

IN THE SUPREME COURT OF THE STATE OF KANSAS

FILED

ADMINISTRATIVE ORDER NO. 257

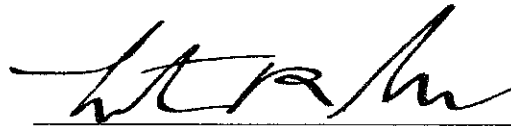
SEP 20 2011

CAROL G. GREEN
CLERK OF APPELLATE COURTS

Re: Amendment of Rule 5.16 of the Rules Relating to the Kansas Court Personnel System

Pursuant to the administrative authority granted by Article 3, section 1 of the Constitution of the State of Kansas and K.S.A. 20-162, the Supreme Court has amended Rule 5.16 of the Rules relating to the Kansas Court Personnel System, which are also known as the Kansas Court Personnel Rules, as indicated in the attached document effective this date.

BY ORDER OF THE COURT this 20 day of September, 2011.



Lawton R. Nuss
Chief Justice

Attachment

5.16 Political Activity

- a. Employees shall not directly or indirectly use their authority or official position or an express or implied offer of special favor to compel or persuade any person to apply for membership in or become a member of any organization, to pay or promise to pay any assessment, subscription or contribution, or to take part in any political activity.
- b. An employee may not use the employee's official position, Judicial Branch work time, state or county property, communication or information systems or other resources or facilities in connection with any political activity unless such activity is authorized by the Supreme Court or reasonably related to the employee's official duties.
- c. No solicitations for political contributions should occur on state or county premises used by the Judicial Branch. Literature advocating political activity or other political activity paraphernalia shall not be brought into Judicial Branch offices.
- d. Employees may not hold an elective office while employed with the Judicial Branch except precinct committee person or a nonpartisan elective office. Employees are deemed to have resigned from employment with the Judicial Branch upon filing as a candidate for holding an elective office, unless the elected office filed for is nonpartisan or is that of precinct committee person. In addition, an elective office is deemed outside employment and subject to provisions of KCPR 5.11.
- e. For purposes of this subsection, "political activity" means contacting, or urging another person or persons to contact, members of a legislative body for the purpose of proposing, supporting or opposing legislation; advocating the adoption or rejection of legislation; or recruiting, supporting, or hindering political candidates. "Legislative body" includes any federal, state and local government entity with statute, rule or policy making authority. "Legislation" includes any action by Congress, by any state legislature, by any local council or governing body, by any executive agency, by the public in a referendum, initiative, constitutional amendment, or similar procedure.
- f. Subject to the above restrictions, employees may exercise all rights of citizenship while not on duty and while clearly acting as an individual and not an employee or representative of the Judicial Branch.