

FROM: STATE BOARD FOR COMMUNITY COLLEGE EDUCATION
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 20
Emergency rules
relating to (Name of rules or description of subject matter)

Employee participation in political activities

(ALTERNATIVE A. Use only for adoption of permanent rules)

~~pursuant to Notice No. _____ ① filed with the code reviser
on _____ ② were regularly adopted as permanent rules of this
(date)
agency at _____ on _____ and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be _____ ③~~

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of these rules is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest, were regularly adopted as emergency rules of this agency at Evergreen Inn _____ on 9/13/73 and are herewith filed in _____
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter 34.04 RCW and of the Open Public Meetings Act of 1971, chapter 42.30 RCW (1971 ex.s. c 250) have been fulfilled.

Dated this 13th day of September 1973.

STATE OF WASHINGTON
FILED
SEP 13 1973
CODE REVISER'S OFFICE
COCKET #201 FILE # 1

STATE BOARD FOR COMMUNITY COLLEGE EDUCATION
(AGENCY)

By *Arthur J. Perry*
Title: Chairman

- ① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
- ② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
- ③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING: RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

RESOLUTION NO. 73- 42

WHEREAS, the Board of Trustees of the State Board for Community College Education finds that the immediate adoption of Washington Administrative Code regulations governing the employee participation in political activities are necessary for the preservation of the public health, safety or general welfare and that the observance of the requirement of notice and opportunity to present views and proposed action will be contrary to the public interest in that employees have indicated that the value to participate in upcoming elections.

NOW THEREFORE, be it resolved by the Board of Trustees of the State Board for Community College Education to adopt the WAC amendments which have been attached hereto and made a part hereof as emergency rules for this organization.

This resolution and annexed amendments after being first recorded as an administrative order in the Order Register of the State Board for Community College Education shall be forwarded to the Code Reviser for filing as emergency rules pursuant to chapter 34.04 RCW.

APPROVED AND ADOPTED this 13th day of September, 1973.


Chairman of the Board

WAC 131-40-010 In the belief that citizen involvement in public affairs is basic to the effective functioning of government at all levels, it shall be the general policy of the State Board for Community College Education to encourage the participation of employees of the Office of the State Board in public affairs and the full exercise of their privileges and duties as citizens.

The purpose of the following provisions is to provide guidance to employees of the State Board so that they may engage in political activity in a manner consistent with the policies of other state agencies, the laws of the State of Washington, and the United States code sections covering political activity of state employees engaged in activities funded in whole or in part by federal funds. Both classified and exempt employees shall be governed by these provisions.

(1) Solicitation for any partisan political purpose or any compulsory assessment or involuntary contribution is prohibited. No person shall solicit on state property any contribution to be used for partisan, political purposes.

(2) Employees shall have the right to vote and to express their opinions on all political subjects and candidates but shall not hold any political party office or participate in the management of a partisan, political campaign. Nothing in this section shall prohibit an employee from participating fully in campaigns relating to constitutional amendments, referendums, initiatives, and issues of a similar character and for non-partisan offices.

(3) Nothing in this section shall prohibit appointment, nomination or election to part-time public office in a political subdivision of the state when the holding of such office is not incompatible with, nor substantially interferes with, the discharge of official duties in state employment.

(4) Nothing in this section shall prohibit appointment, nomination, or election to public office at the federal level, provided that upon such appointment or election to a full-time position the employee shall resign his State Board position without claim of reinstatement and provided further that the requirements of the Hatch Act are met.

(5) The rules and regulations of the United States Civil Service Commission that pertain to political activities shall apply to any person employed through or otherwise engaged in the administration or operation of federal grant programs.

WAC 131-40-020 The following provisions shall apply to employees who are candidates for appointment or election to public office or who seek to participate in campaigns for constitutional amendments, referendums, initiatives, other similar activities, or candidates for non-partisan public offices.

(1) Employees may engage in political activity as set forth above without reduction in salary and status when in the judgment of the State Director appropriate arrangements can be made to ensure that the individual's assigned duties are effectively discharged.

(2) When in the judgment of the State Director circumstances warrant, an employee shall be granted a leave of absence without pay or authority to use accrued annual vacation leave to engage in such political activity.

(3) The employee shall also be entitled to receive a reduced assignment and pay status in order to engage in such political activity when in the judgment of the State Director such reduced work status will not substantially interfere with the effectiveness of his office and the function of the State Board.

(4) If the employee concerned is the Director or Deputy Director, the State Board shall make the determination required above.