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HRCI The Professional in Human Resources (SPHR) Sample Questions (Q30-Q35):

NEW QUESTION #30

One of the requirements of the Uniformed Services Employment and Reemployment Rights Act of 1994 is that employers must grant a leave of absence for military service. Typically, how long must an employer grant leave to the individual for military service?

- A. Two weeks
- B. One year
- C. Seven years
- D. Five years

Answer: D

Explanation: Section: Volume C Explanation/Reference: Answer option B is correct.

The employer must grant coverage for up to five years for the individual. There are certain conditions that can extend the coverage beyond five years, but this is the typical amount.

Answer option D is incorrect. Two weeks is not a valid answer for this question.

Answer option C is incorrect. One year is not valid, as the correct amount is five years.

Answer option A is incorrect. The typical leave is up to five years, though there are some conditions that may require the leave beyond five years.

Reference: Professional in Human Resources Certification Guide, Sybex, ISBN: 978-0-470-43096-5. Chapter 7: Employee and Labor Relations. Official PHR and SPHR Certification Guide, HR Certification Institute, ISBN: 978-1-586-44149-4, Section III, The US Body of Knowledge.

Chapter: Employee and Labor Relations Objective: Federal Employment Legislation

NEW QUESTION #31

Mary is in an interview with the BAH Company and she asks the company about the stability of the company and its future plans. Tom, the interviewer, assures Mary that the company is solid and has long-term plans for growth and opportunity. Tom, however, knows that the plant and position that Mary is interviewing for will be closed in six months. Tom offers Mary the position of plant manager because he needs someone to manage the facility until they close the plant, but he doesn't tell Mary of his plans. This is an example of which of the following?

- A. Fraudulent misrepresentation
- B. Defamation
- C. Constructive discharge
- D. Respondeat superior

Answer: A

Explanation:

Section: Volume G

Explanation/Reference:

Answer option B is correct.

Tom is committing fraudulent misrepresentation as Mary has asked about the well-being of the company.

Tom knows the plant will be closing and just needs a manager for the plant for the next six months. He hires Mary without telling her this news and implies that the company has a commitment to Mary for a long time.

Answer option C is incorrect. A constructive discharge is a workplace environment which is so hostile that the employee feels obligated to quit.

Answer option D is incorrect. The Latin phrase respondeat superior means "let the master answer." It means the employer can be held liable for the actions of the employee.

Answer option A is incorrect. Defamation happens when an employer or employee tries to defame the reputation of the other during or after a termination process. For example, an employer may give negative references about the terminated employee.

Reference: Professional in Human Resources Certification Guide, Sybex, ISBN: 978-0-470-43096-5.

Chapter 7: Employee and Labor Relations. Official PHR and SPHR Certification Guide, HR Certification Institute, ISBN: 978-1-586-44149-4, Section III, The US Body of Knowledge.

Chapter: Employee and Labor Relations Objective: Federal Employment Legislation

NEW QUESTION #32

Virginia is the HR Professional for her organization and she is reviewing the details of the Age Discrimination in Employment Act (ADEA) of 1967. She tells John, one of her staff members, that the ADEA prohibits discrimination on the basis of age for employees and job applicants who are above a certain age. What age does the ADEA apply to employees and job applicants?

- A. 50 and above
- B. All people regardless of their age
- C. 40 and above
- D. 30 and above

Answer: C

Explanation:

Section: Volume D

Explanation/Reference:

Answer option B is correct.

The ADEA applies to all people of age 40 and above. There is no cap on the age limit of the ADEA.

Answer options D, C, and A are incorrect. The ADEA applies only to people of age 40 and above.

Reference: PHR Exam Prep, Pearson Education, ISBN: 978-0-7897-3677-2. Chapter Four: Workforce Planning and

Employment. Official PHR and SPHR Certification Guide, HR Certification Institute, ISBN: 978-1-

586-44149, Section III, The US HR Body of Knowledge.

Chapter: Workforce Planning and Employment Objective: Federal Employment Legislation

NEW QUESTION #33

Which of the following scenarios are considered Fair Labor Standards Act (FLSA) violations? (Select TWO options.)

- A. Not paying a new manager for two days' absence due to a personal emergency
- B. An employee is not paid for arriving 10 minutes early to be ready for shift change
- C. Paying two times the employee's regular wage for overtime hours worked
- D. Automatic wage deductions from an exempt employee's salary for half-day absence
- E. Not paying overtime to an office clerk who clocked out but continued to work through lunch

Answer: D,E

Explanation:

- * A: Deductions from exempt employees for partial-day absences violate FLSA, which requires salaried exempt employees be paid their full salaryregardless of hours worked, with few exceptions.
- * C: Employers must pay forall hours worked, even if the employee stays late or skips a break unapproved-"suffered or permitted to work"under FLSA.

Extract from HRCI-aligned HR knowledge (Risk Management):

SPHR-level compliance includes "applying wage and hour laws to ensure proper classification, compensation, and time tracking." FLSA violations often stem from misinterpretingexempt rules or meal period work time.

NEW QUESTION #34

If an employer ignores stress in employees what symptom are employees likely to develop?

- A. Turnover
- B. De-motivation
- C. Tumors
- D. Burnout

Answer: D

Explanation:

Section: Volume D

Explanation/Reference:

Answer option C is correct.

Burnout is a symptom that can further eradicate performance because of stress in employees. Employers must recognize stress and address the issues caused by stress. Although burnout is work-related, most responsibility for burnout currently rests on the individual worker in the United States, as well as the individual company, as it is in a company's best interest to ensure burnout doesn't occur. The NIOSH outlines an approach in their booklet "Stress at Work." Answer option D is incorrect. De-motivation may occur, but burnout is the preferred terminology.

Answer option B is incorrect. Approximately 40 percent of turnover is due to stress, but turnover is not necessarily a symptom of an employee.

Answer option A is incorrect. Stress may cause tumors, though there are more complicated health matters that contribute to this symptom. The best answer is burnout.

Reference: PHR Exam prep, Pearson Education, ISBN: 978-0-7897-3677-2. Chapter 8: Risk Management.

Official PHR and SPHR Certification Guide, HR Certification Institute, ISBN: 978-1-586-44149-4, Section III, The US HR Body of Knowledge.

Chapter: Risk Management Objective: Risk Assessment

NEW QUESTION #35

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