

Webinar on

# How to Navigate Political Speech in the Workplace

### **Learning Objectives** What every employer needs to know about the Federal Election Campaign Act? When a political non-solicitation policy can land an employer in a legal battle? To know the Best practices for communicating a political activity policy to the workforce Dress code dos and don'ts as applicable per political speech—and limitations under the National Labor Relations Act To discuss the first amendment and its role in controlling political speech at work To explore the National Labor Relations Act and how the statute applies to politically charged speech



When it's acceptable to discipline an employee for political-related behavior, including answers to questions such as:

o What's likely to constitute political harassment in the workplace?

o What's the threshold for establishing business harm on account of an employee's political speech?



Political speech at work is creating more of a problem now than it did during the 2016 Presidential election!!! With talk of impeachment, it has escalated even more.

#### **PRESENTED BY:**

Dr. Susan Strauss is a national and international speaker, trainer and consultant. Her specialty areas include management/leadership development, organization development, communication, and harassment and bullying. She is an expert witness for discrimination and harassment lawsuits. She trains and consults with business, education, healthcare, law, and government organizations from both the public and private sectors.

**On-Demand Webinar** 

**Duration: 60 Minutes** 

Price: \$200

## **Webinar Description**

Political speech at work is creating more of a problem now than it did during the 2016 Presidential election!!! With talk of impeachment, it has escalated even more. A new survey has found that a significantly increased percentage of employees are feeling stressed and strained because of political speech since the 2016 campaign! Employees are feeling more cynical and negative at work due to political talk. Employees report that the negativity and divisiveness have caused them to be less productive, interferes with them getting their work done and in gender to be angrier and to have a negative view of their colleagues. Employers are firing employees for their Facebook posts and pictures. These days calling someone a Democrat or a Republican is sometimes seen as bullying.



Let's face it, along with religion, sex, and money, politics is one of the most contentious topics in our conversation. Do employers need to be careful of political affiliation discrimination – wait, does that even exist? What laws or regulations should employers consider in setting the tone of political discussions at work if any? Don't workers have freedom of speech to discuss politics as they see fit? Does freedom of speech apply in the workplace? Or, can it get you fired? What does the National Labor Review Act (NLRA) say about speech? Some political speech runs the risk of violating Title VII and other civil rights laws. Financial challenges include the risk of discrimination-Bernie is "too old" to be president, Warren is a woman. In 2016 it was said that Cruz "wore his religion on his sleeve", Trump is "narcissistic and crazy", and Hillary is a "b----". Is it okay for me to make those statements about these current and former candidates in the workplace or could it be construed as discrimination? Are you angry and wanting to revolutionize the government or are you thinking it won't be realistic and need to approach the 2020 election with a bit more mainstream thinking? And what do your co-workers believe? Does management (and the organization) stay neutral in their stance or are they outspoken in expressing their viewpoints? Does it matter?



Employers need to be cautious regarding discussing politics in the workplace except in certain states. Political speech at work should fit into an organization's diversity and inclusion strategy. Written political statements on clothing also need to be recognized in the organization's dress code. Thirty-five percent of employers openly share their political views with employees; 36% of employees discuss politics at work; Of those who did, 23% said it led to heated discussion or an argument. Only 25% of organizations have a written policy on political activities. Eighty percent of employees believe it would be illegal for their employers to terminate them for engaging in political speech at work. Is there an ethical viewpoint in speaking politics at work? If political speech isn't handled well by the organization, it risks not only lawsuits but absenteeism and turnover. Shouldn't political speech be an important element of your organization's diversity and inclusion initiative? Political speech at work is more complex than we likely have given consideration—organizations will benefit from getting a strong handle on the complexity with our contentious political divide.



#### **Who Should Attend?**

CEO

COO

CFO

VP of HR

All HR directors, managers, and generalists

Supervisors

Managers

Director of Risk Management





# Why Should Attend?

- •To learn workers' rights about political speech
- •To know what the legal rights and responsibilities of the workplace/employer include a political speech by the organization and management
- •To diminish bias and risk of liability regarding political speech





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