

123:1-41-21

Layoff of employees on sick leave, leave without pay, or receiving disability leave benefits.

- (A) Employees receiving sick leave at time of layoff. Employees who are on sick leave at the time a layoff is effective ~~shall~~will be subject to layoff, under the provisions of this Chapter. The effective date of layoff or displacement of an employee ~~may~~will not be extended on the basis that an employee is on sick leave.
- (B) Employees on leave of absence without pay at time of layoff. An employee who is on a leave of absence without pay under the provisions of rule 123:1-34-01 of the Administrative Code at the time a layoff is effective ~~shall~~will be subject to layoff under the provisions of this chapter. The effective date of a layoff or of displacement for an employee ~~may~~will not be extended on the basis that an employee is on a leave of absence without pay.
- (C) Employees receiving disability leave benefits at time of layoff. An employee who is receiving disability leave benefits under the provisions of Chapter 123:1-33 of the Administrative Code at the time a layoff is effective ~~shall~~will be subject to layoff under the provisions of this chapter. An employee who is to be laid off while receiving disability leave benefits ~~shall~~continues to receive disability leave benefits until the period of disability is over and the employee would otherwise be able to return to work. The receipt of disability leave benefits ~~shall~~will be subject to the provisions of Chapter 123:1-33 of the Administrative Code.

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CERTIFIED ELECTRONICALLY

Certification

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