DOJ Brings First Criminal Challenges to Wage-Fixing and No-Poach Agreements

“More than four years after the U.S. Department of Justice (DOJ) and U.S. Federal Trade Commission (FTC) jointly released the Antitrust Guidance for Human Resource Professionals in 2016 (Antitrust Guidance), the DOJ has brought its first criminal indictments for wage-fixing and no-poach agreements.” Full Article

Skadden, Arps, Slate, Meagher & Flom LLP

Toxic Company Culture: A Major Obstacle for Corporate Compliance Programs

“One of the main pillars of an effective compliance program is fostering a suitable corporate environment, and thus corporate culture.” Full Article

Cetinkaya
The Families First Coronavirus Response Act in 2021: Considerations for Employers

“The Consolidated Appropriations Act 2021 did not extend the Families First Coronavirus Response Act (FFCRA), but the FFCRA can still impact an employee’s leave.”  

State Bar of Wisconsin

EEOC Withdraws Proposed Rules on Employer Wellness Incentives, Leaving Uncertain the Permissibility of COVID-19 Vaccination Incentives

“The U.S. Equal Employment Opportunity Commission (EEOC) announced last Friday that it was withdrawing two proposed rules regarding the incentives employers can provide their employees as part of a wellness program without violating the Americans with Disabilities Act (ADA) or Genetic Information Nondiscrimination Act (GINA).”  

K&L Gates LLP

Getting Back to Basics: Intermittent FMLA Leave

“In concept, the FMLA is simple.”  

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

OSHA Waives Form 300A Posting Requirements for Establishments Closed Due to COVID-19

“The Occupational Safety and Health Administration ("OSHA") recently updated its recordkeeping guidance, mandating that covered employers closely monitor and report certain work-related injuries or illnesses.”  

Epstein Becker & Green, P.C.
## STATE & INTERNATIONAL COMPLIANCE

### CALIFORNIA

#### 2021 California COVID Guide: What To Do If Employees Test Positive for COVID-19

“Given the barrage of local, state, and federal COVID-19 legislation in 2020, California employers may be confused as to what to do now—in 2021—when employees test positive for COVID-19.”  

[Full Article](#)  

*Davis Wright Tremaine LLP*

### CALIFORNIA

#### California Supreme Court Clarifies Dynamex’s “ABC” Test, Concluding that Independent Contractor Status Applies Retroactively

“A Maryland federal district court’s decision underscores the need to preserve evidence once notified of a potential lawsuit and the significant consequences for not doing so.”  

[Full Article](#)  

*Troutman Pepper Hamilton Sanders LLP*

### ILLINOIS

#### Do Illinois Businesses Face a Wave of Lawsuits Following the COVID-19 Pandemic?

“To say Illinois has been significantly affected by the COVID-19 pandemic would be a dramatic understatement.”  

[Full Article](#)  

*Baker Sterchi Cowden & Rick LLC*

### NEW JERSEY

#### New Jersey Bill to Amend Workers’ Compensation Statute Would Interfere with Employers’ Hiring Practices

“The New Jersey Assembly Committee has voted to approve Assembly Bill No. 2617, a hiring preference bill that would affect employers with 50 employees or more.”  

[Full Article](#)  

*Goldberg Segalla*

### PENNSYLVANIA

#### Progressive Paid Leave Policy Introduced in Philadelphia City Council

“Last week, legislation was introduced in Philadelphia City Council that could potentially impact business operations across Philadelphia.”  

[Full Article](#)  

*Cozen O’Connor*