

REPORTS FROM WORKERS OF DANGEROUS CONDITIONS ON THE WORK SITE OR IN MIGRANT LABOR CAMP?

FARMWORKER ADVOCATES HAVE OPTIONS

Did you know? Federal and state safety laws require North Carolina employers and migrant housing providers to provide a place of work and labor camp free from recognized hazards causing, or likely to cause, death or serious physical harm.


If you are in contact with agricultural workers experiencing dangerous conditions at their work site or labor camp, you can make a complaint with the NC Department of Labor. If affected workers want to participate in the complaint process, their testimony is CONFIDENTIAL.



HOW TO FILE A COMPLAINT WITH THE DEPARTMENT OF LABOR?


1

Call Legal Aid to learn how to make an advocate's complaint or to refer the worker for a confidential consult and to explain his/her options:

 919-523-6665

2

As an advocate, you can call the Department of Labor directly or you can provide the number if workers want to call:

 919-779-8560 o 1-800-NC-LABOR

3

You can help fill out the online form* here:

www.labor.nc.gov/safety-and-health/occupational-safety-and-health/notice-alleged-safety-or-health-hazard

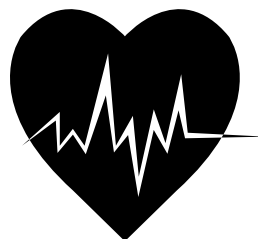
*with online complaints, you won't receive a copy of the complaint for your records.

4

You can download the complaint form in PDF format, complete it, and then fax, email, or mail it to the OSH Complaint Desk.

[<https://files.nc.gov/ncdol/osh/forms/form.pdf>]

By law, the employer cannot retaliate against farmworkers for making or participating in a confidential complaint and defending their right to safe working and living conditions.



What information is important to include in the report?

- name of employer, farm, supervisors and/or labor contractor;
- camp and/or workplace address;
- description of the dangerous condition that exists and the approximate number of exposed or at risk workers;
- if possible, collect proof of the dangerous condition like photos, videos and/or conversations but not necessary;
- mention that you want to keep the complaint confidential; and
- provide contact information for workers willing to provide confidential testimonies on the safety issue.

Contact information for the Department of Labor:

NC Department of Labor
Occupational Safety & Health Division
Complaint Desk
1101 Mail Service Center
Raleigh, NC 27699-1101
Phone: 919-779-8560
Fax: 919-779-8559
Email: Complaint.Desk@labor.nc.gov

Have questions or concerns? We would be happy to speak with you or assist the affected workers to directly file a complaint. If you'd prefer to file the complaint without our assistance, please let us know so that we can track the status of the complaint for you!