

# **Application Questionnaire sheet:**

Name:				<del></del>	Today's Date:				
Position applying for:	We day to 1, 2017					Month/Yéa	r of EX	PERIENCE:	
Position applying for: Social Security#:	D	OB:	1	1	_Male:_		l	emale:	
Current Address			_City	. Warrania		State		Zip	
Current Address Home #:	Cell:				Email:				
Have you ever been convict	<u> </u>	·	mam			, ,			
Present or Former Employe	r information:								
Employer Address:Supervisor:	**************************************		_City:		_State:	Zi	p:	- NO	
Supervisor: Position:	Phone:	***** **	Familia	_iviay we	contact	Aont embioi	yer: Yes	:NU Pav rato	
Position:	•		<del>* · · · · · · · · · · · · · · · · · · ·</del>	,,	<del></del>		, p., j.,		
Reason for leaving:									
If hired are you willing to tra If yes, How far: Bronx( Nassau	avel: Yes C Queens E	or No_ Brookly	/n	Staten 1	sland	s	uffalk _	makenii k	
If no, Please explain:	<del></del>		y <del>'an</del>	<u>.</u>	<u> </u>		<del> </del>		
Availability:  Morning Shift 7a-3p  Sunday  Monday	Evening Shift 3p-	l1p	Moda	Night S	hift 11p	-7a		Friday	
Saturdayivionday_	i uesday _		- AKEOU	сэнаў	<del>i,</del>			. гамму	
All agency aides and nurses	are required to w	ork we	ekends	and holida	iys, are	you able to w	vork the	se requested	
days? Yes or No								•	
Available to work double sh	ifts? Yes	or No_							
M									

Please check the holidays willing to work:  New Years Eve New Years Day	Christmas Eve	Christmas Day
New Years Eve New Years Day Thanksgiving Day Labor Day	4 <sup>th</sup> of July Memorial Day	
I/we declare that all information given in this appending to verify and obtained a complete converification, and supply information obtained to valid in original or fax copy form.	sumer Credit report, driving records	s, criminal records and employment
Applicant Signature:	Date:	

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1583 40<sup>th</sup> Street Brooklyn, NY 11218 Tel.718-435-6600 Fax: 718-977-5640

Our Nurses. Our Patients. A Caring Bond.

## **EMERGENCY CONTACT FORM**

Employee Name:		
Department:	Position:	
Home Tel #:	Cell:	
Personal Email Address:		
In Case of emergency, please contact:	(please print)	
PRIMARY CONTACT:		
Name:		
Relationship to employee:		
Address:		
Telephone: Home:		
SECONDARY CONTACT:		
Name:	· · · · · · · · · · · · · · · · · · ·	
Relationship to employee:		
Address:		
Telephone: Home:	Work/Cell:	

# Form W-4 (2017)

Purpose. Complete Form W-4 so that your employer can withhold the correct federal income tax from your pay. Consider completing a new Form W-4 each year and when your personal or financial situation changes.

Exemption from withholding. If you are exempt, complete only lines 1, 2, 3, 4, and 7 and sign the form to validate it. Your exemption for 2017 expires February 15, 2018. See Pub. 505, Tax Withholding and Estimated Tax.

Note: If another person can claim you as a dependent on his or her tax return, you can't claim exemption from withholding if your total income exceeds \$1,050 and includes more than \$350 of unearned income (for example, interest and dividends).

**Exceptions**. An employee may be able to claim exemption from withholding even if the employee is a dependent, if the employee:

- . Is age 65 or older,
- Is blind, or
- Will claim adjustments to income; tax credits; or itemized deductions, on his or her tax return.

The exceptions don't apply to supplemental wages greater than \$1,000,000.

Basic instructions, If you aren't exempt, complete the Personal Allowances Worksheet below. The worksheets on page 2 further adjust your withholding allowances based on itemized deductions, certain credits, adjustments to income, or two-earners/multiple jobs situations.

Complete all worksheets that apply, However, you may claim fewer (or zero) allowances. For regular wages, withholding must be based on allowances you claimed and may not be a flat amount or percentage of wages.

Head of household. Generally, you can claim head of household filing status on your tax return only if you are unmarried and pay more than 50% of the costs of keeping up a home for yourself and your dependent(s) or other qualifying individuals. See Pub. 501, Exemptions, Standard Deduction, and Filing Information, for information.

Tax credits. You can take projected tax credits into account in figuring your allowable number of withholding allowances. Credits for child or dependent care expenses and the child tax credit may be claimed using the Personal Allowances Worksheet below. See Pub. 505 for information on converting your other credits into withholding allowances.

Nonwage income. If you have a large amount of nonwage income, such as interest or dividends, consider making estimated tax payments using Form 1040-ES, Estimated Tax for Individuals. Otherwise, you may owe additional tax. If you have pension or annuity income, see Pub. 505 to find out if you should adjust your withholding on Form W-4 or W-4P.

Two earners or multiple jobs. If you have a working spouse or more than one job, figure the total number of allowances you are entitled to claim on all jobs using worksheets from only one Form W-4. Your withholding usually will be most accurate when all allowances are claimed on the Form W-4 for the highest paying job and zero allowances are claimed on the others. See Pub. 505 for details.

Nonresident alien. If you are a nonresident alien, see Notice 1392, Supplemental Form W-4 Instructions for Nonresident Aliens, before completing this form.

Check your withholding. After your Form W-4 takes effect, use Pub, 505 to see how the amount you are having withheld compares to your projected total tax for 2017. See Pub. 505, especially if your earnings exceed \$130,000 (Single) or \$180,000 (Married).

Future developments. Information about any future developments affecting Form W-4 (such as legislation enacted after we release it) will be posted at www.irs.gov/w4.

	ed deductions, on his or her tax return.	credits into withholding a				
	Pei	rsonal Allowances Work	sheet (Keep for	your records.)		•
4	Enter "1" for yourself if no one else	e can claim you as a depende	nt		A	
		d have only one job; or			}	
3		have only one job, and your s			}в	
		a second job or your spouse's	wages (or the total	of both) are \$1,500 or	less.	
;	Enter "1" for your spouse. But, you	u may choose to enter "-0-" if	you are married an	d have either a worki	ng spouse or more	
	than one job. (Entering "-0-" may h	elp you avoid having too little	tax withheld.)		c	
)	Enter number of dependents (other	r than your spouse or yoursel	f) you will claim on y	your tax return	D	
	Enter "1" if you will file as head of	household on your tax return	(see conditions und	der <b>Head of househo</b>	old above) E	
	Enter "1" if you have at least \$2,00	0 of <mark>child or dependent care</mark>	expenses for which	h you plan to claim a	credit F	
	(Note: Do not include child suppor	t payments. See Pub, 503, Cl	nild and Dependent	Care Expenses, for d	letails.)	
ì	Child Tax Credit (including addition	nal child tax credit). See Pub.	972, Child Tax Cred	dit, for more informat	ion.	
	• If your total income will be less th	an \$70,000 (\$100,000 if marri	ed), enter "2" for ea	ch eligible child; then	less "1" if you	
	have two to four eligible children or					
	• If your total income will be between	n <b>\$7</b> 0,000 and \$84,000 (\$100,0	00 and \$119,000 if m	narried), enter "1" for e	each eligible child. G	
	Add lines A through G and enter total	here. ( <b>Note:</b> This may be differer	t from the number of	exemptions you claim	on your tax return.) > H	
	_	emize or claim adjustments to	income and want to	o reduce vour withhold	dina, see the <b>Deductions</b>	s.
	For accuracy, and Adjustment	s Worksheet on page 2.		` •	<b>G</b> ,	
	worksheets • If you are single earnings from all	e and have more than one job	or are married and	you and your spouse	both work and the com	nbined
	that apply. to avoid having t	jobs exceed \$50,000 (\$20,000 oo little tax withheld,	ir married), see the I	wo-Earners/Multiple	Jobs worksneet on pa	ige 2
		e and give Form W-4 to your				
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# **Employment Eligibility Verification**

#### **Department of Homeland Security**

U.S. Citizenship and Immigration Services

## USCIS Form 1-9

OMB No. 1615-0047 Expires 08/31/2019

▶ START HERE: Read instructions carefully before completing this form. The instructions must be available, either in paper or electronically, during completion of this form. Employers are liable for errors in the completion of this form.

ANTI-DISCRIMINATION NOTICE: It is illegal to discriminate against work-authorized individuals. Employers CANNOT specify which document(s) an employee may present to establish employment authorization and identity. The refusal to hire or continue to employ an individual because the documentation presented has a future expiration date may also constitute illegal discrimination.

an individual because the di	ocumentation p	resented na	s a tuture e	expirat	lion date i	may also cons	titute ille	gal discrii	mination,
Section 1. Employee than the first day of emplo						st complete an	d sign Si	ection 1 d	if Form 1-9 no later
Last Name (Family Name)		First Name (	Given Name	<del>)</del> )		Middle Initial	Other L	ast Name	s Used (if any)
Address (Street Number and N	lame)	Apt	. Number	City	or Town			State	ZIP Code
Date of Birth (mm/dd/yyyy)	U.S. Social Sec	urity Number	Employ	ree's E	-mail Addr	ess	E	mployee's	Telephone Number
I am aware that federal law connection with the comp	letion of this f	orm.					or use of	false do	cuments in
l attest, under penalty of p		im (cneck o	ne or the t	Ollow	ing boxe	s):			
1. A citizen of the United S	<del></del>								
2. A noncitizen national of									
3. A lawful permanent resid	dent (Alien Reg	gistration Num	ber/USCIS	Numbe	er): 				
4. An alien authorized to w				-					
Some aliens may write "	•		•		•				QR Code - Section 1
Aliens authorized to work mus An Alien Registration Number								Do	Not Write In This Space
Alien Registration Number     OR	/USCIS Number:								
2. Form I-94 Admission Num OR	ber:					*****			
3. Foreign Passport Number:	***************************************			·		_			
Country of Issuance:	<u> </u>					_			
Signature of Employee						Today's Dat	e (mm/dd	/уууу)	
Preparer and/or Trans					s) assisted	the employee in	completin	ig Section	
(Fields below must be comp	deted and sign	ed when pre	parers and	Vor tra	instators	assist an empl	oyee in d	ompletin	g Section 1.)
I attest, under penalty of p knowledge the information			d in the c	omple	tion of S	ection 1 of th	is form	and that	to the best of my
Signature of Preparer or Trans	lator						Today's I	Date (mm/	dd/yyyy)
Last Name (Family Name)					First Nam	e (Given Name)			
Address (Street Number and N	lame)			City or	Town			State	ZIP Code
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# **Employment Eligibility Verification Department of Homeland Security**

USCIS Form I-9

OMB No. 1615-0047 Expires 08/31/2019

U.S. Citizenship and Immigration Services

Section 2. Employer or a (Employers or their authorized reprinted physically examine gine docur of Acceptable Woduments.")	esentative must c	omplete and s	ligh Sectio	n 2 within 3	business di	ays of the e	imploye cument	ee's first day of e from List C as i	employment, You Ested on the "Lists
Employee Info from Section 1	Last Name (Fam	nily Name)		First Name	(Given Na	me)	M.I.	Citizenship/Im	migration Status
List A Identity and Employment Auth	OR norization		List Iden	_	,	AND		List Employment	
Document Title		Document Title	е			Docum	ent Titl	е	
Issuing Authority		Issuing Author	rity	•		Issuing	Author	rity	
Document Number		Document Nu	mber			Docum	ent Nu	mber	, <del>110</del> - 111
Expiration Date (if any)(mm/dd/yyy	y)	Expiration Dat	te (if any)(r	nm/dd/yyyy)		Expirat	ion Dat	e (if any)(mm/d	<del>(</del> /уууу)
Document Title			***						
Issuing Authority	ii.	Additional I	nformatio	n				QR Code - Sec Do Not Write In	
Document Number									
Expiration Date (if any)(mm/dd/yyy	y)								,
Document Title									
Issuing Authority									
Document Number								·	
Expiration Date (if any)(mm/dd/yyy	y)								
Certification: I attest, under pe (2) the above-listed document(semployee is authorized to work The employee's first day of e	s) appear to be in the United S	genuine and States.	to relate	ined the do to the emp	oloyee nan	ned, and (	3) to t	he above-nam he best of my r exemptions	knowledge the
Signature of Employer or Authorize	d Representative	Т	oday's Dat	te(mm/dd/yy	yy) Titl	e of Emplo	yer or #	Authorized Repr	esentative
Last Name of Employer or Authorized h	Representative	First Name of Er	mployer or A	Authorized Re	presentative	Employ	yer's Bu	ısiness or Orgai	nization Name
Employer's Business or Organization	on Address (Stree	et Number and	Name)	City or Tov	/n		Sta	ate ZIP Co	de
Section 3. Reverification A. New Name (If applicable)	and Rehires	То бе сотр		signed by	employer		***************************************	presentative.) e (if applicable)	
Last Name (Family Name)	First Na	me (Given Na	me)	Mid	dle Initial	Date (mi	n/dd/y)	ryy)	
C. If the employee's previous grant continuing employment authorization	of employment a n in the space pr	uthorization ha ovided below.	is expired,	provide the				or receipt that o	establishes
Document Title	A P. A. P. A		**************	ent Number			1	ation Date (if an	y) (mm/dd/yyyy)
l attest, under penalty of perjur the employee presented docum									
Signature of Employer or Authorize	d Representative	Today's D	)ate (mm/o	ld/yyyy)	Name of E	mployer or	Author	ized Represent	ative

# Empro INC. d/b/a Medistar 1418-65<sup>th</sup> Street.

## Brooklyn, NY 11219

T: 718-435-6600 F: 718-977-5640

Notice and Acknowledgement of Wage Rate(s) for Temporary Help Firms
Under Section 195.1 of the New York State Labor Law
Notice for Hourly Rate Employees

1.	Employee Name		
	Name:		
2.	Notice given:  ✓ At Hiring  ☐ On or before February 1  ☐ Before a change in pay rate(s),  Allowances claimed or payday  Payday (check one):		should count all hours worked in all assignments during a workweek. Some assignments are only required to receive overtime pay at 1 ½ times the minimum wage. When you receive your assignment, your employer will tell you the overtime rate and the reason why if you are not eligible for overtime for that assignment.
	□Regular Payday: □Unknown the payday is based on the payday of the assigned organization.	8.	Employee acknowledgement: On this day, I have been notified of my pay rate, overtime rate (if eligible), allowances, and designated payday. I told my employer
4.	Rate of pay (check one):  Average wage rate range for assignment(s)  Employee's rate of pay:  Per  Per		what my primary language is.  Check one:  I have been given this pay notice in English because it is my primary language.
5.	\$ Per Allowances taken: None Tips per hour		☐ My primary language is I have been given this pay notice in English only, because the Department of Labor does not yet offer a pay notice form in my primary language
	<ul> <li>☐ Meals per meal</li> <li>☐ Lodging</li> <li>☐ Other</li> </ul>		Employee Signature
6.	Payday is:		Date
	<ul><li>✓ Weekly</li><li>□ Bi-weekly</li><li>□ Other</li></ul>		Preparer's Name and Title  The employee must receive a signed copy
7.	Overtime Pay Rate:  \$per hour for most workers in NYS this rate must be at least 1 ½ times the regular		of this form. The employer must keep the original for 6 years.

rate of pay, for all hours worked over 40 per workweek (44 hours for certain residential employees). The Temporary Help Firm

# MediStar Policy /Agreement for Orientation and Payment of New Employees

It is our duty to make sure our employees give the best care to our client's residents/patients; each new employee will be required to have an orientation when they are sent to a new nursing home. It depends on the facility that you are sent to; they will let us know how many days are required for orientation. This will include all aspects of your new job. MediStar Personnel agrees to compensate employees who successfully complete the orientation period at their designated salary.

The payment for orientation will be as follows:

<u>Orientations</u> may be provided at client sites, as per their own requirements. These orientations are designed to familiarize you to their specific policies and procedures, their own physical plant, fire safety, infection control protocols, and staff hierarchy. These orientations differ in content, duration, and individual requirements. Some may last 1 day; others may last the better part of three days. In any case, employees will be paid for their time only after a combined five (5) days of onsite participation/service has been completed.

- If orientation lasts for one (1) day, employees will be required to work four (4) additional days (5 total onsite) before orientation is paid for;
- If orientation lasts three (3) days, employees will be required to work and additional two (2) days before orientation is paid for;
- If orientation is not completed, for any reason, than no part of the orientation completed will be paid for;
- If orientation is completed, but the facility decides not to hire you, for cause, or hires you, then determines that a particular candidate is not suitable to their needs, and releases you, for cause, you will not be paid for that period of time because you did not/could not complete the mandatory five (5) days of combined service time.

I	(Name of App	licant) hereby read and	understand the policy of
orientation and pro	ocedure manual of MED	ISTAR PERSONNEL and	agree to all information
stated on orientati	on and employee handb	ook.	
Signature:	a at	Date:	

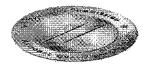
# **Authorization For Search and Exchange of Information**

I,	(Name	of	applicant	for	employment),	hereby
authorize MEDISTAR, to submit a request to the	Attorney	Ge	neral of the	e Unit	ted States to co	onduct a
search of the records of the Criminal Justice Service	ce Divis	ion	of the Fed	eral B	Bureau of Inves	tigation
for any criminal history records corresponding to	the finge	erpr	ints or othe	er idei	ntification info	rmation
submitted by me. I further authorize the exchange	of such	info	rmation be	etweer	n the Attorney	Genera
of the United States, the New York State Departm	ent of H	Ieal	th and ME	DIST.	AR. This info	rmation
may be used only by MEDISTAR and only for	r the pu	urpo	se of dete	rmini	ing my suitabi	ility for
employment in a position involved in direct patient	care.					
Signature:		_	Date:			
Name:			•			

# <u>MEDISTAR</u>

I,	(Name of applicant for employment), hereby re-	ad
and understand the policy and proce	dure manual of MEDISTAR and agree to all information state	ed
in the employee handbook.		
Signature:	Date:	
Name:		





# Our Nurses. Our Patients. A Caring Bond.

1583 40<sup>th</sup> Street Brooklyn, NY 11218 718-435-6600 718-977-5640

## **Employment Verification**

I,		voluntaril	y and knowingly authorize N	Aedistar Personnel
to contact my provise	os employer listed belov	w to give information the	y may have concerning my j	present or prior
employment and any	other information requ	ested to determine my eli	igibility for employment.	
Signature:				
TO:		DATE:		
EMPLOYER:		TELPHON	E:	
ADDRESS:		POSITION	APPLIED FOR:	
	,			
	be held in strict confide		your employer. An honest event of the second	
Applicant was emplo	yed in the position of:	Гhrough:/		
		· · · · · · · · · · · · · · · · · · ·		
Quality of work	Excellent	Good	Average	Poor
Cooperation	Excellent	Good	Average	Poor
Initiative	Excellent	Good	Average	Poor
Judgment	Excellent	Good	Average	Poor
Reliability	Excellent	Good	Average	Poor
Neatness	Excellent	Good	Average	Poor
Attendance	Excellent	Good	Average	Poor
Integrity	Excellent	Good	Average	Poor
Reason for separation	<b>1</b> ;			
Would you re-hire?	Yes No if not pleas	e explain:	******	
COMMENTS:				
			,	
	<u>-</u>			
Signature:		Title:		Date://
T-C	11			
Information requeste	-	 Varne	Tit	le





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1583 40<sup>th</sup> Street Brooklyn, NY 11218 718-435-6600 718-977-5640

## **Employment Verification**

I,		voluntarily	and knowingly authorize M	Iedistar Personnel
to contact my proviso	os employer listed below	v to give information the	y may have concerning my pagibility for employment.	oresent or prior
Signature:				
TO:		DATE:	//	
EMPLOYER:		TELPHONI	E:	
		POSITION	APPLIED FOR:	, , , , , , , , , , , , , , , , , , ,
		S.S. #:		
The above named ap	plicant has indicated tha	t he/she was previously	your employer. An honest ex	aluation will be
			nd I will benefit from an ear	
his/her employment i		nce. Done me appheant a	na i wili ochetti nom an cai	ry repry, since
шэлкі спіріоўшені і	.o			
Applicant was emplo	ved in the position of:			
From: /	/ / / / / / / / / / / / / / / / / / /	Chrough: /	/	
, <u> </u>		· · · · · · · · · · · · · · · · · · ·		
Quality of work	Excellent	Good	Average	Poor
Cooperation	Excellent	Good	Average	Poor
Initiative	Excellent	Good	Average	Poor
Judgment	Excellent	Good	Average	Poor
Reliability	Excellent	Good	Average	Poor
Neatness	Excellent	Good	Average	Poor
Attendance	Excellent	Good	Average	Poor
Integrity	Excellent	Good	Average	Poor
Reason for separation	n;			
Would you re-hire?	Yes No if not pleas	e explain:	***************************************	
COMMENTS:				
			·	
			,	
Signature:		Title:		Date: / /
<u> </u>				
Information requeste	d bv:			
		Jame	Tit	le



# MediStar Personnel

# **Direct Deposit Agreement Form**

	Authorization Agreement	
•	hereby authorize MediSt at the financial institution named below. I a m this account in the event that a credit er	ilso authorize MediStar
· · · · · · · · · · · · · · · · · · ·	ar Personnel responsible for any delay or lon n supplied by me or by my financial institut in depositing funds to my account.	
•	t until MediStar Personnel receives a writt , or until I submit a new direct deposit forn	
	Account Information	
Name of Financial Institution:		
Routing Number:		
Account Number:		☐ Checking   ☐ Savings
	Signature	
Authorized Signature (Primary):		Date:
Authorized Signature (Joint):		Date:

Please attach a voided check or deposit slip and return this form to the Payroll Department.



# Friendship has its rewards! Refer a friend Today, Earn a referral bonus!

We have found that our best healthcare professionals come from your referrals. That is why we are Excited to announce our "Refer-A-Friend" Program.

Refer a qualified nurse to our company and you will receive a \$25 dollar bonus. You will receive your bonus once your referral completes 120 clinical hours.

This program rewards you for referring great healthcare professionals to our company. You can make a referral by contacting our Recruiters at 718.435.6600 or by completing the form below, (All fields are required) and Fax it to 718.977.5640. One of our recruiters will contact you regarding your referral.

Your Name:		Phone()	
Email:		The second secon	
Address:			
City:	State:	Zip:	
I'm Fleased to Refer:			
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individual and reserves the right to change these program rules at any time.

Recruiter Name:

#### **EMPLOYEE HANDBOOK**

It gives me great pleasure to welcome you to MEDISTAR. I hope that your association with us will be happy and rewarding.

This Handbook will familiarize you with the general policies, benefits, obligations and services for all MEDISTAR employees. While you will receive additional information both through orientation, training and your work experience, this Handbook will serve as an ongoing reference guide for you.

Any and all questions regarding personnel, recruitment, payroll, employee benefits, and employee discipline should be directed to the Director of Nursing.

Our goal is to provide the highest quality of care to all of our patients. We are equally dedicated to helping our employees find satisfaction in the work they do and pride in a job well done.

#### MISSION STATEMENT

It is our mission to provide our patients with the finest health care services available, rendered in a manner and in an environment that preserves the dignity, autonomy and well - being of each individual. We are committed to employing a dedicated, competent staff to ensure achievement of this mission.

#### **ABOUT THIS HANDBOOK**

MEDISTAR Licensed Home Health Care Services Agency has prepared this handbook as a set of guidelines to inform you about its policies and procedures. Please read it carefully and keep it for future reference.

All of your questions may not be answered in this booklet. If you have any questions about our policies and procedures or any other matter concerning your employment, please consult with the Director of Nursing.

MEDISTAR reserves the right to modify, amend or eliminate plans, policies or procedures. Change and adaptability are a key part of MEDISTAR's pledge to service.

Therefore, this handbook should only be considered a set of guidelines. It is not a "contract of employment". We will try to keep you advised and updated about any changes that affect you.

#### **EMPLOYEE HANDBOOK**

#### **GENERAL POLICIES**

#### **EQUAL EMPLOYMENT OPPORTUNITY**

MEDISTAR is committed to providing equal opportunity in all employment-related matters, without regard to race, color, religion, sex, national origin, age, marital status, sexual orientation, citizenship status, veteran status, genetic predisposition or carrier status or any other legally protected characteristic. Decisions affecting your position including recruitment, hiring, promotion, transfer, compensation, benefits, training, tuition assistance, layoff and recall and terminations will be made in accordance with this policy.

#### EMPLOYMENT AT WILL

Neither this Handbook nor any other letter, offer or statement of employment written or oral may be construed as a contract of employment. Any individual may voluntarily leave their employment and may be terminated by MEDISTAR at any time. Any oral or written statements or promises to the contrary are hereby expressly disavowed.

#### DISCRIMINATION, SEXUAL HARASSMENT AND HARASSMENT OF ANY KIND

It is MEDISTAR's policy to prohibit the harassment of any employee by another employee, supervisor, service contractor, volunteer or patient on the basis of any personal characteristic such as race, color, religion, sex, national origin, age, marital status, sexual orientation, citizenship status, veteran status, genetic predisposition or carrier status or any other legally protected characteristic.

While it is not easy to define precisely what sexual harassment is, it does include unwelcome sexual advances, requests for sexual favors and other verbal or physical conduct of a sexual nature such as uninvited touching or sexually related comments. Harassment can also include improper joking, teasing or other conduct that creates an unprofessional and hostile environment. All employees of MEDISTAR will be held accountable for the effective administration of this policy. Anyone who feels that he or she has been subjected to sexual or other harassment or discrimination or who has become aware of possible harassment or discrimination should immediately report the matter to the Director of Nursing. Discrimination, sexual harassment or harassment of any kind is grounds for termination of employment.

#### DRUG-FREE WORKPLACE

MEDISTAR is committed to and has a vital interest in ensuring a safe and healthful drug-free workplace for its employees that will ensure a safe environment for patients, visitors and the community in which we serve.

#### It is MEDISTAR's policy that:

1. The unlawful manufacture, distribution, sale, possession or use of a controlled substance in the workplace is absolutely prohibited.

#### **EMPLOYEE HANDBOOK**

2. MEDISTAR expects every employee to cooperate with the policy of maintaining a drug-free workplace. Violation of this policy is extremely serious and may result in termination of employment.

### DRUG-FREE WORKPLACE (cont.)

3. All employees must report any criminal drug statute conviction to their supervisor no later than five (5) days after such conviction

Simply stated, unlawful drug use has no place at work and its use cannot and will not be tolerated.

4. MEDISTAR reserves the right to request random drug screenings of all employees without prior notice and upon reasonable suspicion for the presence of drugs and/or alcohol. MEDISTAR also reserves the right to terminate without notice any employee who has tested positive for drugs or alcohol, or is found to possess drugs or alcohol on the job site. Drug and/or alcohol use will not be tolerated.

#### WORKPLACE VIOLENCE

It is the policy of MEDISTAR to ensure the safety and health of its employees. MEDISTAR will not tolerate violence in the workplace and will make every effort to prevent violent acts from occurring through the implementation of programs and systems for identifying and addressing violence in the workplace.

#### ABUSE PROHIBITION PROGRAM

It is the philosophy of this Agency that every patient has the right to be free from abuse, mistreatment, neglect and misappropriation of property. To this end, MEDISTAR has developed policies and procedures for: the screening and training employees, the protection of patients and or the prevention, identification, investigation and reporting of abuse, neglect, mistreatment and misappropriation of property. It is our policy to do all that is within our control to prevent such occurrences.

#### YOUR DIRECTOR OF NURSING

Your Director of Nursing is a vital part of the management team and is directly responsible for helping to ensure the quality of your work and providing you with whatever assistance you may need. He or she can help to resolve problems, to arrange training; to address employee discipline issues and to provide feedback. An important part of your director's responsibilities is to answer questions, listen to your work problems and take action where appropriate. To achieve this goal, please discuss any problem or concern you may have with your Director of Nursing or supervisor. If your Director of Nursing does not have an answer to your question, he or she will make sure that you get an answer.

#### EMPLOYEE HANDBOOK

#### **EMPLOYMENT POLICIES**

#### IMMIGRATION REFORM AND CONTROL ACT OF 1986 ("IRCA")

Under IRCA, MEDISTAR is required to verify that any person it hires is legally employable in the United States. Employees are responsible for maintaining their employment eligibility while working for MEDISTAR.

#### **ORIENTATION**

Prior to your first day of employment you will attend a New Employee Orientation. This meeting is designed to familiarize you with MEDISTAR's services and objectives, policies, and mandated training in areas such as fire, safety, infection control and hazardous materials. Attendance at orientation is mandatory.

While you are at Orientation, you will be issued a copy of your Job Description and will be required to sign off on its receipt.

<u>Additional Orientations</u> may be provided at client sites, as per their own requirements. These orientations are designed to familiarize you to their specific policies and procedures, their own physical plant, fire safety, infection control protocols, and staff hierarchy. These orientations differ in content, duration, and individual requirements. Some may last 1 day; others may last the better part of three days. In any case, employees will be paid for their time only after a combined five (5) days of onsite participation/service has been completed.

- If orientation lasts for one (1) day, employees will be required to work four (4) additional days (5 total onsite) before orientation is paid for:
- If orientation lasts three (3) days, employees will be required to work and additional two (2) days before orientation is paid for;
- If orientation is not completed, for any reason, than no part of the orientation completed will be paid for;
- If orientation is completed, but the facility decides not to hire you, for cause, or hires you, then determines that a particular candidate is not suitable to their needs, and releases you, for cause, you will not be paid for that period of time because you did not/could not complete the mandatory five (5) days of combined service time.

#### **EMPLOYEE IDENTIFICATION BADGES**

Upon employment, you will be provided with a Photo Identification Badge issued by MEDISTAR which is to be worn at all times while on the job. It identifies you, your position and as a person authorized to enter and work for MEDISTAR.

If you lose your Identification Badge you may be required to pay a fee for a new one. Upon termination of employment, you are required to return your Identification Badge to the Director of Nursing.

#### **EMPLOYEE HANDBOOK**

#### PERSONNEL RECORDS

Your confidential personnel file is the property of MEDISTAR and it contains the following information: application, resume and/or references, copies of degrees and licenses, copies of your identification cards and/or social security card and work authorization forms, including but not limited to physicals, lab reports and other required medical documents, tax forms, a signed copy of your job description and all other forms completed upon employment or provided to us post employment. During the course of your employment your file will also contain performance evaluations, signed copies of revised job descriptions, changes of name, withholding tax exemptions, address, telephone number, disciplinary actions and letters of commendation. It is your responsibility to keep your personal information up-to-date.

Employees may review their personnel file by making an appointment with the Director of Nursing.

#### **UNIFORMS**

Certain MEDISTAR staff members may be required to wear uniforms in the performance of their job duties. Your ID Badge is always part of your required uniform.

#### PROBATIONARY PERIOD

All new employees are hired on a probationary basis. The probationary period is ninety (90) days. This probationary period allows you to decide if you are satisfied with your position. It also allows your director an opportunity to evaluate your performance and to provide you with assistance learning your new position. Your immediate director's evaluation of your performance will be discussed with you during this period and decisions concerning continued employment will be made.

#### PERFORMANCE APPRAISALS

It is important for employees to meet with the director to discuss their work performance, their strengths and weaknesses, and to plan for future training and/or responsibilities. To that end, all employees will have their job performance evaluated through an administrative and a clinical evaluation program.

You will be evaluated, initially, during your probationary period and then annually. If you should change positions during your employment you will be evaluated during and at the end of your new probationary period and then annually.

Any relevant evaluations will become part of your personnel file. You will be asked to sign the evaluation acknowledging that it has been discussed with you. You may have a copy of your evaluation as long as you have signed it.

As part of the review process, your director may verify the current status of licenses, certifications and other documentation to assure that they are valid.

#### EMPLOYEE HANDBOOK

### **PROMOTIONS**

MEDISTAR's policy is to promote qualified employees to open positions whenever possible. To be eligible for promotional consideration you must have completed the probationary period of your current position and meet the educational skill and experience required for the new position. A position that pays more and has more responsibility than your present position is considered to be a promotion.

#### **HOURS OF WORK**

MEDISTAR operates 24 hours a day, 365 days a year. Your normal workday is your regularly scheduled number of hours, which can include a meal period and break periods. In cases where an unexpected staffing shortage or emergency exists, you may be required to work hours in addition to your regularly scheduled hours.

#### TIME RECORDS

It is your responsibility to record your actual time worked. You are the only person who may record your time. Violations of this rule will result in serious disciplinary action.

#### PHYSICAL EXAMINATION

As a new employee you are required to have passed a pre-employment physical which included a PPD (Tuberculosis test), Chest X-Ray if your PPD was positive, Drug screening and to have provided evidence of immunity to Measles (Rubeola) and Rubella and information about your Hepatitis B Vaccination status prior to your start date. As an MEDISTAR employee you will be required to submit an annual Employee Health Assessment Form and have an annual PPD and Drug Screening. Your failure to comply will result in your being taken off the work schedule and may result in disciplinary action up to and including suspension and/or termination. As applicable to your degree of exposure, the Hepatitis B Vaccine is offered to all employees at risk of occupational exposure to blood -borne pathogens. In addition, you will be offered the Influenza (Flu) vaccine on an annual basis at MEDISTAR's expense.

# **HOLIDAYS**

MEDISTAR recognizes the following five (5) paid holidays:

New Year's Day **Labor Day** Thanksgiving Day (1st day)

**Christmas Day** 

**Independence Day** 

Probationary employees within their first 30 days of employment are not eligible to receive paid holidays.

#### EMPLOYEE HANDBOOK

#### **TERMINATION RULE**

Upon termination of employment, you will not be entitled to your vacation pay, if you are terminated for cause or if you have failed to give the equivalent of your vacation entitlement as written notice of resignation, or if after giving such notice you fail to work as scheduled during the required notice period.

#### **WORK RELATED INJURIES AND CONDITIONS**

Accidental injuries which occur during working hours or conditions caused by work activities may be covered under our Worker's Compensation policy. This insurance provides for payment of medical expenses as provided by law during the period of disability. If you are injured on the job you must immediately report that injury to MEDISTAR, who will initiate the appropriate paperwork. ALL ACCIDENTS AND INJURIES, NO MATTER HOW SLIGHT MUST BE REPORTED.

#### NON-WORK RELATED INJURIES AND CONDITIONS

If you are injured off the job or have an illness or a disabling condition, you may be eligible to apply for short-term disability benefits. Eligible employees utilizing disability insurance benefits may also qualify for a *Family Medical Leave of Absence* or a Disability Leave of Absence.

You must inform the Director of Nursing as soon as you know that as the result of a disability you will be absent from work for any period of time.

#### **DEATH IN FAMILY**

Upon successful completion of your ninety (90) day probationary period, you may be granted a leave of absence in the event of the death of your spouse, mother, father, or child. In the event of the death of brother, sister, grandparent, grandchild, mother-in-law and father-in-law you may be granted leave if it is authorized by your supervisor in advance. These days must be taken consecutively within a reasonable time of the date of death, or date of the funeral and may not be split or postponed.

You will be required to submit documentation regarding the deceased family member.

#### LEAVES OF ABSENCE

There are various types of leaves of absence that can be granted to you. There are various rules governing approval of leaves of absences that differ, depending on the specific type of leave requested.

#### Military Leave

If you enter the Armed Forces, your position or a like one with MEDISTAR will be held open for you (for four (4) years (or for five (5) years if ordered by the President) provided that you return to

#### EMPLOYEE HANDBOOK

work within ninety (90) days of discharge and are honorably discharged from active military status. Time in military service will be considered an unpaid leave of absence.

If you are a member of the National Guard or Reserve Unit and are required to attend an annual two (2) week training camp you may take this time as vacation if it is owed to you, or as an unpaid leave. You must submit duty orders immediately upon receipt from the military and complete and submit an MEDISTAR Request for Leave of Absence Form.

#### Personal Leave

If you have been continuously employed for a period of one (1) year you may request a Personal Leave of Absence, which may be granted at the discretion of MEDISTAR. You must submit your request, in writing, to the Director of Nursing as soon as you are aware of your need for such a leave.

#### Medical/Disability Leave Of Absence

If you are a regular full-time or regular part-time employee and have a disability or serious health condition, which renders you unable to perform your job functions, MEDISTAR may authorize a leave of absence for you. This leave may begin after expiration of the twelve (12) week leave provided in our Family and Medical Leave Policy if you are eligible for leave under that Policy. A Medical/Disability Leave of Absence may not exceed twelve (12) months. You will be required to provide periodic medical evidence to continue on your leave. Two (2) weeks prior to your return from this leave you must provide medical evidence from your physician permitting you to return to full duty.

#### Family and Medical Leave

MEDISTAR supports and complies with the federal Family and Medical Leave Act. If you have twelve (12) or more months of service and with a minimum of one thousand, two hundred and fifty (1,250) hours worked within the 12 months immediately preceding the request you may apply for up to twelve (12) weeks of unpaid Family and Medical Leave to care for a family member with a serious health condition, to care for a newborn or newly placed adopted or foster child, or to recover from your own serious illness.

Prior to taking a Family and Medical Leave you must first use your Sick Days, if the leave is due to sickness or injury, and/or any accrued Personal Days and Vacation. When you take a leave of absence that meets the qualifications of the Family and Medical Leave Act, you will automatically be placed on Family and Medical Leave.

You will be required to provide periodic medical evidence to continue this leave. Two (2) weeks prior to your return from this leave you must provide medical evidence from your physician permitting you to return to full duty.

#### EMPLOYEE HANDBOOK

#### **INSURANCE BENEFITS**

#### NEW YORK STATE DISABILITY

This disability plan covers absences due to illnesses other than work related illnesses and injuries, in excess of five (5) working days. The plan will pay up to 50% of an employee's average last eight (8) weeks earnings to a maximum weekly allowance of \$170 for a maximum of 26 weeks in a 52 week period.

#### **NEW YORK STATE WORKER'S COMPENSATION**

Employees are covered for absences and medical bills incurred due to a work-related illness or injury. Coverage includes medical bills from date of injury or illness; wages will be reimbursed at the rate of sixty-six and two-thirds percent (66 <sup>2/3</sup>%) of an employee's average earnings of the last 52 weeks to a maximum \$400 a week.

#### PROFESSIONAL LIABILITY INSURANCE

MEDISTAR's insurance program provides professional liability coverage for its employees. This insurance is limited to claims that occur as a result of an employee's authorized activities on behalf of MEDISTAR Licensed Home Health Care Agency.

#### **YOUR SALARY**

#### **OVERTIME**

Except in emergency situations where prior notification is impossible, all overtime work by must be authorized in advance by the Director of Nursing/Designee. Personnel who work over forty hours per week are compensated for overtime at the rate of one and one-half  $(1\frac{1}{2})$  times the minimum wage rate of pay for part-time workers and one and one half  $(1\frac{1}{2})$  times their wage for full time staff, in accordance with state and federal law.

#### **PAY PERIODS**

Pay periods begin on Saturday at 12:01am and ends on Friday at midnight. You will receive your paycheck on Fridays at the end of each pay period. Please note that each Friday you are being paid for the previous weeks pay period and **not** for the pay period of that Friday.

#### **PAYCHECKS**

Under general circumstances your paycheck will be mailed to you unless 3 days prior notice is given and it is authorized by your supervisor to have it picked up at MEDISTAR. You should keep your check stub for your records and should refer to it, if you have any questions regarding payment for that pay period. MEDISTAR reserves the right to insist that an employee come into the office to pick up his or her check

#### **EMPLOYEE HANDBOOK**

#### PAYROLL DEDUCTIONS

A variety of deductions are required by law to be made from your gross earnings. FICA (Social Security), federal, state and applicable local taxes will be deducted each pay period. No other deductions will be made without your knowledge or written permission, unless we are required to do so by a legal judgment. These may include any judgment or lien received by MEDISTAR for you.

#### LOST PAYCHECKS

If you should lose your paycheck you must notify MEDISTAR immediately. Payment on the check will be stopped and you will receive a replacement check as soon as it is reasonably possible.

#### **TERMINATION PAY**

You will receive your final paycheck on the payday following your last regular paycheck.

If you have been discharged for cause or have failed to give proper notice or failed to work during the notice period you will forfeit any vacation or sick days you may be entitled to.

#### **EMPLOYEE HANDBOOK**

#### YOUR OBLIGATIONS

As a member of the staff of MEDISTAR your job performance and your customer service skills have a direct impact on the care provided to patients and to the success of MEDISTAR.

You have a responsibility to perform your duties, communicate and interact with patients, families, visitors and other staff members with courtesy, respect and understanding.

#### CONFIDENTIALITY

Employees may, at times, have access to confidential information regarding MEDISTAR and/or its patients. Confidential information may include, among other things, medical records, knowledge of a patient's identity and/or condition, information from employee records or personal information regarding another employee.

It is your obligation to keep all such information confidential. Failure to do so will result in the termination of your employment.

#### FIRE AND SAFETY

MEDISTAR has an obligation to insure the safety of the patients, visitors and employees. However, it is everyone's obligation to assist in this effort.

You will receive an orientation and ongoing training concerning fire regulations, safety rules and safety equipment.

It is your obligation to follow these regulations and to perform your job safely at all times. Be aware of conditions around you and immediately report anything that may be hazardous.

#### DRESS CODE

All staff members are expected to report for duty dressed appropriately, professionally and wearing your ID Badge at all times. If you are required to wear a uniform it should be clean, neat and in good repair.

The general MEDISTAR dress-code, requires that employees do not wear jeans, open toed shoes, halter tops, dangling jewelry, shorts, and tight fitting clothing such as spandex. During Orientation you will be given more detailed information regarding appropriate dress code for MEDISTAR.

#### **SMOKING**

Smoking is not permitted on agency property or in patient homes.

#### EMPLOYEE HANDBOOK

#### ABSENTEEISM AND LATENESS

It is your obligation to be on time to your appointments. If you are ill and unable to report for duty or if you will be late in reporting for duty you must call MEDISTAR at least two (2) hours before you are scheduled to begin work. If you are out of work due to illness for several days you must advise the Director of Nursing of the approximate length of your absence and date of return.

You must keep the Director of Nursing informed of your progress by <u>calling in on each day of absence</u> and alerting him/her if any change occurs in your planned date of return.

Excessive lateness, absenteeism and/or failure to report on duty without notifying MEDISTAR will result in progressive discipline up to and including discharge. Patterns of repeated offenses will be cause for suspension and /or discharge.

#### PERSONAL MAIL

Your personal mail must not be routed to you or by you through MEDISTAR. MEDISTAR processes business mail only.

Please do not arrange to receive packages at your work place. The Receiving Department is authorized to accept agency packages only.

MEDISTAR is not responsible for the loss of any personal mail and/or packages.

#### PERSONAL TELEPHONE CALLS

Agency telephones are for Agency business only and not for personal use. Employees may not use phones in patient homes.

Cell phone usage in MEDISTAR is prohibited.

#### PERSONAL PROPERTY

MEDISTAR is not responsible for your personal property. Please leave your personal items at home. If you discover the loss of property (personal or agency) you must immediately report it to the Director of Nursing.

#### NO SOLICITATION AND DISTRIBUTION

The solicitation or hand billing by any person who is not employed at this Agency is prohibited. MEDISTAR employees must follow this rule as well as all other Agency rules. MEDISTAR employees may not engage in solicitation of any kind during work time. Persons employed at MEDISTAR may not engage in the distribution of any material in any working area or patients care before, during or after the time they are assigned to be working. Persons employed at MEDISTAR are prohibited from engaging in solicitation and distribution of any kind during working and non-working time.

#### **EMPLOYEE HANDBOOK**

#### **EMPLOYEES ON AGENCY PREMISES**

MEDISTAR does not allow persons employed at MEDISTAR to enter or remain on the premises unless you are on duty or have business with MEDISTAR. The only exception to this rule is if you have business to transact, such as picking up your paycheck. During working hours employees are required to wear/show their ID Badges.

#### PACKAGE INSPECTION

When entering or leaving MEDISTAR, employees will be subject to package inspection by authorized personnel.

#### **VISITORS**

MEDISTAR does not permit unauthorized visitors to enter the premises. MEDISTAR employees may not receive visitors while on duty. Please do not ask friends or family to meet you in MEDISTAR or a patient's home. Unauthorized visitors to MEDISTAR will be removed from the premises. Infringements on this policy may result in disciplinary action up to or including termination.

#### **GRATUITIES**

As an employee you are prohibited from soliciting or accepting tips or gratuities offered by patients, visitors, suppliers, and others. Accepting tips or gratuities may result in your termination from employment.

#### WITNESSING DOCUMENTS

Employees are not authorized to witness legal documents for patients.

#### **PUBLIC STATEMENTS**

MEDISTAR employees are prohibited from taking pictures, making public statements concerning MEDISTAR, its policies and its patients. Administration responds to inquiries from the media. Please refer these requests accordingly.

#### CARE OF AGENCY EQUIPMENT

Equipment and supplies are provided for you by MEDISTAR to assist you in the performance of your duties. You have the obligation to use these items carefully and properly. If equipment becomes damaged, report the damage to the Director of Nursing immediately.

#### EMPLOYEE HANDBOOK

#### STANDARDS OF CONDUCT

MEDISTAR expects that all employees will conduct themselves in a professional manner that will contribute to the provision of the highest quality of care for patients and the safety and security of patients, visitors and fellow employees. Rules, regulations and policies have been developed to provide you with standards that will assist you in this effort. Employees must comply with all Agency rules and regulations.

#### CODE OF ETHICS/DISCIPLINE

By creating "Code of Ethics", for all employees, we want you to know what is expected of you while you are employed here and what type of behavior will not be accepted.

It is MEDISTAR's policy to take appropriate disciplinary action with any employee for acts of misconduct.

In addition to acts covered elsewhere in this Handbook, the following list although not exhaustive, sets forth examples of acts constituting violations of MEDISTAR's policy that will be subject to discipline and/or discharge.

Examples of misconduct may include the following:

- 1. Abuse (physical or verbal) of, actions or displayed attitudes detrimental to patient care.
- 2. Theft or willfully destroying any property of MEDISTAR, its patients, visitors or personnel.
- 3. Insubordination.
- 4. Reporting for, or attempting to work while under the influence of alcohol, drugs or narcotics.
- 5. Possession of alcoholic beverages, unlawful drugs or weapons while on the premises of MEDISTAR or in a patients home.
- 6. An incidence of physical or verbal altercation, "horseplay" or threatening anyone while on the premises of MEDISTAR or in a patient's home.
- 7. Signing for another employees' time worked.
- 8. Falsification of Records (Including fraudulent statements made on the employment application).
- 9. Careless disregard and/or refusal to comply with work directives, instructions and established policies and procedures. (i.e. Violations of safety and fire codes, safe clinical practices or sanitary rules and regulations.)
- 10. Failure to show up for work when scheduled, or failure to notify the Director of Nursing/Designee when you are unable to come to work.
- 11. Taking photographs while on the premises of MEDISTAR/or in a patients home without the permission of the Director of Nursing.
- 12. Failure to obtain permission from the Director of Nursing/Designee to leave your job, or the premises of MEDISTAR during working hours, or leaving your assignment without proper relief.
- 13. Harassment and threats of any kind.
- 14. Conduct which interferes with the efficient and successful operation of MEDISTAR.

#### EMPLOYEE HANDBOOK

#### CODE OF ETHICS/DISCIPLINE (CONT.)

- 15. Sleeping or watching television while on duty.
- 16. Accepting or soliciting tips or gratuities of any kind for the performance of services.
- 17. Engaging in any type of financial transaction with a patient.
- 18. Misrepresenting reasons when applying for a leave of absence or other time off from work, whether paid or unpaid.
- 19. Violation of Agency rules regarding solicitation and the distribution of literature.
- 20. Smoking or consuming food or beverages in unauthorized areas.
- 21. Performing personal work and/or having personal visitors while on duty.
- 22. Failure to comply with needs of MEDISTAR by providing the necessary paperwork enabling the employee to work. (i.e. Attending mandatory in-services, submitting annual physicals, maintaining current licensure, reporting all accidents, incidents.)
- 23. Poor job performance.
- 24. Breach of confidentiality involving patients and/or employees.
- 25. Frequent lateness.
- 26. Patterns of illness associated with weekends, vacations, holidays and/or scheduled days off.
- 27. Discrimination against anyone thus violating MEDISTAR's equal employment policy.
- 28. Gross negligence.
- 29. Any conduct which is contrary to MEDISTAR's mission and vision and/or contrary to the best interest of MEDISTAR, its patients and employees.

#### **EMPLOYEE HANDBOOK**

#### TERMINATION OF EMPLOYMENT

#### RESIGNATION

You are required to give written notice of your intention to leave your employment. This notice should be addressed to the Director of Nursing and your supervisor. Employees must give the equivalent of their vacation eligibility; those who do not shall forfeit any and all accrued and unused vacation, holiday and sick days.

All Agency property, uniforms, keys, etc. must be returned to the Director of Nursing on or before your last day of work.

#### **EXIT INTERVIEWS**

It is helpful for us to have feedback from you throughout your employment. It is also helpful for us to talk with you when you are leaving MEDISTAR. An exit interview has been designed for this purpose. Upon giving notice of your intent to terminate your employment you may be asked to meet with the Director of Nursing prior to your last day of work to discuss your experiences at MEDISTAR and to ask for suggestions which might help us in future recruitment.

If you are not asked to meet with the Director of Nursing you may get an exit interview form in the mail. If so, please take a few minutes to complete it and return it to MEDISTAR.

All responses to an exit interview, whether in person or in writing, will be held in the strictest confidence.

#### HIPAA COMPLIANCE

Employees agree to comply with the applicable provisions of the Administrative Simplification Section of the Health Insurance Portability and Accountability Act of 1996 as codified at 42 U.S.C. § 1320d through d-8 ("HIPAA"), and the requirements of any regulations promulgated thereunder including without limitation the federal privacy regulation as contained in 45 C.F.R. part 164 (the "Federal Privacy Regulations") and the federal security standards as contained in 45 C.F.R. Part 142 (the "Federal Security Regulations"). Employees agree not to use or further disclose any protected health information, as defined in 45 CFR 162.504, or individually identifiable health information, as defined in 42 U.S.C. § 1320d (collectively the "Protected Health Information"), concerning a patient other than is permitted by this Agreement and the requirements of HIPAA or regulations promulgated under HIPAA including without limitation the Federal Privacy Regulations and the Federal Security Regulations.