

HR and Technology: Best Practices Tina Harkness, Esq., SPHR



Roadmap



- Paperless (less paper) HR
- HRIS/HRMS
- BOYD
- Social Media
- Why technology projects fail



- What can be electronically stored?
 - Most employment records
 - But, not . . .
 - COBRA notices
 - HIPAA certificates of creditable coverage
 - Extensive electronic storage requirements for I-9s
 - W-4s can be phone/electronic
 - Consent required for sending electronic W-2s



- Follow <u>U.S. Dept. of Labor guidelines</u> on electronic recordkeeping for pension/welfare benefit plans
 - System has reasonable controls to ensure the integrity, accuracy, authenticity and reliability of the records
 - Records maintained in reasonable order, in a safe and accessible place, and in a manner that can be readily inspected or examined
 - Records readily converted into legible and readable paper copy
 - Adequate records management practices established and implemented



- E-signatures equal to written if:
 - Unique to person using it,
 - Capable of verification,
 - Under sole control of person using it, and
 - Linked to data such that signature is secure.
- But, software needed can be expensive



- Paperless Payroll
 - Cost-effective
 - Reduced administrative burden
 - But, state law may prohibit compelling direct deposit
 - Pay cards instead of live checks?
 - All employee access to private computer/printer



- Business Continuity/Disaster Recovery
 - Personnel, sites, IT systems and applications, communication tools, equipment and supplies
 - Records must be retrievable at any time
 - Plan for the worst
 - Off-site tape/drive back-ups or electronic vaulting
 - Cloud/SAS technology
 - http://www.ready.gov/



- HR Information/Management Systems
 - Software or web-based solutions for the entry, tracking, and reporting needs of HR, payroll, and management functions of a business
 - Automate previously manual tasks
 - May be more efficient and allow for better data management, reporting, and analysis



- Commonly used for:
 - Production and distribution of reports
 - Accuracy of data
 - Security of data
 - Currency/timeliness of data
 - Presentation of data to top management





- Emerging areas:
 - Employee self-service
 - Kiosks to change personal info, benefits elections, W-4 data
 - Talent management
 - Identify high-performers
 - Identify critical skills and knowledge
 - HR metrics more forecasting



- When selecting, consider:
 - Why do you need it?
 - What is your budget?
 - Who should help with selection?
 - Will it integrate with other existing systems?
 - Will it grow with the organization?

Develop needs/wants list before you shop



- When selecting, consider:
 - Off-the-shelf vs. customizable
 - Security measures
 - Mainframe vs. cloud/SAS



BYOD (Bring Your Own Device)

- Allow or not?
- Concerns
 - Access?
 - Limited Company systems
 - Secure personal device
 - Support/protection
 - Remote wipe at loss/termination





BYOD (Bring Your Own Device)

- Emerging legal issues
 - Privacy
 - Employee acknowledgement/agreement
 - Pay for all or a portion
 - Wage/hour
 - Inappropriate use/Harassment?



Social Media

- Branding
- Recruiting
- Screening
 - Not everything is relevant
 - Requiring passwords?
 - Attempts to gain unauthorized access





Social Media

- Discipline/discharge?
 - How bad can the employee hurt you?
 - What would you do if social media was not involved?
- Employee NLRA Section 7 rights
 - Protected concerted activity vs. personal gripe
 - NLRB activity



Social Media

- Policies can prohibit
 - Disclosure of proprietary/nonpublic info and trade secrets
 - Defamation
 - Malicious conduct or harassment
- Be cautious about
 - Prohibiting use of logos
 - Prohibiting saying anything bad about you
 - Prohibit talking to third parties/media
 - Prohibiting talking about terms of employment



Why Technology Projects Fail

- Tool does not meet business needs
- Tech doesn't solve poor program design
- Letting tech limits dictate design
- Tech implemented in isolation
- Change management/user adoption





Why Technology Projects Fail

- Successful tech projects need:
 - Clear goals and success measures
 - The right program design
 - Functional and effective processes
 - Technology that supports the objectives
 - A strong business case
 - Implementation and change management assistance



Questions

Thank you!

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