Wage and Hour Division (WHD) enforces the FMLA

Eligible employees can take **up to 12 workweeks** of FMLA leave in a 12-month period for:

The birth, adoption or foster placement of a child with Your serious mental or physical health condition that makes you unable to work

To care for your spouse, child or parent with a serious mental or physical health condition, and Certain qualifying reasons related to the foreign deployment of your spouse, child or parent who is a

military servicemembe An eligible employee who is the spouse, child, parent or next of kin of a covered servicemember with a serious injury or illness may take up to 26 workweeks of FMLA leave in a single  $\overline{12\text{-m}}$  onth period to care for the servicemember. You have the right to use FMLA leave in one block of time. When it is medically necessary or otherwise permitted, you may take FMLA leave intermittently in separate blocks of time, or on a reduced schedule by working less hours each

day or week. Read Fact Sheet #28M(c) for more information. FMLA leave is **not paid leave**, but you may choose, or be required by your employer, to use any employer-provided paid leave if your employer's paid leave policy covers the reason for which you need FMLA leave. Am I eligible to take FMLA leave?

## You are an **eligible employee** if **all** of the following apply:

- You work for a covered employer. You have worked for your employer at least 12
- You have at least 1,250 hours of service for your employer during the 12 months before your leave, and Your employer has at least 50 employees within 75 miles of your work location.

Airline flight crew employees have different "hours of service"

You work for a **covered employer** if **one** of the following You work for a private employer that had at least 50

employees during at least 20 workweeks in the current or previous calendar year, You work for an elementary or public or private secondary school, or

You work for a public agency, such as a local, state or federal government agency. Most federal employees are covered by Title II of the FMLA, administered by the Office of Personnel Management.

# Generally, to request FMLA leave you must:

How do I request FMLA leave?

GA

DEPARTMENT OF LABOR **UNITED STATES OF AMERICA WAGE AND HOUR DIVISION** UNITED STATES DEPARTMENT OF LABOR



Call 1-866-487-9243 or visit dol.gov/fmla to learn more.

If you believe your rights under the FMLA have been violated,

you may file a complaint with WHD or file a private lawsuit

against your employer in court. Scan the QR code to learn

**REV. 04/2023** 

# (This notice must be posted in a conspicuous place readily accessible to the employees at all times.)

**OFFICIAL NOTICE** WORKERS MUST REPORT ALL ACCIDENTS IMMEDIATELY TO THE EMPLOYER BY ADVISING THE EMPLOYER PERSONALLY, AN AGENT, REPRESENTATIVE, BOSS, SUPERVISOR, OR FOREMAN.

**PANEL OF PHYSICIANS** 

lf a worker is injured at work, the employer shall pay medical and rehabilitation expenses within the limits of the law. In some cases the employer will also pay a part of the worker's lost wages Work injuries and occupational diseases should be reported in writing whenever possible. The worker may lose the right to receive compensation if an accident is not reported within 30 days (see O.C.G.A. § 34-9-80). The employer will supply free of charge, upon request, a form for reporting accidents and will also furnish, free of charge, information about workers' compensation. The employer will also furnish to the employee, upon request, copies of board forms on file with the

employer pertaining to an employee's claim A worker injured on the job must select a doctor from the list below. The minimum panel shall consist of at least six physicians, including an orthopedic surgeon with no more than two physicians from industrial clinics (see O.C.G.A. § 34-9-201). Further, this

panel shall include one minority physician, whenever feasible (see Rule 201 for definition of minority physician). The Board may grant exceptions to the required size of the panel where it is demonstrated that more than four physicians are not reasonably accessible. One change to another doctor from the list may be made without permission. Further changes require the permission of the employed or the State Board of Workers' Compensation The insurance company providing coverage for this business under the Workers' Compensation Law is:

Instructions to injured worker: Review the following physician's contact information and select the provider with whom you would like

Physician's Contact Information: Name, Address, Phone, and website listed below:

(Additional doctors may be added on a separate sheet) ☐ This box is checked if additional physicians are listed on separate sheet. IF YOU HAVE QUESTIONS PLEASE CONTACT THE STATE BOARD OF WORKERS' COMPENSATION AT 404-656-3818

OR 1-800-533-0682 OR VISIT https://sbwc.georgia.gov Willfully making a false statement for the purpose of obtaining or denying benefits is a crime subject to penalties of up

to \$10,000.00 per violation (O.C.G.A. § 34-9-18 and § 34-9-19).

GA

#### State Board of Workers' Compensation (This notice must be posted in a conspicuous place readily accessible to the employee at all times.)

MANAGED CARE ORGANIZATION PROCEDURES **OFFICIAL NOTICE** This business operates under the Georgia Workers' Compensation Law. WORKERS MUST REPORT ALL ACCIDENTS IMMEDIATELY

TO THE EMPLOYER BY ADVISING THE EMPLOYER PERSONALLY, AN AGENT, REPRESENTATIVE, BOSS, SUPERVISOR, OR FOREMAN. some cases the employer will also pay a part of the worker's lost wages.

If a worker is injured at work, the employer shall pay medical and rehabilitation expenses within the limits of the law. In Work injuries and occupational diseases should be reported in writing whenever possible. The worker may lose the right to receive compensation if an accident is not reported within 30 days (see O.C.G.A. § 34-9-80).

The employer will supply free of charge, upon request, a form for reporting accidents and will also furnish, free of charge, information about workers' compensation. The employer will also furnish to the employee, upon request, copies of board forms on file with the employer pertaining to an employee's claim. The insurance company providing coverage for this business under the

Workers' Compensation Law is:

Your employer has enrolled with the certified Workers' Compensation Managed Care Organization (WC/ MCO) listed below to provide all the necessary medical treatment for workers' compensation injuries. The effective date is shown below. If you had an injury prior to the effective date listed below you may continue to receive treatment from your current non-participating authorized physician until you elect to utilize the services of the WC/MCO.

Each employee will be furnished with a publication which explains in detail how to access the services of the WC/MCO and provides a complete list of the medical providers available. In addition, each employee will be given a wallet-sized card which contains information on the services of the WC/MCO including a 24-hour toll-free phone number with recorded messages of information on how to utilize these services.

NAME OF WC/MCO \_ MAILING ADDRESS \_\_\_\_

ADDRESS OF CONTACT PERSON .

24-HOUR TOLL-FREE PHONE NUMBER

GEOGRAPHICAL SERVICE AREA \_\_\_\_\_ NAME OF CONTACT PERSON \_\_\_\_ PHONE NUMBER OF CONTACT PERSON \_

IF YOU HAVE QUESTIONS PLEASE CONTACT THE STATE BOARD OF WORKERS' COMPENSATION AT 404-656-3818 OR 1-800-533-0682 OR VISIT https://sbwc.georgia.gov Willfully making a false statement for the purpose of obtaining or denying benefits is a crime subject to penalties of up

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to \$10,000.00 per violation (O.C.G.A. § 34-9-18 and § 34-9-19).

WC-P3

**REV. 07/2022** 

FED

DEPARTMENT

OF LABOR

OF AMERICA

UNITED

STATES

GA

GA

LABOR

LAWS

#### **EMPLOYEE RIGHTS EMPLOYEE POLYGRAPH PROTECTION ACT**

economic loss to the employer

**EXAMINEE RIGHTS** 

**ENFORCEMENT** 

The law does not preempt any provision of any State or

more restrictive with respect to lie detector tests.

local law or any collective bargaining agreement which is

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

testing, the right to refuse or discontinue a test, and the

The Secretary of Labor may bring court actions to restrain

right not to have test results disclosed to unauthorized

rights, including the right to a written notice before

The Employee Polygraph Protection Act prohibits The Act also permits polygraph testing, subject to most private employers from using lie detector tests restrictions, of certain employees of private firms who either for pre-employment screening or during the are reasonably suspected of involvement in a workplace incident (theft, embezzlement, etc.) that resulted in course of employment.

**PROHIBITIONS** 

Employers 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 prospective employee for refusing to take a test or for exercising other rights under the Act. **EXEMPTIONS** 

Federal, 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-related activities. 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 guard),

violations and assess civil penalties against violators. Employees or job applicants may also bring their own and of pharmaceutical manufacturers, distributors and THE LAW REQUIRES EMPLOYERS TO DISPLAY THIS POSTER WHERE EMPLOYEES AND JOB APPLICANTS CAN

> **WAGE AND HOUR DIVISION UNITED STATES DEPARTMENT OF LABOR**

1-866-487-9243 www.dol.gov/agencies/whd



**REV. 02/2022** 

## Department of Labor

The General Assembly of Georgia hereby declares that the practice of discriminating on the basis of sex by paying wages to employees of one sex at a lesser rate than the rate paid to employees of the opposite sex for comparable work on jobs which require the same or essentially the same knowledge, skill, effort and responsibility unjustly discriminates against the person receiving the lesser rate:

It is hereby declared to be the policy of the State of Georgia through the exercise of the police power of this State to correct and, as rapidly as possible, to eliminate discriminatory wage practices based PROHIBITION OF DISCRIMINATION

No employer having employees subject to any provisions of this section shall discriminate, within any establishment in which such employees are employed,

A seniority system; A merit system; quantity or quality of production, or

between employees on the basis of sex by paying wages

EXCEPT WHERE SUCH PAYMENT IS MADE PURSUANT TO:

at a rate less than the rate paid to the opposite sex,

A differential based on any other factor other than SEX: Provided, that an employer who is paying a wage rate differential in violation of this subsection shall not, in order to comply with the provisions of this subsection, reduce the wage rate of any employee.

**EQUAL PAY FOR EQUAL WORK ACT** It shall also be unlawful for any person to cause or attempt to cause an employer to discriminate against any employee in violation of the provisions of this Chapter. It shall be unlawful for any person to discharge or in any other manner discriminate against any employee covered

by this Chapter because such employee has made a

under or related to this Chapter or has testified or is

complaint against the employer or any other person or

has instituted or caused to be instituted any proceeding

about to testify in any such proceedings. Any person who

violates any provision of this Code section shall, upon

conviction thereof, be punished by a fine not to exceed

\$100.00. (OCGA Section 34-5-3.)

#### FOR INFORMATION ON EQUAL PAY FOR **EQUAL WORK ACT, CONTACT:**

Georgia Department of Labor Office of Equal Opportunity 148 Andrew Young International Blvd., N.E. Atlanta, Georgia 30303-1751 Phone: 1.877.709.8185

**GDOL GEORGIA DEPARTMENT** Commissioner of Labor **OF LABOR** 

An Equal Opportunity Employer/Program DOL-4107

REV. 07/2024

Department of Labor

**UNEMPLOYMENT INSURANCE FOR EMPLOYEES** Your job with this employer is covered by Georgia Employment Security Laws. You may be able to establish a claim for Unemployment Insurance if you become TOTALLY or PARTIALLY unemployed through no fault of your own and comply with all eligibility requirements

You may file a claim for Unemployment Insurance benefits via the internet at dol.georgia.gov. You may also file a claim in person at any Georgia Department of Labor (GDOL) career center

Georgia Employment Security Laws state for each week you request unemployment benefits, you must: Be UNEMPLOYED, ABLE to work, AVAILABLE for work, ACTIVELY SEEKING WORK, and be willing to accept suitable

Register for employment services at worksourcegaportal.com. Report weekly work search contacts, all gross earnings each week, and any job refusal. Employers cannot deduct any money from employees' paychecks to pay unemployment insurance tax. The funding for

unemployment insurance benefits comes from taxes paid by employers. OFFICES WHERE UNEMPLOYMENT INSURANCE CLAIMS MAY BE FILED **ATLANTA** CARROLLTON **THOMASVILLE** DEKALB LAGRANGE **ALBANY** CARTERSVILLE **DOUGLAS** MACON TIFTON **AMERICUS** MILLEDGEVILLE TOCCOA **CLAYTON COUNTY** DUBLIN ATHENS COBB/CHEROKEE **GAINESVILLE MOULTRIE VALDOSTA AUGUSTA** COLUMBUS GRIFFIN **ROME VIDALIA** 

**GWINNETT COUNTY** 

HOUSTON COUNTY

**Bruce Thompson** Commissioner of Labor

**BLUE RIDGE** 

**BRUNSWICK** 

**GDOL GEORGIA DEPARTMENT** OF LABOR

WAYCROSS

Auxiliary Aids & Services Available Upon Request to Individuals with Disabilities

An Equal Opportunity Employer/Program

REV. 07/2024

DOL-810

## GA

Department of Labor **VACATION UNEMPLOYMENT INSURANCE IS NOT PAYABLE** 

SAVANNAH

STATESBORO

Leave of absence at your own request Unpaid vacation, up to two weeks in a calendar year if provided by:

COVINGTON

DALTON

- Employment contract or agreement, or by: - Established employer custom, practice, or policy; and - Announced at least 30 days before the beginning of the scheduled period PARAGRAPH (3)(A) of OCGA SECTION 34-8-195

Bruce Thompson Commissioner of Labor

GA

**GEORGIA DEPARTMENT** 

REV. 07/2024



Board of Workers' Compensation

**WC-BILL OF RIGHTS** GEORGIA STATE BOARD OF WORKERS' COMPENSATION **BILL OF RIGHTS FOR THE INJURED WORKER** 

As required by law, O.C.G.A. §34-9-81.1, this is a summary of your rights and responsibilities. The Workers' Compensation Law provides you, as a worker in the State of Georgia, with certain rights and responsibilities should you be injured on the job. The Workers' Compensation Law provides you coverage for a work-related injury even if an injury occurs on the first day on the job. In addition to rights, you also have certain responsibilities. Your rights and responsibilities are described below.

#### **Employee's Rights** If you are injured on the job, you may receive

medical rehabilitation and income benefits. These benefits are provided to help you return to work. Your dependents may also receive benefits if you die as a result of a job-related injury. Your employer is required to post a list of at least six doctors or the name of the certified WC/MCO that provides medical care, unless the Board has granted an exception. You may choose a doctor from the list and make one change to another doctor on the list without the permission of your

employer. However, in an emergency, you may get temporary medical care from any doctor until the emergency is over, then you must get treatment from a doctor on the posted list. Your authorized doctor bills, hospital bills, rehabilitation in some cases, physical therapy, prescriptions, and necessary travel expenses will be paid if injury was caused by an accident on the job. All injuries occurring on or before June 30, 2013 shall be entitled to lifetime medical benefits.

If your accident occurred on or after July 1, 2013 medical treatment shall be limited to a maximum of 400 weeks from the accident date. If your injury is catastrophic in nature you may be entitled to lifetime medical benefits. You are entitled to weekly income benefits if you have more than seven days of lost time due to an injury. Your first check should be mailed to you

within 21 days after the first day you missed work. If you are out more than 21 consecutive days due to your injury, you will be paid for the first week. Accidents are classified as being either catastrophic or non-catastrophic. Catastrophic injuries are those involving amputations, severe paralysis, severe head injuries, severe burns, blindness, or of a nature and severity that prevents the employee from being able to perform his or her prior work and any work available in substantial numbers within the national economy. In catastrophic cases, you are entitled to receive two-thirds of your

average weekly wage but not more than \$800 per week for a job-related injury for as long as you are unable to return to work. You also are entitled to receive medical and vocational rehabilitation benefits to help in recovering from your injury. If you need help in this area call the State Board of Workers' Compensation at (404) 656-0849. In all other cases (non-catastrophic), you are entitled to receive two-thirds of your average

weekly wage but not more than \$800 per week for a job related injury. You will receive these weekly benefits as long as you are totally disabled, but no longer than 400 weeks. If you are not working and it is determined that you have been capable of performing work with restrictions for 52 consecutive weeks or 78 aggregate weeks, your weekly income benefits will be reduced to twothirds of your average weekly wage but no more than \$533.33 per week, not to exceed 350 weeks. When you are able to return to work, but can only get a lower paying job as a result of your injury, you

are entitled to a weekly benefit of not more than

Your dependent(s), in the event you die as a result

average weekly wage, but not more than \$800 per week. A widowed spouse with no children will be

\$533.33 per week for no longer than 350 weeks.

of an on-the-job accident, will receive burial

expenses up to \$7,500 and two-thirds of your

paid a maximum of \$320,000. Benefits continue

until he/she remarries or openly cohabits with a person of the opposite sex. If you do not receive benefits when due, the insurance carrier/employer must pay a penalty,

which will be added to your payments. **Employee's Responsibilities** 

You should follow written rules of safety and other reasonable policies and procedures of the You must report any accident immediately, but not later than 30 days after the accident, to your

employer, your employer's representative, your foreman or immediate supervisor. Failure to do so may result in the loss of the benefits. An employee has a continuing obligation to

cooperate with medical providers in the course of their treatment for work related injuries. You must accept reasonable medical treatment and rehabilitation services when ordered by the State Board of Workers' Compensation or the Board may suspend your benefits. No compensation shall be allowed for an injury or

death due to the employee's willful misconduct. You must notify the insurance carrier/employer of your address when you move to a new location. You should notify the insurance carrier/employer when you are able to return to full-time or parttime work and report the amount of your weekly earnings because you may be entitled to some income benefits even though you have returned

A dependent spouse of a deceased employee shall notify the insurance carrier/employer upon change of address or remarriage. You must attempt a job approved by the

authorized treating physician even if the pay is lower than the job you had when you were injured. If you do not attempt the job, your benefits may be suspended. If you believe you are due benefits and your insurance carrier/employer denies these benefits,

you must file a claim within one year after the date

of last authorized medical treatment or within two

years of your last payment of weekly benefits or you will lose your right to these benefits. If your dependent(s) do not receive allowable benefit payments, the dependent(s) must file a claim with the State Board of Workers' Compensation within one year after your death or

Any request for reimbursement to you for mileage

lose the right to these benefits.

or other expenses related to medical care must be submitted to the insurance carrier/employer within one year of the date the expense was incurred. If an employee unjustifiably refuses to submit to a drug test following an on-the-job injury, there shall be a presumption that the accident and injury were caused by alcohol or drugs. If the presumption is not overcome by other evidence, any claim for workers' compensation benefits would be denied. You shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$10,000.00 or imprisonment, up to 12 months, or both, for making false or misleading statements when claiming benefits. Also, any false statements or false evidence given under oath during the course of any administrative or appellate division

will answer any other questions regarding your rights under the law. If you are calling in the Atlanta area the telephone number is (404) 656-3818, outside the metro Atlanta area call 1-800-533-0682, or write the State Board of Workers' Compensation at: 270 Peachtree Street, N.W., Atlanta, Georgia 30303-1299 or visit our website: https://www.sbwc.georgia.gov. A lawyer is not needed to file a claim with the Board; however, if you think you need a lawyer and do not have your own personal lawyer, you may contact the Lawyer Referral Service at (404) 521-0777 or 1-800-334-6865. IF YOU HAVE QUESTIONS PLEASE CONTACT THE STATE BOARD OF WORKERS' COMPENSATION AT 404-656-3818 OR 1-800-533-0682 OR VISIT https://www.sbwc.georgia.gov

WILLFULLY MAKING A FALSE STATEMENT FOR THE PURPOSE OF OBTAINING OR DENYING BENEFITS IS A CRIME SUBJECT

The State Board of Workers' Compensation will provide you with information regarding how to file a claim and

TO PENALTIES OF UP TO \$10,000.00 PER VIOLATION (O.C.G.A. §34-9-18 AND §34-9-19). WC-BILL OF RIGHTS REV. 07/2023

YOUR RIGHTS UNDER USERRA THE UNIFORMED SERVICES EMPLOYMENT AND REEMPLOYMENT RIGHTS ACT 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. **HEALTH INSURANCE PROTECTION**

- 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
- 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.

#### **ENFORCEMENT**

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://webapps.dol.gov/elaws/vets/userra.

## If you file a complaint with VETS and VETS is unable to resolve it, you

## or the Office of Special Counsel, as applicable, for representation.

may request that your case be referred to the Department of Justice

You may also bypass the VETS process and bring a civil action

against an employer for violations of 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/programs/userra/poster 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 customarily place notices for employees.

no service connection U.S. Department of Labor • 1-866-487-2365 U.S. Department of Justice Office of Special Counsel Employer Support of the Guard and Reserve • 1-800-336-4590

**REV. 05/2022** 

#### U.S. Equal Employment Opportunity Commission **Know Your Rights: Workplace Discrimination is Illegal**

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.

Who is Protected? Employees (current and former), including managers and temporary employees

are obligated to serve in the

any benefit of employment

uniformed service;

promotion; or

Union members and applicants for membership in a union

Under the EEOC's laws, an employer may not discriminate against you, regardless of your immigration status, on the bases of:

Color Religion National origin

participating in a discrimination lawsuit, investigation, or proceeding

Sex (including pregnancy, childbirth, and related medical 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 services, or family medical history) Retaliation for filing a charge, reasonably opposing discrimination, or

Interference, coercion, or threats related to exercising rights regarding disability discrimination or pregnancy accommodation **What Organizations are Covered?** 

Most private employers

State and local governments (as employers) Educational institutions (as employers)

Staffing agencies What Employment Practices can be Challenged as Discriminatory?

All aspects of employment, including: Discharge, firing, or lay-off Harassment (including unwelcome verbal or physical conduct)

Hiring or promotion Assignment Pay (unequal wages or compensation)

Failure to provide reasonable accommodation for a disability; pregnancy, childbirth, or related medical condition; or a sincerely-held religious belief, observance or practice

Benefits

Call

Visit

Disability

Unions

Job training Classification Referral

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 participating in an investigation or proceeding Conduct that coerces, intimidates, threatens, or interferes with someone

exercise rights, regarding disability discrimination (including accommodation) or pregnancy accommodation What can You Do if You Believe Discrimination has Occurred?

exercising their rights, or someone assisting or encouraging someone else to

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 EEOC in any of the following ways: an inquiry through the EEOC's public portal: https://publicportal.eeoc.gov/Portal/Login.aspx

1-800-669-4000 (toll free)

1–844–234–5122 (ASL video phone)

an EEOC field office (information at

1-800-669-6820 (TTY)

www.eeoc.gov/field-office) E-Mail info@eeoc.gov

including information about filing a charge of

discrimination, is available at www.eeoc.gov.

Additional information about the EEOC,



### **EMPLOYERS HOLDING FEDERAL CONTRACTS OR SUBCONTRACTS**

The Department of Labor's Office of Federal Contract Compliance Programs (OFCCP) enforces the nondiscrimination and affirmative action commitments of companies doing business with the Federal Government. If you are applying for a job with, or are an employee of, a company with a Federal contract or subcontract, you are protected

Race, Color, Religion, Sex, Sexual Orientation, Gender Identity, National Origin Executive Order 11246, as amended, prohibits employment discrimination by Federal contractors based on race, color, religion, sex, sexual orientation, gender identity, or

under Federal law from discrimination on the following bases:

national origin, and requires affirmative action to ensure equality of opportunity in all aspects of employment. **Asking About, Disclosing, or Discussing Pay** 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 other applicants or employees.

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 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 levels of employment, including the executive level.

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

4212, prohibits employment discrimination against, and requires affirmative action to

recruit, employ, and advance in employment, disabled veterans, recently separated veterans (i.e., within three years of discharge or release from active duty), active duty wartime or campaign badge veterans, or Armed Forces service medal veterans. Retaliation 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 OFCCP's authorities should contact immediately: The Office of Federal Contract Compliance Programs (OFCCP)

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

PROGRAMS OR ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE

https://www.dol.gov/agencies/ofccp/contact.

**Protected Veteran Status** 

U.S. Department of Labor

Washington, D.C. 20210

1-800-397-6251 (toll-free)

Federal financial assistance.

200 Constitution Avenue, N.W.

Race, Color, National Origin, Sex 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

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**Individuals with Disabilities** Section 504 of the Rehabilitation Act of 1973, as amended, prohibits employment discrimination on the basis of disability in any program or activity which receives Federal financial assistance. Discrimination is prohibited in all aspects of employment against persons with disabilities who, with or without reasonable accommodation, can

- All workers have the right to:
- A safe workplace. Raise a safety or health concern with your employer or OSHA, or report a workrelated injury or illness, without being
- retaliated against. Receive information and training on job hazards, including all hazardous substances
- in your workplace. Request a confidential OSHA inspection of your workplace if you believe there are unsafe or unhealthy conditions. You have the right to have a representative contact

OSHA on your behalf.

participate) in an OSHA inspection and speak in private to the inspector. • File a complaint with OSHA within 30 days (by phone, online or by mail) if you have been

Participate (or have your representative

retaliated against for using your rights. See any OSHA citations issued to your employer.

that measure hazards in the workplace, and

This poster is available free from OSHA.

the workplace injury and illness log.

Contact OSHA. We can help.

ONLINE

#### perform the essential functions of the job. 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.

# **Job Safety and Health** IT'S THE LAW!

of an eye.

**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 health and safety concern with you or with OSHA, or
- fatality or within 24 hours of any work-related inpatient hospitalization, amputation, or loss

reporting a work-related injury or illness.

Comply with all applicable OSHA standards.

Notify OSHA within 8 hours of a workplace

- Provide required training to all workers in a language and vocabulary they can understand.
- Prominently display this poster in the workplace. Post OSHA citations at or near the place of the alleged violations.

On-Site Consultation services are available to small and medium-sized employers, without citation or penalty, through OSHA-supported consultation programs in every state.





This poster is in compliance with federal and state posting requirements.