



PUB. L. 115-91 **SECTION 1097(B)(2)(A)**

IN GENERAL.—Any notice provided to an employee under section 7503(b)(1), section 7513(b)(1), or section 7543(b)(1) of title 5, United States Code, shall include detailed information with respect to—

- (i) the right of the employee to appeal an action brought under the applicable section;
- (ii) the forums in which the employee may file an appeal described in clause (i); and
- (iii) any limitations on the rights of the employee that would apply because of the forum in which the employee decides to file an appeal.

5 CFR SEC. 752.203(b)

The notice must further include detailed information with respect to any right to appeal the action pursuant to section 1097(b)(2)(A) of Pub. L. 115-91, the forums in which the employee may file an appeal, and any limitations on the rights of the employee that would apply because of the forum in which the employee decides to file.

STATUTORY AUTHORITY

<https://www.congress.gov/115/plaws/publ91/PLAW-115publ91.pdf>

APPEAL RIGHTS

Forums in Which You May Seek Redress

ADVERSE ACTION STATUTORY APPEAL RIGHTS

US Merit Systems Protection Board

If the decision regarding this proposal is that you be removed, reduced in grade or pay, or suspended for more than 14 days, you will then have the right to appeal that decision to MSPB. Specific details for filing, including mailing addresses, time limitations, and representation rights, will be included along with the final decision. For more information, you may visit www.mspb.gov.

Administrative Grievance Procedure, Non-Bargaining Unit

If the decision regarding this proposal is that you be suspended for 14 days or fewer, you will then have the right to grieve that decision to higher-level management within the agency. Specific details for filing a grievance, including mailing addresses, time limitations, and representation rights, will be included along with the final decision. For more information, you may contact a Human Resources advisor.

US OFFICE OF SPECIAL COUNSEL

If you believe that this proposal or any subsequent action is in reprisal for your engaging in protected activity, such as whistleblowing, you may seek corrective action with OSC by filing a complaint at www.osc.gov. However, you will be limited to alleging those matters within OSC's jurisdiction and foreclosing your appeal of other issues.

US EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

If you believe that this proposal or any subsequent action is in reprisal for your engaging in EEO activity, or because you are a member of a protected group, you may initiate a complaint with a local EEO counselor. However, you will be limited to those matters within EEOC's jurisdiction and foreclosing your appeal of other issues. www.EEOC.gov.

COLLECTIVE BARGAINING UNIT EMPLOYEES

If your position is within a collective bargaining unit, you will be allowed to grieve the final decision. You should review the collective bargaining agreement relative to your position for specific details and time limits and seek the advice of a responsible union official.