

700 Finance and Personnel

714 Professional Employee Work Stoppage or Strike

1.0 Work Stoppage or Strike

- 1.1 If it is determined that illegal activity such as a work stoppage or strike has taken place, the local Board of Education or charter school shall:
 - 1.1.1 Adopt a resolution informing the exclusive negotiating representative that the employee organization has violated the terms of 14 **Del.C.** §4016, and such organization as the exclusive representative will be revoked at a time to be determined by the local Board of Education or charter school;
 - 1.1.2 Refrain from making payroll deductions for the dues of any employee organization, which violated the law unless such dues are deducted pursuant to a court order entered for the purpose of securing the payment of a contempt fine;
 - 1.1.3 Deduct salary for unexcused absence in accordance with 14 **Del.C.** §1320;
 - 1.1.4 Execute items 1.1.2 and 1.1.3 above in the preparation of the next regular payroll;
 - 1.1.5 Require a medical certificate for each employee absent claiming sick leave during the period of the strike.

13 DE Reg. 1078 (02/01/10)

2.0 School Days Lost

- 2.1 As a part of any settlement following a strike or work stoppage, the local Board of Education or charter school shall not enter into any direct or implied agreement, which would permit school days lost because of the strike to be rescheduled.
- 2.2 Similarly, the local Board of Education or charter school shall not agree to extend the school year or to request such an extension from the Secretary of Education.

3 DE Reg. 1077 (2/1/00)

8 DE Reg. 1132 (2/1/05)

13 DE Reg. 1078 (02/01/10)