September 2007

Guidelines: Lawful and Unlawful Interview Questions

| Subject of Question: | It is ACCEPTABLE to inquire about: | It is UNACCEPTABLE to inquire about: |
|-------------------------------|---|---|
| Name | Whether applicant has ever worked under a different name | The original name of an applicant whose name has been legally changed. The ethnic association of applicant's name Applicant's maiden name |
| Age | If applicant is older than 18 If applicant is younger than 18 or 21 if job related | Date of birth Date of high school or college graduation |
| Residence | Applicant's place of residence Alternate contact information | Previous addresses Birthplace of applicant or applicant's parents Length of current and previous addresses |
| Race or color | - | Applicant's race or color of skin |
| National origin and ancestry | - | Applicant's lineage, ancestry, national origin, parentage or nationality Nationality of applicant's parents or spouse Applicant's maiden name |
| Gender and family composition | - | Sex of applicant Marital status Dependents of applicant or child-care arrangements Who to contact in case of emergency |
| Creed or religion | - | Applicant's religious affiliation What church, parish, mosque or synagogue applicant belongs What holidays applicant observes |
| Citizenship | Whether the applicant is a U.S. citizen or has current permit/visa to work in U.S. | Whether applicant is a citizen of a country other than the United States Date of U.S. citizenship |
| Language | What language applicant speaks and/or writes fluently, IF JOB RELATED | Applicant's native language Language commonly used at home |
| Arrest record and convictions | If applicant has ever been convicted of a crime | Whether applicant has ever been arrested |
| Reference checking | Previous work contacts | Name of applicant's religious leader Applicant's political affiliation and contacts |
| Relatives | Names of relatives already employed by employer | Name and/or address of any relative of applicant Whom to contact in case of emergency |
| Organizations | Applicant's membership in any professional, service or trade organization that are relevant to his/her ability to perform the job | List of all clubs or social organizations to which applicant belongs |
| Photographs | - | Photograph with application, with résumé, or before hiring |

| Physical characteristics | - | a. Any inquiry into height and weight of applicant |
|--------------------------------------|--|---|
| Physical limitations or disabilities | Whether applicant has the ability to perform the duties of the job for which he or she is applying | The nature or severity of an illness or physical condition Whether applicant has ever filed workers' compensation claim Any recent or past operations or surgery and dates Whether applicant has ever had prior work-related injuries |
| Education | Training applicant has received if related to the job Highest level of education attained, if certain background is necessary to perform the job | Date of high school or college graduation |
| Financial status | - | Applicant's debts or assets Garnishments Whether applicant owns home Whether applicant has ever declared bankruptcy |
| Military | What type of training, education, work experience did applicant receive in military | Applicant's type of discharge |

For additional information: WFMO Contact Lists