

Index

ACCOMMODATION OF SPECIAL NEEDS

Employer knowledge, § 2:5

Regulating Employment Relationship (this index)

Undue hardships

Rehabilitation Act of 1973, § 2:13

ADVICE

Disciplining and separating employees, § 7:22; 8:8; 9:4

Electronic communications, § 6A:29

Family relationships, § 6A:14

Grooming and dress code, § 6A:19

Measuring actual performance, § 5:4; 5:9; 5:14; 5:19; 5:24

Regulating employment relationship, § 6:19; 6A:4; 6A:9; 6B:9

Selecting new hires and promotees, § 4:4; 4:9; 4:14; 4:19; 4:24; 4:29;
4:34; 4:39

Smoking, § 6A:24

AFFIRMATIVE ACTION

Policies and forms, § 3:26 to 3:29

Selecting New Hires and Promotees (this index)

Title VII, § 2:2

AGE DISCRIMINATION IN EMPLOYMENT ACT OF 1967 (ADEA)

Federal statutes, § 2:3

ALTERNATIVE DISPUTE RESOLUTION

Discrimination, § 1:2

AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA)

Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA),
§ 2:10

AMERICANS WITH DISABILITIES ACT OF 1990

Arbitration, § 2:5

Damages, compensatory and punitive, § 2:5

Disability benefits applications, § 2:5

Drug and alcohol use as disability, § 2:5

EEOC enforcement under Title VII, § 2:5

Employee misconduct, § 2:5

Federal statutes, § 2:5

EMPLOYMENT PRACTICES MANUAL

AMERICANS WITH DISABILITIES ACT OF 1990—Cont'd

Genetic Information Non-Discrimination Act of 2008, § 2:18

Health insurance, § 2:5

coverage, § 2:5

Limitation of opportunity, § 2:5

Major life activities, definition, § 2:5

Reasonable accommodation duty

broad range of jobs, § 2:5

employer knowledge, § 2:5

interactive process, § 2:5

undue hardship, § 2:5

Social Security benefits, § 2:5

Weight, § 4:16

APPEARANCE

Regulating employment relationship, § 6A:16 to 6A:20

ARBITRATION

Generally, § 9:6 to 9:10

Controlling law, § 9:8

Draft policy and procedure, § 9:10

Employment practice, § 9:7

Practical advice, § 9:9

AT-WILL EMPLOYMENT

Policies and forms, § 3:2

BAD FAITH

Disciplining and separating employees, § 7:6

BENEFITS

Downsizing the workforce, § 8:5

BONA FIDE OCCUPATIONAL QUALIFICATIONS

Generally, § 4:36 to 4:40

Advice, § 4:39

Controlling law, § 4:38

Draft policy and procedure, § 4:40

Employment practice, § 4:37

BURDEN OF PROOF

Family and Medical Leave, § 6:18

CERTIFICATION

Family and Medical Leave, § 6:15

CHARGES

Regulating Employment Relationship (this index)

INDEX

COBRA

Downsizing the workforce, § 8:7

COMMUNICATION SKILLS

Generally, § 4:26 to 4:30

Advice, § 4:29

Controlling law, § 4:28

Draft policy and procedure, § 4:30

Employment practice, § 4:27

Selecting new hires and promotees, § 4:26

COMPENSATION

Health and disability benefits

Americans with Disabilities Act of 1990, § 2:5

Measuring Actual Performance (this index)

CONFIDENTIALITY AGREEMENT

Policies and forms, § 3:6

CONSOLIDATED OMNIBUS BUDGET RECONCILIATION ACT OF 1985 (COBRA)

American Recovery and Reinvestment Act of 2009, § 2:10

Coverage, § 2:10

continuation during election period, § 2:10

Federal statutes, § 2:10

Notice of rights, § 2:10

Qualifying events, § 2:10

FLMA leave coverage, § 2:10

Remedies, § 2:10

CONSTITUTIONAL CLAIMS

Disciplining and separating employees, § 7:12 to 7:15

CONSTRUCTIVE DISCHARGE

Disciplining and separating employees, § 7:17

CONTROLLING LAW

Arbitration, § 9:8

Disciplining and Separating Employees, this index, § 8:3; 9:2

Electronic communications, § 6A:28

Family relationships, § 6A:13

Grooming and dress code, § 6A:18

Measuring actual performance, § 5:3; 5:8; 5:13; 5:18; 5:23

Regulating employment relationship, § 6:3 to 6:12; 6A:3; 6A:8; 6B:3 to 6B:8

Selecting new hires and promotees, § 4:3; 4:8; 4:13; 4:18; 4:23; 4:28; 4:33; 4:38

Smoking, § 6A:23

CRIMINAL LEAVE

Employer liability for misconduct, § 4:23

CRIMINAL RECORD

Selecting New Hires and Promotees (this index)

DECLARATION OF DISABILITY

Policies and forms, § 3:8

DEFAMATION

Disciplining and separating employees, § 7:9

DEFENSES

Discrimination, § 1:2

Remedies, § 1:2

DISABILITY

Americans with Disabilities Act of 1990 (this index)

Model affirmative action plan, § 3:28

Policies and forms, § 3:7

Regulating employment relationship, § 6:4 to 6:9

DISCIPLINING AND SEPARATING EMPLOYEES

Generally, § 7:1 et seq.

Advice, § 7:22; 8:8; 9:4

Bad faith, § 7:6

Constitutional claims, § 7:12 to 7:15

Constructive discharge, § 7:17

Controlling law

generally, § 7:2; 8:3; 9:2

bad faith, § 7:6

constitutional claims, § 7:12 to 7:15

defamation, § 7:9

emotional distress, § 7:8

fraudulent misrepresentation, § 7:10

good faith, § 7:6

interference with contract, § 7:9

invasion of privacy, § 7:11

malicious prosecution, § 7:11

negligent entrustment, § 7:10

pretext, proving, § 7:4

quantum meruit, § 7:6

Defamation, § 7:9

Downsizing workforce

generally, § 8:1 et seq.

advice, § 8:8

benefits, § 8:5

INDEX

DISCIPLINING AND SEPARATING EMPLOYEES—Cont'd

Downsizing workforce—Cont'd

COBRA, § 8:7

controlling law, § 8:3

draft policy and procedure, § 8:9

employment practice, § 8:2

labor law, § 8:6

WARN, § 8:4

Draft policy and procedure, § 7:23; 8:9; 9:5

Emotional distress, § 7:8

Employment practice, § 7:2; 8:2; 9:2

Fraudulent misrepresentation, § 7:10

Good cause, § 7:16

Good faith, § 7:6

Hostile environment, § 6:10; 7:19 to 7:21

Interference with contract, § 7:9

Invasion of privacy, § 7:11

Malicious prosecution, § 7:11

Negligent entrustment, § 7:10

Pretext, proving, § 7:4

Quantum meruit, § 7:6

Tort claims, § 7:7

Waiver and release

generally, § 9:1 et seq.

advice, § 9:4

controlling law, § 9:2

draft policy and procedure, § 9:5

employment practice, § 9:2

DISCRIMINATION

Generally, § 1:2

Age Discrimination in Employment Act, § 2:3

Alternative dispute resolution, § 1:2

Americans with Disabilities Act of 1990, § 2:5

Defenses, § 1:2

Disparate impact, § 1:2

Disparate treatment, § 1:2

Equal Pay Act of 1963, § 2:4

Former employees, § 4:8

Genetic Information Non-Discrimination Act of 2008, § 2:18

Probationary employees, § 5:13

Rehabilitation Act of 1973, § 2:13

Resolving discrimination issues without court action, § 1:3

State laws, § 2:16

DISCRIMINATION—Cont'd

Title VII, § 2:2

DISPARATE IMPACT

Discrimination, § 1:2

DISPARATE TREATMENT

Discrimination, § 1:2

DISPUTE RESOLUTION PLAN

Policies and forms, § 3:30

DOWNSIZING

Disciplining and Separating Employees (this index)

Worker Adjustment and Retraining Notification Act (WARN)

unforeseeable business circumstance, § 2:7

DRAFT POLICY AND PROCEDURE

Arbitration, § 9:10

Disciplining and separating employees, § 7:23; 8:9; 9:5

Measuring actual performance, § 5:5; 5:10; 5:15; 5:20; 5:25

Regulating employment relationship, § 6:20; 6A:5; 6A:10; 6A:30; 6B:10

Selecting new hires and promotees, § 4:5; 4:10; 4:15; 4:19; 4:20; 4:25;
4:30; 4:35; 4:40

DRESS CODES

Draft policy and procedure, § 6A:20

Regulating employment relationship, § 6A:16 to 6A:20

DRUG AND ALCOHOL TESTING

Americans with Disabilities Act of 1990, § 2:5

Regulating Employment Relationship (this index)

DRUG-FREE WORKPLACE

Federal statutes, § 2:14

Policies and forms, § 3:12 to 3:14

ELECTRONIC COMMUNICATIONS

Generally, § 6A:26 to 6A:30

Draft policy and procedure, § 6A:30

EMOTIONAL DISTRESS

Disciplining and separating employees, § 7:8

EMPLOYEE COMMUNICATION SKILLS

Professional communication, § 4:26

EMPLOYEE HANDBOOK RECEIPT

Policies and forms, § 3:3

INDEX

EMPLOYEE PERFORMANCE

Americans with Disabilities Act of 1990
misconduct, § 2:5

EMPLOYEE POLYGRAPH PROTECTION ACT

Federal statutes, § 2:8

EMPLOYEE RETIREMENT INCOME SECURITY ACT (ERISA)

Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA),
§ 2:10
Federal statutes, § 2:9

EMPLOYMENT INTERVIEW POLICY

Policies and forms, § 3:10

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC)

Policies and forms, § 3:4; 3:19
Title VII, § 2:2

EQUAL PAY ACT OF 1963

Business justifications, § 2:4
Federal statutes, § 2:4
Prima facie case, § 2:4
Substantially similar jobs, § 2:4

EVALUATIONS

Measuring Actual Performance (this index)

EXAMINATIONS

Regulating employment relationship, § 6:7

EXECUTIVE ORDER NO. 11246

Federal statutes, § 2:15
Government contractors and subcontractors, § 2:15

FAMILY AND MEDICAL LEAVE ACT (FMLA)

Generally
Child care, § 2:17
Damages, § 2:17
Employee release, § 2:17
Equivalent position, definition, § 2:17
False information provided by employee, § 2:17
Federal statutes, § 2:17
Health care provider, continuing treatment, § 2:17
Leave, denial, § 2:17
Litigation, § 2:17
Notice, § 2:17
Provisions, § 2:17

FAMILY AND MEDICAL LEAVE ACT (FMLA)—Cont'd

- Purpose, § 2:17
- Qualification, § 2:17
- Regulating employment relationship, § 6:12 to 6:18
- Reinstatement, refusal, § 2:17
- Relief, § 2:17
- Serious health condition, § 2:17
- Unlawful interference by employer, § 2:17
- Wage and Hour Division
 - authority, § 2:17
- Working at home, § 2:17

FAMILY RELATIONSHIP

- Regulating employment relationship, § 6A:11 to 6A:15

FEDERAL STATUTES

- Generally, § 2:1 to 2:18
- Age Discrimination in Employment Act, § 2:3
- Americans with Disabilities Act, § 2:5
- Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA), § 2:10
- Drug-Free Workplace Act of 1988, § 2:14
- Employee Polygraph Protection Act, § 2:8
- Employee Retirement Income Security Act (ERISA), § 2:9
- Equal Pay Act of 1963, § 2:4
- Executive Order No. 11246, § 2:15
- Family and Medical Leave Act of 1993, § 2:17
- 42 USC §§ 1981 and 1983, § 2:6
- Genetic Information Non-Discrimination Act of 2008, § 2:18
- Rehabilitation Act of 1972, § 2:13
- State Fair Employment Practices Laws, § 2:16
- Title VII, § 2:2
- Vietnam Era Veteran's Readjustment Assistance Act of 1972, § 2:12
- Whistleblower's Protection Statutes, § 2:11
- Worker Adjustment and Retraining Notification Act, § 2:7

FORMS

- Policies and Forms** (this index)

42 USC §§ 1981 AND 1983

- Federal statutes, § 2:6

FRAUDULENT MISTREPRESENTATION

- Disciplining and separating employees, § 7:10

GENETIC INFORMATION NON-DISCRIMINATION ACT OF 2008

- Generally, § 2:18

INDEX

GENETIC INFORMATION NON-DISCRIMINATION ACT OF 2008

—Cont'd

- Americans with Disabilities Act, § 2:18
- Discrimination, § 2:18
- Employer access to genetic information, § 2:18
- Federal statutes, § 2:18
- Genetic testing, § 2:18
- Title VII, § 2:18

GOOD FAITH

- Disciplining and separating employees, § 7:6

GOVERNMENT CONTRACTORS AND SUBCONTRACTORS

- Generally, § 1:4
- Executive Order No. 11246, § 2:15

GROOMING

- Draft policy and procedure, § 6A:20
- Regulating employment relationship, § 6A:16 to 6A:20

HOSTILE ENVIRONMENT

- Disciplining and separating employees, § 6:10; 7:19 to 7:21

INTERFERENCE

- Family and Medical Leave, § 6:17

INTERFERENCE WITH CONTRACT

- Disciplining and separating employees, § 7:9

INVASION OF PRIVACY

- Disciplining and separating employees, § 7:11

MALICIOUS PROSECUTION

- Disciplining and separating employees, § 7:11

MEASURING ACTUAL PERFORMANCE

- Generally, § 5:1 to 5:25
- Advice, § 5:4; 5:9; 5:14; 5:19; 5:24
- Compensation
 - generally, § 5:21 to 5:25
 - advice, § 5:24
 - controlling law, § 5:23
 - draft policy and procedure, § 5:25
 - employment practice, § 5:22
- Controlling law, § 5:3; 5:8; 5:13; 5:18; 5:23
- Draft policy and procedure, § 5:5; 5:10; 5:15; 5:20; 5:25
- Employment practice, § 5:2; 5:7; 5:12; 5:17; 5:22
- Evaluations
 - generally, § 5:16 to 5:20

MEASURING ACTUAL PERFORMANCE—Cont'd

Evaluations—Cont'd

advice, § **5:19**

controlling law, § **5:18**

draft policy and procedure, § **5:20**

employment practice, § **5:17**

New employees, orientation, training and probationary period

generally, § **5:11 to 5:15**

advice, § **5:14**

controlling law, § **5:13**

draft policy and procedure, § **5:15**

employment practices, § **5:12**

Orientation. new employees, orientation, training and probationary period,
above

Probationary period. new employees, orientation, training and probationary
period, above

Subjective criteria

generally, § **5:6 to 5:10**

advice, § **5:9**

controlling practice, § **5:8**

draft policy and procedure, § **5:10**

employment practice, § **5:7**

Testing applicants and employees

generally, § **5:1 to 5:5**

advice, § **5:4**

controlling law, § **5:3**

draft policy and procedure, § **5:5**

employment practice, § **5:2**

Training. new employees, orientation, training and probationary period,
above

MENTAL CHARACTERISTICS

Generally, § **4:16 to 4:20**

Advice, § **4:19**

Controlling law, § **4:18**

Draft policy and procedure, § **4:20**

Employment practice, § **4:17**

NEGLIGENT ENTRUSTMENT

Disciplining and separating employees, § **7:10**

NEPOTISM

Draft policy and procedure, § **6A:15**

Regulating employment relationship, § **6A:11 to 6A:15**

INDEX

NEPOTISM AND NO-SPOUSE RULES

Draft policy and procedure, § 6A:15

NEW EMPLOYEES, ORIENTATION, TRAINING AND PROBATIONARY PERIOD

Measuring Actual Performance (this index)

NEW HIRES

Selecting New Hires and Promotees (this index)

NO-SPOUSE

Draft policy and procedure, § 6A:15

Regulating employment relationship, § 6A:11 to 6A:15

OPENINGS BY WORD OF MOUTH

Generally, § 4:1 to 4:5

Advice, § 4:4

Controlling law, § 4:3

Draft policy and procedure, § 4:5

Employment practice, § 4:2

PERFORMANCE

Measuring Actual Performance (this index)

PERSONAL HISTORY AND BACKGROUND INVESTIGATION

Selecting New Hires and Promotees (this index)

PHYSICAL CHARACTERISTICS

Generally, § 4:16 to 4:20

Advice, § 4:19

Controlling law, § 4:18

Draft policy and procedure, § 4:19

Employment practice, § 4:17

POLICIES AND FORMS

Generally, § 3:1 to 3:30

Affirmative action plans, § 3:26 to 3:29

AIDS policy, § 3:25

At-will employment, § 3:2

Confidentiality agreement, § 3:6

Court action, settlement and release of, § 3:24

Declaration of disability form, § 3:8

Disability policy, declaration of, § 3:7

Dispute resolution plan, § 3:30

Drug Free Workplace, § 3:12 to 3:14

EEOC claim, release of, § 3:23

Employee handbook receipt, § 3:3

Employment interview policy, § 3:10

POLICIES AND FORMS—Cont'd

- Equal Employment Opportunity policy, § 3:4
- General release under OWBPA, § 3:22
- Notice letter to employee (OWBPA), § 3:21
- Records maintenance policy, § 3:5
- Records retention guidelines, § 3:9
- Reduction-in-force guidelines and packet, § 3:16; 3:17
- Sexual harassment policy, § 3:15
- Supervisor training, § 3:11
- Termination of unsatisfactory employees, § 3:18
- Waiver of rights under ADEA, § 3:20
- WARN letter and notice, § 3:19

POLYGRAPH EXAMINATIONS

- Regulating Employment Relationship** (this index)

PRACTICES

- Disciplining and separating employees, § 7:2; 8:2; 9:2
- Measuring actual performance, § 5:2; 5:7; 5:12; 5:17; 5:22
- Regulating employment relationship, § 6:2; 6A:2; 6A:7; 6B:2
- Selecting new hires and promotees, § 4:2; 4:7; 4:12; 4:17; 4:22; 4:27; 4:32; 4:37

PREGNANCY

- Regulating employment relationship, § 6:11

PRETEXT, PROVING

- Disciplining and separating employees, § 7:4

PRIVACY

- Electronic Communication** (this index)

PROMOTIONS

- Selecting New Hires and Promotees** (this index)

PSYCHOLOGICAL CHARACTERISTICS

- Generally, § 4:16 to 4:20
- Advice, § 4:19
- Controlling law, § 4:18
- Draft policy and procedure, § 4:20
- Employment practice, § 4:17

QUANTUM MERUIT

- Disciplining and separating employees, § 7:6

RECORDS MAINTENANCE POLICY

- Policies and forms, § 3:5

INDEX

RECORDS RETENTION GUIDELINES

Policies and forms, § 3:9

REDUCTION-IN-FORCE

Policies and forms, § 3:16; 3:17

REFERENCES

Selecting New Hires and Promotees (this index)

REGULATING EMPLOYMENT RELATIONSHIP

Generally, § 6:1 et seq.

Accommodating special needs

generally, § 6:1 to 6:20

advice, § 6:19

controlling law, § 6:3 to 6:12

disability, § 6:4 to 6:9

draft policy and procedure, § 6:20

employment practice, § 6:2

Family and Medical Leave, § 6:12 to 6:18

pregnancy, § 6:11

religion, § 6:10

Advice, § 6:19; 6A:4; 6A:9; 6B:9

Appearance, § 6A:16 to 6A:20

Burden of proof, Family and Medical Leave, § 6:18

Certification, Family and Medical Leave, § 6:15

Charges

generally, § 6B:1 to 6B:10

advice, § 6B:9

controlling law, § 6B:3 to 6B:8

draft policy and procedure, § 6B:10

employment practice, § 6B:2

retaliation, § 6B:4 et seq.

sexual harassment, § 6B:3

Controlling law, § 6:3 to 6:12; 6A:3; 6A:8; 6B:3 to 6B:8

Disability, § 6:4 to 6:9

Draft policy and procedure, § 6:20; 6A:5; 6A:10; 6A:30; 6B:10

Dress codes, § 6A:16 to 6A:20

Drug and alcohol testing

generally, § 6A:1 to 6A:5

advice, § 6A:4

controlling law, § 6A:3

draft policy and procedure, § 6A:5

employment practices, § 6A:2

Electronic communications

generally, § 6A:26 to 6A:30

REGULATING EMPLOYMENT RELATIONSHIP—Cont'd

- Electronic communications—Cont'd
 - draft policy and procedure, § 6A:30
- Employment practice, § 6:2; 6A:7; 6B:2
- Employment practices, § 6A:2
- Examinations, disability, § 6:7
- Family and Medical Leave, § 6:12 to 6:18
- Family relationship, § 6A:11 to 6A:15
- Grooming, § 6A:16 to 6A:20
- Interference, Family and Medical Leave, § 6:17
- Nepotism, § 6A:11 to 6A:15
- No-spouse, § 6A:11 to 6A:15
- Notice, Family and Medical Leave, § 6:18
- Polygraph examinations
 - generally, § 6A:6 to 6A:10
 - advice, § 6A:9
 - controlling law, § 6A:8
 - draft policy procedure, § 6A:10
 - employment practice, § 6A:7
- Pregnancy, § 6:11
- Reinstatement, Family and Medical Leave, § 6:16
- Religion, § 6:10
- Retaliation, § 6B:4 et seq.
- Sexual harassment, § 6B:3
- Smoking, § 6A:15 to 6A:25

REHABILITATION ACT OF 1973

- Administrative relief, § 2:13
 - OFCCP, § 2:13
- Federal statutes, § 2:13
- Persons regarded as having impairment
 - essential functions of job, § 2:13
 - litigation, § 2:13
- Reasonable accommodations, § 2:13
- Relief, § 2:13
- Undue hardship, § 2:13

REINSTATEMENT

- Family and Medical Leave, § 6:16

RELIGION

- Regulating employment relationship, § 6:10

REMEDIES

- Defenses, § 1:2

INDEX

RETALIATION

- Bad reference, § 4:8
- Former employees, § 4:8
- Probationary employees, § 5:13
- Regulating employment relationship, § 6B:4 et seq.

SELECTING NEW HIRES AND PROMOTEES

- Generally, § 4:1 to 4:40
- Advice, § 4:4; 4:9; 4:14; 4:19; 4:24; 4:29; 4:34; 4:39
- Affirmative action plans
 - generally, § 4:31 to 4:35
 - advice, § 4:34
 - controlling law, § 4:33
 - draft policy and procedure, § 4:35
 - employment practice, § 4:32
- Background investigation. Personal history and background investigation, below
- Bona fide occupational qualifications
 - generally, § 4:36 to 4:40
 - advice, § 4:39
 - controlling law, § 4:38
 - draft policy and procedure, § 4:40
 - employment practice, § 4:37
- Communication skills
 - generally, § 4:26 to 4:30
 - advice, § 4:29
 - controlling law, § 4:28
 - draft policy and procedure, § 4:30
 - employment practice, § 4:27
- Controlling law, § 4:3; 4:8; 4:13; 4:18; 4:23; 4:28; 4:33; 4:38
- Criminal record
 - generally, § 4:21 to 4:25
 - advice, § 4:24
 - controlling law, § 4:23
 - draft policy and procedure, § 4:25
 - employment practice, § 4:22
- Draft policy and procedure, § 4:5; 4:10; 4:15; 4:20; 4:25; 4:30; 4:35; 4:40
- Employment practice, § 4:2; 4:7; 4:12; 4:17; 4:22; 4:27; 4:32; 4:37
- Interview policy, § 3:9
- Mental characteristics
 - generally, § 4:16 to 4:20
 - advice, § 4:19
 - controlling law, § 4:18

SELECTING NEW HIRES AND PROMOTEES—Cont'd

Mental characteristics—Cont'd

draft policy and procedure, § 4:20

employment practice, § 4:17

Openings by word of mouth

generally, § 4:1 to 4:5

advice, § 4:4

controlling law, § 4:3

draft policy and procedure, § 4:5

employment practice, § 4:2

Personal history and background investigation

generally, § 4:11 to 4:15

advice, § 4:14

controlling law, § 4:13

draft policy and procedure, § 4:15

employment practice, § 4:12

Physical characteristics

generally, § 4:16 to 4:20

advice, § 4:19

controlling law, § 4:18

draft policy and procedure, § 4:19

employment practice, § 4:17

Psychological characteristics

generally, § 4:16 to 4:20

advice, § 4:19

controlling law, § 4:18

draft policy and procedure, § 4:20

employment practice, § 4:17

References

generally, § 4:6 to 4:10

advice, § 4:9

controlling law, § 4:8

draft policy and procedure, § 4:10

employment practices, § 4:7

SEXUAL HARASSMENT

Policies and forms, § 3:15

Regulating employment relationship, § 6B:3

SMOKING

Draft policy and procedure, § 6A:25

Regulating employment relationship, § 6A:15 to 6A:25

SPOUSES

No-spouse rules, draft policy and procedure, § 6A:15

INDEX

SPOUSES—Cont'd

Regulating employment relationship, § 6A:11 to 6A:15

STATE FAIR EMPLOYMENT PRACTICES LAWS

Federal statutes, § 2:16

SUBJECTIVE CRITERIA

Measuring Actual Performance (this index)

SUPERVISOR TRAINING

Policies and forms, § 3:11

TERMINATION OF EMPLOYMENT

Policies and forms, § 3:18

TESTS AND TESTING

Genetic Information Non-Discrimination Act of 2008, § 2:18

Measuring Actual Performance (this index)

TITLE VII

Affirmative action, § 2:2

Bad reference, § 4:8

Equal Employment Opportunity Commission, § 2:2

Federal statutes, § 2:2

Former employees, § 4:8

Genetic Information Non-Discrimination Act of 2008, § 2:18

TORT CLAIMS

Disciplining and separating employees, § 7:7

TRENDS AND FORECAST

Generally, § 1:1

VETERANS

Model affirmative action plan, § 3:29

VIETNAM ERA VETERAN'S READJUSTMENT ASSISTANCE ACT OF 1972

Federal statutes, § 2:12

WAIVER AND RELEASE

Disciplining and Separating Employees (this index)

Policies and forms, § 3:20

WARN LETTER AND NOTICE

Generally, § 8:4

Policies and forms, § 3:19

WEIGHT REQUIREMENTS

Hiring process, § 4:16

WHISTLEBLOWER'S PROTECTION STATUTES

Federal statutes, § 2:11

**WORKER ADJUSTMENT AND RETRAINING NOTIFICATION ACT
(WARN)**

Affected employees defined, § 2:7

Federal statutes, § 2:7

Provisions, § 2:7

Remedies, § 2:7

Unforeseeable business circumstance, § 2:7