Surface Transportation Board, DOT

PART 1019—REGULATIONS GOV-
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TRANSPORTATION BOARD EM-
PLOYEES

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SOURCE: 58 FR 42027, Aug. 6, 1993, unless
otherwise noted.

§ 1019.1 Cross-reference to employee
ethical conduct standards and fi-
nancial disclosure regulations.

Members and employees of the Sur-
faced Transportation Board also should
refer to the executive branch Stand-
ards of Ethical Conduct at 5 CFR part
2635, the STB regulations at 5 CFR part
5001 which supplement the executive
branch standards, and the executive
branch financial disclosure regulations
at 5 CFR part 2634.

§ 1019.2 Interpretation and advisory
service.

(a) The Board’s Executive Counsel
shall be the Board’s Designated Agency
Ethics Official (DAEO).
(b) By June 30 of each year, the
DAEO shall report to the Board on the
operation of the Board’s ethics pro-
gram with any recommendations that
the DAEO deems advisable.

[58 FR 42027, Aug. 6, 1993, as amended at 64
FR 53267, Oct. 1, 1999]

§ 1019.3 Ex parte communications.

Members and employees of the Board
must conform to the standards adopted
by the Board in 49 CFR 1102.2.

§ 1019.4 Use of intoxicants.

Members and employees of the Board
shall not use alcohol, drugs, or other
intoxicants so as to impede the dis-
charge of their official duties.

§ 1019.5 Sexual harassment.

(a) Members and employees shall not
engage in harassment on the basis of
sex. Unwelcome sexual advances, re-
quests for sexual favors, and other
verbal or physical conduct of a sexual
nature constitute sexual harassment
when:
(1) Submission to such conduct is
made either explicitly or implicitly a
term or condition of an individual’s
employment;
(2) Submission to or rejection of such
conduct by an individual is used as the
basis for employment decisions affect-
ing such individual; or
(3) Such conduct has the purpose or
effect of interfering with an individ-
ual’s work performance or creating an
intimidating, hostile, offensive, or un-
pleasant working environment.

(b) Employees and applicants may
follow the standard Equal Employment
Opportunity Board complaint process if
they believe they have a work-related
sexual harassment problem. This re-
quires that the employee or applicant
contact an EEO Counselor within 45
days of the alleged harassment or, if a
personnel action is involved, within 45
days of its effective date.

(c) The regulations in this section
apply also to harassment based on
race, color, religion, or national origin.

§ 1019.6 Disciplinary and other reme-
dial action.

Any violation of the regulations in
this part by an employee shall be cause
for appropriate disciplinary or other
remedial action as provided in the
STB’s Manual of Administration 22–751,
which may be in addition to any pen-
ality prescribed by law. The manual is
available from the Section of Per-
sonnel Services, Surface Transpor-
tation Board, Washington, DC 20423.

[58 FR 42027, Aug. 6, 1993, as amended at 64
FR 53267, Oct. 1, 1999]

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