



GUIDE TO RESTITUTION FUNDS

WHAT IS THE WORKER RESTITUTION FUND?

Workers employed by a **Car Wash** (CW), **Garment Manufacturer** (GM) or **Farm Labor Contractor** (FLC) employer who fails to pay wages or other amounts due may be able to access funds from special Worker Restitution Funds established for the purpose of providing an independent and special source of monetary recovery. These special funds are established to provide workers an avenue to recover amounts due while collection efforts are being taken against employers in these industries.

These special funds are provided by statute as follows:

- **Garment Special Fund** (Labor Code §2675.5)
- **Farm Worker Remedial Account** (Labor Code §1684(a)(4))
- **Car Wash Worker Restitution Fund** (Labor Code §2065)

WHO IS

ELIGIBLE TO REQUEST FOR THE RESTITUTION FUND?

A garment worker, farm worker or car wash worker who has a Court Judgment or a Final Administrative Order can make a request from the applicable Restitution Fund.



A Garment worker is an employee who is involved in the preparation of any garment or any article of apparel or accessories designed or intended to be worn by any individual for another person, such as: sewing, cutting, making, processing, repairing, finishing, assembling, dyeing, altering a garment's design, causing another person to alter a garment's design, or affixing a label on a garment. Garments include but are not limited to clothing, hats, gloves, handbags, hosiery, ties, scarfs, or belts.



A Car wash worker is an employee who renders actual car washing and polishing services.



A Farm Worker is an employee who renders services in connection with the growing or production of any farm products.

Restitution Fund	Garment Special Fund (Labor Code §2675.5)	Farm Worker Remedial Account (Labor Code 1684(a)(4))	Car Wash Worker Restitution Fund (Labor Code §2065)
Eligible Worker for	Garment Worker	Farm Worker	Car Wash Worker
Employment with	Garment Manufacturing (GM) Industries	Farm Labor Contractor (FLC)	Car Wash (CW) Industries

WHO SHOULD I CONTACT TO MAKE A GM, FLC OR CW RESTITUTION FUND REQUEST?

The deputy assigned to your case will contact you by mail to request necessary documents to initiate the process, or you may contact the local Labor Commissioner's Office to make a request. You'll find contact information for the Labor Commissioner's Offices here:

<https://www.dir.ca.gov/dlse/DistrictOffices.htm>



WHAT DOCUMENTS DOES A WORKER NEED FOR RESTITUTION FUND PROCESS?

- Proof of identification
- Proof of SSN or Individual Taxpayer Identification Number (ITIN)
- Complete and sign Payee Data Record (STD 204) and Payee Data Record Supplement (STD 205)

WHAT HAPPENS

AFTER I SUBMIT THE REQUIRED/REQUESTED DOCUMENTS?

The Deputy assigned to your case will submit your Restitution Fund packet for verification. After your documents are verified and the applicable Restitution Funds are available, the State Controller's Office issues a check for the eligible amounts. The Deputy will contact you to make arrangement to disburse the funds.

Note that funds are replenished annually and are accessed on a first come, first served basis. In the event the funds are depleted, wait times could be extended.

HOW DO I OBTAIN OR RENEW AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER (ITIN)?

An ITIN request requires completing and mailing W-7 Form with original proof of identity and foreign status documents to IRS directly. You can contact the IRS directly at 800-829-1040 or visit the IRS's website for detailed information on the ITIN application or renewal process

<https://www.irs.gov/individuals/how-do-i-apply-for-an-itin>

The IRS also offers in-person services of an IRS-authorized Certifying Acceptance Agent. This will prevent you from having to mail your proof of identity and foreign status documents.

