

AGRICULTURAL LABOR RIGHTS & RESPONSIBILITIES: POSTER & NOTICE

last updated 4/8/22; for updated posters & guidance, see the Division of Labor Standards & Statistics website (below)



Water/Rest/Shade: What Employers Must Provide, Based on Heat or Other Conditions ([INFO #12C*](#))

1) Days 80 degrees or hotter:

- **Water:** **32 ounces** (4 cups) an hour of **clean** and cool (**60 degrees** or colder) water, to drink **during shifts & breaks**
 - *or if you travel most of the day:* as much water as possible, or equipment to carry or purify water
- **Shade:** **clean, safe, and close and with enough space** to use on **breaks**
 - *or if shade can't be given:* personal cooling items or other protection

2) Days of 95+ degrees, or 80 plus increased risk conditions**:

- At least **10 minutes of rest** per **2 hours**, &
 - Notice of heat safety rights
- ** An increased risk condition is any one of these:*
- unhealthy air quality
 - working over 12 hours that day
 - your first 4 days on the job
 - work requiring heavy clothing/gear

3) Workplaces reaching 80 degrees anytime in the year:

- You may take **cooldown rest** if needed
- Employers must: train on heat safety; **help** anyone sick; and have plans to **communicate** if anyone is sick
- Workplaces reaching **95 degrees:** On-site housing must have **fans**

In Public Health Emergencies (“PHE”s) ([INFO #12C](#))

- Employer-provided **housing** must meet minimum requirements
- Employers must provide safety **training and materials** about the PHE

For Hand-Weeding/Hand-Thinning Work ([INFO #12C](#))

- Employers must give **15 minutes** of rest per 4 hours worked: 10-minute breaks already required, plus 5 more for weeding/thinning work.
- No **short-handled hoes** are allowed.
- Employers must provide **gloves and kneepads** (for hand-capping too).
- You don't have to **squat, kneel, or stoop**, *unless* it's the only way to do the work, *or less than 20%* of your work time.

Access to Service Providers at Worksites ([INFO #12B](#))

- You can see **key service providers** (health, legal, education, etc.) **at the worksite when off-duty, or on-duty for health needs**
- In long weeks, employers must give **extra break time:**

<u>Work Hours</u>	<u>Extra break time</u>
Over 40	Employee can extend a 30-minute break to 60 (unpaid)
Over 60	Employer must give one extra 60-minute paid break
Over 70	Employer must give two extra 60-minute paid breaks
- If you live in on-site housing, you can have visitors when off-duty and your employer must provide weekly transport to see service providers

Complaint & Anti-Retaliation Rights ([INFO #12D](#))

- Complaints can be sent to the Division (which accepts anonymous tips), or to court for some complaints
- Immigration status doesn't matter to labor rights: the Division will not ask, and it's illegal for anyone to try to use it to deny labor rights
- Employers can't interfere with your rights or retaliate if you use them

** An “INFO” is guidance on Colorado law, available at the links above to each INFO.*

INFOS on other other labor rights (wages, hours, breaks, whistleblowing, union activity, etc.) are at cdle.colorado.gov/infos

This Poster is a summary. For complete rules, fact sheets, translations, questions, & complaints, contact:

DIVISION OF LABOR STANDARDS & STATISTICS, Colorado Department of Labor & Employment
call / email: 303-318-8441 or 888-390-7936 / cdle_labor_standards@state.co.us (*se habla español*)
website: ColoradoLaborLaw.gov or LeyesLaboralesDeColorado.gov

If you want to speak with a lawyer, you may contact anyone you wish, including the following non-government legal aid office:

[Migrant Farm Worker](#) Division of Colorado Legal Services, 800-864-4330 / info@coloradofarmworkers.org