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4.00 EMPLOYMENT SELECTION

All posted positions will be advertised in accordance with the state and federal laws governing equal opportunity employers.

Selection of Classified Staff will be the responsibility of the appropriate administrator and the Human Resources Director. They will seek the aid of a search committee in making selections. All persons to be employed will be nominated to the Board of Trustees by the President of the College, and employment will be subject to approval by the Board of Trustees as provided in the By-Laws.

NEPOTISM AND CONSENSUAL RELATIONSHIPS

Mineral Area College complies with the Constitution of the State of Missouri and all applicable federal, state, and local laws and regulations. Employees are required to disclose personal relationships prior to employment and immediately when changes may occur that could create a potential or perceived conflict of interest for the supervisor/subordinate.

No employee shall participate, either directly or indirectly, in a decision to appoint or hire an employee of the college, including regular and part-time positions, who is related to such person within the fourth degree of consanguinity or affinity. (Defined as: A person is related by blood (consanguinity) as closely as the fourth degree to the following: children; grandchildren; great-grandchildren; great-great-grandchildren; parents; grandparents; great-grandparents; great-great-grandparents; brothers and sisters; nephews; grand nephews; nieces; grand nieces; uncles; grand uncles; aunts; grand aunts; and first cousins. A person is related by marriage (affinity) as closely as the fourth degree to that person's spouse and to the spouse's (or domestic partner's) following blood relatives: children; grandchildren; great-grandchildren; great-great-grandchildren; parents; grandparents; great-grandparents; great-great-grandparents; brothers and sisters; nephews; grand nephews; nieces; grand nieces; uncles; grand uncles; aunts; grand aunts; and first cousins. Half-blood shall be considered the same as the whole blood. Stepchildren, stepparents, etc., shall be considered the same as blood relatives of the person or the person's spouse as the case may be. An *in loco parentis* relationship shall be considered the same as a blood relationship to the person or the person's spouse as the case may be.) Also, no employee shall supervise, either directly or indirectly, the work of another employee who is related within such fourth degree, unless the supervisory role is specifically approved by the president.

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President approval may be granted for alternative reporting structure in times of critical need. *Critical need* is defined as a college vacancy essential to the organization's operations that requires specialized skills and must be filled with time sensitivity to adequately serve the college community.

Consensual intimate relationships between members of the college community are prohibited when there is any type of supervisory or evaluative relationship. Such relationships create, or may reasonably be perceived to create, a conflict of interest, and may result in favoritism, bias, or exploitation. Violation of this policy may lead to disciplinary action up to and including termination of employment.

Current employees who are out of compliance with this policy at the time of adoption must notify Human Resources immediately and develop a plan to be compliant by June 30, 2026.

4.01 TERM OF EMPLOYMENT

Unless defined as a condition of hire, classified personnel shall be employed from July 1 to June 30 subject to their services being satisfactory, as determined by the College, and subject to compliance with the employment policies of the College. Those individuals employed after July 1 shall be employed until June 30, if considered regular employees. Part-time employees may be employed for a specific task by the hour or day.

4.03 DUTIES AND RESPONSIBILITIES

Classified personnel shall be responsible to the administrator, instructor, or other supervisor to whom they are assigned.

4.04 TERMS OF PAYMENT

Administration shall maintain an annual salary schedule. The President's Council will approve placement on the salary schedule allowing credit for relevant prior experience.

1. Employees pursuing grants should submit salaries in line with the salary schedule.
2. When allowing credit for relevant prior experience, *relevant* will be narrowly defined as work that is closely aligned with the duties and responsibilities required in the MAC position.

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- a. Administration, Professional and Classified Staff will receive 1/3 years of credit for relevant work experience prior to MAC, 1/2 years for related MAC experience, year for year for current MAC job.

4.07 EMPLOYEE DUE PROCESS

Employees may appeal any decision alleging a violation of written Board Policy. In all cases, the final board of appeal shall be the Board of Trustees, the governing body of the Community College District of the Mineral Area.

Guidelines

Except where a definite procedure exists, the following will serve as guidelines for all appeals:

1. Any employee wishing to make an appeal may have a Mineral Area College employee help advise and represent him/her in the due process procedure.
2. It will be the employee's sole responsibility to see that the appeal is placed through administrative channels within ten (10) days from the date of the alleged violation. Failure to satisfy the 10-day deadline will result in the dismissal of the appeal.
3. The President of the College will review the case referred to him/her and render a decision. In all cases, a decision will be made only after consultation with the employee and the supervisor and/or administrator.
4. If an employee disagrees with a decision made by the President of the College, he/she may submit an appeal to the Board of Trustees.

The Board may hear the appeal or affirm the decision of the President without a meeting with the employee.

5. In order to protect the welfare of the employee, all appeals shall be reviewed and resolved in a timely manner.
6. No reprisals of any kind shall be taken against any employee for participation in the due process procedure.

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4.09 WORK DAY/WEEK (EXCLUDES GENERAL SERVICES AND CAMPUS POLICE)

Unless defined as a condition of hire, the number of working hours per day during the academic year shall be seven (7) hours exclusive of lunch time. During the balance of the school year the number of working hours per day shall be six (6). The time of work each day shall be determined by the immediate supervisor.

Employees are normally expected to work Monday through Friday unless other arrangements are made by the immediate supervisor and approved by the President of the College. A workweek is defined as the period beginning on a Sunday and ending on a Saturday.

WORK DAY/WEEK (GENERAL SERVICES AND CAMPUS POLICE)

The number of working hours per day shall be eight (8) hours, exclusive of lunch time, except during emergencies. The working hours or shifts worked for General Services will be determined by the Supervisor of General Services. The working hours or shifts worked for Campus Police will be determined by the Director of the Department of Public Safety.

Employees are normally expected to work forty (40) hours per week. A workweek is defined as the period beginning on a Sunday and ending on a Saturday.

4.10 HOLIDAY SCHEDULE

Personnel will be allowed the following holidays based upon the needs of the College and the day on which the holiday falls.

New Year's Day	--	1 day
Presidents' Day	--	1 day
Spring Break	--	5 days*
Memorial Day	--	1 day
Juneteenth	--	1 day
Independence Day	--	1 day
Labor Day	--	1 day
Veterans Day	--	1 day
Thanksgiving	--	2 days
Christmas	--	6 days*
Martin Luther King, Jr.	--	1 day
Spring Holiday	--	1 day

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*General Services and Information Technology supervisors will schedule duties during college breaks; employees working holidays will be allowed to take supervisor approved time off at later dates.

4.11 SICK LEAVE

For classified employees who began working for the College prior to July 1, 2023:

The primary purpose of sick leave is to protect the staff member against losses due to incapacitating illness. All full-time staff members are eligible for sick leave. Each full-time staff member (excluding General Services and Campus Police) shall accrue unlimited sick leave at the rate of 6.75 hours for each calendar month of contracted service. General Services employees and Campus Police Officers shall accumulate 8 hours of sick leave for each contracted month of service.

Whenever any full-time staff member is compelled to be absent from duty due to personal illness, full compensation for the maximum accumulated sick leave shall be allowed. Sick leave may be taken in increments of no less than one-half hour.

At the beginning of each school year, the amount of unused sick leave will be transferred to the new contract year and additional accumulations will be made, as earned.

For absences in excess of 21 consecutive hours, the employee may be required to submit to the responsible administrator medical documentation or other acceptable evidence of incapacity to work.

Employees absent for longer than 21 hours, related to the same illness or injury, are required to notify the Human Resource Office so that it may be determined whether the leave qualifies as family and medical leave.

Paid sick leave may also be used by employees with disabilities for the purpose of securing necessary treatment. Employees may be required to use their accrued sick time during a leave of absence for their own serious health condition.

In the event of campus closure due to emergency or inclement weather, employees who have scheduled sick leave are not required to utilize paid time off for the amount of time campus is closed.

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For classified employees who began working for the College on or after July 1, 2023:

The primary purpose of sick leave is to protect the staff member against losses due to illness. All full-time classified employees are eligible for sick leave. Each full-time classified employee shall accrue sick leave at a rate of 8 hours for each calendar month of contracted service. Whenever any full-time classified employee is compelled to be absent from duty due to personal illness, full compensation for the maximum accumulated sick leave shall be allowed. Sick leave may be taken in increments of no less than one-half hour.

At the beginning of each school year, the amount of unused sick leave will be transferred to the new contract year and additional accumulations will be made, as earned, at the rate of 8 hours per contract month.

Sick leave may not accrue beyond 1040 hours; once that maximum is reached, the classified employees will not accrue more sick leave until the accrual amount is less than 1040 hours.

For absences in excess of 21 consecutive hours, classified employees may be required to submit medical documentation or other acceptable evidence of incapacity to work.

Employees absent for longer than 21 hours, related to the same illness or injury, are required to notify the Human Resource Office so that it may be determined whether the leave qualifies as family and medical leave.

Paid sick leave may also be used by employees with disabilities for the purpose of securing necessary treatment. Employees may be required to use their accrued sick leave during a leave of absence for their own serious health condition.

In the event of campus closure due to emergency or inclement weather, employees who have scheduled sick leave are not required to utilize paid time off for the amount of time campus is closed.

Upon separation of employment with Mineral Area College, classified employees forfeit any accrued unused sick leave.

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4.12 PAY FOR UNUSED SICK LEAVE UPON RETIREMENT

Employees may accumulate unused sick leave.

Any employee who: (1) began working for Mineral Area College on or before July 1, 2023; and who (2) either retires from Mineral Area College or has been employed by Mineral Area College at least 10 years will receive reimbursement for accumulated sick leave according to the following rate determined by the appropriate formula.

For General Services and Campus Police Officers:
average salary for top five years of employment or part thereof/1300=amount/8=dollar amount per hour

For all other Classified Staff:
average salary for top five years of employment or part thereof/1300=amount/6.75=dollar amount per hour

4.13 VACATION

For classified employees who began working for the College prior to July 1, 2023:

General Services employees and Campus Police Officers will be allowed 80 hours of vacation each year for the first 5 years of employment. Thereafter, the vacation allowance will be 120 hours. All other classified employees will be allowed 67.5 hours of vacation each year for the first 5 years of employment. Thereafter, the vacation allowance will be 101.25 hours. General Services employees and Campus Police Officers serving less than a full year shall receive vacation in the amount equal to 6.67 hours per month worked. All other classified staff employees serving less than a full year shall receive vacation in the amount equal to 5.63 hours per month worked.

The time shall be scheduled in accordance with the needs of the College and, as nearly as possible, at the convenience of the employee. It may be necessary to divide the allowed vacation time into two or more periods. Vacation requests shall be made to the immediate supervisor and approved by the respective dean. Vacation time may be taken in increments of no less than one-half hour.

Classified employees may accumulate a maximum of 135 hours of vacation during the first five (5) years of employment (160 for General Services employees and Campus Police Officers) and 202.5 hours thereafter (240 hours for General Services employees and Campus Police Officers.) However, this does not in any

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way alter the statement, “Vacation accrued during any fiscal year should be taken by the end of the following fiscal year unless other arrangements are made with the supervisor and approved by the President.” When an employee resigns, retires or is terminated, accrued vacation must be used before the separation date.

In the event of campus closure due to emergency or inclement weather, employees who have scheduled vacation leave are not required to utilize paid time off for the amount of time campus is closed.

For classified employees who began working for the College on or after July 1, 2023:

In addition to normal school holidays, full-time classified employees of Mineral Area College will accrue vacation at the following rates:

0-5 years of employment with the College: 10 days a year (70 hours)

5+ years of employment with the College: 17 days a year (120 hours)

Maximum accumulated vacation time will be 17 days or 120 hours.

The time of vacation shall be scheduled in accordance with the needs of the College and, as nearly as possible, at the convenience of the classified employees. It is doubtful that the entire vacation can be scheduled at any one time period. Vacation approval is contingent upon work completion and submission of requested reports. Vacation requests shall be made to the immediate supervisor and approved by the respective dean. Vacation time may be taken in increments of no less than one-half hour.

In the event of campus closure due to emergency or inclement weather, employees who have scheduled vacation are not required to utilize paid time off for the amount of time campus is closed.

Upon separation of employment with Mineral Area College, the College will pay classified employees for accrued, but unused vacation at the employee’s most recent hourly rate.

No more than two vacation days may be used during the final two weeks of employment prior to separation.

4.14 EMERGENCY/PERSONAL LEAVE

All full-time classified employees will accrue three days of personal leave as of July 1 of each contract year. This amount will be pro-rated for employees who start work after July 1.

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Personal leave can be used for any reason and does not accumulate beyond three days. Personal leave may be taken in no less than one-half hour increments.

4.15 FAMILY AND MEDICAL LEAVE

Mineral Area College complies with the Family and Medical Leave Act, a federal law providing employees the right to take a leave of absence for family, medical reasons, and military reasons.

4.16 WORKERS' COMPENSATION

Mineral Area College complies with the Missouri Workers' Compensation Law, a state law providing benefits to injured workers. When a Mineral Area College employee is injured on the job, the injury should be reported to the employee's supervisor immediately.

4.17 LEAVE OF ABSENCE

Leave of absence may be granted to classified personnel without remuneration. Leave must be requested in sufficient time to permit securing an adequate temporary replacement.

4.18 JURY DUTY/WITNESS DUTY

Mineral Area College encourages employees to fulfill their civic responsibilities by serving jury duty when required and will grant limited paid leave from work for jury duty. An employee must provide written documentation of a jury summons to his/her supervisor as soon as possible so that accommodations for his/her absence may be made. Employees are expected to report to work whenever the court schedule permits.

4.19 VICTIMS' ECONOMIC SECURITY AND SAFETY ACT

Employees who are victims of domestic or sexual violence or who have a family/household member who is a victim of domestic or sexual violence will be provided reasonable accommodations and up to two workweeks of unpaid leave during a twelve-month period.

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Affected employees may take the leave to:

- Seek medical attention or recover from the physical or psychological injuries caused by domestic or sexual violence to them or their family/household member.
- Obtain services from a victim services organization for themselves or their family/household member.
- Obtain counseling for themselves or their family/household member.
- Participate in safety planning, temporarily or permanently relocate, or take other actions to increase their safety or the safety of their family/household member.
- Seek legal assistance or remedies to ensure their health and safety or the health and safety of their family/household member, including preparing for or participating in any civil or criminal legal proceeding related to the domestic or sexual violence.

Employees who seek to use such leave must provide notice as prescribed by the Victims' Economic Security and Safety Act. The statute requires forty-eight hours of advance notice to the employer unless providing such notice is not practicable.

4.20 PROFESSIONAL IMPROVEMENT

Each employee is expected to engage in continuous professional growth. Ongoing development strengthens the institution, enhances student learning, supports community needs, and contributes to each employee's professional advancement. Employees who pursue an advanced degree or enroll in an accredited program that expands their professional skills and knowledge and benefits the institution, may apply for reimbursement. When accreditation standards or student needs require the College to request a part-time employee to complete graduate-level coursework, the employee may be eligible for tuition reimbursement in accordance with this policy.

- All reimbursement is subject to the availability of budgeted funds.
- Reimbursement requests must be submitted in advance and approved prior to course enrollment.
- Approved reimbursement may be issued after the employee has successfully completed the course with an A or B or passed the certification.
- Tuition may be reimbursed up to an amount set by the Board of Trustees.
- Tuition reimbursement exceeding IRS limits is included as taxable income on employee W-2s.

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An employee who voluntarily separates from employment prior to completing or within 2 years of degree or certificate completion will be responsible for repayment according to the pro-rated scale:

Time Since Degree/Certification Completion	Repayment Requirement
2 years or more	0%
19-23 months	25%
13-18 months	50%
7-12 months	75%
0-6 months	100%
Prior to completion	100%

4.21 EARLY RETIREMENT NOTIFICATION

The College strives to recruit, employ and appropriately train replacement employees in a timely fashion. To enhance the College's hiring process, full-time employees who have worked full-time for at least 5 years may qualify for a monetary incentive in an amount to be set by the Board of Trustees. The monetary incentive is contingent upon the Board of Trustees receiving, by February 1, the employee's written intent to retire effective beginning the following fiscal year, or in special circumstances with at least 4 months' written notice.

4.22 RETIREE INSURANCE COVERAGE

Per RSMo 169.590, any employee retiring shall have the option of continuous insurance coverage. Retirees are responsible for payment of insurance premiums.

4.23 DRESS CODE

MAC employees are expected to dress in a professional manner that adheres to the standards appropriate for the nature of their work as defined by their supervisor. Employees are expected to dress in a manner that is not offensive, suggestive, distracting, or insulting to others. Supervisors are responsible for setting and enforcing these expectations.

4.24 ALCOHOL AND DRUG ABUSE POLICY

- A. All members of the campus community (students, faculty, staff, alumni, and guests) must adhere to all applicable state and local laws and college regulations related to the sale and use of alcoholic beverages and other drugs.
- B. No faculty or staff member shall secure or serve illegal drugs to any student engaged in any college related activity.

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- C. The consumption, possession, or sale of alcoholic beverages is strictly forbidden on campus, except for special circumstances approved by the President of the College. The President must notify the Board of Trustees of any exceptions.
- D. Anyone under the influence of alcohol or illegal drugs or otherwise violating college policy regarding drug abuse shall be subject to disciplinary action.
- E. An educational program shall be provided addressing the problems of alcohol and drug abuse. The program will include information services, posters, and brochures.
- F. Counseling will be available to all personnel identified as having drug and/or alcohol related problems, leading to appropriate referrals.
- G. Disciplinary proceedings for drug/alcohol related abuses shall be conducted using current policies of Mineral Area College.

DRUG AND ALCOHOL POLICY FOR DOT VEHICLE DRIVERS

The Board of Trustees authorizes the administration to establish procedure for compliance with U.S. Department of Transportation Section 382.601, pertaining to the development of a safety compliance manual for truck and van drivers. The administration will review the procedure annually.

POLICY FOR A DRUG-FREE WORKPLACE

WHEREAS, it is recognized by the Mineral Area College Board of Trustees, Park Hills, Missouri, that it is necessary that all college employees report to work on time and in an appropriate mental and physical condition for work; and
WHEREAS, the Board of Trustees wishes to establish a policy pertaining to maintaining a drug-free workplace.

NOW, THEREFORE, BE IT RESOLVED that the following policy be adopted:

- A. The manufacture, distribution, dispensation, in the College District's workplace, of a controlled substance (as defined by Chapter 195 RSMo) is prohibited. Violations of this shall result in the immediate termination of the violating employee.
- B. The unlawful use of a controlled substance (as defined by Chapter 195 RSMo) is hereby prohibited and shall result in disciplinary action (including the possibility of suspension or discharge) to the violating employee.

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Any employee who comes to work or is at work while under the influence of alcohol or who consumes alcohol at work shall be subject to the same disciplinary action as provided above for employees involved with the unlawful use of a controlled substance.

- C. Any employee convicted of a drug crime shall report their said conviction within two (2) days after said conviction.
- D. Compliance with the provisions of this policy is a condition of an employee's initial and continuing employment.

4.27 CHILDREN OF EMPLOYEES ON CAMPUS

Mineral Area College employees may bring their children to campus for brief, infrequent visits that do not disrupt college work. (*Infrequent visits* are defined as those that happen from time to time but are not part of a routine.) Children temporarily visiting campus must be directly supervised by a parent/guardian at all times. If the frequency, length, or nature of visits interferes with college operations, the employee's Administrator will communicate with the employee about complying with college policy.

To protect the health and well-being of the entire campus community, children who are ill may not be on campus under any circumstances.

Children aged 16 and under may not be on campus without adult supervision. Access to instructional spaces, athletic facilities, and the Wellness Center is generally prohibited for all minor children unless they are officially enrolled in classes or programs designed for those instructional spaces. Exceptions to meet legitimate educational needs may be approved in advance by the appropriate administrator.

This policy is not intended to discourage children from being on campus to participate in activities specifically scheduled for their benefit.

4.28 PETS/ANIMALS ON CAMPUS

To support the health, safety, and orderly operation of Mineral Area College, leashed pets under the control of an adult 18 years or older are permitted on college property, but are not permitted within college-owned or leased buildings nor athletic fields. Service animals are permitted within college-owned or leased facilities and must remain under the handler's control at all times. If a service animal is not under control or otherwise violates this policy, the handler may be asked to remove the animal from campus. Animals being used in approved educational or college activities are permitted within college-owned or leased facilities, but only for the approved educational or college activities and must remain under the control of the college employee responsible for such activities. Animals that are unleashed, or leashed and unattended, on college property may be subject to impoundment at the expense of the owner.

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4.52 SEVERE WEATHER/EMERGENCY CLOSING

General Services, Campus Police, and employees in positions required for the essential operation of the institution are needed to work when campus is closed due to emergency or inclement weather.

4.55 MENTORING

New employees and their assigned mentors will meet regularly to discuss the mentoring checklist provided by the Human Resources Department.

At the end of each semester, mentees and mentors will complete an evaluation to aid in continuous improvement of the program.

Article 4 approved by Board 6-11-15

Article 4 revisions to leave policy approved 8-10-17 (sections 4.30, 4.31, 4.40, 4.43)

Article 4 amended 11-16-17 to add section 4.52

Article 4 amended 6-14-18 to add section 4.61

Article 4 approved 10-10-19 to add section 4.63

Article 4 approved 5-13-21 to amend 4.41; delete 4.42 (effective 7-1-21)

Article 4 approved 8-12-21 to amend 4.41 to include Juneteenth

Article 4 approved 10-14-21 to add section 4.34 (VESSA policy)

Article 4 approved 4-18-23 to add section 4.55 (mentoring)

Article 4 amended 6-15-23 with changes to 4.30, 4.31, 4.40, 4.43 (effective 7-1-23)

Article 4 amended 12-14-23; terms of payment and incorporate policy renumbering

Article 4 amended 2-12-24 for employment laws; section 4.15 and section 4.16

Article 4 Amended 10-16-25 for change to one-half hour increments of paid leave (4.11/4.13/4.14)

Article 4 Amended 4-9-26 for addition of Nepotism (4.00), 4.27, and 4.28

Article 4 Amended 6-11-26 for Professional Improvement (4.20)

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In spring 2022 an ad hoc committee representing all employee categories formed to align board policy numbering creating consistent numbers for topics among board policy chapters.

Shared Policy Numbers	
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.02 Letter of Employment	4.02 WORKING DAY (GENERAL SERVICES AND CAMPUS POLICE) →4.09 WORK DAY/WORK WEEK
.03 Duties and Responsibilities	4.03 WORK WEEK (EXCLUDING GENERAL SERVICES AND CAMPUS POLICE) →4.09 WORK DAY/WORK WEEK
.04 Terms of Payment	4.04 WORK WEEK (GENERAL SERVICES AND CAMPUS POLICE) →4.09 WORK DAY/WORK WEEK
.05 Evaluation	4.10 EMPLOYMENT →4.00 EMPLOYMENT/SELECTION
.06 Dismissal	4.11 HEALTH EXAMINATION →4.00 EMPLOYMENT SELECTION
.07 Employee Due Process	4.12 TERM OF EMPLOYMENT →4.01
.08 Reduction in Force	4.13 EMPLOYEE DUE PROCESS →4.07
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	4.62 POLICY FOR A DRUG-FREE WORKPLACE →4.24
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