

Section 5: Student Employees

The University's student employment program is administered by Student Employment Services, a section of Student Financial Services. To view the full Student Employment Handbook, visit http://www.ses.colostate.edu.

Definition of a Student Employee

An eligible student employee is described as an undergraduate or graduate, admitted for enrollment as a regular certificate/degree-seeking student at Colorado State University, carrying at least one Registrar's credit per term during the academic year. The student must be registered by the census date for each term. (GUEST students are not eligible). The student must be able to demonstrate eligibility to work by completing Form I-9.

Graduate students who are "continuously registered" may be employed as student employees, but are subject to withholdings for the Student Employee Retirement Plan (Refer to Section 1 of the Human Resources Manual).

Continuous Registration must be completed before the census date for both fall and spring terms in order for the individual to be employed as a student. An undergraduate Work-Study student employee must be enrolled for at least half-time (6 credits) a term; a graduate Work-Study student employee must be enrolled for at least half-time (5 credits).

During the summer, students are not required to register for credits if they were registered the prior spring and are registered for the coming fall, or are admitted for fall.

Employment Policy and Eligibility

Eligibility to participate in the Colorado State University Student Employment Program is established annually, based on a student meeting the eligibility requirements. If a student no longer meets eligibility requirements, that student must stop working immediately.

Students must be:

- Admitted to a degree-seeking program (cannot be GUEST or INTO) at CSU Fort Collins.
 - School of Public Health Graduate students are considered degree seeking at CSU and can work on student hourly assignments (not work-study as their financial aid is not awarded directly by CSU).
 - Teacher Licensure are also considered degree seeking for student employment purposes, as they can have financial aid/work-study per Title IV regulation (they can be both student hourly and work-study).
- · Authorized to work in the United States
 - International Students On-campus employment
 - **F-1 Student Visa**: May be employed on a limited basis (not to exceed 20 hours per week during the academic year) provided that working does not have a negative effect on their academic work.
 - J-1 Exchange Student Visa: May be employed on a limited basis provided they have the approval of their sponsor.
 - International Students Off-campus Employment
 - International students at CSU with employment eligibility questions, should contact <u>International Student Services</u>, Laurel Hall, Fort Collins, CO 80523, Phone: (970) 491-5917
 - Please note that CSU is not able to employ a non-US citizen working in their home country (please contact HR for additional information).
- Maintaining Satisfactory Academic Progress if on work-study

- At least half-time for work-study (6 credits undergraduate and 5 credits graduate) and enrolled in at least one credit for student hourly positions
 - Students can be enrolled in Planned Leave and remain a student hourly as long as they plan to attend again the following semester.
- · Awarded a work-study award to work in a work-study job

Remote Hires: Student employees can work remotely. However, the employer must still have a way of monitoring the student's performance during remote work to make sure the student is actually working, and to make sure the student is still doing quality work.

If an employee does not meet the eligibility requirements stated above, he or she must be hired as an employee type other than a student, such as: non-student hourly, state classified or administrative professional.

Since departments may directly hire student employees, it is essential that department personnel fully comply with the University's nondiscrimination policy outlined in <u>Section 1 of the Human Resources Manual</u>. Please note that student employees are at-will employees. If a department has a student employee sign an employment contract, they may be negating a student's at-will status; employment contracts for students are not advised and exceed departmental authority. If an employer wishes to have student employees sign an employment contract, they must contact the Office of the General Counsel.

Types of Student Employment

There are three (3) types of student employment at Colorado State University that have different eligibility requirements and various funding sources. Regardless of the type of employment, or working on or off-campus, all student employees are part-time employees; hired and working under applicable federal and state labor laws, as well as CSU policies.

1. Need-Based Work-Study

Need-based work-study is awarded to degree-seeking students, enrolled at least half-time, based upon documentation of financial need and the availability of funds. Students must first have completed a Free Application for Federal Student Aid (FAFSA) to determine their eligibility (additional documentation may be requested). If eligible, students may receive need-based work-study as part of their financial aid awards package; if not, students may request consideration for an award by completing the "Request Work-Study" option on their RAMweb early May.

Funding sources include:

- State of Colorado Work-Study Program
 - Colorado work-study is only available to qualifying undergraduate (seeking their first bachelor's) Colorado residents.
 - State work-study recipients are funded seventy percent by the Colorado Commission on Higher Education and thirty percent from the University employer.
 - State work-study students whose match is being paid out of federal funds or projects need to be identified when hired.
- Federal Work-Study Program

Federal work-study is available to qualifying undergraduate and graduate resident and non-resident students.

- As part of the Federal Work-Study Program, students have the option to participate in Community Service Work-Study, which provides opportunities for students to work in local community service agencies off-campus, or as Literacy/Math Tutors in local elementary schools.
- Federal work-study recipients are funded seventy percent by the Department of Education and thirty percent by the University employer.

2. No-Need Work-Study

The no-need work-study program (formerly referred to as Merit work-study prior to the 2017-2018 academic year) provides degree-seeking students, enrolled at least half-time, without financial need, an opportunity to be employed in work-study jobs. No-need work-study is applied for via the "Request Work-Study" application on a student's RAMweb, beginning in early May for the following academic year; applications may take up to 2 weeks to be reviewed. The type of work-study a student will receive is determined by fund requirements and availability. Funds are limited, and not all students will be eligible; thus, not all applications will result in an award.

Types include:

- <u>Colorado No-Need Work-Study</u> Colorado no-need work-study is available to undergraduate, Colorado residents.
- <u>Institutional No-Need Work-Study</u> Institutional no-need work-study is available to undergraduate and graduate, domestic and international, resident and non-resident students.

"Renewing" Work-Study

Students that complete a Free Application for Federal Student Aid (FAFSA), and had a <u>paid</u> work-study award (of any kind) in the previous year, should be packaged with a work-study award for the next academic year (providing funding is still available at the time of packaging, and they meet eligibility requirements). Students that are FAFSA filers should be checking their CSU email and RAMweb to make sure they do not have any outstanding requirements that could hold the packaging of financial aid. Students that are non-FAFSA filers with a <u>paid</u> work-study award from the previous year should have their work-study "renewed" for the next (based on funding and providing they meet eligibility requirements).

Additional Work-Study Information

- Work-study is not a grant or guaranteed award; the student must work, with an approved employer, to earn the funds.
- Work-study earnings will be issued on a year-end W2, and for those students filing taxes, these
 earnings must be reported on federal and state income tax returns.
- Work-study awards typically range from \$1,600 to \$3,000 per academic year.
 - Increases to need-based work-study can be requested to SES if the student has
 met, or is close to meeting their semester award. The student should contact SES
 to determine eligibility and fund availability.
- A student can only be employed at one (1) work-study job at a time.
- Hiring departments should confirm that the student has a valid work-study award; the student is able to show proof of the award through their RAMweb.
- Employing departments and the student should monitor work-study earnings to ensure earnings do not exceed the work-study academic year limit. Once a student's limit is exceeded, the employer will be charged a hundred percent for all earnings. Work-study students are not eligible for overtime.
- Work-study students may not earn more than fifty percent of their academic award before the spring semester starts.
- Work-study students cannot work during their scheduled class time.
- Reinstating a declined work-study award is contingent on availability of funds.

Summer Work-Study

The summer work-study program supports employment opportunities for students with financial need to work in critical-need areas of the University and earn wages to help with educational expenses. The summer work-study program is extremely limited in funding and thus limited to <u>ONLY critical-need areas as defined</u> by an area "facilitating individual student enrollment and retention"; examples include: Admissions, Registrar, Office of Financial Aid, Access Center, Advocacy Offices, Academic Advancement, CASA, Women's Programs, Resources for Disabled Students and HR/Payroll. Student Employment Services will email departments, who meet the critical-need definition, in mid/late March for their summer work-study position eligibility and with the policy/procedure.

 Summer is considered a trailer to the academic year and eligible students must show financial need (via the FAFSA), be eligible for Federal Student Aid, and plan on being enrolled at least half-time for the next fall semester. Eligibility will be determined by SES, and be part of the summer work-study procedure provided to eligible departments.

3. Campus Student Hourly

Campus student hourly positions are available to Colorado State University students throughout campus. Any qualifying undergraduate or graduate student who is enrolled in at least one (1) credit and admitted to a degree-seeking program is eligible to work in a campus hourly employment position.

Volunteer vs Employee: Under the Fair Labor Standards Act (FLSA), when an employer-employee relationship exists, and the employee is engaged in work that is subject to the FLSA, the employee must be paid at least the Federal minimum wage (in Colorado, the state minimum wage rate trumps the Federal minimum wage rate). Additionally, an individual shall not be considered a volunteer if the individual is otherwise employed by the same public agency to perform the same type of services as those for which the individual proposes to volunteer; the phrase "same type of services" means similar or identical services.

Pavroll

Student employees are paid bi-weekly; pay period schedules can be viewed at the HR Payroll Processing_
Scheduling page. Direct deposit to the students' checking or savings account is required for all new employees. Pay advices are available online, for all university employees, through the university's Administrative Applications
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Documenting Hours

A time sheet or time clock hours must be submitted when due, in order for the student to be paid. An accurate daily record of actual time worked must be maintained. At the end of the pay period, the employee and the supervisor must certify total hours worked by signing the time sheet or approving time clock hours. It is the student's responsibility to ensure the time sheet is completed accurately and in a timely manner. If the time sheet or time clock hours are not submitted correctly and approved, the student will not be paid on time; late time sheets result in late pay.

TimeClock Plus: Colorado State University utilizes <u>TimeClock Plus</u> for timesheets for both non-student and student hourly employees.

Timesheets: Employers need to keep student timesheets for 7 years, unless the time was paid on a grant fund, then it is 10 years.

Breaks/Meals: Break or meal periods for students employed at Colorado State University are not mandatory. It is recommended that employers implement a policy for best practice, allowing breaks and/or meals as necessary. The length and frequency of such periods are up to employer's discretion. Generally, a break period (10-20 minutes) is paid and taken on the premises; a meal period (30 minutes or more) is unpaid, if uninterrupted and duty free.

Training/Meetings: Student employees must be paid for any time required of them to work by their employer. Required attendance at trainings, meetings, seminars, lectures and educational programs are all treated as compensable unless **ALL** of the following **four** conditions are met:

- Attendance is outside of the employee's regular working hours.
- Attendance is completely voluntary.
- The course, lecture, meeting, or activity is not directly related to the employee's job.
- The employee does not perform any productive work during such attendance.

Exceptions: Student government officers (ASCSU) are not subject to the State's employment rate and hours rules, but must maintain authorizations for payment and back up for payment including applicable time sheets, sales records, etc.

Overtime/Comp, Differential and Call Back Time: Students will generally be compensated at the rate of time-and-a-half for any overtime (more than 40 hours/week). Work-study students are not eligible for overtime. Student employees are not eligible for compensatory time and not eligible for shift differential or call back pay.

Performance

Performance Evaluations: After the student is given an initial orientation and training, it is important to assess the student's understanding and performance of the position. This evaluation will also help determine whether the orientation and training provided were sufficient to clearly communicate and demonstrate the expectations.

Students should at a minimum receive a formal, written evaluation at least once per year; though at the end of each semester would be a best practice. Evaluation forms for this purpose are available on the Student Employment website on the Employment Guidelines page. Departments may choose to use their own evaluation format, as long as it sufficiently addresses the same minimum evaluation components as the Student Employment Service's evaluation form. Supervisors should complete a written evaluation of the student's performance at the following time intervals:

- Within 30 days of hire (informal with documentation or formal evaluation form)
- At the time of any pay increases and/or promotions (written)
- After one year of employment (formal, written)
- At the time the position is terminated (written)

All written evaluations (formal or informal) should be sent to Student Employment Services to become part of the student's employment file, which is covered under the Federal Rights and Privacy Act (FERPA). Records should

be kept for 7 years. Additional information can be found in the Student Employment Handbook at http://www.ses.colostate.edu.

SERP/Medicare

The Student Employment Retirement Plan is a state-mandated plan in lieu of Social Security for all higher education students. A 403(b) retirement savings account will be established in the student's name at <u>TIAA</u> for contributions made to the SERP. The contribution amounts assessed against wages are 7.5% for the SERP and 1.45% for Medicare.

Participation in the SERP/Medicare is mandatory if students **do not meet** one of the following conditions for exemption:

During summer semesters:

 Undergraduate <u>and graduate students</u> must be officially admitted as degree-seeking students and enrolled at least half-time (3 credits for summer) for a summer term running concurrently with a student's work schedule.

During fall and spring semesters:

- **Undergraduate students** must be officially admitted as a degree-seeking student and enrolled at least half-time (6 credits).
- **Graduate students** must be officially admitted as a degree-seeking student and enrolled at least half-time (5 credits).

Benefits

Work-study employees are not eligible for benefits, nor for time off (paid or unpaid) such as vacation, sick leave or paid holidays. Per the Affordable Care Act (ACA), student hourly employees may be eligible for Health Benefits (see below). Possible exceptions may also apply for jury duty and medical leave. Student employees are not entitled to State Unemployment Insurance through Colorado State University, but are covered under Workers' Compensation. Additional information can be found in the Student Employment Handbook at http://www.ses.colostate.edu.

Affordable Care Act (ACA)

In compliance with health care reform regulations, beginning January 1, 2015, Human Resources performs a variable-hour employee calculation to determine whether an employee (student, non-student hourly, graduate student) has met the 30-hour weekly average, over the course of a 12-month measurement period. If the employee has met the criteria to gain eligibility for the University's self-funded employee medical plans, the student employee will be notified of eligibility by email. The information in the email requires the student to take action, whether electing medical coverage or declining coverage, by a specific deadline.

Employees (variable hour students, non-student hourly and graduate students) at CSU have the ability to obtain medical coverage through different sources. These sources can_include: maintaining coverage up to age 26 on a parent's employer sponsored plan, purchasing individual coverage, maintaining enrollment in the Student Health Plan administered by CSU Health Network (premiums are not refundable and cannot be prorated and the graduate student health contribution cannot be applied towards the University's employee medical plan), or by purchasing a policy through the ACA Marketplace Exchange (eligibility criteria is specific to each referenced plan).

Student Employee Responsibilites

Student Conduct Code and Alcohol and Drug Policy: All students must abide by the Colorado State University Student Conduct Code, which includes Prohibited Conduct by individuals. Violations of this code may impact a student's employment with on or off-campus employers. In addition to the Student Conduct Code, student employees must also abide by the CSU Policy: Alcohol and Drugs, specifically relating to Section 7 – Employment Conditions Relating to Drugs and Alcohol (on-campus employees), and Section 8- Drug and Alcohol Impairment under the Student Conduct Code (on and off-campus employees). Forms and tools are available in this policy to assist with such situations. Off-campus employers should contact Student Employment Services if they have a student that is visually impaired at work (SES Student Employee Drugs/Alcohol at Work Procedures).

Sexual Harassment Policy: Colorado State University does not tolerate sexual harassment among students, employees, or other members of its community. Sexual harassment is prohibited in the employment context by Title VII of the 1964 Civil Rights Act and in the education context by Title IX of the Educational Amendments of

1972. For further information, visit the Office of Equal Opportunity.

Code of Conduct and Professionalism: Professionalism, confidentiality, positivity, respect, and integrity are all highly valued with the University and Fort Collins community. Thus, student employees are expected to exhibit these values as representatives of the University in the department or partnering community agency/school in which they are working.

Students of Concern

If you have a student employee who is displaying concerning behavior, please contact Student Employment Services with a written description of the situation; including any supporting documentation (copies of text messages, emails, statements from other staff, etc.) to studentemployment@colostate.edu. From there, Student Employment Services will contact necessary parties, which could include Support & Safety Assessment, HR Solutions Partners, HR, Student Resolution Center, CSU Police Department, or any other department deemed appropriate given the situation. If you are concerned about someone's mental health and safety, then please Tell Someone by calling them at 970-491-1350 or using the link for the online referral form. Please be advised that if you feel the student to be an imminent danger to themselves or others, then immediately contact CSU police by calling 911 or their non-emergency number 970-491-6425.

Hiring Process

Job Postings

Student Employment Services (SES) is committed to fair, legal and non-discriminatory employment practices. Thus, SES requires that all open student employment positions be posted through the <u>JobX – Job Posting Service</u>; students who are enrolled in a degree-seeking program will be able to access JobX, through their RAMweb, the semester before their first semester of enrollment.

Work-Study Postings: Only students with a work-study award will be able to see, and apply for, work-study job postings. For information on JobX, please visit our <u>Job Posting Service page</u>.

Background Checks: Background checks are required for all new hires, for returning student employees if a break of more than 12 months, or if moving to a new position with a sensitive condition (or DMV requirement). For additional information on background checks, please visit http://www.hrs.colostate.edu/background-checks/background-checks.html.

Form I-9/SSA 1945 (Equifax): Upon a successful background check, the Form I-9 and SSA-1945 will need to be completed through Equifax (as of January 1, 2017). Employees will be given a link to complete their Online New Hire Packet and will then complete Section 2 with their employer and original documentation. For more information on this process, please visit Human Resources at http://hrs.colostate.edu/hr-liaisons/i9.html. Please note that Oracle new hire approval requests will be rejected if there is not a completed Form I-9 in Equifax within three business days of the hire (effective) date.

Work-Study MOU/CR: All work-study employers must review and sign the Memo of Understanding (MOU) and Compliance Review (CR) each academic year, if they wish to employ work-study students. For more information, and to complete this requirement, employers may visit http://www.ses.colostate.edu/employment-guidelines.

Oracle Approval Requests: New hires and assignments may be submitted in Oracle with any given date. Changes (to existing assignments) in Oracle must occur at the start of a pay period (Saturday after the end of a pay period). If submitting a request for a new work-study hire or new work-study assignment, the student must have a work-study award for that academic year. As mentioned previously, a current MOU & Compliance Review must be on file for that academic year with the employer for a work-study approval to occur. Please also be advised that a change may also need to include going from "suspend" to "active" status. Please also note that all new hire and new assignment requests must have a completed Form I-9 in Equifax to be approved. If any of the above are not met, then the Approval will be rejected or additional information will be asked for at the discretion of SES.

Terminations

Students who withdraw from school or fail to register for the minimum number of credits to qualify as a student employee will have active assignments automatically suspended by Student Employment Services. Students who have graduated will have active assignments automatically terminated by Student Employment Services after the conferred degree list is finalized by the Registrar's Office.

Section 5: Student Employees

Under normal circumstances, it is suggested that the employer or employee give a minimum of two weeks' notice of intent to terminate.

Students with foreign addresses must notify the Payroll tax person in the Human Resource Services Department of their correct addresses before they leave the University.