# FY 2021 AGENCY QUARTERLY DIVERSITY AND EEO REPORT

AGENCY NAME: OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS					
	July -September), du (January -March), du	ue November 6, 2020 le April 30, 2021	<ul> <li>2<sup>nd</sup> Quarter (October - December), due J</li> <li>4<sup>th</sup> Quarter (April -June), due July 30, 202</li> </ul>	•	
<b>Prepared by</b> : Sharina DeRoberts	EEO Officer	sderoberts@oath.nyc.gov	212-933-3058		
Name		Title	E-mail Address	Telephone No.	
Date Submitted:11/	/6/2020				
FOR DCAS USE ONLY:		Date Received:			

## **INSTRUCTIONS FOR FILLING OUT QUARTERLY REPORTS FY 2021**

## [NOTE: These forms are cumulative. For Q2, Q3 and Q4 use previous quarter's submission to update]

- 1. Please save this file as 'XXXX Quarter X FY 2021 DEEO Quarterly Report.Part I' where 'XXXX' is the commonly used acronym of your agency. You must submit this file in MS Word format. Please do not convert it to PDF.
- 2. Complete the "Diversity and EEO Training Summary" details in the attached Excel file. Under Section 10 ("Other"), include training classes coorganized or co-sponsored by your agency EEO and/or HR that are related to the development of the agency staff in the areas of equal employment, diversity, inclusion, civil rights, workplace culture and behavior, interpersonal relations, and community relations.
- 3. Mark progress in check boxes in the column for the current quarter. NOTE: DELAYED = behind schedule; DEFERRED = put off until later when better resources become available.
- 4. Please save the Excel file as 'XXXX Quarter X FY 2021 DEEO Training Summary", where 'XXXX' is the commonly used acronym of your agency. You must submit this file in MS Excel format. Please do not convert it to PDF.

#### PART I: NARRATIVE SUMMARY

### I. COMMITMENT AND ACCOUNTABILITY STATEMENT BY THE AGENCY HEAD

Distributed to all agency employees?	🛛 Yes, On (Date):9/8/20	🗆 No
	🛛 By e-mail	
	Posted on agency intranet	
	Other	

### II. RECOGNITION AND ACCOMPLISHMENTS

The agency recognized employees, supervisors, managers, and units demonstrating superior accomplishment in diversity and equal employment opportunity through the following:

Diversity & EEO Awards

□ Diversity and EEO Appreciation Events

**Public Notices** 

□ Positive Comments in Performance Appraisals

Other (please specify): \_\_\_\_ OATH recognizes employees in our "Employee Spotlight" section of our monthly newsletter and by providing certificate of service awards for exceptional service.

\* Please describe D&EEO Awards and/or Appreciation Events below:

### III. WORKFORCE REVIEW AND ANALYSIS

1. Agency Headcount as of the last day of the quarter was:

Q1 (9/30/2020): \_\_675\_\_\_\_\_ Q2 (12/31/2020): \_\_\_\_\_

Q3 (3/31/2021): \_\_\_\_\_ Q4 (6/30/2021): \_\_\_\_\_

2. Agency reminded employees to update self-ID information regarding race/ethnicity, gender, and veteran status.

⊠ Yes , On (Date): 9/1/2020\_\_\_\_\_ □ No

3. The agency conducted a review of the dashboard sent to the EEO Officer with demographic data and trends, including workforce composition by job title, job group, race/ethnicity and gender; new hires, promotions and separation data; and utilization analysis.

Xes , On (Dates):	_10/26/20			
The review was	🛛 Human Resources	Human Resources	Human Resources	Human Resources
conducted with:	Agency Head	☐ Agency Head	☐ Agency Head	☐ Agency Head
	General Counsel	General Counsel	General Counsel	General Counsel
Other	Other _Chief of Staff	Other	Other	
	□ Not conducted	□ Not conducted	□ Not conducted	□ Not conducted

## IV. EEO, DIVERSITY, INCLUSION, AND EQUITY INITIATIVES FOR FY 2021

Please describe your progress this quarter in implementing the primary goals in Section IV of your Agency Diversity and EEO Plan for FY 2021 - Proactive Strategies to Enhance Diversity, EEO and Inclusion:

## A. WORKFORCE:

Please list the <b>Workforce Goal(s)</b> included in <i>Section</i> <i>IV: Proactive Strategies to Enhance Diversity, EEO and</i> <i>Inclusion,</i> which you set/declared in your FY 2021 Diversity and EEO Plan (e.g., underutilization, workforce planning, succession planning and diverse applicant pool, among others):	<ul> <li>Please describe the steps that your agency has taken to meet the Workforce Goal(s) set/declared in your plan.</li> <li>Include steps that were taken or considered to build an inclusive and sustainable pipeline for your agency across all levels.</li> </ul>	Q1 Update	Q2 Update	Q3 Update	Q4 Update
The Agency will continue to review our CEEDS Reports quarterly and be mindful of any underutilization reported. If necessary, the Agency will re-examine our recruitment sources to address any underutilization.	Enhancing internal and external applicant pools to address underutilization. Using quarterly workforce dashboards to identify specific job groups where underutilization exists.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
In FY 2021, the Agency will continue its OATH to Mentor program to strengthen our workforce and create a more supportive work environment.	OATH to Mentor has been implemented and will continue in the Spring of 2021. All participants will complete a survey upon completion of the program and based on those responses, changes to the program are possible.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
		<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			

Describe steps that were taken or considered to address underutilization identified through quarterly workforce reports. Please list Job Groups where underutilization exists in the current quarter.

In Q1 FY 2021, there were no underutilizations reported in our CEEDS reports.

### **B. WORKPLACE:**

Please list the <b>Workplace Goal(s)</b> included in <i>Section</i> <i>IV: Proactive Strategies to Enhance Diversity, EEO and</i> <i>Inclusion,</i> which you set/declared in your FY 2021 Diversity and EEO Plan (e.g., job satisfaction/engagement surveys, exit interviews/surveys, and onboarding surveys):	<ul> <li>Please describe the steps that your agency has taken to meet the Workplace Goal(s) set/declared in your plan.</li> <li>Include steps that were taken or considered to create an inclusive work environment that values differences that each of your unique employees brings to work, and to maintain focus on retaining talent across all levels.</li> </ul>	Q1 Update	Q2 Update	Q3 Update	Q4 Update
In FY 2021, the Agency plans to implement changes to its policy and procedures in response to a survey conducted of employees to enhance equity at OATH.	These initiatives include a pilot study of "name-blind recruitment" methods, direct involvement from the Commissioner and Chief of Staff on all hiring and promotions decisions, add "advancement readiness" section in the performance evaluation process.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
The Agency will also put in place a Performance Improvement Plan (PIP) so that employees can receive ongoing feedback from their supervisors on their performance and give them an opportunity to improve areas before they are	The PIP plan will focus on retaining talent and providing on-going constructive feedback to employees.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> </ul>			

evaluated during their annual performance evaluation.		Completed			
The Agency will continue to provide leadership training using valuable resources we already have such as the Center for Creative Conflict Resolution (CCCR).	Employees are encouraged to use the services of the CCCR and supervisors or the EEO Officer makes referrals to the Center when appropriate.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
Please specify any other EEO-related activities during the quarter (e.g., postings, meetings, cultural programs promoting diversity, newsletters/articles, etc.) and describe briefly the activities, including the dates when the activities occurred.					
OATH disseminates a monthly employee newsletter which	includes an EEO/Diversity section.				

# C. COMMUNITY:

Please list the <b>Community Goal(s)</b> included in <i>Section</i> <i>IV: Proactive Strategies to Enhance Diversity, EEO</i> <i>and Inclusion,</i> which you set/declared in your FY 2021 Diversity and EEO Plan (e.g., community outreach and engagement, MWBE participation and customer satisfaction surveys):	<ul> <li>Please describe the steps that your agency has taken to meet the Community Goal(s) set/declared in your plan.</li> <li>Include steps that were taken or considered to establish your agency as a leading service provider to the citizens of New York City focused on inclusion and cultural competency, while reflecting the vast communities that are served.</li> </ul>	Q1 Update	Q2 Update	Q3 Update	Q4 Update
OATH will promote participation with minority and women owned business enterprises (MWBEs	OATH's procurement division will continue to diligently identify MWBE vendors and make use of their services.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
OATH will undertake initiatives to improve community relations, community awareness, and to engage communities being served in recruitment efforts, service development and delivery.	In the Summer of 2020, OATH collaborated with the CCCR and the Office of Nightlife at the Mayor's Office of Media and Entertainment and created MEND NYC. MEND NYC is a new citywide initiative that provides free mediation and conflict resolution services to address a number of neighborhood disputes that impact New Yorkers every day. This program is an opportunity to create direct communication and compromise,	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			

	establishing respectful and ongoing relationships that help New Yorkers co- exist peacefully in their communities while ensuring that small businesses thrive. OATH will continue with this initiative in FY 2021.				
		<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
Please specify any other Community-directed activities durin fairs, etc.) and describe briefly the activities, including the da		al programs, promot	ion of agenc	y services, cc	mmunity

# V. <u>RECRUITMENT</u>

## A. RECRUITMENT EFFORTS

Please list <b>Recruitment Strategies and Initiatives</b> which you set/declared in your FY 2021 Diversity and EEO Plan (e.g., targeted outreach and outreach, diversity recruitment, social media presence, where jobs are posted, EEO and APO collaboration, evaluation of best recruitment sources, structured interview training and unconscious bias training):	Please describe the steps that your agency has taken to meet the <b>Recruitment Goal(s)</b> set/declared in your plan.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
Recruitment	<ul> <li>Post vacancies on OATH's website</li> <li>Post vacancies in monthly newsletter</li> <li>Assess agency job postings to ensure appropriate diversity, inclusion, and equal opportunity employer messaging.</li> <li>Share job vacancy notices with the Mayor's Office for People with Disabilities</li> </ul>	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
Structured Interview Training	OATH will encourage hiring managers to participate in structured interview trainings provided by DCAS.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			

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🗆 Planned		
□ Not started		
□ Ongoing		
□ Delayed		
□ Deferred		
□ Completed		

# **B.** INTERNSHIPS/FELLOWSHIPS

Type of Internship\Fellowship	Total	Race/Ethnicity* [#s] * Use self-ID data	Gender* [#s] [N-B=Non-Binary; O=Other; U=Unknown] * Use self-ID data
Urban Fellows			M F N-B O U
Public Service Corps			M F N-B O U
Summer College Interns			M F N-B O U
Summer Graduate Interns	4	White	M _1 F 3 N-B O U
Other (specify):			M F N-B O U

# C. 55-A PROGRAM

The agency uses the 55-a Program to hire and retain qualified individuals with disabilities.

Currently, there are <u>2</u> [number] 55-a participants.

During the 1st Quarter, a	a total of	0	[number] new applications for the program were received.
During the 1st Quarter _	particip	ants	left the program due to [state reasons]

During the 2nd Quarter, a total of \_\_\_\_\_ [number] new applications for the program were received. During the 2nd Quarter \_\_\_\_ participants left the program due to [state reasons] \_\_\_\_\_.

During the 3rd Quarter, a total of \_\_\_\_ [number] new applications for the program were received. During the 3rd Quarter \_\_\_ participants left the program due to [state reasons] \_\_\_\_\_.

During the 4th Quarter,	a total of _	[number]	new application	ns for the prog	ram were received.
During the 4th Quarter _	particip	oants left the p	program due to	[state reasons]	•

The 55-a Coordinator has achieved the following goals:

 Disseminated 55-a information – by e-mail: □ Yes ⊠ No in training sessions: ⊠ Yes □ No on the agency website: □ Yes □ No through an agency newsletter: ⊠ Yes □ No

2. \_\_\_\_\_

3. \_\_\_\_\_

# VI. <u>SELECTION (HIRING AND PROMOTION)</u>

Please review Section VI of your Annual Plan and describe your activities for this quarter below:

Please list additional <b>Selection Strategies and</b> <b>Initiatives</b> which you set/declared in your FY 2021 Diversity and EEO Plan ( <i>include use of structured</i> <i>interview, EEO or APO representatives observing</i> <i>interviews, review of placements, review of e-hire</i> <i>applicant data</i> )	Please describe the steps that your agency has taken to meet the <b>Selection (Hiring and</b> <b>Promotion) Goal(s)</b> set/declared in your plan.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
Career Counseling: Advising employees of opportunities for promotion and career development; Notification of promotion/transfer opportunities	Notify all employees of upcoming Civil Service Exams Encourage employees to attend Civil Service 101 trainings given by DCAS Notify all employees of internal job opportunities.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			
Reviewing the methods by which candidates are selected for promotion or to fill vacancies (new hires), especially for mid- and high-level discretionary positions	To the extent possible, the Commissioner and Chief of Staff are involved in the review process of mid and high level discretionary positions.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>			

Reviewing the methods by which candidates are selected for promotion or to fill vacancies (new hires) filled through civil service lists	The Assistant Commissioner for Employee Services ensures that civil service lists are used when applicable to fill vacancies.	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>		
Describe the role of agency EEO Officer and other EEO staff in the selection of candidates for appointment or promotion (pre- and post- appointment)	EEO Officer will observe interviews, where possible EEO Officer reviews interview questions and provides feedback	<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>		
	Work with HR director to update listing of sources for diverse applicants. Provide a reasonable accommodation to			
	an applicant when requested. Actively monitor job postings.			

Analyzing the impact of layoffs or terminations on racial, gender and age groups	<ul> <li>Where layoffs or terminations</li> <li>would have a disproportionate</li> <li>impact on any of these groups,</li> <li>the agency will document that</li> <li>the targeted titles or programs</li> <li>were selected based on</li> <li>objective criteria and justified</li> <li>by business necessity.</li> </ul> The Agency Personnel Officer, EEO Officer and General Counsel will be involved in making layoff or termination decisions. It should be noted that layoffs must be conducted by seniority in compliance with civil service law (for competitive titles) and union contract (for non- competitive and labor class titles).	<ul> <li>☑ Planned</li> <li>☑ Not started</li> <li>☑ Ongoing</li> <li>☑ Delayed</li> <li>☑ Deferred</li> <li>☑ Completed</li> </ul>		
Other:		<ul> <li>Planned</li> <li>Not started</li> <li>Ongoing</li> <li>Delayed</li> <li>Deferred</li> <li>Completed</li> </ul>		

During this Quarter the Agency activities included:	# of Vacancies	#5	#	#	#
	# of New Hires	#1	#	#	#
	# of New Promotions	#2_	#	#	#

#### VII. TRAINING

Please provide your training information in Part II of the report "DIVERSITY AND EEO TRAINING SUMMARY" (in MS Excel).

### VIII. REASONABLE ACCOMMODATION

Please report all reasonable accommodation requests and their disposition in the DCAS Citywide Complaint/Reasonable Accommodation Tracking System by logging into your CICS Account at: <u>https://mspwva-dcslnx01.csc.nycnet/Login.aspx</u>

## IX. COMPLIANCE AND IMPLEMENTATION OF REQUIREMENTS UNDER EXECUTIVE ORDERS AND LOCAL LAWS

A. EXECUTIVE ORDER 16: TRAINING ON TRANSGENDER DIVERSITY AND INCLUSION

*Please provide E.O. 16 Training Information in Part II of the report "DIVERSITY AND EEO TRAINING SUMMARY" (in MS Excel).* 

B. LOCAL LAW 92: ANNUAL SEXUAL HARASSMENT PREVENTION TRAINING

Please provide Sexual Harassment Prevention Training Information in Part II of the report "DIVERSITY AND EEO TRAINING SUMMARY" (in MS Excel).

# C. LOCAL LAW 97: ANNUAL SEXUAL HARASSMENT REPORTING

The agency has entered the sexual harassment Complaint Data in the DCAS Citywide Complaint Tracking System and updates the information as they occur.							
Q1 🛛	Q2 🗆	Q3 🗆	Q4 🗆				
☑ The agency as they occ		<b>f complaints</b> in the D(	CAS Citywide Complaint	Tracking System and updates the information			
☑ The agency ensures that complaints are closed within 90 days.							
Report all complaints and their disposition in the DCAS Citywide Complaint/Reasonable Accommodation Tracking System by logging into your CICS Account at: <u>https://mspwva-dcslnx01.csc.nycnet/Login.aspx</u>							

## D. LOCAL LAW 101: CLIMATE SURVEY

Please provide a short description of your efforts to analyze the results of climate survey in your agency.

Describe any follow-up measures taken to address the results of the climate survey:

N/A Climate survey was	N/A Climate survey was disseminated on 11/2020.					

## X. AUDITS AND CORRECTIVE MEASURES

Please choose the statement that applies to your agency.

The agency is <u>NOT</u> involved in an audit conducted by NYC EEPC or another governmental agency specific to our EEO practices.

The agency is involved in an audit; please specify who is conducting the audit: \_\_\_ EEPC-Sexual Harassment Practices/Compliance

Attach the audit recommendations by NYC EEPC or the other auditing agency.

The agency has submitted or will submit to OCEI an amendment letter, which shall amend the agency plan for FY 2021.

## **APPENDIX: OATH EEO PERSONNEL DETAILS**

#### EEO PERSONNEL FOR \_\_1\_\_ QUARTER, FISCAL YEAR 2021

#### A. PERSONNEL CHANGES

Personnel Changes this Quarte	Personnel Changes this Quarter: 🛛 No Changes				Number of Deletions:	
Employee's Name & Title						
Nature of change	□ Addition □ Deletion		□ Addition	Deletion	□ Addition	Deletion
Date of Change in EEO Role	Start Date or Termination Date:		Start Date or Termin	ation Date:	Start Date or Termina	ation Date:
NOTE: Please attach CV/Resume	of new staff to this report					
For New EEO Professionals:						
Name & Title						
EEO Function	EEO Officer     EEO Co       EEO Trainer     EEO Inv       55-a Coordinator     Other:	estigator	<ul> <li>EEO Officer</li> <li>EEO Trainer</li> <li>55-a Coordinator</li> </ul>	<ul> <li>EEO Counselor</li> <li>EEO Investigator</li> <li>Other: (specify)</li> </ul>	<ul> <li>EEO Officer</li> <li>EEO Trainer</li> <li>55-a Coordinator</li> </ul>	<ul> <li>EEO Counselor</li> <li>EEO Investigator</li> <li>Other: (specify)</li> </ul>
Proportion of Time Spent on EEO Duties	□ 100% □ Other: (spec	cify %):	□ 100% □	] Other: (specify %):	□ 100% □	Other: (specify %):
Completed Trainings: EEO Awareness Diversity & Inclusion IgbTq: The Power of Inclusion Sexual Harassment Prevention Unconscious Bias	<ul> <li>Yes</li> <li>Yes</li> <li>Yes</li> <li>No</li> <li>Yes</li> <li>No</li> <li>Yes</li> <li>No</li> <li>Yes</li> <li>No</li> <li>Yes</li> <li>No</li> </ul>		<ul> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> </ul>	□ No □ No □ No □ No □ No	<ul> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> <li>☐ Yes</li> </ul>	□ No □ No □ No □ No □ No
Training Source(s):	□ DCAS □ Agency □ Oth	er	🗆 DCAS 🛛 Ager	ncy 🛛 Other	🗆 DCAS 🛛 Agen	cy 🛛 Other

### B. <u>CONTACT INFORMATION (Please list ALL current EEO professionals)</u>

### DIVERSITY AND EEO STAFFING IN OATH AS OF 1 QUARTER FY 2021 \*

EEO\Diversity Role	Name	<u>Civil Service Title</u>	<u>% of Time</u> <u>Devoted to EEO</u> <u>&amp; Diversity</u> <u>Functions</u>	Office E-mail Address	<u>Telephone #</u>
<b>Diversity &amp; Inclusion Officer</b>					
EEO Officer/Director	Sharina DeRoberts	Administrative Labor Relations Analyst	<u>100%</u>	Sderoberts@oath.nyc.gov	<u>212-933-</u> <u>3058</u>
Deputy EEO Officer					
ADA Coordinator	<i>"</i>				
Disability Rights Coordinator	<i>"</i>				
Disability Services Facilitator	<i>"</i>				
55-a Coordinator	<i>u</i> _				
Career Counselor	Karen Livingston	Administrative Staff Analyst	<u>100%</u>	klivingston@oath.nyc.gov	<u>212-933-</u> <u>3044</u>
EEO Liaison					
	Maureen Mair	Administrative Staff Analyst	<u>5%</u>	mmair@oath.nyc.gov	<u>212-436-</u> 0528
	Natasha Spivey	Administrative Manager	<u>5%</u>	nspivey@oath.nyc.gov	<u>718-923-</u> <u>6139</u>
	<u>Migdalia Nieves</u>	Associate Public Information Specialist	<u>5%</u>	<u>Mnieves-</u> 02@oath.nyc.gov	<u>212-933-</u> <u>3081</u>
	Lorna Mondesir	Community Associate	<u>5%</u>	lmondesir@oath.nyc.gov	<u>718-993-</u> <u>6024</u>
	Renee Ward	Administrative Manager	<u>5%</u>	rward@oath.nyc.gov	<u>718-393-</u> <u>7131</u>

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* DI	* Place note changes (now percented filling the specified role). You may insert additional entries as peeded. Title refers to the sivil service title. If there is an							

<u>\* Please note changes (new personnel filling the specified role). You may insert additional entries as needed. Title refers to the civil service title. If there is an EEO\Diversity role that your staff performs that is not on the list above you may indicate it on the chart.</u>