

Paid Sick Days – State and District Statutes Updated March 2021

(For City and County Laws, Click Here.)

<u>Key:</u> **EE**: employee; **ER**: employer; **SB**: small business; **LB**: large business; **FTE**: full-time equivalent; **DV**: domestic violence; **SAFE**: safe time coverage; **PHE**: public health emergency; **CBA**: collective bargaining agreement

Location	Summary
District of	EEs accrue one hour of paid sick time for every 37 to 87 hours worked and can
Columbia	accrue and use up to three to seven days, depending on ER's size. EEs in certain
D.C. Code	industries receive one hour for every 43 worked and can accrue and use up to five
(2008, amended	days regardless of ER size. Covers sick time for EE or family members' care and for
2013) (effective	absences associated with domestic violence, sexual abuse or stalking.
2014)	·
Connecticut	Enumerated EEs whose place of business has 50 or more EEs accrue one hour of
(2011) (effective	paid sick time for every 40 hours worked and can accrue and use up to 40 hours.
1/2012)	Covers sick time for EE or family members' care and for absences associated with
	domestic violence or sexual assault.
California (2014,	EEs accrue one hour of paid sick time for every 30 hours worked and can use up
amended 2015	to 24 hours and accrue up to 48 hours. ERs may use alternate accrual method if
and 2016)	accrual is regular and provides a sufficient amount of time. Beginning in 2018, in-
(effective 7/2015;	home supportive services EEs accrue paid sick time at the same rate, and can use
2016 expansion	eight hours per year, gradually increasing to 24 hours per year. Covers sick time
effective 7/2018)	for EE or family members' care and for absences associated with EE's domestic
	violence, sexual assault or stalking.
<u>Massachusetts</u>	EEs whose place of business has 11 or more EEs accrue one hour of paid sick time
(2014) (effective	for every 30 hours worked and can accrue and use up to 40 hours. All others
<u>7/2015)</u>	receive equivalent unpaid time. Covers sick time for EE or family members' care
	and for absences associated with EE or dependent child's domestic violence.
<u>Oregon (2015)</u>	EEs whose place of business has 10 or more EEs (six or more EEs if ER is in a city
<u>(effective</u>	with population above 500k, so that Portland's law remains in effect) accrue one
<u>1/2016)¹</u>	hour of paid sick time for every 30 hours worked, and can accrue and use up to
	40 hours. All others receive equivalent unpaid time. Covers sick time for EE or
	family members' care, for Oregon family leave purposes, for reasons related to a
	public health emergency and for absences associated with EE or minor
	child/dependent's domestic violence, sexual harassment, assault or stalking.
Vermont (2016)	EEs accrue one hour of paid sick time for every 52 hours worked and can accrue
(effective 1/2017	or use up to 24 hours in 2017 and 2018, and 40 hours in 2019 and following
for LB, and	years. Workers in small businesses begin to accrue and use time in 2018. Covers
<u>1/2018 for SB)</u>	sick time for EE or family members' care (including long-term care appointments
	for parent, grandparent, spouse or parent-in-law), absences associated with EE or

¹ Oregon's law preempted the ordinance that was enacted by Eugene, Ore.; Eugene's ordinance was no longer in effect as of January 1, 2016.

	family member's domestic violence, sexual assault or stalking, and closures for
	public health or safety reasons.
<u>Arizona (2016)</u>	EEs accrue one hour of paid sick time for every 30 hours worked. EEs whose place
(effective	of business has 15 or more EEs can accrue and use up to 40 hours per year. All
<u>7/2017)</u>	others can accrue and use up to 24 hours per year. Covers sick time for EE or
	family members' care, absences associated with EE or family member's domestic
	violence, sexual violence, abuse or stalking, closures for public health or safety
	reasons, and care for EE's or family member's exposure to a communicable
	disease.
<u>Washington</u>	EEs accrue one hour of paid sick time for every 40 hours worked. Covers sick time
(2016) (effective	for EE or a family member's care, absences associated with EE or a family
<u>1/2018)</u>	member's domestic violence, sexual assault, or stalking, closures for public health
	reasons.
Rhode Island	EEs of ERs with 18 or more EEs accrue one hour of paid sick time for every 35
(2017) (effective	hours worked and can accrue and use up to 24 hours in 2018, 32 hours in 2019,
<u>7/2018)</u>	and 40 hours in 2020 and beyond. ERs who employ fewer than 18 EEs are not
	required to allow workers to accrue paid sick days but must allow use of unpaid
	sick time of up to 24 hours in 2018, 32 hours in 2019 and 40 hours in 2020. Covers
	sick time for EE or family members' care, absences associated with EE or family
	member's domestic violence, sexual assault or stalking, and closures for public
NA 1 1 (2010)	health or safety reasons.
Maryland (2018)	EEs whose place of business has 15 or more employees accrue one hour of paid
(effective	sick time for every 30 hours worked and can accrue up to 40 hours in a year and
<u>2/2018)</u>	64 hours at any time, and can use up to 64 hours in a year. All others receive
	equivalent unpaid time. Covers sick time for EE or family members' care and for
	absences associated with EE or family member's domestic violence, sexual assault
New Jersey	or stalking.
New Jersey (2018) (effective	EEs accrue one hour of paid sick time for every 30 hours worked, and can accrue up to 40 hours in a year. Covers sick time for EE or family members' care and for
10/2018) ²	absences associated with EE or family member's care; absences associated with EE
10/2010)	or family member's domestic violence, sexual assault or stalking, closures for
	public health emergencies or attend child's school-related conference or meeting.
New York (2020)	EEs accrue one hour of sick time for every 30 hours worked. EEs whose place of
(Accrual effective	business has four or fewer employees and whose place of business has a net
9/2020) (Benefits	income of less than 1 million dollars can accrue up to 40 hours of unpaid sick
effective 1/2021)	time; EEs whose place of business has five to 99 employees can accrue and use up
CHECUTE I/LULI)	to 40 hours of paid sick time; EEs whose place of business has 100 or more
	employees can accrue up to 56 hours of paid sick time. Covers sick time for EE or
	family members' care and for absences associated with EE or family member's
	care; absences associated with EE or family member's domestic violence, family
	offense, sexual offense, stalking or human trafficking.
New Mexico	Information Pending
(2021) ³	

New Jersey's statewide law superseded previously passed local paid sick days laws when it went into effect in October 2018.
 New Mexico's paid sick days legislation was passed in the state's legislative assembly in March 2021, but has yet to be signed by the governor. More information pending.

Location	Law/Bill Number	Impact
District of	§ 32-131.01 et seq.	Approx. 220,000 workers formerly without sick time
<u>Columbia</u>		gained it through this law. ¹
Connecticut	Public Act 11-52	Approx. 200,000 workers formerly without sick time
		gained it through this law. ²
<u>California</u>	Cal. Labor Code §§ 245,	Approx. 6.9 million workers formerly without sick time
	2810.5	will gain it through this law. ³
<u>Massachusetts</u>	Mass. Gen. Laws ch. 149,	Approx. 900,000 workers formerly without sick time
	§ 148(c), (d)	will gain it through this law. ⁴
<u>Oregon</u>	ORS §§ 653.256, 659A.885	Approx. 473,000 workers formerly without sick time
		will gain it through this law. ⁵
<u>Vermont</u>	21 Vt. Stat. §§ 384, 481-	Not yet determined. Approx. 60,000 workers were
	485, 345; 29 Vt. Stat. § 161	without paid sick time before the law's passage, but
		carve-outs create challenges in estimating the number
		who will gain access. ⁶
<u>Arizona</u>	Ariz. Title 23, Ch. 2, Art. 8,	Approx. 934,000 workers formerly without sick time
	§§ 23-363, 23-364; Title 23, Ch. 2, Art. 8.1	will gain it through this law. ′
Washington	RCW 49.46.005, 49.46.020,	Approx. 1,000,000 workers formerly without sick time
	49.46.090, 49.46.100	will gain it through this law. ⁸
Rhode Island	H. 5413	Approx. 100,000 workers formerly without sick time
		will gain it through this law. ⁹
Maryland	H.B. 0001	Approx. 750,000 workers were without sick time
		before the law's passage. 10
New Jersey	A1827	Approx. 1.2 million workers formerly without sick time
		will gain it through this law. 11
New York	S. 7506-B/A. 9506-B	Approx. 2.6 million workers formerly without sick time
		will gain it through this law. 12
New Mexico	Information Pending	Information Pending

Location	Exemption
District of	Does not apply to independent contractors; students employed by their higher
<u>Columbia</u>	education institution for less than 25 hours/
	week; health care workers in premium pay programs; volunteers that engage in
	activities of an educational,
	charitable, religious, or nonprofit organization; casual baby-sitter; some religious
	organization members
<u>Connecticut</u>	Does not apply to EEs not employed in one of the 68 enumerated service
	occupations or by ERs with fewer than 50 EEs; salaried or exempt workers;
	temporary workers; certain state EEs; manufacturing ERs; nationally chartered
C 116 .	nonprofits (i.e., the YMCA)
<u>California</u>	Does not apply to EEs of any governmental entity who receive a retirement
	allowance and are now reemployed without reinstatement into retirement system;
	EEs covered by a CBA with express sick time; construction EEs covered by a CBA; in-
	home support service workers who have worked less than 30 days in the state; certain airline flight deck or cabin crew members; EEs who have worked less than 30
	days for the same ER
Massachusetts	Does not apply to city or town EEs
<u>Oregon</u>	Does not apply to Ets who are covered by a CBA, who are employed through a
<u> </u>	labor organization referral system and whose benefits are provided by a multi-
	employer-employee plan; are ER's child, spouse or parent; EEs who receive paid sick
	time under federal law; independent contractors; work-study students; work
	training program participants; railroad workers exempted under the Federal
	Railroad Insurance Act
<u>Vermont</u>	Does not apply to workers who average less than 18 hours of work per week in a
	year, federal government EEs; state government EEs who are exempt from state
	classified service; EEs who work for an ER for 20 or fewer weeks in a year on a job
	scheduled to last 20 weeks or fewer; per diem/intermittent health care or long-term
	care facility EEs; substitute teachers who are not contracted to provide long-term
	substitute coverage; EEs under age 18; per diem or temporary EEs who work only
	when they indicate they are available, are under no obligation to work for ER and
	have no expectation of continuing employment with the ER; new ERs are not
Arizona	subject to the law for one-year period after hiring first EE
<u>Arizona</u>	Does not apply to state or federal government EEs; persons employed by a parent or a sibling; or persons performing babysitting services in ER's home on a casual
	basis
Washington	Does not apply to workers who are exempt from Washington state minimum wage
-vasinigton	law
Rhode Island	Does not apply to state or municipal EEs; ERs with fewer than 18 EEs, provided they
	allow EEs to use up to 24 hours in 2018, 32 hours in 2019 and 40 hours in 2020 of
	unpaid sick time; ERs with a paid time off policy or paid sick and safe leave policy
	that makes available at least the same amount of time as the bill; construction EEs
	covered by a CBA; licensed nurses who are employed by a health care facility, are
	under no obligation to work a regular schedule, work only when they are available
	and are under no obligation to work when unavailable, and receive higher pay than
	an EE at the same facility who works a regular schedule

Maryland	Does not apply to individuals who are casual employees, independent contractors, licensed real estate salespersons, licensed associate real estate brokers, under the age of 18, employed in the agricultural sector on an agricultural operation, regularly work less than 12 hours a week, employed by temporary services agency to provide temporary staffing services if the agency does not have day-to-day control over work assignments and supervision, directly employed by an employment agency to provide part-time or temporary services to another person, or who are employed in the construction industry and covered by a CBA that expressly waives the terms of the bill
New Jersey	Does not apply to public employees, construction workers under contract pursuant to a collective bargaining agreement or per diem hospital health care employees.
New York	Applies to all employees.
New Mexico	Information Pending

Location	Accrual Rate and Maximum
District of	SB (1-24 EEs): One hour for every 87 hours worked, up to three days
Columbia	- C
	MB (25-99 EEs): One hour for every 43 hours worked, up to 5 days
	LB (100 or more EEs): One hour for every 37 hours worked, up to seven days
	Tipped restaurant and bar workers: One hour for every 43 hours worked, up to five days
Connecticut	50 or more EEs: One hour for every 40 hours worked, up to 40 hours
<u>California</u>	One hour for every 30 hours worked, can use up to 24 hours, accrue up to 48 hours
	In-Home Supportive Service Workers: From July 1, 2018, to December 31, 2019 (scheduled), one hour for every 30 hours worked, can use up to eight hours. From January 1, 2020, to December 31, 2021 (scheduled), can use up to 16 hours. From January 1, 2022, onwards, can use up to 24 hours.
Massachusetts	SB (1-10 EEs): One hour of <i>unpaid</i> time off for every 30 hours worked, up to 40 hours
	LB (11 or more EEs): One hour of paid time off for every 30 hours worked, up to 40 hours
<u>Oregon</u>	SB (1-9/1-5 EEs in Portland) ⁴ : One hour of <i>unpaid</i> time off for every 30 hours
	worked or 1-1/3 hours for every 40 hours worked, up to 40 hours
	IR (10 or mare/6 or mare EEs in Bartland):
	LB (10 or more/6 or more EEs in Portland):
	One hour of paid time off for every 30 hours worked or 1-1/3 hours for every 40 hours worked, up to 40 hours
Vermont	SB (1-5 EEs): Beginning on 1/1/2018, one hour for every 52 hours worked; in 2018, can accrue and use up to 24 hours; in 2019 and following years, can accrue and use up to 40 hours
	LB (6 or more EEs): One hour for every 52 hours worked; in 2017 and 2018, can accrue and use up to 24 hours; in 2019 and following years, can accrue and use up to 40 hours
	NOTE: New businesses have a one-year period of exemption before paid sick time requirements apply.
<u>Arizona</u>	SB (1-14 EEs): One hour for every 30 hours worked, can accrue and use up to 24 hours
	LB (15 or more EEs) : One hour for every 30 hours worked, can accrue and use up to 40 hours
<u>Washington</u>	One hour for every 40 hours worked. ER is not required to allow more than 40 hours to carry over to the following year.

⁴ For ERs in a city with a population exceeding 500,000, an SB is 1-5 EEs and an LB is 6 or more; for ERs in all other locations, an SB is 1-9 EEs and an LB is 10 or more.

Rhode Island	SB (1-17 EEs): Must allow use of up to 24 hours in 2018, 32 hours in 2019 and 40
	hours in 2020 of unpaid sick time
	IP (40 annual FF-). On a base for a second 25 bases and a second and a second as a second
	LB (18 or more EEs): One hour for every 35 hours worked, can accrue and use up
Maryland	to 24 hours in 2018, 32 hours in 2019 and 40 hours in 2020 and beyond SB (1-14 EEs): One hour of <i>unpaid</i> time off for every 30 hours worked; can earn up
<u>iviaryianu</u>	to 40 hours in a year, use up to 64 hours in a year, and accrue up to 64 hours at any
	time
	LB (15 or more EEs) : One hour of <i>paid</i> time off for every 30 hours worked; can earn
	up to 40 hours in a year; use up to 64 hours in a year, and accrue up to 64 hours at
	any time
New Jersey	One hour for every 30 hours worked, can accrue and use up to 40 hours. ER is not
	required to allow more than 40 hours to carry over to the following year.
New York	One hour for every 30 hours worked.
	SB (4 or fewer EEs): can accrue and use up to 40 hours of <i>unpaid</i> sick time*
	MB (5-99 EEs): can accrue and use up to 40 hours of paid sick time
	(5 55 225). can accide and ase up to no nours or paid siek time
	LB (100+ EEs): can accrue and use up to 56 hours of paid sick time.
	*SB (4 or fewer EEs): businesses that have 4 or fewer EEs but have a net income of
	1 million dollars or more in the previous tax year must provide 40 hours of paid sick
	time.
New Mexico	Information Pending

Location	Waiting Period for Accrual and Use
District of	Accrual begins at commencement of employment; accrued hours may be used 90
<u>Columbia</u>	days after commencement of employment
Connecticut	Accrual begins at commencement of employment; accrued hours may be used 680
	hours after commencement of employment
California	Accrual begins at commencement of employment; accrued hours may be used 90
	days after commencement of employment
Massachusetts	Accrual begins at commencement of employment; accrued hours may be used 90
	days after commencement of employment
<u>Oregon</u>	Accrual begins at commencement of employment; accrued hours may be used 91
	days after commencement of employment
<u>Vermont</u>	Accrual begins at commencement of employment; ER may require EEs to complete
	waiting period of up to one year after commencement of employment or effective
	date of law (whichever is later) before using accrued hours
<u>Arizona</u>	Accrual begins at commencement of employment; accrued hours may be used 90
	days after commencement of employment
<u>Washington</u>	Accrual begins at commencement of employment; accrued hours may be used 90
	days after commencement of employment
Rhode Island	Accrual begins at commencement of employment or law's effective date (whichever
	is later); ERs may require a waiting period of up to 90 days for newly hired EEs;
	longer waiting periods for seasonal and temporary EEs
<u>Maryland</u>	Accrual begins at commencement of employment; accrued hours may be used 106
	days after commencement of employment
New Jersey	Accrual begins at commencement of employment; accrued hours may be used 120
	days after employment commences
New York	Accrual begins at commencement of employment
New Mexico	Information Pending

Location	Family Members Covered Other Than Self, Child, Spouse or Parent
District of	Domestic partner; live-in partner (living together at least 12 months); sibling;
<u>Columbia</u>	sibling's spouse; grandchild; parent-in-law; spouse of child; child living with EE for
	whom EE cares permanently
<u>Connecticut</u>	Child and spouse only
<u>California</u>	Domestic partner; sibling; grandparent; grandchild; legal ward; parent of spouse or
	domestic partner; legal guardian of EE, spouse or domestic partner; person with
	whom EE was or is in a relationship of in loco parentis
<u>Massachusetts</u>	Parent-in-law; legal ward; person who assumed the responsibilities of parenthood
	for EE or child for whom EE assumed responsibility
<u>Oregon</u>	Grandparent; grandchild; parent-in-law; person with whom EE was or is in a
	relationship of in loco parentis
Vermont	Grandparent; grandchild; sibling; parent-in-law
<u>Arizona</u>	Domestic partner; sibling; grandparent; grandchild; legal ward; parent of spouse or
	domestic partner; legal guardian of EE or spouse; person with whom EE was or is in
	a relationship of in loco parentis; any other individual related by blood or affinity
	whose close association with EE is the equivalent of a family relationship
<u>Washington</u>	Domestic partner; sibling; grandparent; grandchild; legal ward; child for whom EE is
	a de facto parent; parent of spouse or domestic partner; person with whom EE was
Rhode Island	or is in a relationship of in loco parentis Domestic partner; sibling; grandparent; grandchild; care recipient (person for whom
Kiloue Islanu	EE is responsible for providing or arranging health or safety related care); member
	of EE's household
<u>Maryland</u>	Child for whom the EE has legal or physical custody or guardianship; child for whom
	employee stands in loco parentis; legal guardian of the EE; individual who acted as
	a parent or stood in loco parentis to the EE or EE's spouse when EE or spouse was a
	minor; grandparent; grandchild; sibling
New Jersey	Grandchild, sibling, domestic partner, civil union partner, grandparent; spouse,
_	domestic partner, or civil union partner of a parent or grandparent; sibling of a
	spouse, domestic partner or civil union partner of the EE; any other individual
	related by blood to the EE or whose close association with the EE is the equivalent
	of a family relationship.
New York	Sibling, domestic partner, grandchild, grandparent; child or parent of EE's spouse or
	domestic partner; child for whom EE stands in loco parentis; legal ward of EE;
	individual who acted as a parent or stood in loco parentis to EE; legal guardian of
	EE.
New Mexico	Information Pending

Location	Safe Time Coverage,_Coverage for Public Health Emergency
	and/or Coverage for Other Purposes
District of	SAFE: Coverage for EE's or family member's DV, sexual assault or stalking
<u>Columbia</u>	
Connecticut	SAFE: Coverage for EE's or family member's DV or sexual assault
<u>California</u>	SAFE: Coverage for EE's DV, sexual assault or stalking
<u>Massachusetts</u>	SAFE: Coverage for EE or dependent child's DV
<u>Oregon</u>	SAFE: Coverage for EE or minor child/dependent's DV, harassment, sexual assault or stalking
	PHE: Coverage for closure of place of business or child's school or place of care; coverage to care for self or family member if would jeopardize health of community or if EE is excluded from the workplace for health reasons
Vermont	SAFE: Coverage for EE or family member's DV, sexual assault or stalking
	PHE: Coverage for closure of family member's business or school for public health or safety reasons
	Other: Coverage for accompanying parent, grand-parent, spouse or parent-in-law to appointment related to long-term care
<u>Arizona</u>	SAFE: Coverage for EE's or family member's DV, sexual violence, abuse or stalking
	PHE: Coverage for closure of place of business or child's school or place of care; coverage to care for self or family member exposed to a communicable disease
Washington	SAFE: Coverage for EE or family member's DV, sexual assault, or stalking
	PHE: Coverage for closure of place of business or child's school or place of care for any health-related reason
Rhode Island	SAFE: Coverage for EE or a family member's DV, sexual assault or stalking
	PHE : Coverage for closure of place of business or child's school or place of care; coverage to care for self or family member exposed to a communicable disease
<u>Maryland</u>	SAFE: Coverage for EE or family member's DV, sexual assault or stalking
New Jersey	SAFE: Coverage for EE or family member's domestic or sexual violence or stalking.
	PHE: Coverage for closure of place of business or child's school or place of care
	Other: Coverage for time needed by EE for child's school-related conference, meeting, function or other event.
New York	SAFE: Coverage for EE or family member's domestic violence, family offense, sexual offense, stalking or human trafficking
New Mexico	Information Pending

Location	Treatment of Collective Bargaining Agreements
District of	Does not diminish obligations under CBAs that provide greater benefits; a CBA
<u>Columbia</u>	cannot waive the paid time requirements of the Act unless the CBA provides at least
	3 paid days of sick time; does not apply to EEs in construction or building industry
	covered by a CBA; does not apply to existing CBAs until the earlier of the date of
	their expiration or 18 months after enactment
Connecticut	Does not diminish obligations under CBAs that provide greater benefits; does not
	preempt or override the terms of any CBAs in effect prior to legislation's effective
	date
<u>California</u>	Does not diminish obligations under CBAs that provide greater benefits; does not
	apply to an EE covered by a CBA if agreement expressly provides: (1) employment
	terms, (2) paid sick days or an equivalent leave policy (3) arbitration of paid sick day
	disputes, (4) premium wage rates for all overtime hours worked, and (5) regular
	hourly rate not less than 30 percent more than state minimum wage rate; does not
	apply to an EE in the construction industry covered by a CBA if agreement provides
	(1), (4) and (5) if the agreement was either entered into before Jan. 1, 2015 or
_	expressly waives requirement in clear and unambiguous terms
<u>Massachusetts</u>	Does not diminish obligations under CBAs that provide greater benefits
<u>Oregon</u>	Does not apply to workers covered by CBAs who are employed through a labor
	organization referral system and whose benefits are provided by a multi-employer-
	employee plan; does not diminish obligations under CBAs that provide greater
Manne	benefits CDA that consider a fitter described and the constant and the co
<u>Vermont</u>	Does not diminish obligations under CBAs that provide greater benefits; does not
A	preempt or override terms of a CBA in effect before January 1, 2017
<u>Arizona</u>	Does not diminish obligations under CBAs that provide greater benefits; does not
	apply if CBA expressly waives requirements in clear and unambiguous terms; does
<u>Washington</u>	not apply to existing CBAs until their expiration Not specified
Rhode Island	Does not diminish obligations under CBAs that provide greater sick and safe leave
Kiloue Islanu	time than required in bill; does not apply to construction EEs covered by a CBA
Maryland	Does not apply to workers in the construction industry who are covered by a CBA
<u>iviai yiaiiu</u>	that expressly waives requirements of the bill in clear and unambiguous terms
New Jersey	Does not apply to workers in the construction industry that are under a contract
IACM JEISER	pursuant to a CBA; does not diminish obligations under CBAs that provide greater
	benefits; does not apply to existing CBAs until their expiration.
New York	Does not diminish obligations under CBAs that provide comparable benefits
New Mexico	Information Pending
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Location	Applicability to ER's Existing Policy
District of	No additional time required if ER provides paid time that meets Act's accrual
<u>Columbia</u>	requirement and that can be used for the same purposes and under the same conditions
Connecticut	No additional time required if ER provides paid time that meets Act's accrual
	requirement and that can be used for the same purposes
<u>California</u>	No additional time required if ER provides paid time that can be used for the same
	purposes and under the same conditions and meets one of the following: (1) the
	Act's accrual, carry over, and use requirements; (2) provided equivalent time off
	before Jan. 1, 2015; or (3) is provided pursuant to the sick leave policy for state EEs
<u>Massachusetts</u>	No additional time required if ER provides paid time that meets bill's accrual
	requirement and that can be used for the same purposes and under the same
_	conditions
<u>Oregon</u>	No additional time required if ER provides paid time that is substantially equivalent
	to or more generous than the Act
<u>Vermont</u>	No additional time required if ER provides paid time that meets bill's use and
	accrual requirements and can be used for same purposes, or paid time that is
	provided at the beginning of the year in same amount and can be used for same
Arizona	purposes No additional time required if ER provides paid time that meets statute's accrual
ATIZOTIA	requirements and that can be used for the same purposes and under the same
	conditions
Washington	ERs are not prevented from providing more generous paid sick leave policies;
<u>wasnington</u>	applicability to other forms of paid time not specified
Rhode Island	No additional time required if ER has a paid time off or paid sick days policy that
	makes available the same amount of time that can be accrued under the law
Maryland	No modification to an existing policy is required if ER provides paid time that meets
	accrual and use requirements and that can be accessed and accrued at the same
	rate and used for the same purposes
New Jersey	ER in compliance and no additional time required if ER offers paid time off which is
	fully paid, can be used for the same purposes and in the same manner as provided
	by the law and meets the law's accrual rate
New York	No additional time required if ER has a paid sick days or time off policy that
	provides EEs with an amount of leave which meets or exceeds the requirements of
	the section.
New Mexico	Information Pending

Location	Enforcement Agency & Mechanisms
District of	DC Department of Employment Services, Office of Wage and Hour; agency will
Columbia	investigate possible violations, order reinstatement of terminated EEs, order
	payment, and impose penalties and fines against willful violators
Connecticut	Connecticut Department of Labor; file complaint with labor commissioner; relief
	includes civil penalties, back pay and reinstatement; EEs who do not earn paid time
	under the law but are covered by an ER's paid time policy and are employed by
	covered ERs are still protected by the anti-retaliation provision in the law
<u>California</u>	California Office of Industrial Relations, Labor Commissioner's Office; EEs may file a
	complaint; Labor commissioner may investigate ERs; hearing is before labor
	commissioner, who may order payment of back pay, payment of unlawfully
	withheld paid sick days, reinstatement or fines up to \$4000 for withholding or
	violations
Massachusetts	Massachusetts Attorney General's Office; EEs may file a complaint; Attorney general
	may obtain injunctive or declaratory relief, fines up to \$15,000, and civil citation; ER
	may appeal to attorney general's office
<u>Oregon</u>	Oregon Bureau of Labor and Industries; file a complaint; agency may investigate ERs
	and conduct mediation; if claim is for unpaid wages, agency may place a lien on
	ER's property; agency may provide for administrative proceeding; ER may appeal to
	court of appeals; relief includes fines up \$1,000 for willful violation
<u>Vermont</u>	Vermont Department of Labor; EEs may file a complaint; agency will investigate
	claim and attempt to arrange a settlement between EE and ER; relief includes
	collection of unpaid wages, additional payment of up to twice the amount of
	unpaid wages for willful violations, fines up to \$5,000
<u>Arizona</u>	Arizona Industrial Commission; any person or organization may file a complaint;
	commission or law enforcement officer may inspect and review business records;
	relief includes civil penalties of at least \$250 for a first violation and at least \$1,000
	for each subsequent or willful violation; payment of unlawfully withheld paid sick
	time, including interest, and an additional amount equal to twice the paid sick time;
	relief for retaliation includes at least \$150 for each day the violation occurred
<u>Washington</u>	Washington Department of Labor and Industries; EE may file a complaint; director
	may inspect business records and may bring any legal action necessary to collect
	EE's claim; relief includes back pay and attorney's fees and court costs
Rhode Island	Rhode Island Department of Labor, Division of Labor Standards; EE may file a
	complaint; Division will investigate; relief includes civil penalties of at least \$100
<u>Maryland</u>	Maryland Department of Labor, Licensing and Regulation; EE may file a complaint
	with Commissioner of Labor and Industry; Commissioner shall conduct investigation
	and attempt to resolve through mediation; Commissioner can issue an order to
	collect unpaid sick time, three times value of unpaid earned sick time and a civil
New Javas-	penalty of up to \$1,000 for each EE for whom ER not in compliance
New Jersey	New Jersey Department of Labor and Workforce Development; EE may file
Name Va. I	complaint with Department; Department will investigate
New York	New York Department of Labor; unclear at this time on process for filing claim of
NI BA . *	violation.
New Mexico	Information Pending

Location	Private Right of Action
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District of	Yes; may sue for back pay, damages, and/or reinstatement
<u>Columbia</u>	
Connecticut	Yes; may appeal administrative decision to Superior Court
<u>California</u>	Not specified; Labor commissioner or attorney general may file civil action in court of competent jurisdiction
<u>Massachusetts</u>	Yes; ER may appeal administrative decision to Superior Court; EE may sue after exhausting administrative remedies for relief including injunctive relief, damages, and lost wages
<u>Oregon</u>	Yes; may sue in court, which can impose relief including reinstatement, back pay, and injunctive relief
<u>Vermont</u>	No
Arizona	Yes; may sue in court; relief includes payment of unpaid earned sick time, civil penalties, attorney's fees and court costs, and other appropriate legal or equitable relief
<u>Washington</u>	Not specified
Rhode Island	Yes; may file suit (including class action) in civil court; relief includes payment of unpaid wages/benefits, compensatory damages, liquidated damages up to twice the amount of unpaid wages/benefits, reinstatement, attorneys' fees and costs and any other appropriate relief
Maryland	Yes; EE may bring action to enforce an order from the Commissioner. Relief includes three times value of EEs unpaid sick time, punitive damages, attorney's fees and costs, injunctive relief and any other relief the court deems appropriate
New Jersey	Yes; EE may file suit with court alleging violation of law; relief includes actual damages plus an equal amount of liquidated damages
New York	Not specified
New Mexico	Information Pending

Paid Sick Days – City and County Laws Updated March 2021

(For State and District Laws, Click Here.)

Key:

EE: employee; **ER**: employer; **SB**: small business; **LB**: large business; **FTE**: full-time equivalent; **DV**: domestic violence; **SAFE**: safe time coverage; **PHE**: public health emergency; **CBA**: collective bargaining agreement

Location	Law/Bill Number	Summary
San Francisco, Calif. (2006, effective 2/2007; amended 2016, effective with expansions 1/2017)	S.F. Admin. Code Ch. 12W; Initiative Ord. 160034	EEs in the private sector accrue one hour of paid sick time for every 30 hours worked within the city and can accrue and use up to 40 or 72 hours, depending on ER's size. Covers sick time for EE or family members' care, absences associated with EE's domestic violence, sexual assault or stalking and purposes related to bone marrow or organ donation.
Seattle, Wash. (2011) (effective 9/2012)	Ord. 123698	EEs whose place of business has five or more EEs accrue one hour of paid sick time for every 30 to 40 hours worked and use up to 40 to 108 hours, depending on ER's size. Accrual is unlimited. Covers sick time for EE or family members' care, absences associated with domestic violence, sexual assault or stalking, and closures due to a public health emergency.
New York City, N.Y. (2013), (2014) (effective 4/2014)	Int. 0097-2010; Int. 0001-2014	EEs whose place of business has five or more EEs accrue one hour of paid sick time for every 30 hours worked and can accrue and use up to 40 hours. All others receive equivalent unpaid time. EEs in certain industries can accrue and use two paid days after one year of employment regardless of ER size. Covers sick time for EE or family members' care and closures due to a public health emergency.
San Diego, Calif. (2014) (effective 7/2016) ⁵	Municipal Code § 39.0101; Ord. No. O-20390	EEs accrue one hour of paid sick time for every 30 hours worked and use up to 40 hours. Accrual is unlimited. Covers sick time for EE or family members' care, for absences associated with domestic violence, sexual assault or stalking, and closures due to a public health emergency.
Oakland, Calif. (2014) (effective 3/2015)	Municipal Code ch. 5.92	EEs accrue one hour of paid sick time for every 30 hours worked and can accrue and use up to 40 or 72 hours, depending on ER's size. Covers sick time for EE or family members' care.
Tacoma, Wash. (2015) (effective 2/2016)	Ord. 28275	EEs accrue one hour of paid sick time for every 40 hours worked and can accrue and use up to 24 hours. Covers sick time for EE or family members' care, closures due to a public health emergency and for absences associated with EE or family

⁵ San Diego's ordinance was approved by voters via a June 2016 ballot measure and is expected to take effect as soon as the results are certified, the deadline for which is July 7, 2016.

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		members' domestic violence, sexual assault or stalking.
Philadelphia, Pa. (2015) (effective 5/2015)	Ord. 141026	EEs whose place of business has 10 or more EEs accrue one hour of paid sick time for every 40 hours worked and can accrue and use up to 40 hours. All others receive equivalent unpaid time. Covers sick time for EE or family members' care and for absences associated with EE or family members' domestic violence, sexual assault or stalking.
Montgomery County, Md. (2015) (effective 10/2016)	Bill 60-14, Bill 32- 16	EEs whose place of business has five or more EEs accrue one hour of paid sick time for every 30 hours worked and can accrue up to 56 hours and use up to 80 hours. All others receive an equivalent 32 paid and 24 unpaid hours. Covers sick time for EE or family members' care, absences associated with EE or family member's domestic violence, sexual assault or stalking, closures due to a public health emergency, care for a family member exposed to a communicable disease and the birth, adoption, or foster placement of a child.
Emeryville, Calif. (2015) (effective 7/2015); Berkeley, Calif. (2016) (effective 10/2017)	Ord. 15-004; Municipal Code ch. 13.100	EEs accrue one hour of paid sick time for every 30 hours worked and can accrue and use up to 48 or 72 hours, depending on ER's size. Covers sick time for EE or family members' care and (Emeryville only) absences associated with EE's domestic violence, sexual assault or stalking and care for EE or family members' service dog.
Pittsburgh, Pa. (2015) ⁶	File 2015-1825	EEs whose place of business has 15 or more EEs accrue one hour of paid sick time for every 35 hours worked and can accrue up to 40 hours. All others accrue at the same rate up to 24 unpaid hours in the first year the law is in effect, followed by 24 paid hours after the first year. Covers sick time for EE or family members' care, closures due to a public health emergency and care for a family member exposed to a communicable disease.
Santa Monica, Calif. (2016) (effective 1/2017)	Ord. No. 2515	EEs accrue one hour of paid sick time for every 30 hours worked and can accrue up to 32 or 40 hours in 2017, depending on ER's size, and up to 40 or 72 hours from 2018 onward. There is no annual cap on use of paid sick time. Covers sick time for EE or family members' care and for absences associated with EE's domestic violence, sexual assault or stalking.
Minneapolis, Minn. (2016) (effective 7/2017); St. Paul, Minn. (2016) (effective 7/2017 for LB,	File 15-01372; Ord. 16-29	EEs accrue one hour of paid sick time for every 30 hours worked and can accrue up to 48 hours. (Minneapolis only: EEs whose place of business has five or fewer EEs must receive equivalent unpaid time.) There is no annual cap on use of paid sick time, but EEs can have no more than 80 accrued but unused hours at one time. Covers sick time for EE or family members' care, absences associated with EE or family member's domestic abuse, sexual assault or stalking and closures due to a public health

⁶ Pittsburgh's ordinance was ruled invalid by an Allegheny County judge on December 21, 2015. Its implementation is on hold, pending appeal and rulings from higher state courts.

and 1/2018		emergency or other unexpected cause, such as inclement
for SB)		weather or loss of power, heating or water.
Los Angeles, Calif. (2016) (effective 7/2016)	Ord. No. 184320	EEs accrue one hour of paid sick time for every 30 hours worked and can accrue and use up to 48 hours. Covers sick time for EE or family members' care and for absences associated with EE's domestic violence, sexual assault or stalking.
Chicago, III. (2016) (effective 7/2017); Cook County, III. (2016) (effective 7/2017)	Ord. O2016-2678; Ord. 16-4229	EEs accrue one hour of paid sick time for every 40 hours worked and can accrue and use up to 40 hours. Covers sick time for EE or family members' care, absences associated with EE or family member being the victim of domestic violence or a sex offense (Chicago)/domestic violence, sexual violence or stalking (Cook County), or closures due to a public health emergency.
Austin, Texas (2018) (effective 10/2018, and 10/2020 for ERs with 5 or fewer EEs); San Antonio, Texas (2018) (effective 8/2019 for LB; 8/2021 for SB with 5 or fewer EEs)	Ord. No. 20180215-049; Ord. No. 02018816-0620	EEs whose place of business has more than 15 EEs accrue one hour of paid sick time for every 30 hours worked and accrue and use up to 64 hours. All others accrue at the same rate and can accrue and use up to 48 hours. Covers sick time for EE or family members' care, absences associated with EE or family member being the victim of domestic violence, sexual assault, or stalking.
Duluth, Minn. (2018) (effective 1/2020)	File 18-009-O	EEs whose place of business has 5 or more EEs accrue one hour of paid sick time for every 50 hours of work. EEs can accrue up to 64 hours and use up to 40 hours in a year. Covers sick time for EE or family members' care, absences associated with EE or family member being the victim of domestic abuse, sexual assault or stalking.
Westchester County, N.Y. (2018) (effective 4/2019)	I.D. # 10623	EEs whose place of business has 5 or more EEs accrue one hour of paid sick time for every 30 hours of work. EEs can accrue and use up to 40 hours in a year. EEs whose place of business has fewer than 5 EEs can accrue and use up to 40 hours of unpaid sick time. Domestic workers can accrue one hour of paid sick time for every seven days worked and can accrue and use up to 40 hours in a year. Covers sick time for EE or family members' care, closures of school or business due to a public health emergency;
Dallas, Texas (2019) (effective 8/2019)	File 19-479	EEs whose place of business has more than 15 EEs accrue one hour of paid sick time for every 30 hours of work. EEs can accrue and use up to 64 hours in a year. EEs whose place of business has 15 or fewer EEs can accrue and use up to 48 hours of paid

	sick time in a year. Covers sick time for EE or family members'
	care, absences associated with EE or family member being the
	victim of domestic abuse, sexual assault, or stalking.

Location	Impact	Exemptions
San Francisco,	Approx. 59,000 workers	
Calif.	formerly without sick time	
	gained it through this law. 13	
Seattle, Wash.	Approx. 150,000 workers	Does not apply to new ERs with fewer than 250
	formerly without sick time	EEs; businesses have a period of 24 months after
	gained it through this law. 14	the hire date of first EE to comply
New York	Approx. 1,200,000 workers	Does not apply to EEs of any governmental entity;
City, N.Y.	formerly without sick time	work-study students; independent contractors;
	gained it through this law. ¹⁵	certain physical, occupational and speech
		therapists
San Diego,	Approx. 433,500 workers	Does not apply to EEs employed at less than
<u>Calif.</u>	received more expansive	minimum wage; publicly subsidized short-term
	protections than those provided	youth employment program EEs; any student EE, camp counselor, or program counselor of an
	under California's law. 16	organized camp; independent contractors
Oakland,	Approx. 56,000 workers	Does not apply to EEs who work less than two
Calif.	formerly without sick time	hours in a week in Oakland; EEs not entitled to
	gained it through this law. ¹⁷	minimum wage under Calif. law
Tacoma,	Approx. 40,000 workers	Does not apply to EEs of any governmental entity;
Wash.	formerly without sick time	work-study participant; independent contractors;
	gained it through this law. 18	self-employed; EEs who work less than 80 hours in
	g:	a year in Tacoma
Philadelphia,	Approx. 200,000 workers	Does not apply to EEs covered by a CBA;
Pa.	formerly without sick time	independent contractors; seasonal workers;
	gained it through this law. ¹⁹	adjunct professors; temporary workers; interns;
		pool EEs, EEs who work less than 40 hours in a
Montgomore	Approx 90 000 workers	year in Philadelphia
Montgomery County, Md.	Approx. 90,000 workers formerly without sick time	Does not apply to EEs of any non-county governmental entity; EEs who have an irregular
County, Mu.	gained it through this law. ²⁰	work schedule, who must contact ER for
	gamed it through this law.	assignments and begin work within 48 hours of
		contact, who have no obligation to work for ER
		without contact, and who are not employed
		through a temp agency; EEs who regularly work
		less than eight hours a week; independent
		contractors
Emeryville,	Approx. 5,000 workers in	Does not apply to EEs who work less than two
Calif.;	Emeryville received more	hours in a year in the city; EEs not entitled to
Berkeley, Calif.	expansive protections than those provided under	minimum wage under Calif. law ⁷
<u>Calli.</u>		
	California's law. 21 Approx.	
	18,500 workers in Berkeley received more expansive	
	protections than those provided	
	protections than those provided	

 $^{^{7}}$ Berkeley covers EEs who are not entitled to minimum wage but who are participants in a Welfare-to-Work program.

	22	
	under California's law.	5
Pittsburgh, Pa.	Approx. 50,000 workers formerly without sick time gained it through this law. ²³	Does not apply to seasonal EEs; state and federal employees; independent contractors; construction EEs covered by a CBA
Santa Monica, Calif.	Approx. 11,900 workers will receive more expansive protections than those provided under California's law. ²⁴	Does not apply to EEs who work less than two hours in a week in Santa Monica; EEs of any governmental entity; hotel workers; EEs not entitled to minimum wage under Calif. law
Minneapolis, Minn.; St. Paul, Minn.	Approx. 62,000 workers in Minneapolis formerly without sick time gained it through this law. ²⁵ Approx. 68,300 workers in St. Paul formerly without sick time will gain it through this law. ²⁶	Does not apply to EEs who work less than 80 hours in a year in the city for their employer; independent contractors; EEs of the federal, state, county or local government (but does apply to City employees).
Los Angeles, Calif.	Approx. 650,000 workers will receive more expansive protections than those provided under California's law. ²⁷	Does not apply to EEs who work less than two hours a week in Los Angeles for their ER; EEs not entitled to minimum wage under Calif. law; EEs who have not worked for the same ER for at least 30 days within a year of commencement of employment
Chicago, III.; Cook County, III.	Approx. 460,000 workers in Chicago formerly without sick time gained it through this law. Approx. 440,000 workers in Cook County formerly without paid sick time gained it through this law. 29	Does not apply to EEs who have worked less than 80 hours for an ER in a 120-day period; EEs who perform less than two hours of work within city boundaries in a two-week period; construction EEs covered by a CBA
Austin, Texas; San Antonio, Texas	Approx. 223,000 workers in Austin formerly without sick time gained it through this law. ³⁰ Approx. 345,000 workers in San Antonio formerly without sick time gained it through this law. ³¹	Does not apply to EEs who are city, state or federal employees; independent contractors; unpaid interns
Duluth, Minn.	Approx. 19,000 workers formerly without sick time gained it through this law. ³²	Does not apply to EEs of any government entity; independent contractors; student interns; or seasonal employees; EEs entitled to benefits under federal Railroad Unemployment Insurance Act
Westchester County, N.Y.	Approx. 123,000 workers formerly without sick time gained it through this law. ³³	Does not apply to EEs who work less than 80 hours in a calendar year; work performed as part of a work study program; EEs compensated by or through qualified scholarships; EEs whose work is performed as a participant in a work experience program established by a social services district
<u>Dallas, Texas</u>	Approx. 302,000 Dallas workers	Does not apply to EEs who work fewer than 80

formerly v	vithout sick time will	hours in a calendar year in the city of Dallas;
gain it thr	ough this law. ³⁴	independent contractors; unpaid interns; EEs who
	_	are city, state or federal employees

Location	Accrual Rate and Maximum Accrual	
San Francisco,	SB (1-9 EEs): One hour for every 30 hours worked, up to 40 hours	
Calif.	SB (1-9 EES). One flour for every 50 flours worked, up to 40 flours	
Cairi.	LB (10 or more EEs): One hour for every 30 hours worked, up to 72 hours	
Seattle, Wash.	Tier 1 (5-49 FTEs):	
Seattle, Wasii.	One hour for every 40 hours worked, can use up to 40 hours	
	One flour for every 40 flours worked, can use up to 40 flours	
	Tier 2 (50-249 FTEs): One hour for every 40 hours worked, can use up to 56 hours	
	Tier 3 (250 or more FTEs): One hour for every 30 hours worked, can use up to 72	
	hours	
	1104.13	
	Tier 3 with paid time off (PTO) policy: One hour for every 30 hours worked, can	
	use up to 108 hours	
New York	SB (1-4 EEs)8: One hour of <i>unpaid</i> time off for every 30 hours worked, up to 40	
City, N.Y.	hours	
	LB (5 or more EEs): One hour of paid time off for every 30 hours worked, up to 40	
	hours	
	Domestic Workers : Receive two days of paid time off after one year worked, then	
	continue to receive two days/year	
San Diego,	One hour for every 30 hours worked, can use up to 40 hours, accrue unlimited ⁹	
<u>Calif.</u>		
Oakland,	SB (1-9 EEs): One hour for every 30 hours worked, up to 40 hours	
Calif.		
	LB (10 or more EEs): One hour for every 30 hours worked, up to 72 hours	
Tacoma,	One hour for every 40 hours worked, up to 24 hours	
Wash.		
Philadelphia,	SB (1-9 EEs): One hour of <i>unpaid</i> time off for every 40 hours worked, up to 40 hours	
<u>Pa.</u>		
	LB (10 or more EEs): One hour of paid time off for every 40 hours worked, up to 40	
	hours	
Montgomery	SB (1-4 EEs): One hour of time off for every 30 hours worked, can accrue up to 32	
County, Md.	paid hours and 24 unpaid hours, use up to 80 hours	
	LB (5 or more EEs): One hour of paid time off for every 30 hours worked, can	
	accrue up to 56 hours, use up to 80 hours	
Emeryville,	SB (1-55 EEs in Emeryville/1-24 EEs in Berkeley): One hour for every 30 hours	
Calif.;	worked, up to 48 hours	
Berkeley,	<u> </u>	
<u>Calif.</u>	LB (56 or more EEs in Emeryville/25 or more EEs in Berkeley): One hour for every	
	30 hours worked, up to 72 hours	

⁸ For certain chain businesses and franchises, all workers in the chain/franchise are counted together to determine if it is considered a SB.

⁹ The definition of "employer" exempts people who receive in-home support services.

Pittsburgh, Pa.	SB (1-14 EEs): One hour of time off for every 35 hours worked. During first year in effect, EEs can accrue up to 24 <i>unpaid</i> hours; after one year, EEs can accrue up to 24 <i>paid</i> hours	
	LB (15 or more EEs): One hour of <i>paid</i> time off for every 35 hours worked, can accrue up to 40 hours	
Santa Monica, Calif.	SB (1-25 EEs): One hour for every 30 hours worked, up to 32 hours in 2017 and up to 40 hours from 2018 onward	
	LB (26 or more EEs): One hour for every 30 hours worked, up to 40 hours in 2017 and up to 72 hours from 2018 onward	
Minneapolis, Minn.; St. Paul, Minn.	SB (1-5 EEs) in Minneapolis: One hour of <i>unpaid</i> time off for every 30 hours worked, up to 48 hours	
	LB (6 or more EEs) in Minneapolis and all ERs in St. Paul: One hour of paid time off for every 30 hours worked, up to 48 hours	
	NOTE (Minneapolis only): For five years after the law's effective date, new ERs in their first year of business (other than chain establishments) are only required to provide unpaid sick time.	
	NOTE (St. Paul only): New ERs are only required to provide unpaid sick time for a period of six months after the hire date of their first EE. This provision sunsets on January 1, 2023.	
Los Angeles, Calif.	One hour for every 30 hours worked, up to 48 hours	
Chicago, III.; Cook County, III.	One hour for every 40 hours worked, up to 40 hours	
Austin, Texas; San Antonio,	SB (1-15 EEs): one hour for every 30 hours worked, up to 48 hours	
<u>Texas</u>	LB (more than 15 EEs): one hour for every 30 hours worked, up to 64 hours	
<u>Duluth, Minn.</u>	One hour for every 50 hours worked. Can accrue up to 64 hours; can use and carry over up to 40 hours	
Westchester County, N.Y.	SB (1-4 EEs): One hour of unpaid time off for every 30 hours worked, up to 40 hours.	
	LB (5 or more EEs): One hour for every 30 hours worked, can accrue and use up to 40 hours.	
	Domestic workers: can accrue one hour of paid time for every seven days worked	
	Sick time that has not been used can be carried over to the following year, provided that the maximum amount of sick time for any given year remains at 40 hours.	
<u>Dallas, Texas</u>	SB (1-15 EEs): one hour for every 30 hours worked, up to 48 hours	
	LB (more than 15 EEs): one hour for every 30 hours worked, up to 64 hours	

Location	Waiting Period for Accrual and	Family Members Covered Other Than Self,
	Use	Child, Spouse or Parent
San Francisco, Calif.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner; sibling; grandparent; grandchild; child or parent of spouse or domestic partner; legal ward; legal guardian; person with whom EE is in a relationship of in loco parentis; "designated person"
Seattle, Wash.	Accrued hours may be used 180 days after commencement of employment	Domestic partner; grand-parent; parent-in-law
New York City, N.Y.	Accrual begins at commencement of employment; accrued hours may be used 120 days after commencement of employment	Domestic partner; sibling; grand-parent; grandchild; child or parent of spouse or domestic partner
San Diego, Calif.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner; sibling; grandparent; grandchild; child or parent of a spouse or domestic partner; legal ward; legal guardian; person with whom EE was or is in a relationship of in loco parentis
Oakland, Calif.	Accrual begins on March 2, 2015, and can be used immediately; if hired after, accrual begins at commencement of employment and hours may be used 90 days after commencement	Domestic partner; sibling; grandparent; grandchild; child of domestic partner; legal ward; legal guardian; person with whom EE is in a relationship of in loco parentis; "designated person"
Tacoma, Wash.	Accrual begins at commencement of employment; accrued hours may be used 180 days after commencement of employment	Domestic partner; grandparent; legal ward; person with whom EE is in a relationship of in loco parentis
Philadelphia, Pa.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Life partner; sibling; spouse of sibling; grandparent; grandchild; parent-in-law; legal ward; legal guardian; spouse of grandparent; person with whom EE was or is in a relationship of in loco parentis
Montgomery County, Md.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Sibling; grandparent; grandchild; spouse of sibling or grandparent; legal ward; legal guardian; child for whom the EE is primary caregiver; EE's primary caregiver when EE was a minor
Emeryville, Calif.; Berkeley, Calif.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner; sibling; grandparent; grandchild; legal ward; legal guardian of EE or spouse; person with whom EE was or is in a relationship of in loco parentis; "designated person"
Pittsburgh, Pa.	Accrual begins at commencement of employment; accrued hours may be used 90 days after	Domestic partner; sibling; grand-parent; grandchild; child or parent of spouse or domestic partner; grand-parent's spouse or domestic

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	commencement of employment	partner; legal ward; legal guardian of EE or spouse or domestic partner; person with whom EE was or is in a relation-ship of in loco parent is; any person for whom EE has received permission from ER to care
Santa Monica, Calif.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner; sibling; grandparent; grandchild; legal ward; parent of spouse or domestic partner; legal guardian of EE, spouse or domestic partner; person with whom EE was or is in a relationship of in loco parentis
Minneapolis, Minn.; St. Paul, Minn.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner; sibling; parent-in-law; grandchild; grandparent Minneapolis only: Guardian; ward; members of the EE's household
		St. Paul only: Individual related to the EE by blood or affinity whose close association with the EE is equivalent to a family relationship
Los Angeles, Calif.	Accrual begins at commencement of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner; sibling; grandparent; grandchild; legal ward; parent of spouse or domestic partner; legal guardian of EE, spouse or domestic partner; person with whom EE was or is in a relationship of in loco parentis; individual related to the EE by blood or affinity or whose close association with the EE is equivalent to a family relationship
Chicago, III.; Cook County, III.	Accrual begins on first calendar day after commencement of employment; accrued hours may be used 180 days after commencement of employment	Domestic partner; legal guardian; legal ward; parent of spouse or domestic partner; sibling; grandparent; grandchild; person related by blood or whose close association with EE is equivalent to a family relationship; child to whom EE stands in loco parentis
Austin, Texas; San Antonio, Texas	Accrual begins on the first day of employment; accrued hours may be used immediately	Any other individual related by blood or whose close association with the employee is equivalent of a family relationship
Duluth, Minn.	Accrual begins on the first day of employment; accrued hours may be used 90 days after commencement of employment	Domestic partner, legal ward; child for whom EE is a legal guardian; sibling, stepsibling, foster sibling, stepparent, parent-in-law, grandchild, foster grandchild, grand-parent, step-grand-parent, any other individual related by blood or whose close association with the employee is the equivalent of a family relationship
Westchester County, N.Y.	Accrual begins on the first day of employment or 90 days after law goes into effect, whichever is later.	Domestic partner, grandparent, grandchild, sibling; person related by blood of affinity; child or parent of EEs spouse; persons who have a child in common, regardless of whether persons

		have been married or lived together at any time; persons who are or have been in an intimate relationship regardless of whether such persons have lived together at any time
Dallas, Texas	Accrual begins on the first day of employment; accrued hours may be used immediately; employers may require employees to wait 60 days before using accrued time	Any other individual related by blood or whose close association with the employee is equivalent of a family relationship

Safe Time Coverage, Coverage for Public Health Emergency		
and/or Coverage for Other Purposes		
SAFE: Coverage for EE's DV, sexual assault or stalking		
Other: Coverage for EE's or family member's bone marrow or organ donation		
SAFE: Coverage for EE's or family member's DV, sexual assault or stalking		
PHE: Coverage for closure of place of business or child's school or place of care		
PHE: Coverage for closure of place of business or child's school or place of care		
THE Coverage for closure of place of business of child's school of place of care		
SAFE: Coverage for EE's or family member's DV, sexual assault or stalking		
PHE: Coverage for closure of place of business or child's school or place of care		
SAFE: Coverage for EE or family member's DV		
PHE: Coverage for closure of place of business or child's school or place of care		
SAFE: Coverage for EE or family member's DV, sexual assault or stalking		
27.1 2. coverage for 22 or farmly member 5 2 1/3 conditions standing		
SAFE: Coverage for EE's or family member's DV, sexual assault or stalking		
PHE: Coverage for closure of place of business or child's school or place of care;		
coverage to care for a family member exposed to a communicable disease		
Deventals Coverage for birth of a shill adoption or fector care placements coverage		
Parental: Coverage for birth of a child, adoption or foster care placement; coverage to care for a newborn, newly adopted, or newly placed child within one year of birth,		
adoption, or placement		
SAFE (Emeryville only): Coverage for EE's DV, sexual assault or stalking		
Other (Emeryville only): Care for EE's or family member's service dog		
PHE: Coverage for closure of place of business or child's school or place of care;		
coverage to care for a family member exposed to a communicable disease		
SAFE: Coverage for EE's DV, sexual assault or stalking		
SAFE: Coverage for EE or family member's domestic abuse, sexual assault or stalking		
,		
PHE: Coverage for closure of place of business or family member's school or place		
of care		
Other: Coverage for unexpected closure of family member's school or place of care		
due to inclement weather, or loss of power, heating, water or other reason SAFE: Coverage for EE's DV, sexual assault or stalking		
SAFE. Coverage for EE'S DV, Sexual assault of Stalking		
SAFE: Coverage for EE or family member being the victim of domestic violence or a		
sex offense (Chicago)/		
sexual violence or stalking (Cook County)		

	PHE: Coverage for closure of place of business or child's school or place of care Other: If ER is covered by federal Family and Medical Leave Act (FMLA), EE can carry over up to 40 hours of unused time, in addition to any other carryover allowed under the ordinance, to use exclusively for FMLA purposes	
Austin, Texas;	SAFE:	
San Antonio,	Coverage for EE or family member needing to seek relocation, obtain services of a	
<u>Texas</u>	victim services organization, or legal/court ordered action related to DV, abuse,	
	sexual assault, or stalking	
Duluth, Minn.	SAFE: Coverage for EE's or family member's domestic abuse, sexual assault, or	
	stalking	
Westchester	PHE: Coverage for closure of place of business or child's school or place of care	
County, N.Y.		
Dallas, Texas	SAFE: Coverage for EE or family members needing to seek relocation, obtain	
	services of a victim services organization, or legal/court ordered action related to	
	domestic abuse, sexual assault, or stalking	

Location	Treatment of Collective Bargaining Agreements
San Francisco,	Does not apply if CBA expressly waives requirements in clear and unambiguous
Calif.	terms
Seattle, Wash.	Does not apply if CBA expressly waives requirements in clear and unambiguous
Jeans of Tradin	terms; does not diminish obligations under CBAs that provide greater benefits
New York	Does not diminish obligations under CBAs that provide greater benefits; does not
City, N.Y.	apply to EEs in construction or grocery industry if CBA expressly waives requirement;
	for other EEs, does not apply if CBA expressly waives requirements and provides a
	comparable benefit; does not apply to existing CBAs until their expiration
San Diego,	Does not diminish obligations under CBAs that provide greater benefits
Calif.	
Oakland,	Does not apply if CBA expressly waives requirements in clear and unambiguous
<u>Calif.</u>	terms
Tacoma,	Does not apply if CBA expressly waives requirements in clear and unambiguous
Wash.	terms
Philadelphia,	Does not apply to workers covered by CBAs
<u>Pa.</u>	
Montgomery	Does not diminish obligations under CBAs that provide paid leave benefits that
County, Md.	meet the minimum requirements
Emeryville,	Does not apply if CBA expressly waives requirements in clear and unambiguous
Calif.;	terms
Berkeley,	
Calif.	
Pittsburgh,	Does not diminish obligations under CBAs that provide greater benefits; does not
Pa.	apply to any member of a construction union covered by a CBA
Santa Monica,	Does not apply if CBA expressly waives requirements in clear and unambiguous
Calif.	Does not apply to EEs in construction industry who receive at least the prevailing
Minneapolis, Minn.; St.	wage rate or rate established by a registered apprenticeship agreement
Paul, Minn.	wage rate of rate established by a registered apprehitteship agreement
radi, iiiii.	Minneapolis only: Does not specifically mention treatment of CBAs
	St. Paul only: Does not diminish obligations under CBAs that provide greater benefits
Los Angeles, Calif.	Does not specifically mention treatment of CBAs
Chicago, III.;	Does not affect validity or change terms of CBA already in force; after effective date,
Cook County,	does not apply if CBA explicitly waives requirements in clear and unambiguous
<u>III.</u>	terms; does not apply to EE in construction industry covered by a CBA
Austin, Texas;	ER and labor organization may agree via written contract to modify yearly cap
San Antonio,	
<u>Texas</u>	
Duluth, Minn.	Does not specifically mention treatment of CBAs
Westchester	Does not diminish obligations under CBAs that provide more generous earned sick
County, N.Y.	time to an employee than required by the law
<u>Dallas, Texas</u>	ER and labor organization may agree via written contract to modify yearly cap

Location	Applicability to ER's Existing Policy
San Francisco,	No additional time required if ER provides paid time that meets bill's accrual
Calif.	requirement and that can be used for the same purposes
Seattle, Wash.	No additional time required if ER provides paid time that meets Act's use and
Seattle, Wasn.	accrual requirements and that can be used for the same purposes and under the
	same conditions
New York	No additional time required if ER provides paid time that meets bill's requirements
City, N.Y.	and that can be used for the same purposes and under the same conditions
San Diego,	No additional time required if ER provides paid time that meets Act's accrual and
Calif.	use requirements and that can be used for the same purposes and under the same
<u> </u>	conditions
Oakland,	No additional time required if ER provides paid time that meets bill's accrual, carry
Calif.	over and use requirements and that can be used for the same purposes and under
	the same conditions
Tacoma,	No additional time required if ER provides paid time that meets bill's accrual and use
Wash.	requirements, that can be used for the same purposes and under the same
	conditions, and is approved by the city
Philadelphia,	No additional time required if ER provides paid time that meets bill's accrual
<u>Pa.</u>	requirement and meets all other conditions of the ordinance
Montgomery	No additional time required if ER provides paid time that meets bill's accrual
County, Md.	requirement
Emeryville,	No additional time required if ER provides paid time that meets Act's accrual, carry
Calif.;	over, and use requirements and that can be used for the same purposes and
Berkeley,	(Emeryville only) under the same conditions
<u>Calif.</u>	
Pittsburgh,	No additional time required if ER provides paid time that meets bill's accrual
<u>Pa.</u>	requirement and that can be used for the same purposes and under the same conditions
Santa Monica, Calif.	Does not prevent ER from adopting or retaining leave policy that is more generous
Minneapolis,	Does not prevent ER from adopting or retaining leave policy that meets or exceeds
Minn.; St.	and does not otherwise conflict with bill's minimum standards and requirements
Paul, Minn.	
	Minneapolis only: No additional time required if ER provides paid time that meets
	bill's minimum standards and requirements
	St. Paul only: No additional time required if ER provides paid time that meets bill's
	accrual and carry over requirements and that can be used for the same purposes
Les Augustes	and under the same conditions
Los Angeles,	Does not prevent ER from retaining leave policy that the Office of Wage Standards
<u>Calif.</u>	determines is overall more generous even if it does not meet all of the bill's
Chicago III :	No additional paid leave required if EP provides paid time off in amount and
Chicago, III.;	No additional paid leave required if ER provides paid time off in amount and
Cook County, III.	manner that meets bill's requirements
Austin, Texas;	Does not prevent ER from adopting benefits that exceed requirements; no
San Antonio,	additional time required if ER already provides time available to an EE that meets
Texas	bill's accrual, purpose and usage requirements
<u>. CAUS</u>	pomo decida, parpose ana asage requirements

Duluth, Minn.	Does not prevent ER from adopting benefits that exceed requirement; ER not required to provide additional leave if existing policy meets requirements for time and use
Westchester County, N.Y.	Does not prevent ER from allowing for a faster accrual rate or providing more sick time than provided in the law. ER can provide combined paid sick time and paid
	personal time and be in compliance, so long as sick time can be used freely, with no advance notice necessary and no restrictions other than those in the law
Dallas, Texas	Does not prevent ER from adopting benefits that exceed requirements; no additional time required if ER already provides time available to EEs that meet's bill's accrual, purpose and usage requirements

Location	Enforcement Agency & Mechanisms	Private Right of Action
<u>San</u>	San Francisco Office of Labor Standards	Yes; may sue for back pay,
Francisco,	Enforcement; EE may file a complaint; agency will	damages, and/or reinstatement
Calif.	adjudicate and administer penalties against ERs	
Seattle,	Seattle Office for Civil Rights; EEs may file a	No
Wash.	complaint; adjudication before hearing examiner	
New York	NYC Department of Consumer Affairs (DCA); EEs	No
City, N.Y.	may file a complaint; ER can settle violation with	
	DCA without hearing; hearing is before DCA's	
	Adjudication Tribunal	
San Diego,	City Council will designate the enforcement office;	Yes; may sue for back pay,
Calif.	EEs may file a complaint; civil penalties against ER	damages and/or reinstatement
	ranging from \$100-\$2,000/violation or person	
Oakland,	Not yet determined; EEs may file a complaint	Yes; may sue private ERs in
Calif.		court, which can impose fines
		or penalties up to
		\$1000/violation or any further
		relief including back pay,
		reinstatement, and injunctive
_	T C 11 - 55 C1 - 1	relief
Tacoma,	Tacoma finance director; EEs may file a charge;	No
Wash.	agency may issue citation, order credit of or	
	payment of unlawfully withheld paid sick days with	
	one percent interest for payment per month and	
	fines up to \$250 or up to twice the value of unpaid leave	
Philadelphia,	Not yet determined; EEs may file a complaint;	Yes; may sue in court of
Pa.	agency will investigate ERs, provide ERs 60 days to	competent jurisdiction after
<u>- u.</u>	remedy violation, and conduct mediation; relief	exhausting administrative
	includes fines and reinstatement and restitution	remedies for relief including
	medades fines and remstatement and restitution	payment of unlawfully withheld
		paid sick days, lost wages and
		benefits, reinstatement, back
		pay, injunctive relief, liquidated
		damages up to \$2000, and
		attorney's fees
Montgomery	Montgomery County Office of Human Rights,	Yes; may sue in an appropriate
County, Md.	Executive Director; EEs may file a complaint; agency	court of law
	will investigate claim and must attempt conciliation;	
	relief includes damages and equitable relief; EE may	
	appeal to commission	
Emeryville,	Not yet determined; city may promulgate	Yes; may sue in court, which can
Calif.;	guidelines and rules for implementation and	impose relief including
Berkeley,	enforcement; EEs may file a complaint; (Emeryville	reinstatement, back pay,
Calif.	only) city may investigate ERs; relief includes fines	injunctive relief and civil
	between \$500-\$1,000/EE; city may file claim before	penalties
	a court of competent jurisdiction; relief includes	

!	injunctive relief, damages and civil penalties	
Pittsburgh, Pa.	Office of the City Controller or a Department or entity designated by the mayor; EEs may file a complaint; agency will investigate claim; relief includes fines up to \$100/offense for willful violators, reinstatement and restitution	No
Santa Monica, Calif.	Not specified; penalties for misdemeanor violations include fines between \$150-\$500/violation and/or imprisonment in the County Jail for up to six months; penalties for infractions include fines of \$100-\$250/violation; each day of violation is considered a separate offense; violators may be subject to administrative citation	Yes; may sue in court of competent jurisdiction for legal and equitable relief including payment of unlawfully withheld sick time, back pay, penalties of up to \$100 per person for each day their rights were violated, reinstatement, injunctive relief, reasonable attorney's fees and costs; monies and penalties are trebled for willful violations
Minneapolis, Minn.; St. Paul, Minn.	Minneapolis Department of Civil Rights, St. Paul Department of Human Rights and Equal Economic Opportunity; EEs may file a complaint within 365 days of violation; department may investigate reported or suspected violations; investigation may require a fact finding conference or other process; director may order relief, including reinstatement, payment of unlawfully withheld paid sick time, liquidated damages up to \$250 or twice the amount of unpaid wages, whichever is greater. If the ER does not comply with department's final determination, department may refer action to city attorney to bring suit for both legal and equitable relief	Minneapolis only: Yes; may appeal final administrative decision to Minnesota Court of Appeals St. Paul only: Yes; may bring civil action in district court and may recover damages, including reasonable attorney's fees, and may receive injunctive and other equitable relief
	Minneapolis only: Administrative penalties payable to EE of up to \$1,500 per violation; administrative fines payable to the city of up to \$50 for each day a violation continued after ER received notice and was given time to comply; EE may appeal to an administrative hearing officer. St. Paul only: Administrative fines payable to the City up to \$1,000; and fines payable to EE up to	
Los Angeles, Calif.	\$1,000 or 10 percent of unpaid wages, whichever is greater Office of Wage Standards of the Bureau of Contract Administration; agency may promulgate guidelines and rules for implementation, but enforcement	Not specified
	and rules for implementation, but enforcement mechanism is not specifically addressed	

Chicago, III.; Cook County, III.	Chicago Department of Business Affairs and Consumer Protection; Cook County Commission on Human Rights; violators in Chicago subject to fines of \$500-\$1,000/violation; violators in Cook County subject to fines of \$100-\$500/violation	Yes; may bring civil action in court and recover three times the value of any unpaid sick time denied or lost in damages, with interest, along with costs and reasonable attorney fees
Austin, Texas; San Antonio, Texas	City of Austin Equal Employment Opportunity/Fair Housing Office; agency must seek voluntary compliance before collecting a civil penalty; civil penalty of up to \$500/violation; EEs may file complaint within two years of violation. San Antonio Metropolitan health District; EE may file complaint with Department; Department may investigate complaints; if Department finds violation, agency may seek voluntary compliance before collecting civil penalty	Not specified
<u>Duluth,</u> <u>Minn.</u>	Duluth City Clerk's office has full authority to implement, administer, and enforce ordinance; investigate reports of violations. Relief includes reinstatement and back pay, crediting paid sick time, administrative penalties	Yes; once all other remedies are exhausted, a person injured by a violation may bring a civil action in court to recover damages; can receive injunctive and other equitable relief
Westchester County, N.Y.	The Department of Weights and Measures – Consumer Protection shall establish process to receive complaints; Department shall investigate any complaint; if Department finds probable cause to support that a violation has occurred, it shall attempt a resolution. Penalties for violations include payment to EE of three times the wages that should have been paid or \$250, whichever is greater for each instance; payment to EE of \$500 for each instance of unlawful denial of sick time request; additional relief as deemed appropriate	Yes; in lieu of filing a complaint with the Department of Weights and Measures, any person can file a claim in court no later than one year after the occurrence of an alleged violation
Dallas, Texas	The city manager shall designate a department to implement, administer and enforce the law; the department will investigate reports of violations; EEs may file a complaint within two years of a suspected violation; agency must seek voluntary compliance before collecting a civil penalty; civil penalty of up to \$500 per violation	Not specified

Paid Time Off (PTO) - State Laws

Updated March 2021

Paid Time Off (PTO) laws differ from paid sick days laws because the time provided is not dedicated to sick time purposes, like doctors' appointments or recovering from short-term illnesses. PTO laws may combine vacation, sick time and personal time for workers to use as needed. PTO laws are included here but counted and listed separately from PSD laws.

Location	Michigan (enacted 2018,	Maine (enacted 2019,	Nevada (enacted 2019,
	effective, 3/2019)	effective 1/2021)	effective 1/2020)
Summary	EEs whose place of	EEs whose place of	EEs who work 40 hours a
-	business has 50 or more	business has more than 10	week and whose place of
	EEs accrue one hour of paid	EEs accrue one hour of paid	business has 50 or more
	medical leave time for	time off for every 40 hours	EEs accrue .01923 hours of
	every 35 hours worked and	and can accrue and use up	paid leave for every hour
	can accrue and use up to	to 40 hours.	worked and can accrue and
	40 hours.		use up to 40 hours.
Law/Bill	SB 1175	S.P. 110 – L.D. 369	SB 312
Number			
Exemptions	Does not apply to ERs with	Does not apply to ERs with	Does not apply to ERs with
	fewer than 50 employees;	10 or fewer employees;	fewer than 50 employees;
	EEs of any governmental	seasonal employees	does not apply to ERs
	entity; seasonal workers		during the first two years of
	who worked fewer than 25		their business; temporary,
	weeks during previous year;		seasonal and on-call
	part time EEs who work		employees
	fewer than 25 hours per		
	week; independent		
	contractors; temporary		
	workers; flight deck, cabin		
	crew and railroad workers		
Accrual	50 or more EEs:	More than 10 EEs:	50 or more EEs:
Rate/Maximum	One hour for every 35	One hour for every 40	.01923 hours for every 40
Accrual	hours worked; can accrue	hours worked; can accrue	hours worked; can accrue
	up to 40 hours	up to 40 hours	up to 40 hours
Waiting Period	Accrual begins at	Accrual begins at	Accrued hours may be used
for Accrual Use	commencement of	commencement of	90 days after
	employment; accrued hours	employment; accrued hours	commencement of
	may be used 90 days after	may be used 120 days after	employment
	commencement of	commencement of	
	employment	employment	
Family	Grandparent/child, sibling		
members	(adopted, foster, biological)		
covered (Other			
than child,			
parent, spouse)			
Safe Time	SAFE: Coverage for EE or		
Coverage,	family member's domestic		

Coverage for	violence or sexual assault		
Public Health			
Emergency	PHE: Coverage for closure		
and/or	of EE's workplace, child's		
Coverage for	school or place of care due		
Other Purposes	to public health emergency		
Treatment of	Does not diminish any	Does not apply to EE	Does not specify
Collective	other rights provided under	covered by CBA between	
Bargaining	a CBA	January 1, 2021 and	
Agreements		expiration of agreement	
Notice	EE must comply with ER	Absent an emergency, the	EE shall, as soon as
	customary notice and	use of leave must be	practicable, give notice to
	procedural requirements	scheduled with employer	ER to use paid leave
Enforcement	Michigan Department of	Maine Department of Labor	Nevada Labor
Agency &	Licensing and Regulatory	shall adopt rules to	Commissioner may impose
Mechanisms	Affairs shall enforce the law	implement and enforce law;	against a violator an
	by investigating complaints;	violations of law could	administrative penalty of
	violations of the law could	result in penalty of \$1,000	not more than \$5,000 for
	result in penalty of up to	per violation	each violation
	\$1,000		

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The National Partnership for Women & Families is a nonprofit, nonpartisan advocacy group dedicated to promoting fairness in the workplace, access to quality health care and policies that help all people meet the dual demands of work and family. More information is available at NationalPartnership.org.

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