

- (3) The agreement between the outgoing agency head and the Director of DAS, shall be formalized in writing prior to going into effect and be available for the Department of Justice's review. A copy of the agreement shall be maintained by the agency.
- (4) When appropriate, the Director of DAS shall consult with applicable board or commissions.
- (5) Nothing in the agreement between an outgoing agency head and the Director of DAS shall create a right of continuation of employment. The State reserves the right of immediate termination with or without cause as provided in HRSD State Policy [40.035.01](#), "**Unclassified Service Employment and Termination.**" The outgoing agency head reserves the right to discontinue employment at any time.