WORKPLACE EVOLUTION: WHERE TRADITION MEETS TOMORROW



# Be a Destination Employer: Ways to make Your Workplace the Place to Be!

1:00pm - 2:00pm



## **Become a Destination Employer**

presented by

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# Conduct Pay Equity Audits



## What is a Pay Equity Audit?

- 1. Deep dive into pay structure and practices
- 2. Tool to assess possible disparities
- 3. Identify where (and hopefully why!) pay disparities exist

## Why Perform Pay Equity Audit?

- 1. Commitment to DEI
  - a. DEI goals impacted by inequity in pay
  - b. Are historically marginalized groups paid fairly?
- 2. More legislation leads to ...
  - a. LAWSUITS!
  - b. Over 26% U.S. employees covered by pay transparency laws
    - i. Increased discussion of pay
    - ii. Unlawful to prevent for certain employees
  - c. Also, mitigates risk for traditional discrimination claims

## Why Perform Pay Equity Audit?

- 3. Positive Workplace
  - a. Retention Tool
    - i. Audits send positive message
    - ii. Sense of appreciation
    - iii. Perception of inequity leads to high turnover and lowers morale
  - b. Recruitment tool
    - i. Differentiate your organization
    - ii. Inequity will not stand!



## Why Perform Pay Equity Audit?

- 4. EEOC Investigations
  - a. Pay equity is a priority
  - b. Disparities DO exist
    - Between men and women
    - ii. Between caucasions and people of color
- 5. RUN TOWARDS THE PROBLEM!

## How To Perform Pay Equity Audit?

- 1. Determine scope of audit
  - a. Organization-wide? Management? All staff?
  - b. Time period analyzed
  - c. All locations or certain locations?
  - d. Form(s) of compensation to be analyzed
    - i. Salary
    - ii. Bonus
    - iii. Other incentives



## How To Perform Pay Equity Audit?

- 1. Determine scope of audit (continued)
  - e. Identify data points of interest
    - i. Employee location
    - ii. EEO protected class(es)
    - iii. Education
    - iv. Tenure
    - v. Prior experience
    - vi. Performance



## How To Perform Pay Equity Audit?

- 2. Who conducts
  - a. Internal
    - i. Legal (internal counsel)
    - ii. HR
    - iii. Management
  - b. External
    - i. Outside counsel
    - ii. HR consultant

## Are There Drawbacks to Conducting?

- 1. Time-consuming and resource-intensive
- If not performed confidentially and subject to privilege, risk of waiver and dissemination
- 3. Must be first step
  - a. Risk of performance if no action
    - i. Bad evidence
    - ii. Morale why ask?



## Are There Drawbacks to Conducting?

- 4. Remedial efforts not always easy to implement
  - a. Disparities may exceed available funds
  - b. If remediation necessary across multiple classes
    - i. Ex: Pay increase for African American men could worsen pay gaps between men and women

### Prepare Your Leaders

- 1. Don't be defensive
  - a. Wait until review time (now is not the time)
  - b. I'm not the person in charge of pay

#### 2. Educate

a. Understand different factors that inform compensation strategy (financial position, available labor pool, size of organization, etc.)

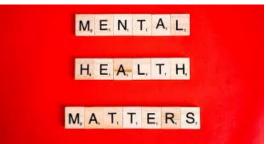
### Prepare Your Leaders

### 3. Logistics

- a. Respectful dialogue
- b. Confidential location
- c. Prepare for conversation
  - i. How is my pay determined?
  - ii. Why don't I make as much as ...?
  - iii. Why do recent hires make more?
  - iv. How does the organization determine if my pay is fair?









## Demonstrate that Mental Health Matters

## Mental Health Crisis in U.S. Workplace

#### 1. Numbers

- a. 26% of all Americans 18+ suffer from diagnosable mental health disorder each year
- b. Rate of adults experiencing suicidal ideation increased every year since 2011
- c. Stress and distraction remain huge issues
  - i. 71% of US workers find it difficult to concentrate (was 46% in 2018)
- d. 64% of U.S. employees said struggling with mental health issues and only 19% used mental health benefits in 2022



### And, Even Worse....

Average delay between onset of symptoms and receipt of treatment . . . 11 YEARS

#### What Leaders Think

- 1. Employees expect too much mental health support (74%)
- 2. Offering mental health benefits is too costly (71%)
- 3. Mental health benefits should not be a priority now because they weren't in the past (69%)

But . . .



An American Psychological Association 2022 survey found that 81% of respondents said they will look for workplaces that support mental health when seeking future job opportunities



#### What Can We Do?

- 1. Leadership
  - a. Culture of listening
  - b. Speak openly about importance of mental health
  - c. Embrace notions of equity in mental health
    - i. Some people do not/did not have access to resources
    - ii. Not everyone has bootstraps

#### What Can We Do?

#### 2. Culture

- a. Provide mental health first aid
- b. Creation of staff well-being committees with strong mentorship programs
- c. Mental health resource groups
- d. Don't shy away from the hard conversation
- e. Eliminate tolerance for comments minimizing mental health

#### What Can We Do?

#### 3. Policies

- a. Establish written mental health philosophy document
  - i. Acknowledgment that employees should feel free to disclose (or not)
  - ii. List of benefits
  - iii. How to obtain benefits/accommodations
- b. FMLA/ADA
- c. PTO
- d. Enhance benefits offerings

\*\*\* Creating a healthy culture more important than benefits programs

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## **Embrace Flexibility In**Workplace Dress



## The Way It Was ...







#### The Fear Of What It Will Be





### The Reality

- 1. Does what we wear matter?
  - a. This is the fundamental question
- 2. Yes, it does.
  - a. Why?
    - i. The way it's always been done
    - ii. Employees' judgment can't be trusted
    - iii. What if a client's family member sees?



## The Reality

- 3. No, it does not (contra-criticisms)
  - a. Why not?
    - i. Behind every failed business . . .
    - ii. If you provide guidance . . .
    - iii. The family member will react . . .
- 4. A solution

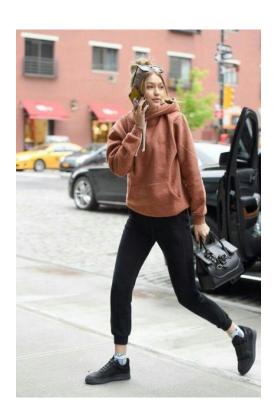


## **Dress For Your Day**









## What Is Dress For Your Day

- 1. Wear clothing depending on work performed/who seeing on a given day
- 2. Still limitations
  - a. Tuxedo vs. beachwear
  - b. Not apply to all situations
- 3. Not required to participate
- 4. Not necessarily apply to all jobs



## Dress For Your Day Policy

- 1. Adopt in writing
- 2. Considerations
  - a. Apply to all situations?
  - b. Apply to all jobs?

## Dress For Your Day Policy

- 2. Considerations (continued)
  - c. Appropriate dress
    - i. Jeans?
    - ii. T-shirts?
      - Ripped?
    - iii. Sweatshirt/hoodie
    - iv. Footwear
      - Sneakers (all types?)
      - Flip flops
    - v. Crop top?

## Dress For Your Day Policy

- 2. Considerations (continued)
  - d. Prohibited
    - i. Sexually suggestive or provocative
    - ii. Profane or obscene words/symbols
    - iii. Relating to drugs, alcohol, sex, violence
    - iv. Bathing attire/shorts
    - v. Footwear
  - e. Can always choose not to "dress down"
- 3. Signage



## As Long As We're Here

- 1. Tattoos
- 2. Piercings
- 3. "Back in my day"



## It's A Selling Point

"[M]y office has mostly ditched professional attire. It's completely up to you. In any given day you can meet [people] in suits, t-shirts, sweatshirts, jeans, and dress shirts, and no one bats an eye. You can wear sneakers, strappy sandals, or loafers. This feels very liberating and I'm living for it."

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## Provide Meaningful Performance Feedback

#### Informal Feedback

- 1. Humanize Self
  - a. Be a person
  - b. Show empathy
  - c. Share interests
- 2. Inspire Calm
  - a. Stressful times
  - b. Maintain control
  - c. Open conversations



#### Informal Feedback

- 3. Give Thanks
  - a. One-on-One
  - b. Group settings
  - c. Treat everyone fair, not the same
  - d. Yes, it's their job but so what
- 4. Minimize Closed Door Meetings
  - a. Problem with "Open Door" Policy
    - i. Bring the door to them
    - ii. Get out of your office
  - b. Problems with "Closed Door"
    - i. Limits communication
    - ii. Creates tension/inspires nervousness
  - c. Make yourself available!



#### Informal Feedback

- 5. Check Ins
- 6. Treat adults like adults
- 7. Listen
  - a. Easier said than done
  - b. Put down the smart phone



## Thank You!

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## THANKS FOR JOINING US!

Please join us in the foyer area outside this ballroom for a short break.

The next breakout session will start in 15 minutes.