



California Employers Compensation Resource Guide

Presented by Employers Group

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Table of Contents

| | |
|--|---|
| A. California – Minimum Wage | 2 |
| B. Los Angeles County / Los Angeles City – Minimum Wage..... | 2 |
| C. California — Counties And Cities | 3 |
| D. Minimum Wage (US) — Selected Cities, Private Sector Only..... | 4 |
| E. FLSA Final Overtime Exemption..... | 8 |
| F. Gender Wage Equality — Fair Pay Act (California) | 9 |

A. California – Minimum Wage

California's State Minimum Wage

Scheduled Wage Increases (If No Increases Are Paused)

| | <u>26 Employees or More</u> | <u>25 Employees or Less</u> |
|--------------|-----------------------------|-----------------------------|
| \$10.50/hour | January 1, 2017 | January 1, 2018 |
| \$11/hour | January 1, 2018 | January 1, 2019 |
| \$12/hour | January 1, 2019 | January 1, 2020 |
| \$13/hour | January 1, 2020 | January 1, 2021 |
| \$14/hour | January 1, 2021 | January 1, 2022 |
| \$15/hour | January 1, 2022 | January 1, 2023 |

California Minimum Wage Fact Sheet

https://www.gov.ca.gov/docs/Fact_Sheet_Boosting_Californias_Minimum_Wage.pdf

California Minimum Wage Poster

<http://www.dir.ca.gov/iwc/MW-2014.pdf>

California Paid Sick Leave FAQ

http://www.dir.ca.gov/dlse/Paid_Sick_Leave.htm

California Paid Sick Leave Poster

[http://www.dir.ca.gov/DLSE/Publications/Paid_Sick_Days_Poster_Template_\(11_2014\).pdf](http://www.dir.ca.gov/DLSE/Publications/Paid_Sick_Days_Poster_Template_(11_2014).pdf)

B. Los Angeles County / Los Angeles City – Minimum Wage

Los Angeles City Minimum Wage and Sick Leave Poster (employers in the geographical boundaries of LA City)

http://wagesla.lacity.org/sites/g/files/wph471/f/MW%20Sck%20Time%20poster_0.pdf

Los Angeles County Minimum Wage Poster (employers in unincorporated areas)

http://file.lacounty.gov/dca/cms1_245570.pdf

California Employers
Compensation Resource Guide

C. California – Counties and Cities

| Cities, by State | | Covered Employers | General Hourly Minimum Wage Rate | Future Hourly Minimum Wage Rate | Notification Requirements | | |
|------------------------------|---|---|--|--|---------------------------|---------------------------------|----|
| California | Berkeley | All employers | \$11.00 | \$12.53 (eff.10/1/16) | Yes | | |
| | Emeryville | Employers with 55 or fewer employees | \$12.25 | \$13.00 (eff.7/1/16) \$14.00 (eff.7/1/17) \$15.00 (eff.7/1/18) | Yes | | |
| | | Employers with 56 or more employees | \$14.44 | \$14.82 (eff.7/1/16) Adjusted annually for inflation (eff.7/1/17) | | | |
| | Long Beach ² | Employers that own, operate or control hotels with 100 or more guest rooms | \$13.80 | Adjusted annually for inflation | Yes | | |
| | Los Angeles | General industry employers with 25 or fewer employees | \$10.50 (eff.7/1/17) | \$12.00 (eff.7/1/18) \$13.25 (eff.7/1/19) \$14.25 (eff.7/1/20) \$15.00 (eff.7/1/21) | Yes | | |
| | | General industry employers with 26 or more employees | \$10.50 (eff.7/1/16) | \$12.00 (eff.7/1/17) \$13.25 (eff.7/1/18) \$14.25 (eff.7/1/19) \$15.00 (eff.7/1/20) | | | |
| | | Employers that own, operate or control hotels: | With at least 50 but fewer than 299 guest rooms | \$15.37 (eff.7/1/16) | | Adjusted annually for inflation | No |
| | | | 1. With 300 or more guest rooms, or 2. with 50 or more guest rooms that are located within the airport hospitality zone | \$15.37 | | Adjusted annually for inflation | No |
| | Oakland | All employers | \$12.55 | Adjusted annually for inflation | Yes | | |
| | Pasadena ³ | Employers with 25 or fewer employees (eff. 7/1/17) | \$10.50 (eff.7/1/17) | \$12.00 (eff.7/1/18) | Yes | | |
| | | Employers with 26 or more employees (eff. 7/1/16) | \$10.50 (eff.7/1/16) | \$12.00 (eff.7/1/17) \$13.25 (eff.7/1/18) | | | |
| | Sacramento | Employers with 100 or fewer employees | \$10.50 (eff.1/1/18) | \$11.00 (eff.1/1/19) \$11.75 (eff.1/1/20) \$12.50 (eff.1/1/21) | Yes | | |
| | | Employers with 101 or more employees | \$10.50 (eff.1/1/17) | \$11.00 (eff.1/1/18) \$11.75 (eff.1/1/19) \$12.50 (eff.1/1/20) | | | |
| | San Diego | San Diego City Ordinance No. 20390, which would have increased the hourly minimum wage to \$10.50 on Jan. 1, 2016, was overturned by referendary petition on Oct. 16, 2014. As a result of the petition, the ordinance was on the ballot in San Diego's June 7, 2016 city-wide election. The ordinance appears to have passed , but does not become effective until election results are certified. | | | | | |
| | San Francisco | All employers | \$12.25 | \$13.00 (eff.7/1/16) \$14.00 (eff.7/1/17) \$15.00 (eff.7/1/18) | Yes | | |
| | San Jose | All employers | \$10.30 | Adjusted annually for inflation | Yes | | |
| Santa Monica | General industry employers with 25 or fewer employees | \$10.50 (eff.7/1/17) | \$12.00 (eff.7/2/18) \$13.25 (eff.7/1/19) \$14.25 (eff.7/1/20) \$15.00 (eff.7/1/21) | Yes | | | |
| | General Industry employers with 26 or more employees | \$10.50 (eff.7/1/16) | \$12.00 (eff.7/2/17) \$13.25 (eff.7/1/18) \$14.25 (eff.7/1/19) \$15.00 (eff.7/1/20) | | | | |
| | Employers that own, operate or control hotels | \$13.25 (eff.7/1/16) | \$15.37 (eff.7/1/17) | | | | |

California Employers
Compensation Resource Guide

D. Minimum Wage (U.S.) – Selected Cities, Private Sector Only

Note: Bloomberg BNA editors continually monitor developments and revise content as warranted.

| Cities, by State | | Covered Employers | General Hourly Minimum Wage Rate | Future Hourly Minimum Wage Rate | Notification Requirements |
|------------------------------|---|--|--|--|---------------------------|
| Arizona | Phoenix | No minimum wage ordinance | | | |
| California | Berkeley | All employers | \$11.00 | \$12.53 (eff. 10/1/16) | Yes |
| | Long Beach ¹ | Employers that own, operate or control hotels with 100 or more guest rooms | \$13.80 | Adjusted annually for inflation | Yes |
| | Los Angeles | General industry employers with 25 or fewer employees | \$10.50 (eff. 7/1/17) | \$12.00 (eff. 7/1/18) \$13.25 (eff. 7/1/19) \$14.25 (eff. 7/1/20) \$15.00 (eff. 7/1/21) | No |
| | | General industry employers with 26 or more employees | \$10.50 (eff. 7/1/16) | \$12.00 (eff. 7/1/17) \$13.25 (eff. 7/1/18) \$14.25 (eff. 7/1/19) \$15.00 (eff. 7/1/20) | |
| | | Employers that own, operate or control hotels: With at least 50 but fewer than 299 guest rooms | \$15.37 (eff. 7/1/16) | Adjusted annually for inflation | |
| | | 1. With 300 or more guest rooms, or 2. with 50 or more guest rooms that are located within the airport hospitality zone | \$15.37 | Adjusted annually for inflation | No |
| | Oakland | All employers | \$12.55 | Adjusted annually for inflation | Yes |
| | Sacramento | Employers with 100 or fewer employees | \$10.50 (eff. 1/1/18) | \$11.00 (eff. 1/1/19) \$11.75 (eff. 1/1/20) \$12.50 (eff. 1/1/21) | Yes |
| | | Employers with 101 or more employees | \$10.50 (eff. 1/1/17) | \$11.00 (eff. 1/1/18) \$11.75 (eff. 1/1/19) \$12.50 (eff. 1/1/20) | |
| | San Diego | San Diego City Ordinance No. 20390, which would have increased the hourly minimum wage to \$10.50 on Jan. 1, 2016, was overturned by referendary petition on Oct. 16, 2014. The ordinance will be on the ballot in San Diego's city-wide election on June 7, 2016. | | | |
| | San Francisco | All employers | \$12.25 | \$13.00 (eff. 7/1/16) \$14.00 (eff. 7/1/17) \$15.00 (eff. 7/1/18) | Yes |
| San Jose | All employers | \$10.30 | Adjusted annually for inflation | Yes | |
| Santa Monica | General industry employers with 25 or fewer employees | \$10.50 (eff. 7/1/17) | \$12.00 (eff. 7/2/18) \$13.25 (eff. 7/1/19) \$14.25 (eff. 7/1/20) \$15.00 (eff. 7/1/21) | Yes | |
| | General Industry employers with 26 or more employees | \$10.50 (eff. 7/1/16) | \$12.00 (eff. 7/2/17) \$13.25 (eff. 7/1/18) \$14.25 (eff. 7/1/19) \$15.00 (eff. 7/1/20) | | |
| | Employers that own, operate or control hotels | \$13.25 (eff. 7/1/16) | \$15.37 (eff. 7/1/17) | | |
| Colorado | Denver | No minimum wage ordinance | | | |
| Florida | Jacksonville | Florida political subdivisions—including counties, municipalities and districts—can't establish minimum wage requirements for private employers (Fla. Stat. § 218.077). | | | |
| | Miami | | | | |
| | Tampa | | | | |
| Georgia | Atlanta | No minimum wage ordinance | | | |

California Employers Compensation Resource Guide

| Cities, by State | | Covered Employers | General Hourly Minimum Wage Rate | Future Hourly Minimum Wage Rate | Notification Requirements |
|------------------|--|---|----------------------------------|--|---------------------------|
| Illinois | Chicago | Employers with: <ul style="list-style-type: none"> • five or more employees, or • one or more domestic service workers | \$10.00 | \$10.50 (eff. 7/1/16) \$11.00 (eff. 7/1/17) \$12.00 (eff. 7/1/18) \$13.00 (eff. 7/1/19) | Yes |
| Indiana | Indianapolis | Indiana counties, municipalities and townships cannot establish minimum wage requirements for private employers (Ind. Code § 22-2-16-3). | | | |
| Kentucky | Louisville | All employers | \$7.75 | \$8.25 (eff. 7/1/16) \$9.00 (eff. 7/1/17) | No |
| Maryland | Baltimore | Employers with two or more employees | \$7.25 | No provision | Yes ² |
| Massachusetts | Boston | No minimum wage ordinance | | | |
| Michigan | Detroit | Michigan cities and other local governmental bodies can't establish minimum wage rates that are higher than the state or federal minimum wage (Mich. Comp. Laws § 123.1385). | | | |
| Minnesota | Minneapolis | No minimum wage ordinance | | | |
| Missouri | Kansas City | Effective Aug. 29, 2015, Missouri counties, cities, towns or villages can't establish minimum wage rates that are higher than the state or federal minimum wage (Mo. Rev. Stat. § 285.055). | | | |
| | St. Louis | St. Louis City Ordinance 70078, which was passed on Aug. 28, 2015, and would have increased the hourly minimum wage to \$8.25 on Oct. 15, 2015, was held to be void and unenforceable (<i>Coop. Home Care, Inc. v. City of St. Louis</i> , Mo. Cir. Ct., No. 1522-CC10607 , 10/14/15). | | | |
| Nevada | Las Vegas | No minimum wage ordinance | | | |
| New Jersey | Elizabeth | No minimum wage ordinance | | | |
| | Jersey City | No minimum wage ordinance | | | |
| | Newark | No minimum wage ordinance | | | |
| | Passaic | No minimum wage ordinance | | | |
| | Paterson | No minimum wage ordinance | | | |
| | Trenton | No minimum wage ordinance | | | |
| New Mexico | Albuquerque | All employers | \$8.75 | Adjusted annually for inflation | Yes |
| New York | New York City ³ | Employers that operate chain fast food restaurants with 30 or more locations nationwide ⁴ | \$10.50 | \$12.00 (eff. 12/31/16) \$13.50 (eff. 12/31/17) \$15.00 (eff. 12/31/18) | No |
| | | General industry employers with 10 or fewer employees | \$10.50 (eff. 12/31/16) | \$12.00 (eff. 12/31/17) \$13.50 (eff. 12/31/18) \$15.00 (eff. 12/31/19) | |
| | | General industry employers with 11 or more employees | \$11.00 (eff. 12/31/16) | \$13.00 (eff. 12/31/17) \$15.00 (eff. 12/31/18) | |
| North Carolina | Charlotte | North Carolina cities and other units of local government can't establish or enforce minimum wage requirements for private employers (N.C. Gen. Stat. § 95-25-1 (N.C. Sess. Law 2016-3 (H.B. 2), L. 2016)). | | | |
| | Durham | | | | |
| Ohio | Cincinnati | No minimum wage ordinance | | | |
| | Cleveland | No minimum wage ordinance | | | |
| | Columbus | No minimum wage ordinance | | | |
| Oklahoma | Oklahoma City | Oklahoma municipalities or other political subdivisions can't establish minimum wage requirements for private employers (Okla. Stat. tit. 40, § 160). | | | |
| | Tulsa | | | | |
| Oregon | Portland | No minimum wage ordinance | | | |
| Pennsylvania | Philadelphia | No minimum wage ordinance | | | |
| | Pittsburgh | No minimum wage ordinance | | | |
| Tennessee | Memphis | Tennessee local governments can't establish minimum wage rates that are higher than the state or federal minimum wage (Tenn. Code Ann. § 50-2-112). | | | |
| | Nashville | | | | |

California Employers Compensation Resource Guide

| Cities, by State | | Covered Employers | General Hourly Minimum Wage Rate | Future Hourly Minimum Wage Rate | Notification Requirements | |
|------------------|--|--|--|--|--|---------------------|
| Texas | Austin | Texas municipalities, counties or other political subdivisions can't establish minimum wage requirements for private employers (Tex. Lab. Code Ann. § 62.0515). | | | | |
| Washington | Dallas | Hospitality and transportation employers | | | | |
| Wisconsin | El Paso | Employers with 500 or fewer employees | | | | |
| | Fort Worth | | | | | |
| | Houston | | | | | |
| | San Antonio | | | | | |
| | SeaTac | | | | | |
| | Seattle | | | | | |
| | Seattle Spokane | Employers: <ul style="list-style-type: none"> • with 501 or more employees, or • that operate franchise businesses with 500 or more employees nationwide | \$15.24 | Adjusted annually for inflation | Yes | |
| | Seattle Spokane Tacoma | No minimum wage ordinance | \$10.50 | \$11.00 (eff. 1/1/17) \$11.50 (eff. 1/1/18) | Yes | |
| | | All employers | \$12.50 | \$13.50 (eff. 1/1/17) \$15.00 (eff. 1/1/18) | | |
| | | Milwaukee | Effective Jan. 1, 2017, Wisconsin cities, villages, towns and counties can't establish minimum wage requirements for private employers Wis. Stat. Ann. §§ 104.001 (Wis. Chap. 55 (S.B. 21), L. 2016) | | | |
| | | | | \$10.35 | \$11.15 (eff. 1/1/17) \$12.00 (eff. 1/1/18) | Yes |

¹ On Jan. 19, 2016, the Long Beach City Council [directed](#) the City Attorney to prepare an ordinance that will increase the minimum wage to \$13.00 per hour for all private employers.

² Employers must post a summary of Baltimore's minimum wage ordinance in a conspicuous location.

³ Under New York State law, New York City employers are required to implement minimum wage increases before employers in other parts of the state (N.Y. Lab. Law [§ 652](#) (S.B. S6406C) L. 2016)

⁴ New York State offers a [fact sheet](#) to help New York City employers that operate fast food chains comply with minimum wage requirements

E. FLSA Final Overtime Exemption

Key Provisions of the Final Rule

The Final Rule focuses primarily on updating the salary and compensation levels needed for Executive, Administrative and Professional workers to be exempt. Specifically, the Final Rule:

1. Sets the standard salary level at the 40th percentile of earnings of full-time salaried workers in the lowest-wage Census Region, currently the South (\$913 per week; \$47,476 annually for a full-year worker);
2. Sets the total annual compensation requirement for highly compensated employees (HCE) subject to a minimal duties test to the annual equivalent of the 90th percentile of full-time salaried workers nationally (\$134,004); and
3. Establishes a mechanism for automatically updating the salary and compensation levels every three years to maintain the levels at the above percentiles and to ensure that they continue to provide useful and effective tests for exemption.

Additionally, the Final Rule amends the salary basis test to allow employers to use nondiscretionary bonuses and incentive payments (including commissions) to satisfy up to 10 percent of the new standard salary level.

The effective date of the final rule is December 1st, 2016.

The initial increases to the standard salary level (from \$455 to \$913 per week) and HCE total annual compensation requirement (from \$100,000 to \$134,004 per year) will be effective on that date. Future automatic updates to those thresholds will occur every three years, beginning on January 1st, 2020.

FLSA Overtime

Overview

<https://www.dol.gov/sites/default/files/overtime-overview.pdf>

FAQ

<https://www.dol.gov/WHD/overtime/final2016/faq.htm>

Employers Guide

<https://www.dol.gov/whd/overtime/final2016/general-guidance.pdf>

F. Gender Wage Equality — Fair Pay Act (California)

Both state and federal law provide protections against wage discrimination on the basis of gender.

California recently enacted the Fair Pay Act, which revises and expands previous state law (Labor Code section 1197.5) relating to gender pay inequality or disparity and provides greater protections than federal law. The Fair Pay Act is effective January 1st, 2016.

Under prior state law, you could not pay an employee less than the rate paid to an opposite-sex employee in the same establishment for equal work on jobs that required equal skill, effort and responsibility. However, this standard was removed from California law.

Under the new California Fair Pay Act, employers are prohibited from paying any of their employees less than employees of the opposite sex for “substantially similar work.” The term “substantially similar work” replaced the “equal work” for “equal skill, effort and responsibility” standard contained in the prior law.

The burden is on employers to justify pay differentials from an acceptable list of factors that must be applied reasonably. The relied upon factors must account for the entire wage differential.

Unlike FEHA and Title VII, neither the state Fair Pay Act or the federal Equal Pay Act require an employee to show any discriminatory intent.

The California Fair Pay Act also enacts provisions to address “pay secrecy,” which the legislature found contributes to the gender wage gap “because women cannot challenge wage discrimination that they do not know exists.”

California law provides greater protections than federal law. Other state and federal protections also exist. For more information, see Other Fair Pay Laws.

Proving Unfair Pay

Under the California Fair Pay Act, you are prohibited from paying any of your employees an amount less than employees of the opposite sex for “substantially similar work.”

“Substantially similar work” means a composite of skill, effort and responsibility that is performed under similar working conditions. It does not have to be the exact same job title or function.

Employer Burden to Show No Disparity

Paying different wages to employees of different genders who are performing substantially similar work can only be justified if the employer shows all of the following:

- The pay difference is based on one or more of the following four listed factors:
 - 1) A seniority system
 - 2) A merit system
 - 3) A system that measures earnings by quantity or quality of production
 - 4) A bona fide factor other than sex, such as education, training or experience;
- Each factor you rely on is applied reasonably; and
- The one or more factors you rely on account for the entire pay difference.

To defend a pay differential based on the fourth factor — “bona fide factor other than sex” — you must also demonstrate that the factor:

- Is not gender based;
- Is job related; and
- Is consistent with “business necessity.”

Business Necessity

“Business necessity” is specifically defined under this law to mean that you have an overriding legitimate business purpose and the factor relied upon effectively fulfills the business purpose it is supposed to serve.

If the employee shows that an alternative business practice exists that would serve the same business purpose without creating the pay difference, you cannot rely on this defense.

Geographic Differences, Shift or Hour Differentials

What happens if employees do not work at the same establishment or even within the same geographic location? The previous version of this law stated that the employee had to show that the pay difference was between employees “within the same establishment.”

California Employers Compensation Resource Guide

Under the new Fair Pay Act, the employee does not need to meet this requirement. Employees who claim that they are being paid unfairly based on gender can compare themselves to employees working in different geographic locations.

However, the author of the legislation submitted a letter into the legislative file, stating that differences in geographic locations can be considered a “bona fide factor.” The letter also notes that work performed on different shifts or at different times of day can also be considered bona fide factors.

It will be the employer's burden to show that a pay difference based on different geographic location, different shifts, or different times of day is consistent with business necessity and job related, as specified above.

If the pay of an employee in Bakersfield, for instance, is being compared to the pay of an employee in San Francisco it does not automatically disqualify the claim. Instead, the employer must justify why this is a “bona fide factor.”

Pay Secrecy Prohibited

Under California's Fair Pay Act, employers cannot prohibit employees from:

- Disclosing their own wages
- Discussing the wages of others
- Asking about another employee's wages
- Aiding or encouraging other employees to exercise their rights under the Fair Pay Act

However, the Act does not create an obligation to disclose wages when asked.

It is important to remember that the ability of employees to discuss wages is already protected by other existing state and federal laws, even though the Fair Pay Act also includes this same protection. For more information, see “Discussion of Wages or Working Conditions”.

Retaliation Prohibited

The Fair Pay Act also prohibits employers from terminating, discriminating or retaliating against an employee who exercises his/her rights under the Act, assists others in exercising their rights or acts in any way to invoke or enforce the Act, such as bringing a complaint with the Labor Commissioner.

Fair Pay Act Remedies

The law provides different enforcement methods and remedial measures.

Administrative remedies:

- An employee can file a complaint with the Division of Labor Standards Enforcement (DLSE) that the employer has violated the Fair Pay Act. The DLSE can investigate and enforce any payment owed to the employee(s).
- The Department of Industrial Relations (DIR) or the DLSE can bring a civil action on behalf of the employee and other similarly affected employees to recover unpaid wages, an additional equal amount as liquidated damages and costs of suit. – In other words, if \$15,000 of wages were owed due to the unlawful wage differential, the employee would get an additional \$15,000 in liquidated damages.

Civil remedies:

An employee can bring a civil action for the amount of wages not fairly paid, an equal amount of liquidated damages, interest, costs of suit and reasonable attorneys' fees. A civil action must be brought within two years after the cause of action occurs; if the violation is willful, then the claim must be brought within three years.

An employee who has been retaliated or discriminated against for asserting his/her rights or for protected wage discussions can file a civil action for reinstatement, reimbursement of lost wages and work benefits, interest and other equitable relief. A civil action under this provision must be brought within one year after the cause of action occurs.

Recordkeeping under the Fair Pay Act

You must keep the following employee records for three years:

- Wages and wage rates
- Job classifications
- Other terms and conditions of employment

Previously, the law only required recordkeeping for two years.

California Employers Compensation Resource Guide

How to Evaluate Whether a Pay Differential Exists

Employers may want to examine pay rates for the same or substantially similar jobs in light of the California Fair Pay Act. When determining whether a pay differential may exist, group all employees of the same gender that do substantially similar work into one group. This will be the “comparator group” that must be used by the employee to demonstrate a gender wage disparity. When grouping employees, look at the skills, effort and responsibilities of the job as well as the working conditions. For example, if male employees in the comparator group are paid \$10,000 more a year than a female employee in the same comparator group, then a gender pay disparity exists.

If a gender pay disparity exists, review the four factors listed above and determine whether, based upon the four factors reasonably applied, the differential is justified and accounts for the entire pay difference. Remember that if you rely on the fourth factor — “bona fide factor other than sex” — you must also demonstrate that the factor is not gender based and is job related and consistent with business necessity, as defined.

Pay close attention to market factors when evaluating whether a pay differential exists. While market factors may be relevant when negotiating a compensation package, market factors alone will not overcome a pay differential.

Additionally, take note of any geographic differences between employees located in different locations. Like market conditions, geographic differences can be considered a “bona fide factor,” when justifying the existence of a wage disparity. However, it is no longer the case that geographic differences alone will justify a wage differential.

Because of potential exposure to a Fair Pay Act claim, consider conducting any analysis of pay rates with the advice of an attorney. In addition, documentation of salary decisions is crucial.

Fair Pay Act Guidance

The following are tips to consider:

- Ensure that compensation decisions are based on objective considerations. This includes increases for retention purposes, as well as discretionary bonuses.
- Remember that compensation doesn't just mean straight salary, but includes all forms of compensation, such as bonuses or commissions.
- Document all compensation decisions. This includes all factors relevant to the employee's compensation, such as market factors, geographic location, etc.
- Review job descriptions to ensure that they support salary decisions and reflect actual job duties, functions, skills and responsibilities.
- Ensure that you do not discipline employees for discussing wages and review employee handbooks to remove any prohibitions that may exist.
- Remember that, while an employee can ask about wages, the employer is not required to disclose the wages of other employees.
- Train hiring managers and others that make salary related decisions in compliance with the Fair Pay Act.
- Update, if necessary, your record retention practices to account for the three year record retention requirement under the new law.
- Prohibit retaliation against employees for asserting rights under the Fair Pay Act and ensure that you have a reporting mechanism in place. This can be part of your existing equal employment opportunity policy.

Again, strongly consider working with counsel to develop any fair pay analysis.

Other Fair Pay Laws

In addition to California's Fair Pay Act, the state Fair Employment and Housing Act (FEHA) also prohibits gender discrimination which includes discrimination in compensation decisions.

Moreover, while California law is now broader than federal law, the federal Equal Pay Act,⁴² the federal Lilly Ledbetter Fair Pay Act of 2009 and the federal Title VII also prohibit discriminatory compensation decisions.

The federal Equal Employment Opportunity Commission (EEOC) has settled several matters involving pay discrimination in recent years and considers it a priority enforcement issue.

California Equal Pay Act: Frequently Asked Questions

http://www.dir.ca.gov/dlse/California_Equal_Pay_Act.htm

Federal Department of Labor Equal Pay Employers Guide

<https://www.dol.gov/sites/default/files/documents/featured/equalpay/equalpay-employer.pdf>

California Employers Compensation Resource Guide

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 - A leading source for intelligent business, HR solutions, and employer advocacy, helping thousands of employers across the country – and around the world.
 - **Membership:** Employers Group serves as a member-based organization comprised of small to large businesses (10,000 + employees) representing multiple industries from manufacturing, professional services, healthcare and government.

- **Compensation Solutions**
 - At Employers Group, our consultants understand your needs. Our extensive HR background lets us tailor a program that goes above and beyond to meet your compensation and assessment needs.
 - Our resources and data give us the full knowledge to give you a competitive compensation plan to compete with today’s labor market.
 - Our Compensation Solutions Include:

| Compensation Services | Job Classification Services | Services May Include |
|---|---|---|
| <ul style="list-style-type: none"> ○ Comparative Market Pricing and Analysis ○ Wage & Salary Administration Policy ○ Incentive Plan Design and Alternative Pay Programs ○ Executive Compensation Review ○ Performance Management | <ul style="list-style-type: none"> ○ Job Analysis and Evaluation Programs ○ Job Descriptions ○ FLSA Exemption Review (“exempt” vs. “nonexempt”) ○ Salary Grades | <ul style="list-style-type: none"> ○ Documentation and recommendations for compensation policies ○ Implementation, including employee & management training ○ Strategic planning on compensation issues ○ Compensation philosophy development ○ Online solutions |

Learn More: www.egsurveys.net/compensation-solutions/

- **Juan P. Garcia – Organizational Research Services Director**
 - Direct Employers Group’s Total Rewards consulting practice
 - Responsible for advancing practices and findings around a total rewards model
 - Oversee EG’s organizational assessment services, including employee opinion surveys, opinion polls, and custom surveys
 - Over 20 years of practical experience in compensation, research, and consulting

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