COVID-19 FAQ

Below are the most frequently asked questions we've received related to COVID-19. We will be updating this FAQ in the coming days, weeks, and months, so check back frequently.

Families First Coronavirus Response Act (FFCRA)

- What is the new federal COVID-19 law, and what does it do?
- Do we need to provide the required sick leave under the FFCRA in addition to the sick leave we already offer, or can we lump it all together?
- What are our EPSL and EFMLA obligations to different employee situations, such as remote employees?
- Is the FFCRA retroactive or applicable before its effective date?
- Does the FFCRA apply to me if I have more than 500 employees? How do I count them?
- How do EFMLA and EPSL relate to each other, especially in regard to caring for children?
- How does the FFCRA define emergency workers or healthcare providers?
- How does the FFCRA apply to state law obligations, like unemployment or state-mandated paid sick leave?
- Do we still have to provide EPSL or EFMLA if we shut down, or if we furlough or lay off employees?
- If I am a nonprofit or a public employer, do FFCRA tax credits and reimbursement apply to me?

Employee Safety

- Can we send employees home if they are symptomatic?
- What if my employee discloses that their family member or roommate has COVID-19?
- Given COVID-19, if an employee is out of the office due to sickness, can we ask them about their symptoms?
- We are an essential business where there's a shelter-in place-rule and an employee is refusing to work as they say it's not safe. Can we discipline them?
- What should we do if an employee says their symptoms are not related to COVID-19?
- Is it safe for our employees to keep working? How do we decide whether to keep employees working or not?
- Can we tell employees who travel to stay home and guarantine, even if they don't have symptoms?
- Can I send an employee home if they are sick or pregnant, regardless of whether it's COVID-1--related, just to be safe?
- What should we do if a potentially exposed employee came into the office? Do we inform affected employees and/or send everyone home?
- How do we handle taking employee's temperatures?

Work from Home

- Can we require or allow certain groups of employees, but not others, to work from home?
- How do I make a telecommuting policy?

Pay

- If we choose to close temporarily, do we need to pay employees?
- Can we reduce pay because of economic slowdown due to COVID-19?
- Do we have to pay an employee we sent home due to COVID-19?
- How do we make sure we pay employees appropriately when they work from home?

Leaves of Absence

- How are we supposed to pay for the sick leave and FMLA leave mandated by the Families First Coronavirus Response Act?
- Can we require employees to get medical notes for sick or medical leaves related to COVID-19?

Termination

- What's the difference between a furlough and a layoff?
- Our business is suffering due to COVID-19. We can't afford to pay people and might have to close. What do we do?

Unemployment

- If we close temporarily, will employees be able to file for unemployment insurance?
- I'm concerned about the cost of unemployment as well as how to advise employees about it. Any help?