# **National Guides**



# Littler on Leaves of Absence: Family, Medical & Pregnancy Leaves

Scope of Discussion. Issues associated with employee leave rights may be the most challenging currently faced by employers. With overlapping (and sometimes conflicting) federal statutory rights, military leave, and the various leaves available under state law, employers face the reality that every employee request for time off may involve potential legal exposure, as well as significant operational frustrations. This publication includes a summary of the Family and Medical Leave Act (FMLA) in light of the FMLA regulations and existing case law. It also touches on three related areas—paid sick leave, pregnancy leave, and fetal protection policies. For a discussion of military leave and civic duty leave, see *Littler On Leaves Of Absence: Military & Civic Duty Leaves*.

The focus of this publication is federal law. While some state law distinctions may be included, the coverage is not comprehensive.

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- 1.1 Introduction
- 1.2 Covered Employers & Employees
- 1.3 Qualifying Reasons for Taking Leave
- 1.4 Health Care Provider's Certification
- 1.5 Leave Entitlement
- 1.6 Notice & Designation of Leave Requirements
- 1.7 Compensation During Leave
- 1.8 Employment Benefits During Leave
- 1.9 Reinstatement Following Leave
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- 1.11 Recordkeeping & Notice Requirements
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#### 2. INTERACTION OF THE FAMILY AND MEDICAL LEAVE ACT WITH OTHER LAWS

- 2.1 State Legislation on Family and Medical Leave
- 2.2 The Americans with Disabilities Act
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#### 3. OVERVIEW OF PREGNANCY LEAVE

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- 3.2 Employment Considerations During Pregnancy & After

## 4. PRACTICAL GUIDELINES FOR EMPLOYERS

- 4.1 Initial Steps in Complying with the Family and Medical Leave Act
- 4.2 Brief Overview of the Leaves Administration Process Under the Family and Medical Leave Act
- 4.3 Information on the Department of Labor Model Forms
- 4.4 Ten Common Employer Missteps in Handling Leaves Requests

