Frequently Asked Questions and Answers developed in response to the mass termination of probationary employees.

As a national group of Forest Service (FS) retirees, we spent our careers caring for the land and serving people. We value current employees and their work, and care about their well-being. We remain committed to the long-term conservation mission of the FS and advocate for its success. We do not advocate for political parties or individuals.

These answers respond to questions we have received from current FS employees and retirees. The answers we provide represent the best information we have as of the posting on this document. This is a dynamic time, and NAFSR members will continue to identify new questions and resources and correct or update answers.

## General questions:

- How many Forest Service employees have been affected in the terminations?
  - According to the National Federation of Federal Employees (NFFE), approximately 3400 Forest Service employees who were in probationary status were terminated February 14-16. We understand that primary firefighters, and some engineering positions were exempted from the terminations.
  - All remaining employees are being affected by the loss of their co-workers and are stressed by the current events.
  - We understand that some of the original terminated employees have been reinstated (as of 2/24/25)
- How many Forest Service employees accepted the Fork in the Road offer?
  - This information has not been released. We understand the list is under review, but we have no additional information.
- What is the status of VERA in the agency?
  - We have heard a Voluntary Early Retirement Authorization (VERA) is being considered for the agency.
  - VERA temporarily lowers the age and service requirements in order to increase the number of employees who are eligible for retirement during periods of substantial restructuring, reshaping, or downsizing. There is no annuity reduction in FERS for employees who retire on an early voluntary retirement under age 55.
     More information: OPM VERA Facts
- What impacts will those vacancies have?
  - The impacts from the downsizing of the organization are still being determined. What we know is that managing public lands with fewer employees will result in reduction of the most basic services the agency provides: campgrounds, trails and roads, visitor centers, forest management, range management, and fire prevention and suppression. Other work also impacted will likely include fish and

- wildlife conservation, research, human resource management, budget and other administrative functions.
- This will likely result in reductions in service to the public, employees or both.

## Affected Employees (Terminated)

 How long will I retain my health insurance benefits? What do I do when those benefits end?

Here is a link to the OPM website which explains temporary continuation of health benefits. It's our understanding that terminated employees may be eligible to retain health care for up to 18 months if they qualify for this, and are able to pay both the employee share and the government share of the costs. More information: Federal Benefits FastFacts Temporary Continuation of Coverage (TCC)

- What happens to my life insurance coverage if I am terminated?
   Your FEGLI coverage automatically continues for 31 days after your
   termination date. You do not pay any premiums during these 31 days.
   More information: OPM FAQs on FEGLI
- What happens with accrued annual leave/ sick leave/ comp time if I am terminated?
  - Your annual leave and compensatory time balances should be paid out automatically within a few pay periods. Sick leave balances are not paid out but may be restored for employees who are later reemployed in the federal government. Be sure to keep a copy of your last Earnings and Leave Statement (ELS). If you need a copy of your ELS or to find out when your leave will be paid out, call the HRM Contact Center at 877-372-7248, Option 2 for assistance.
- I am locked out of the FS systems. How do I get copies of my paperwork?
  - Call the Forest Service HRM Contact Center at 877-372-7248,
     Option 2 for copies of your personnel records such as SF 50
     Notification of Personnel Action and Earnings and Leave Statements.
- How do I file a grievance? An appeal? A lawsuit? Can I do all 3? Is there a sequence? What do I need for any of these steps?
  - You may be able to appeal to the Merit Systems Protection Board (MSPB), join in a group complaint to the Office of Special Counsel, or take other legal action. Time limits may apply.

- For help navigating your appeal options, you can contact your union representative if your position was covered in a NFFE or AFGE bargaining unit. You may also contact a private law firm that is assisting federal probationary employees who were terminated (one option to check: <a href="https://www.employmentlawfederal.com/">https://www.employmentlawfederal.com/</a>.) This article from FederalNewsNetwork.com provides additional considerations: <a href="https://www.employees.who.were-terminated">There is help for probationary employees who were terminated</a>
- Can I apply for unemployment in my state?
  - Yes you can apply when doing so be thoughtful about how you
    work through the application process and if you believe you were
    wrongly terminated be sure to find a way to denote that in your
    application, as some separated employees are being denied
    benefits due to being terminated for performance.
  - Each state approaches unemployment differently and has different rules regarding eligibility. You may not qualify for unemployment in your state if you were terminated for poor performance. Some states have systems that automatically reject applications if the applicant selects performance as the reason. Instead, people should select an option like "other" or " wrongfully terminated." The goal is to get through the automated system to a person who can review your situation.
  - Your state unemployment office will likely ask for a copy of your termination notice, your SF 50 appointment action or last SF 50 showing your position and salary, as well as your last earnings and leave statement.
- Should I ask my former FS supervisor to provide a written reference/ be listed as a reference for my new job search?
  - If you believe that your supervisor valued your work there is no reason to not ask them for a letter of reference, or for them to be a verbal reference to support you in your job search.
  - Also, if you do not have a copy of your last performance appraisal, you should also ask your supervisor for a written statement that your performance is fully successful or better based on performance standards for your position.

## **Current Employees**

- What should I do in light of the current situation?
  - Get copies of your personal records. Download a copy of your eOPF, including SF 50s. Make sure you have a copy of your most recent performance appraisal. If the system is locked, ask your

- supervisor to provide a written statement on your performance standards and appraisal.
- Get copies of all your performance information. This could be both formal and informal information (e.g. cash award SF 50's that will be part of your eOPF, or the actual hard copy certificate that was provided to you, letters of recommendation or commendation, notes from your supervisor or coworkers about your performance or skills). With the performance system being fully automated any information that you have from your supervisor outside of the "official system" should be saved in your personal files.
- Review your personal finances and monthly bills in case you are affected by a furlough or reduction in force (RIF). Try to build up your emergency savings to cover 4-6 months of expenses in case you lose your job. Have a back-up plan in case you lose government housing.
- Furlough could be a short-notice action, such as a day or two if Congress fails to fund the government before the current continuing resolution runs out on March 14.
- Reduction-in-force (RIF) actions normally require a 30-60 day notice and could involve removal from service, reduction in grade, a position change or reassignment. The notice should explain your severance pay entitlement (<u>OPM Severance Pay Fact Sheet</u>), if you are eligible for VERA or <u>discontinued service retirement</u>, and explain your appeal rights to MSPB and EEOC.
- Can I provide a reference for the terminated employees?
  - There is nothing that prohibits you from providing a reference for an employee who worked for you or who you worked with.
- I am stressed and short-staffed. How do I keep delivering service to the American public?
  - First and foremost, take care of yourself.
  - Remember The Employee Support and Wellbeing Program has employee support specialists who can help you find resources.
     Wellbeing and Support | US Forest Service
  - \* USDA Forest Service has partnered with Acentra Health (formerly Espyr LLC). Resources provided through this vendor are available 24/7 and are accessible up to 6 months Post employment.

Website: forestserviceeap.com

Password: usfs

## Retirees

- What can I do to help the terminated employees?
  - Offer a compassionate, empathetic ear and listen.

- Join NAFSR, your regional FS Retirees organization, the National Association of Active and Retired Federal Employees (<u>NARFE</u>), or another nonprofit association that supports federal employees.
- If you know someone personally, be a professional reference to help them in their job search. Offer to review their resume.
- o Call or write your congressional delegation to make your concerns known.
- How can I help the forest nearest me or my former office?
  - Some offices may be interested in your service as a volunteer. You could reach out and share your willingness to help in whatever capacity you can (for example sitting at a front desk).
- What are the retiree groups doing? How can I get involved?
  - National & Regional FS Retiree groups are organizing and sharing information for both current and terminated employees (like this FAQ document).
  - Some regional retiree groups are working to raise funds to help employees with financial needs.