

### **Objectives**

- Become familiar with equal employment opportunity and affirmative action laws and regulations
- Understand why diversity matters
- Discover tools for inclusive recruitment practices
- Learn about bias and strategies to reduce bias
- Review diversity advocate role



# Equal Employment Opportunity and Affirmative Action, Part 1

#### Equal employment opportunity (EEO)

 A legal framework that makes it unlawful to discriminate in employment decisions based on a protected class

#### Affirmative action

 A regulatory obligation for certain federal contractors that requires us to identify underrepresentation and take positive steps to address that underrepresentation



# Equal Employment Opportunity and Affirmative Action, Part 2

#### Covered employment practices:

- Recruitment
- Hiring
- Reclassification/Promotion
- Demotions
- Transfers

- Layoff
- Termination
- Compensation
- Training opportunities
- Accessibility





### **Equal Employment Opportunity**

#### Protected classes:

- Race
- Color
- Religion
- Sex
- Sexual orientation

- Gender identity
- National origin
- Age
- Disability
- Genetic information



## **Affirmative Action Regulations, Part 1**

Race, color, sex, national origin, sexual orientation, gender identity

- Executive Order 11246
- Requires us to take affirmative action for females and males
- Prohibits discrimination against applicants and employees based on race, color, sex, religion, national origin, sexual orientation, and gender identity
- Prohibits action against applicants and employees for discussing pay
- Requires the development of a written and statistical affirmative action plan for women and minorities



### **Affirmative Action Regulations, Part 2**

#### Individuals with disability

- Section 503 of the Rehabilitation Act (41 CFR section 60-741)
- Regulations require federal contractors and subcontractors to take affirmative action for and prevent discrimination against individuals with disabilities
- Requires the development of a written and statistical affirmative action plan for individuals with disabilities



### **Affirmative Action Regulations, Part 3**

#### **Protected Veterans**

- Vietnam Era Veterans' Readjustment Assistance Act (41 CFR section 60-300)
- Regulations require federal contractors and subcontractors to take affirmative action for and prevent discrimination against the four classes of veterans found in the Jobs for Veterans Act
- We must take various actions to advance the employment of protected veterans
- Requires the development of a written and statistical affirmative action plan for protected veterans



### **Affirmative Action Plan Definition**

- A written results-oriented program in which a federal contractor details the steps it will take to ensure equal employment opportunity
- Includes goal-oriented management policies and procedures designed to identify and eliminate barriers to employment opportunities for minorities, women, protected veterans and individuals with disabilities that are not based on specific job requirements



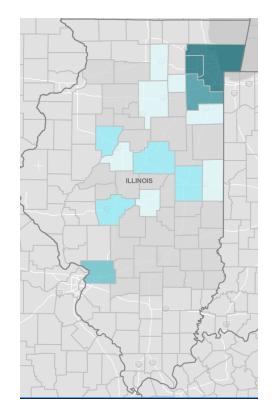
AFFIRMATIVE ACTION

# Affirmative Action Placement Goals and Hiring Benchmarks

- Minorities and women: separate goals are assigned for each job group
  - Affirmative action placement goals are set when the percentage of minorities or women currently employed, is less than reasonably expected given their percentage of availability in the workforce
- Individuals with disabilities: 7% utilization goal for each job group
  - Established by OFCCP from the American community survey
- Protected veterans: 5.5% hiring benchmark for entire workforce
  - National percent of veterans in the civilian labor force updated annually



### **Placement Goal Examples**



Census Data by Region and Occupation

### C3 Finance

Emp: Min: 17% Fem:70%Avail: Min: 17% Fem:58%



• **Emp:** Min 13% Fem: 67%

• Avail: Min:19% Fem: 59%

### M3 Info Technology

• Emp: Min 22% Fem: 17%

• Avail: Min:25% Fem: 26%







Peer Schools and Ph.D. Recipients



•Emp: Min: 16% Fem: 9%
•Avail: Min: 13% Fem: 35%



•Emp: Min: 14% Fem: 43% •Avail: Min: 12% Fem: 56%

KZS3 Philosophy Asst. Professor

•Emp: Min: 71% Fem: 14%
•Avail: Min: 31% Fem: 43%



## How do I know if there is a goal or benchmark?

- When a new requisition feeds into Cornerstone, OAE sends an email to the req owner with information about the search process
  - Includes link to a dashboard where goals and benchmarks can be found
- After the announcement is posted, an email is sent to the hiring manager, req owner and search committee members (if applicable)
  - Includes the goals and benchmarks for that vacancy and information about key roles
- If you have questions about the goals or benchmarks for a vacancy, please send OAE an <u>email</u>



## What does it mean if there is a goal or a benchmark?

#### OFCCP regulations require federal contractors to:

- Conduct good faith efforts to address underrepresentation of faculty and staff (i.e., if there is a goal, efforts should be geared towards that goal);
- Document efforts and analyze the effectiveness of the efforts being conducted; and
- If efforts are not working to meet goals, to try different efforts to address the underrepresentation

#### OFCCP does not tell us:

- Where/how to recruit
- How to analyze the effectiveness of efforts



# Affirmative Action Placement Goals & Hiring Benchmarks: Expectation

#### **Affirmative action is NOT:**

• A quota system

#### Placement goals and hiring benchmarks ARE:

- Target rates for hire
- Used to guide our good faith efforts



#### The expectation:

As goals are met, the gender, racial and ethnic profiles, as well as the veteran and disability status of our employees, will mirror the population from which we recruit





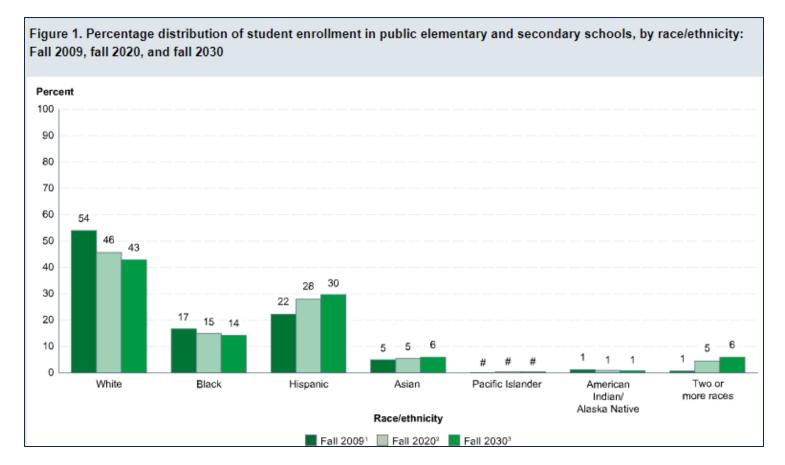
## **Campus Commitment to Diversity**

- University of Illinois System Guiding values include "Be inclusive, treat each other with dignity and respect, and promote citizenship"
- University of Illinois, Urbana-Champaign Strategic Plan "We will be leaders in advancing diversity and equity that will contribute to creating an institution committed to excellence in discovery, teaching, and research, and a climate where all can achieve their highest aspirations in a safe and welcoming environment"
- Academic and campus life programs for students Housing multicultural advocates, Office of Minority Student Affairs, Diversity and Social Justice programs, African American, Asian American Cultural Centers, La Casa Cultural Latina, LGBT resource center, Native American House, and many others

https://www.uillinois.edu/about/mission/; https://archive.strategicplan.web.illinois.edu/



## **Changing Demographics**



Note. From the National Center for Education Statistics (May 2022). # Rounds to zero.

2013-2014 was the last year in which a majority of America's K-12 students were white

Although our society is becoming increasingly diverse, U.S. institutions of higher education currently do not reflect this trend

It is our mission to create an increasingly diverse and inclusive campus community that is open, just and welcoming for all



### **Benefits Our Mission**

Diversity benefits our teaching and research mission

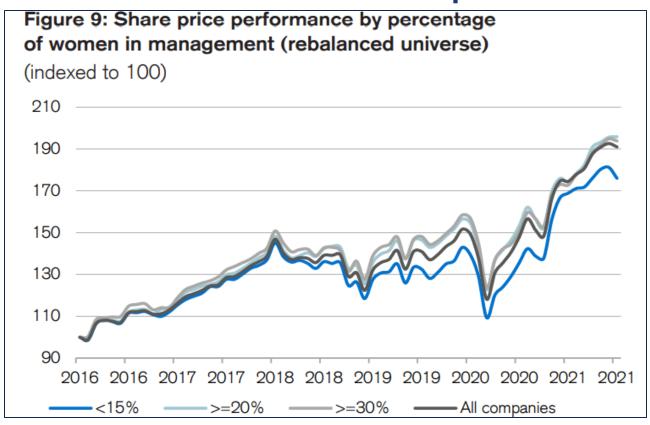
#### **Diverse teams:**

- Are more productive, creative, and innovative (e.g., Henderson & Herring, 2013; Hofstra et al., 2020)
- Make higher-quality decisions with more careful consideration of the available information (e.g., Gaither et al., 2018)
- Author papers that are published in higher-impact journals and cited more (e.g., Campbell et al., 2013; Freeman & Huang, 2015)
- Create grant proposals that are more likely to receive funding (e.g., Lungeanu et al., 2014)



# Diverse Groups Are More Productive, Part 2

#### **The Credit Suisse Gender 3000 Report**

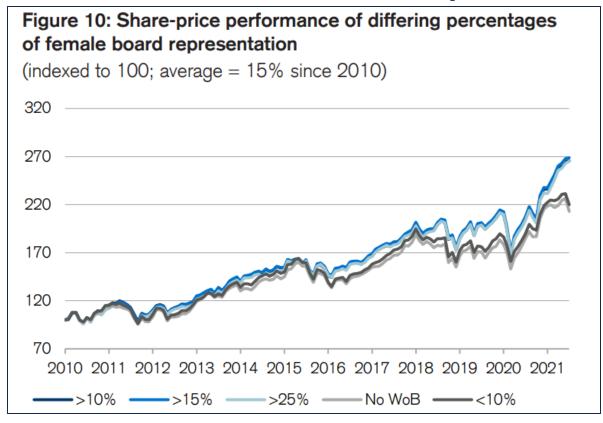


Companies with a greater percentage of women (>=20% and >=30%) in management have consistently outperformed those with fewer women in management (<15%)



# Diverse Groups Are More Productive, Part 1

#### **The Credit Suisse Gender 3000 Report**



Data collected from 3,000 companies in 46 countries, comprising 33,000 executive positions

Companies with a greater percentage of women on their board of directors have consistently outperformed those with few (<10%) to no women (No WoB) on their boards





# Inclusive Job Descriptions and Postings, Part 1

- Use gender neutral titles and check pronouns
- Avoid your use of gender-charged words and superlatives
  - Use the Gender Decoder Tool
- Limit the number of requirements
- Reconsider your minimum requirements
- Express your commitment to equality and diversity
- State benefits

Please refer to <u>search process</u> <u>toolkit</u> for additional guidance



## Inclusive Job Descriptions and Postings, Part 2

- Mention your values
  - <u>Campus Commitment to Diversity and Affirmative Action/Equal Employment Opportunity</u>
  - <u>Diversity Values Statement (Academic Senate)</u>
- Hybrid/Remote Options
  - Opens new and diverse talent pools
  - Help close the gender gap people with primary family care responsibilities
  - Assist individuals with disabilities
  - Increased efficiency and productivity



### **Good Faith Efforts, Part 1**

- Efforts to broaden the pool of qualified candidates to include minorities, women, individuals with disabilities and protected veterans
- Document everything
  - When outreach happened
  - Who was contacted
  - Which group was targeted
  - What outreach occurred



 Diversity advocate will work with search coordinator to document and monitor effectiveness of efforts

Refer to <u>search process toolkit</u> for good faith efforts example and template spreadsheets



### **Good Faith Efforts, Part 2**

- Recruitment and outreach efforts are critical in ensuring a diverse pool of candidates
- Committees must do more than simply issue a position announcement and wait to receive applications
- All committee members should be actively involved in these efforts!



### **Advertising and Recruitment**

- Automatic postings
  - <u>University of Illinois Job Board</u> (Free)
  - <u>Higher Ed Jobs</u> (Free)
  - Higher Ed Jobs, Diversity & Inclusion Email (may carry a fee that will be charged to the department; contact Illinois HR for additional information)
  - Broadbean Sources (Free)
  - Higher Education Recruitment Consortium (Free)
- Faculty only recruitment resources
  - Big Ten Academic Alliance Doctoral Directory (Free)
  - Southern Regional Education Board DSP Scholar Directory (Free)

https://oae.illinois.edu/our-services/hiring-processes/recruitment-sources/



### **Custom Applicant Source Code**

- Can be used to track where an applicant found out about the position (previously known as the EEO source in HireTouch)
- When placing an announcement to an external site, use a custom link for each source
- When an applicant clicks on this custom link and is directed to the university's job board, it allows for the collection of applicant source data
- This data can be used to assess good faith efforts
- Job aid can be found in the <u>search process toolkit</u>



### Strategies to Increase Diversity of the Pool

- Diversify the search committee
- Ensure an inclusive office environment
- Utilize a wide variety of recruiting methods
- Do not rely on the same sources repeatedly each search is unique
- Assess efforts and adjust when needed
- Provide equal access to the selection process
- Revisit your pipeline our networks tend to look just like us
- Video <u>Blind Spots: Broaden Perspectives</u>



- Work with HR staff to email job postings to professional journals, associations, web recruitment boards or electronic newsletters for diverse applicants in a particular field
- Connect with Historically Black Colleges and Universities and Hispanic, American Indian, and Asian serving institutions
- Ask members of the department to reach out to their professional networks, to see if they know of underrepresented individuals who may be qualified for/interested in position
- Reach out to cultural centers, career centers and alumni groups



- Utilize social media groups
- Make connections at junior colleges
- Engage local and regional networks of people in related fields to see if they know of potential candidates
- Encourage colleagues who will be attending professional conferences to recruit for the position
- Share announcements with various community organizations that work with diverse audiences



- Invite individuals on campus for a lecturer series
- Contact women and minorities who have received significant grants or professional recognition and ask for the names of promising women and minority scholars
- Maintain close contact with graduates of the U of I and encourage them to apply or to contact their students/colleagues
- Email position announcements to graduate departments that are relevant to fields of study for position
- Review databases for listings of diverse scholars and contact any that might fit the position description



- Engage with Regional Veterans' Employment Coordinators (RVEC)
- Post at <u>Rally Point</u> (social network site for veterans)
- Build relationships with <u>Disabled American Veterans</u> and <u>Hiring Our</u> <u>Heroes</u>
- Contact community organizations that support individuals with disabilities - <u>Directory of Centers for Independent Living and Associations</u>
- Post with <u>Ability Jobs</u>



- Make connections with religious organizations, spiritual centers and places of worship
- Post with <u>Pink Jobs</u> which features LGBTQ+ friendly positions from proequality employers
- Makes connections on <u>Out Büro</u>, the largest LGBTQ+ professional networking group on LinkedIn



### **Continued Recruitment**

- Always be recruiting
- More successful when ongoing
- The best candidates often do not check job boards











## **Implicit Bias Explained, Part 1**

- Bias we are unaware of and is outside of our control
- The ability to quickly categorize is a fundamental quality of the human mind and **happens to everyone**
- It occurs automatically and is triggered by our minds noticing patterns and making quick generalizations of people and situations



https://www.scientificamerican.com/article/how-to-think-about-implicit-bias/



## **Implicit Bias Explained, Part 2**

- Even if we have strong egalitarian values and believe we are not biased we may still behave in discriminatory ways
- Despite efforts to be objective, these judgments are shaped by a lifetime of experience and cultural history, and lead to implicit bias or implicit stereotyping
- Applies to a variety of physical and social characteristics associated with race, gender, age, ethnicity--even height



## Bias Example – Height

- When shown photographs of people of the same height, evaluators overestimated men's heights and underestimated women's heights, even though a reference point, such as a doorway, was provided
- Decisions were based on assumptions about average height of men vs women, despite evidence that the individual in question did not fit the stereotype
- Another study found that tall candidates are perceived as more competent, employable and healthy
  - 58% of male CEOS are over six feet tall, even though they only account for 14.5% of the population

https://www.monmouth.edu/equity-and-diversity/documents/biasbrochure\_3rded.pdf/ https://builtin.com/diversity-inclusion/unconscious-bias-examples



## Bias Example - Names

- Resumes of applicants with white-sounding and male-sounding names were more likely to be interviewed for open positions than were equally qualified applicants with African-American-sounding or female-sounding names
- When rating the quality of verbal skills as indicated by vocabulary definitions, evaluators rated skills lower if told that an African American provided the definitions than if a white person provided them



https://www.monmouth.edu/equity-and-diversity/documents/biasbrochure\_3rded.pdf



## Strategies to Avoid Bias, Part 1

- Before reviewing anyone, be very clear and in agreement about what is required/preferred for each job and what that looks like
- Evaluate each candidate's entire application
  - Avoid depending too heavily on only one element such as letters of recommendation
  - Be able to defend every decision for eliminating or advancing a candidate by documenting the process
  - Reasons for selection/non-selection should be specific
  - Avoid vague statements such as "not a good fit"



## **Strategies to Avoid Bias, Part 2**

- Spend sufficient time reviewing each person
- Ensure consistent and fair treatment of all applicants at every stage of the selection process
  - Application review
  - Screening & finalist interviews
  - Discussion of finalists
- Consider including a diversity interview question
- Applicants who need an accommodation should be treated equally to applicants who do not need an accommodation



## Strategies to Avoid Bias, Part 3

- Question your judgments and decisions; Consider whether unintentional bias may have played a role
  - Are women or minority applicants subject to higher expectations in areas such as number/quality of publications?
  - Are applicants who received degrees from institutions other than major research universities being considered?
  - Question if all the final candidates are similar
- Discuss, monitor, and *point out biases* if they emerge in the search process





## **Search Process Key Roles**

#### **Search Process Guidance**

#### **Campus**

IHR, OAE, Provost Office

#### College

EEO Officer, Vice Chair EEO, Assistant Vice Chair

#### **Department**

HR, Search Coordinator, Requisition Owner

#### **Selection Decision**

Hiring manager

### **Search Committee/Interviewers**

Chair

Diversity Advocate

**Committee Members** 

Interview Team (if no committee)

For information about roles review the Select the Search Team section of the search process toolkit



### Search Committee Member Role Overview

- Committee members serve in an advisory capacity for the identification and selection of a pool of qualified candidates (the ultimate responsibility for hiring rests with the hiring manager)
- All search committee members should be:
  - Open minded, committed to diversity, and willing to consider different perspectives and values
  - Able to negotiate conflict to achieve group results
  - Knowledgeable in the area/field/responsibilities of the position
  - Available to commit the time and effort required to ensure fairness of the search process

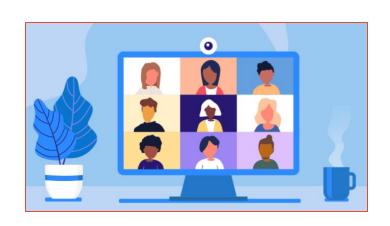


## **Diversity Advocate Role Overview**

- The diversity advocate serves as a leader in advocating for diversity as a core component in the search process
- Must be a member of the search committee, or available to attend all committee meetings
- For tenure-track faculty searches, the diversity advocate must be a tenured faculty member
- For all other positions, the diversity advocate should be at the same level or higher, of the position being filled



- Complete the <u>DiversityEdu</u> online educational program prior to reviewing any application materials (required every three years)
- Attend and participate in all committee meetings
- Work with the chair and committee members to ensure committee tasks are completed
- Treat all candidates with fairness and respect
- Be an advocate for diversity





- Be aware of placement goals (refer to <u>dashboard</u>)
- Before the job announcement is finalized, be available to review the use of broad required and preferred qualifications
- Initiate a conversation about goals at first committee meeting
- Lead a discussion about developing a plan for all committee members to conduct good faith efforts, which include outreach sources to attract diverse candidates
- Actively participate in networking and recruiting efforts
- Work with coordinator to maintain/evaluate list of good faith efforts



- Use available reports to evaluate recruitment efforts
- Automated diversity of the pool reports are sent to select college HR staff once a week, and can be shared with the diversity advocate
  - If there are three or more applicants, college HR staff can run additional diversity of the pool reports and can include source code data
- OAE can provide a diversity of the finalist pool report if three or more finalists are selected
- If the pool is insufficient, the search may be extended



- Support the committee in utilizing best practices for evaluating diverse applicant pools
  - Determine selection criteria in advance so all candidates are evaluated fairly and consistently
  - Ensure that the rationale to remove a candidate from consideration is valid and free of bias
  - Provide similar opportunities for each finalist and follow interview procedures which treat everyone consistently
- Provide professional assessment of finalists, based on objective evaluation criteria





### Resources

- All committee members and diversity advocates should be familiar with the <u>search process toolkit</u>
- A few key resources include:
  - Good faith efforts example and template spreadsheets
  - Diversity-related interview questions
  - Pre-employment inquiries topics to avoid



## Confidentiality

- Confidentiality is critical
- Maintain confidentiality of all candidate information and deliberations
   before, during, and after search
- Access to application materials and other information about screening is limited to search committee members, hiring officials, and individuals supporting the search
- Extra caution with internal candidates
  - Even if no longer under consideration, cannot be involved in any aspect of search
  - Consider making calendar invites private



### **Contact Information & Resources**

- Office for Access and Equity
  - Phone: 217-333-0885
  - Email: <u>accessandequity@Illinois.edu</u>
  - Website: <a href="https://oae.Illinois.edu">https://oae.Illinois.edu</a>



