

STATE OF DELAWARE



EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER ONE HUNDRED AND THIRTY-ONE

TO: HEADS OF ALL STATE DEPARTMENTS AND AGENCIES

RE: CLARIFICATION OF EXECUTIVE ORDER NUMBER THIRTY-SIX
REGARDING UNIFORM LEAVE RULES FOR EXEMPT EMPLOYEES

WHEREAS, Executive Order Number Thirty-Six, dated November 27, 1977, was promulgated to make leave rules for State exempt employees similar to those which apply to State classified employees; and

WHEREAS, Executive Order Number Thirty-Six is unclear as to how its provisions apply to exempt employees who leave one appointive post within the Executive Branch to accept appointment to another post within the Executive Branch.

NOW, THEREFORE, I, PIERRE S. du PONT, IV, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

Executive Order Number Thirty-Six, dated November 23, 1977 is hereby amended by adding to § 2 C a new subsection (3) to read as follows:

"(3) For purposes of this section, and except as otherwise provided by law, an exempt employee shall be deemed to leave State service when he or she resigns and files with the Secretary of State within 72 hours a signed statement that he or she has no agreement to return to State service, retires or dies."



APPROVED this *19th* day of *October*,
1983.

Richard L. Roach

Governor

ATTEST:

Marion C. Cant

Secretary of State