

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

Agency Name

Division Of Human Resources

Division

Deborah Archie

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Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Charge of sick leave, vacation leave, and personal leave and compensation for sick leave of employees paid by warrant of the auditor of state.**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? **No**

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**

5. Statute(s) the rule, as filed, amplifies or implements: **124.134, 124.382, 124.386**

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

To give employees exempt from collective bargaining that are paid directly by a warrant of the auditor of state parity for sick leave compensation in light of negotiated changes to the collective bargaining agreement with OCSEA.

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:

To grant employees exempt from collective bargaining that are paid directly by warrant of the auditor of state sick leave pay at 100% of the employees base rate of pay, as compared to the current 70%, for certain sick leave usage from 40.1 to 80 hours if the usage is associated with certain overnight hospital stays.

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: **4/12/2007**

(If 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: At 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 increase expenditures.

unknown

The rule effects all agencies/departments. Impact will vary from agency/department to agency/department depending upon the number of employees any agency/department has that meet the test to be paid at 100%, as compared to 70%, for sick leave hours 40.1 to 80.

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

100-402, 100-406, 100-409, 100-414, 100-416, 100-417, 100-418, 100-419, 100-421, 100-433, 100-439, 100-451, 100-602, 100-603, 100-605, 100-606, 100-607, 100-608, 100-610, 100-612, 100-616, 100-617, 100-619, 100-620, 100-621, 100-622, 100-627, 100-631, 100-632, 100-637, 100-639, 100-644, 100-649, 102-321, 130-321. Each agency/department will have it's own number(s).

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:

Cannot be determined, as it will vary from agency/department to agency/department depending on how many employees meet the hospitalization test in any fiscal year.

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**