

**Rule Summary and Fiscal Analysis (Part A)****Department of Administrative Services**

Agency Name

**Division of Human Resources**

Division

**Deborah Archie**

Contact

**30 E. Broad St. Suite 4040 Columbus OH  
43215-0000**

Agency Mailing Address (Plus Zip)

**614-644-1773**

Phone

Fax

**123:1-35-05**

Rule Number

**NEW**

TYPE of rule filing

Rule Title/Tag Line

**Mandatory direct deposit of compensation for certain employees.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **Yes**

Bill Number: **SB261**General Assembly: **124**Sponsor: **Senator Carnes**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **124.09(A), 124.151**

5. Statute(s) the rule, as filed, amplifies or implements: **124.151**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

Ohio Revised Code Section 124.151 imposes a requirement that certain employees that are paid by a warrant of the Auditor of State are required to have their compensation direct deposited. The proposed rule covers those employees subject to this statutory requirement.

7. If the rule is an AMENDMENT, then summarize the changes and the content

of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

The propose rule will require state employees paid by a warrant of the Auditor of State with an appointment type code of 01, 04, 08, 09, 11, 12, 13, 14, 17, 18, 20, or 21 that are covered by Ohio Revised Code Section 124.151 to designate an account in a financial institution of the employee's choice for the direct deposit of the employee's compensation, or if the employee does not make such a voluntary designation, to participate in a direct deposit program with a financial institution designated by the Auditor of State. Employees that use the direct deposit program with the financial institution designated by the Auditor of State will be responsible for any fees associated with the required program. Appointing authorities will be required to list on all job postings, regardless of the format, that authorizing direct deposit of compensation into a financial institution is a minimum qualification for selection.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

*Not Applicable.*

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

**FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

0

No expected impact on the department's budget.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not Applicable

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

All of the fees described herein will be charged to the employee that is using the direct deposit program at the financial institution designated by the Auditor of State. The financial institution that has been selected by the Auditor of State is the Huntington National Bank. There will be an initial fee of \$10.00 per employee using the direct deposit program at the financial institution designated by Auditor of State will be charged to the employee. This fee covers the costs of issuing the debit-like card the employee will use to access their funds at the financial institution. There is a \$2.00 per month statement fee associated with this direct deposit program. This monthly statement fee will be waived after the first month

for those employees that opt to receive an electronic statement as compared to a paper statement. There is a \$2.50 per pay period maintenance fee that will be charged to the participating employees. The employees participating in this program will have four (4) in-system ATM or cash advance transactions per month for which there will be no charge. After the allowed transactions each month, there will be additional fees for additional transactions during a given month once the "free" transaction have been used. Additional in-system ATM transactions, pinned point-of-sale purchases, or ATM balance inquiries will cost \$1.50 each, while additional cash advances will cost \$5.00 each. All out-of-system ATM transactions will be subject to whatever fees are imposed by that particular ATM system, regardless of when the transaction occurs during the month. There will be a fee of \$5.00 to replace a lost or stolen card. There is a \$31.00 overdraft fee should such a situation occur. The source of this information is the Huntington National Bank, which will administer this back-up direct deposit program as mandated by Ohio Revised Code Section 124.151.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**