

SUBPART 8-4
HOMELAND SECURITY AND EMERGENCY RESPONSE

Sec. 8-401. Policy Statement. In order to ensure immediate and effective action in the event disasters or emergencies occur, the University shall have an Emergency Response and Disaster Control Plan.

Sec. 8-402. Responsibility for Emergency Management; Appointment of Director of Emergency Management and Assistants. The President shall be responsible for emergency management within the University. The President shall appoint a designee as a Director of Emergency Management and such assistants as are deemed necessary by the President. The President or his designee shall be responsible for the development, maintenance, and supervision over planning and administration for emergency response organization, emergency preparedness and response programs and emergency regulations.

Sec. 8-403. Strikes.

(1) If in the event of a strike by University employees the President determines that the strike will cause irreparable harm to the students of the University or to the University, the President is authorized to institute suit in the Mecosta County Circuit Court or other appropriate court to enjoin the continuation of the strike and to take other appropriate action. For purposes of this section, “strike” shall mean a strike as defined in the Michigan Employment Relations Act. Prior to taking any action pursuant to this section, the President shall confer on the matter with the Chairperson of the Board.

(2) The term “strike” is defined in the Michigan Employment Relations Act to mean the concerted failure to report for duty, the willful absence from one’s position, the stoppage of work, or the abstinence in whole or in part from the full, faithful, and proper performance of duties of employment, for the purpose of inducing, influencing, or coercing a change in the condition, or compensation, or the rights, privileges, or obligations of employment.

(3) The Michigan Employment Relations Act further provides that such act “shall not be construed to limit, impair, or affect the right of a public employee to the expression or communication of a view, grievance, complaint, or opinion on any matter related to the conditions or compensation of public employment or their betterment, so long as the same is not designed to and does not interfere with the full, faithful, and proper performance of the duties of employment.”

(4) Section 6 of the Michigan Employment Relations Act also provides: “Notwithstanding the provisions of any other law, any person holding such a position who, by concerted action with others, and without the lawful approval of his superior, willfully absents himself from his position, or abstains in whole or in part from the full, faithful and proper performance of his duties for the purpose of inducing, influencing or coercing a change in the conditions or compensation, or the rights, privileges or obligations of employment shall be deemed to be on strike...”

Cross Reference:

Public Safety Policy Letter, PSPL 04:01, *Homeland Security and Emergency Response*

Prior Board Action:

Entire Subpart 8-4 included in October 19, 2001 Codification, Phase I.

Entire Subpart 8-4 included in October 22, 2004 Codification, Phase II.