AGENCY QUARTERLY DIVERSITY AND EEO REPORT FY 2020

AGENCY NAME: OFFICE O	OF ADMINISTRATIVE TRIALS AND HEARINGS (OATH)	<u>)</u>					
☐ 2 nd Quarter ☐ 3 rd Quarter —	□ 2 nd Quarter (October - December), due January 30, 2020 □ 3 rd Quarter (January -March), due April 30, 2020 □ 4 th Quarter (April -June), due July 30, 2020						
Prepared by: Sharina DeRoberts,	EEO Officer	212-933-3058					
Name	Title	Telephone No.					
Date Submitted: 7/30/2020							
FOR DCAS USE ONLY							
Date Received:							

INSTRUCTIONS FOR FILLING OUT QUARTERLY REPORTS FY 2020

- 1. Please save this file as 'XXXX Quarter X FY 2020 DEEO Quarterly Report' 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 co-organized or co-sponsored by 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. Please save this Excel file as 'XXXX Quarter X FY 2020 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

COMMITMENT AND ACCOUNTABILITY STATEMENT BY THE AGENCY HEAD
Distributed to all agency employees? Yes, On (Date):1/24/2020 No
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): _During Q4 FY 2020, OATH recognized all employees who have went above and beyond during the
COVID-19 crisis. Certificates of appreciation were given to those employees.
* Please describe D&EEO Awards and/or Appreciation Events below:
WORKFORCE REVIEW AND ANALYSIS
1. Agency reminded employees to update self-ID information regarding race/ethnicity, gender, and veteran status.
✓ Yes, On (Date):2/5/19

2.	The agency conducted a review of the dashboard ser composition by job title, job group, race/ethnicity an		, , , , , , , , , , , , , , , , , , ,
	composition by job title, job group, race/ellineity an	u genuer, new mres, prom	mons and separation data, and utilization analysis
	▼ Yes, On (Date):4/21/20	No	
	, , ,		
	The periors was conducted together with.	n Dagaywaag	and Council
	The review was conducted together with: ☐ Huma	n Kesources	eral Counsel
	⊠ Agenc	v Head	er Chief of Staff
	_ 8	—	

IV. EEO, DIVERSITY, INCLUSION, AND EQUITY INITIATIVES FOR FY 2020

Please describe your progress this quarter in implementing the primary goals in Section IV of your Agency Diversity and EEO Plan for FY 2020 - Proactive Strategies to Enhance Diversity, EEO and Inclusion:

A. WORKFORCE:

List the Workforce Goal(s) included in <i>Section IV: Proactive Strategies to Enhance Diversity, EEO and Inclusion</i> , which you set/declared in your FY 2020 Diversity and EEO Plan (e.g., underutilization, workforce planning, succession planning and diverse applicant pool, among others):	Please describe the steps that your agency has taken to meet the Workforce Goal(s) set/declared in your plan. o Include steps that were taken or considered to build an inclusive and sustainable pipeline for your agency across all levels.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
	Enhancing internal and external applicant	☐ Planned			
The Agency will continue to review our CEEDS	pools to address underutilization.	☐ Not started			
Reports quarterly and be mindful of any		□ Ongoing	\boxtimes	\boxtimes	
	Using quarterly workforce dashboards to	☐ Delayed			
underutilization reported. If necessary, the	identify specific job groups where	☐ Deferred			
Agency will re-examine our recruitment sources	underutilization exists.	☑ Ongoing	\boxtimes	\boxtimes	
to address any underutilizations.		☐ Completed			

Workforce Planning	Sending emails with exam schedules Provide link to specific DCAS exams	☐ Planned ☐ Not started ☑ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed			
Training	Implement initiative to improve the development and training of employees OATH will schedule trainings on Civil Service Law and processes. Structured interviewing for all hiring Managers	 ☑ Planned ☐ Not started ☐ Ongoing ☐ Completed ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed 			
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.					

B. WORKPLACE:

List the Workplace Goal(s) included in <i>Section IV: Proactive Strategies to Enhance Diversity, EEO and Inclusion</i> , which you set/declared in your FY 2020 Diversity and EEO Plan (e.g., job satisfaction/engagement surveys, exit interviews/surveys, and onboarding surveys):	Please describe the steps that your agency has taken to meet the Workplace Goal(s) set/declared in your plan. O 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.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
The Agency will continue to promote a safe and inclusive work environment. Employees will be encouraged to participate in team events such as the STEPtember challenge and join planning committees for outside events to enhance a sense of unity and inclusion in the workplace.	OATH plans to conduct an Employee Engagement/Job Satisfaction/Employee Moral Survey. In June 2020, OATH conducted an employee survey to assess any perceived inequalities in the workplace.	 ☑ Planned ☐ Not started ☐ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☒ Completed 	X		
	Acting Commissioner Tynia Richards has conducted Town Hall Meetings via video conference to reach all employee at all 6 locations. The message of respect for everyone is a central theme. The Acting Commissioner has also traveled to each OATH location to listen to the concerns of employees and any issues in the workplace.	☐ Planned ☐ Not started ☑ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☑ Completed			
	In FY 2020, OATH will implement a Restorative Workplace Initiative.	 ☑ Planned ☐ Not started ☐ Ongoing ☐ Delayed ☐ Deferred 			

	☐ Ongoing ☐ Completed			
Please specify any other EEO-related activities during the quabriefly the activities, including the dates when the activities of	oting diversity, news	sletters/articl	es, etc.) and	describe

C. COMMUNITY:

List the Community Goal(s) included in Section IV: Proactive Strategies to Enhance Diversity, EEO and Inclusion, which you set/declared in your FY 2020 Diversity and EEO Plan (e.g., community outreach and engagement, MWBE participation and customer satisfaction surveys):	Please describe the steps that your agency has taken to meet the Community Goal(s) set/declared in your plan. O 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.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
In January 2019, the Help Center was assigned to take over the administration of Community Service at OATH from the Center for Court Innovation. The Help Center's diverse staff is in charge of reaching out to all eligible persons within a diverse community of respondents to assist them in completing their Community Service at OATH. This newly created program has enhanced the visibility of OATH in the Community.	OATH will continue to promote participation with MWBE's.	☐ Planned ☐ Not started ☑ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed			

	☑ Planned			
OATH will conduct a customer satisfaction survey	☐ Not started	⊠		
	☐ Ongoing			
	☐ Delayed		\boxtimes	\boxtimes
	☐ Deferred			
	☐ Ongoing			
	☐ Completed			
	_			
	☑ Planned			
OATH will undertake initiatives to improve	☐ Not started	⊠	\boxtimes	
community relations, community awareness, and to	☐ Ongoing			
engage communities being served in recruitment	☐ Delayed			
efforts, service development and delivery.	☐ Deferred			
	☐ Ongoing			
	□ Completed			\boxtimes
	_			

V. <u>RECRUITMENT</u>

List Recruitment Strategies and Initiatives which you set/declared in your FY 2020 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 Recruitment Goal(s) set/declared in your plan.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
Recruitment		⊠ Planned] [
Recruitment	Review policies, procedures, and practices	☐ Not started			
	related to targeted outreach and	☑ Ongoing	⊠		☒
	Recruitment.	☐ Delayed		\boxtimes	
		☐ Deferred			
	Direct recourses to beleter offerts size ad	☐ Ongoing	\boxtimes		
	Direct resources to bolster efforts aimed at increasing the effectiveness of diversity recruitment.	☐ Completed			

	Put in place an operating, up-to-date, accessible website, mobile application and social media presence related to careers. Assess agency job postings to ensure appropriate diversity, inclusion, and equal opportunity employer messaging. Share job vacancy notices with the Mayor's Office for People with Disabilities			
Structured Interviewing	All managers who interview will be required to attend structured interview training and unconscious bias training. Training planned for Spring 2020 EEO Officer has begun to sit-in during employee interviews.	 ☑ Planned ☐ Not started ☐ Ongoing ☐ Delayed ☐ Deferred ☒ Ongoing ☐ Completed 		
		☐ Planned ☐ Not started ☐ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed	00000	

B. INTERNSHIPS/FELLOWSHIPS

The agency is providing the following internship opportunities in FY 2019: [Demographic information is based on self-identification data]

Type of Internship\Fellowship	Total	Race/Ethnicity [#s]	Gender [#s] [N-B=Non-Binary; O=Other; U=Unknown]
1. Urban Fellows			M F N-B O U
2. Public Service Corps			M F N-B O U
3. Summer College Interns			M F N-B O U
4. Summer Graduate Interns	4	Perceived White	M1_ F _3 N-B O U
5. Other (specify):			M F N-B O U
6. None □			

Additional Comments: The Agency will provide Summer Graduate Interns during the Summer of 2020

C. 55-A PROGRAM				
The agency uses the 55-a	Program to	hire and retain qualified individuals with disabilities.	⊠ Yes	□ No
Currently, there are _2	_ [number] 55-a participants.		
During this Quarter, a tot	al of0_	[number] new applications for the program were receive	d.	
During this Quarter0_	participan	ts left the program due to [state reasons]		
The 55-a Coordinator has				
1. Disseminated 55-a infor				
e-mail	☐ Yes	\boxtimes No		
training sessions	⊠ Yes	□ No		
agency website	☐ Yes	⊠ No		
agency newsletter	⊠ Yes	□ No		
2. Participated in career and	d job fairs a	and use internship, work-study, co-op, and other programs		
to attract a pool of divers	se 55-a prog	gram applicants 🗆 Yes 🖾 No		
Will plan on attendi	ng job fairs	in		
2020				

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

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

List additional Selection Strategies and Initiatives which you outlined in your FY 2020 Diversity and EEO Plan (include use of structured interviewing, EEO or APO representatives observing interviews, review of placement demographics, review of e-hire applicant data).	Please describe the steps that your agency has taken to meet the Selection (Hiring and Promotion) Goal(s) set/declared in your plan.	Q1 Update	Q2 Update	Q3 Update	Q4 Update
Career Counseling: Advising employees of opportunities for promotion and career development;	Inform employees of promotional and transfer opportunities. Explain the civil service process Email employee about upcoming exams	☐ Planned ☐ Not started ☑ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed			
Reviewing the methods by which candidates are selected for promotion or to fill vacancies (new hires), especially for mid- and high-level discretionary positions;	The Acting Commissioner interviews all applicants selected for promotion for high-level discretionary positions.	☐ Planned ☐ Not started ☑ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed			
Reviewing the methods by which candidates are selected for promotion or to fill vacancies (new hires) filled through civil service lists;		☐ Planned ☐ Not started ☐ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed			

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 Work with HR director to update listing of	 ☑ Planned ☐ Not started ☑ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed 		
	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;	Where layoffs or terminations would have a disproportionate impact on any of these groups, the agency will document that the targeted titles or programs were selected based on objective criteria and justified by business necessity. 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	☐ Planned ☐ Not started ☐ Ongoing ☐ Delayed ☐ Deferred ☐ Ongoing ☐ Completed		X

	union contract (for non- competitive and labor class titles).			
Other Selection Strategies and Initiatives:		☐ Planned		
		☐ Not started		
		☐ Ongoing		
		☐ Delayed		
		☐ Deferred		
		☐ Ongoing		
		☐ Completed		

VII. TRAINING

Provide your training information in the "DIVERSITY AND EEO TRAINING SUMMARY" on the separate Excel template.

VIII. REASONABLE ACCOMMODATION

Please report your reasonable accommodation requests for this quarter and their disposition in the DCAS Citywide

Complaint/Reasonable Accommodation Tracking System by logging into your CICS Account at: https://mspwva-dcslnx01.csc.nycnet/Login.aspx		
All R/A requests in the current quarter are up-to-date in the DCAS Citywide Tracking System.	⊠ Yes	□ No
☐ There were no new R/A requests in the current quarter.		

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

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

Provide E.O. 16 Training Information in the "DIVERSITY AND EEO TRAINING SUMMARY" on the separate Excel template.

- B. EXECUTIVE ORDER 21: PROHIBITION ON INQUIRY REGARDING JOB APPLICANT'S PAY HISTORY
 - **☒** The agency has reviewed its practices (including application and interview forms) regarding prohibition on inquiry about pay history.
 - ☑ All personnel involved in job interviews is required to go through structured interview training.
- C. LOCAL LAW 92: ANNUAL SEXUAL HARASSMENT PREVENTION TRAINING

Provide Sexual Harassment Prevention Training Information in the "DIVERSITY AND EEO TRAINING SUMMARY" on the separate Excel template.

D. LOCAL LAW 93: RISK ASSESSMENT SURVEY

Please provide a short description of planning and progress in implementation of strategies aimed to reduce/minimize the risk of sexual harassment in your agency.

Within the timeframe provided in your Annual Plan, provide any progress on the following, and if none write N/A:	
Risk 1: Homogenous Workplace:	
<i>N/A</i>	
	
Risk 2: Cultural and Language Differences in the Workplace:N/A	
	
Risk 3: Workplaces with Significant Power Disparities:N/A	
Risk 4: Isolated Workplaces:N/A	
	
Risk 5: Decentralized Workplaces:	
<i>N/A</i>	

E. 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 as they occur.
- ☑ The agency has entered **all types of complaints** in the DCAS Citywide Complaint Tracking System and updates as they occur.
- \boxtimes The agency ensures that complaints are closed within 90 days.

Report all complaints and reasonable accommodation requests through DCAS/CDEEO Complaint Tracking System by logging into your CICS account at: https://mspwva-dcslnx01.csc.nycnet/Login.aspx

F. LOCAL LAW 101: CLIMATE SURVEY

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

X.

	Describe any follow-up measures taken to address the results of the climate survey: OATH will continue to increase EEO awareness by disseminating information to new employees during the on-boarding process and all employees via our monthly newsletter. Employees will be kept abreast of any changes in the EEO Policy including new protected categories. The updated EEO Policy will be made available to all employees once it has been revised by DCAS as well as the newly revised complaint form.
A	AUDITS AND CORRECTIVE MEASURES
P	lease 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 Training/Compliance-Audigoing
	☐ Attach or list below audit recommendations. ☐ The agency has submitted or will submit to OCEI an amendment letter, which shall amend the agency plan for FY 2020.

APPENDIX: OATH EEO PERSONNEL DETAILS

EEO PERSONNEL FOR _4_ QUARTER, FISCAL YEAR 2020

A. PERSONNEL CHANGES

Personnel Changes this Quart	er: No Changes	Number of Additions:	Number of Deletions:	
Employee's Name & Title	Wayne Greene/Staff Attorney		1	
Nature of change	☐ Addition ☐ Deletion	☐ Addition ☐ Deletion	☐ Addition ☐ Deletion	
Date of Change in EEO Role	Start Date or Termination Date:	Start Date or Termination Date:	Start Date or Termination Date:5/15/2020	
NOTE: Please attach CV/Resum	e of new staff to this report			
For Current EEO Professiona	ls:			
Name & Title	Sharina DeRoberts, EEO Officer			
EEO Function	☑ EEO Officer ☐ EEO Counselor ☐ EEO Trainer ☒ EEO Investigat ☒ 55-a Coordinator ☐ Other: (specify)	☐ EEO Officer ☐ EEO Counselor ☐ EEO Trainer ☐ EEO Investigator ☐ 55-a Coordinator ☐ Other: (specify)	☐ EEO Officer ☐ EEO Counselor ☐ EEO Trainer ☐ EEO Investigator ☐ 55-a Coordinator ☐ Other: (specify)	
Proportion of Time Spent on EEO Duties	☐ Other: (specify %):	□ 100% □ Other: (specify %):	☐ 100% ☐ Other: (specify %):	
Attended EEO Professional On-Boarding at DCAS	⊠ Yes □ No	□ Yes □ No	□ Yes □ No	
Completed Trainings: EEO Diversity & Inclusion lgbTq: The Power of Inclusion Structured Interviewing and Unconscious Bias Sexual Harassment Prevention	 ✓ Yes ✓ No 	 □ Yes □ No □ Yes □ No □ Yes □ No □ Yes □ No 	□ Yes □ No □ Yes □ No □ Yes □ No □ Yes □ No	
Training Source(s):	☑ DCAS ☐ Agency ☐ Other	□ DCAS □ Agency □ Other	□ DCAS □ Agency □ Other	

B. CONTACT INFORMATION (Please list ALL current EEO professionals)

Name Civil Service Title EEO\Diversity Role % of Time Devoted Office E-mail Address Telepho	ne #
to EEO & Diversity Functions	
Sharina DeRoberts Administrative Labor Diversity & Inclusion Officer 100% sderoberts@oath.nyc.go 212-933	-3058
Relations Analyst v	
Sharina DeRoberts <u>EEO Officer/Director</u>	
Sharina DeRoberts ADA Coordinator	
Sharina DeRoberts Disability Rights Coordinator	
Sharina DeRoberts Disability Services Facilitator	
Sharina DeRoberts 55-a Coordinator	
Karen LivingstonAdministrative AnalystStaff Career Counselor100%klivingston@aoth.nyc.gov212-933	-3044
Maureen MairAdministrativeStaff AnalystEEO Liaison5%mmair@oath.nyc.gov212-436	-0528
Natasha SpiveyAdministrative ManagerEEO Liaison5%nspivey@oath.nyc.gov718-923	<u>-6139</u>
Migdalia NievesAssociatePublic Information SpecialistEEO Liaison5%Mnieves- 02@oath.nyc.gov212-933	-3081
Lorna MondesirCommunity AssociateEEO Liaison5%Imondesir@oath.nyc.gov718-993	-6024
Renee Ward Administrative Manager EEO Liaison 5% rward@oath.nyc.gov 718-393	-713 <u>1</u>

* Please indicate changes (i.e. if new personnel is filling a 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 please indicate it on the chart.