

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 123:1-32-01

Rule Type: Amendment

Rule Title/Tagline: Availability and charge of sick leave, vacation leave, and personal leave and compensation for sick leave of employees paid by warrant of the director of budget and management.

Agency Name: Department of Administrative Services

Division: Division of Human Resources

Address: 1602 West Broad Street Columbus OH 43223

Contact: Robert Patchen **Phone:** 614-466-7567

Email: robert.patchen@das.state.oh.us

I. Rule Summary

1. Is this a five year rule review? No
 - A. What is the rule's five year review date? 1/15/2025
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 119.03
4. What statute(s) grant rule writing authority? 124.09
5. What statute(s) does the rule implement or amplify? 124.134, 124.382, 124.386
6. What are the reasons for proposing the rule?

To remove language that was added to paragraph (C) to deal with situations in the early days of the COVID-19 pandemic that is no longer needed.

7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.

Covers the availability, use of, and compensation associated with sick leave, vacation leave, and personal leave for employees paid by warrant of the Director of the Office

of Budget and Management. The proposed amendment removes language that was added to paragraph (C) to deal with situations in the early days of the COVID-19 pandemic that is no longer needed.

8. **Does the rule incorporate material by reference?** No
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

Not Applicable

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will decrease expenditures.

Can not be determined.

In the few instances where the language was applicable the employee would receive sick leave at 100% their base rate of pay rather than 70% of the base rate of pay. In the future that sick leave will be paid at 70% of the base rate of pay of the impacted employee, so the agency will expend less money. There is no way to calculate how many times this language might have been used in the future or the base rates of pay for the impacted employees.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

Not Applicable

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

15. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not Applicable

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? No

17. Does this rule have an adverse impact on business? No

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No

- A. How many new regulatory restrictions do you propose adding?

Not Applicable

- B. How many existing regulatory restrictions do you propose removing?

Not Applicable