**Section 1130.40 Notice of Intent to Strike**

a) In addition to the limitations imposed by Section 1130.35(f) or Section 1130.55(f) and (g), *educational employees shall not engage in a strike* unless *at least 10 days have elapsed after a notice of intent to strike has been given by the exclusive bargaining representative to the educational employer, the regional superintendent* (if one exists with jurisdiction over the educational employer) *and the Illinois Educational Labor Relations Board.* [115 ILCS 5/13(b)(3)]

b) For purposes of this Section, 10 days shall mean 10 calendar days. Intervening Saturdays, Sundays or legal holidays shall be included. The day on which the notice of intent to strike is given shall not be included. The last day of the period shall be included regardless of whether the last day falls on a Saturday, Sunday or legal holiday.

c) Notice of intent to strike must be in writing and must include:

1) the name, address and affiliation, if any, of the exclusive representative;

2) the name and address of the employer;

3) a description of the bargaining unit; and

4) a statement of intent to strike.

d) Notice of intent to strike shall be considered given to the Board on the date written notice is received by the Board, unless telephonic notice is given to the Board's Executive Director or his designee during the Board's regular office hours, and confirmed immediately by written notice personally delivered to the Board's office or mailed to the Board's office by certified or registered mail.

(Source: Amended at 38 Ill. Reg. 8379, effective April 1, 2014)