

May 28, 2019

2.7 Assembly, Picketing, & Demonstrating Policy with proposed revisions

Executive Summary of Feedback Received from the Portal

April 26, 2019 the draft 2.7 Assembly, Picketing, & Demonstrating Policy with proposed revisions was opened for review and comment on the College's Portal. A total of one comment was submitted, containing three individual questions.

Clarification on Procedures

1. ... as the Procedure relative to this policy has not been included, the reference to "step one" of the Procedure, seems questionable. For example, as there seems to be an application process, who reviews the application for approval? What forms of bias prevention measures are in place to assure that approval (or more so, disapproval) is not determined based upon the individual beliefs of the reviewer? In addition, the applicability clause is also vague, leaving a question of concern in regard to faculty participation.
2. Within the comment labeled "FJ04" it is stated that "When public employees make public statements pursuant to their official duties, they are not speaking as citizens for First Amendment purposes, and the Constitution does not insulate their communications from employer discipline." ...does the inclusion of this serve only as a means to silence the Faculty Members of the MCC Community.
3. ...why has this policy not come before the SGA and SEGA for review and approval? That within itself is a shared governance violation...

Administrative Response:

1. The Procedure relative to this policy has not been included
 - a. Procedure 2.7P is located on the policy webpage. Procedures are approved by College Officers. Recommended revisions to procedure 2.7P were shared with College Officers on May 7, 2019, sent to Shared Leadership Coordinating Council (SLCC) electronically on May 7, 2019, and added to the Policy Portal on May 9, 2019 as an informational item. Suggested revisions to procedure 2.7P will be considered for approval pending the BOT approval of revised policy 2.7.
2. Does the inclusion of comment FJ04 serve only as a means to silence the Faculty Members of the MCC Community?
 - a. Procedure 2.7, and the recommended revisions to procedure 2.7 clarify the process for Faculty Members of MCC to request permission to assemble, picket, or demonstrate
3. Why has this policy not come before the SGA and SEGA for review and approval?

- a. The policy review process included information sharing with President's Staff on March 19, 2019, SLCC membership on April 23, 2019, and the College community for a 30 day review period via the Policy Portal April 26, 2019 – May 25, 2019. SLCC is the designated place for policies to be shared with Shared Governance Groups. Student Government is a member of SLCC. Policies are approved by the BOT.
- b. In response to this question, John Delate met with members of SGA on May 14, 2019 and Julianna Frisch met with members of SEGA on May 17, 2019 to discuss the proposed policy revisions.