

PUBLIC HEARING NOTICE

Pursuant to Ohio Revised Code Section 119.03, notice is hereby given that the Department of Administrative Services intends to conduct a public hearing for the purpose of adopting Ohio Administrative Code Section 123:1-47-02 and amending Ohio Administrative Code Sections 123:1-7-01, 123:1-24-06, 123:1-32-01, 123:1-32-02, 123:1-2-05, 123:1-32-06, 123:1-32-07, 123:1-32-08, 123:1-32-09, 123:1-34-03, 123:1-43-09, 123:1-35-01, and 123:1-35-05.

The proposed to be adopted rule, 123:1-47-02, deals with a temporary reading of references to “warrant of the auditor of state” to be applied as if it actually read “warrant of the director of budget and management” for OAKS purposes.

The proposed to be amended rules deal with the following subject matter:

123:1-7-01 – Classification of Positions for Employees Paid by a Warrant of the Auditor of State

123:1-24-05 – Determination and List of Classifications with Same or Similar Duties

123:1-32-01 – Charge of Sick Leave, Vacation Leave and Personal Leave and Compensation for Sick Leave of Employees Paid by Warrant of the Auditor of State

123:1-32-02 – Notification of Use of Sick Leave by Employees Paid by Warrant of the Auditor of State

123:1-32-05 – Sick Leave Uses, Evidence of Use, and Abuse for Employees Paid by Warrant of the Auditor of State and Employees of County Offices and State Colleges and Universities

123:1-32-06 – Inadequate Sick Leave for Employees Paid by Warrant of the Auditor of State and Employees of County Offices and State Colleges and Universities

123:1-32-07 – Personal Leave with Pay and Charge of Personal Leave for Employees Paid by Warrant of the Auditor of State

123:1-32-08 – Conversion or Carry-forward of Sick Leave or Personal Leave Credit at Year's End for Employees Paid by Warrant of the Auditor of State

123:1-32-09 – Conversion of Sick Leave and Personal Leave Credit upon Separation from Service for Employees Paid by Warrant of the Auditor of State

123:1-34-03 – Civic Duty Leave

123:1-34-09 – Bereavement Leave

123:1-35-01 – Director's Approval of Payroll

123:1-35-05 – Mandatory Direct Deposit of Compensation for Certain Employees

Rule 123:1-47-02 is being proposed to bridge the gap in some rules with references to the Auditor of State language currently that can not be changed at this time to reflect that on and after December 1, 2006, the Director of the Office of Budget and Management, rather than the Auditor of State, will issue State of Ohio warrants. The remaining rules are being amended to reflect the statutory change that on and after December 1, 2006, the Director of the Office of Budget and Management, rather than the Auditor of State, will issue State of Ohio warrants.

The Department of Administrative Services shall hold a public hearing on the proposed rule adoptions and rescissions on Monday, October 23, 2006, at 9:15 a.m. in Conference Room B-1, on the concourse level, of the James A. Rhodes State Office Tower located at 30 East Broad Street, Columbus, Ohio. At this hearing, any person affected by the rule(s) may appear and be heard in person, by the person's attorney, or both, may present the person's position, arguments, or contentions orally or in writing, offer and examine witnesses, and present evidence that tends to show that the rule(s), if adopted or effectuated, will be unreasonable or unlawful.

Individuals desiring only to submit their position, arguments, or contentions in writing (written statement) may do so by submitting them to the following address:

DAS/HRD – Policy Development Office
100 East Broad Street, 15th Floor
Columbus, Ohio 43215

Attn: 125 OAKS and OBM Changes (Group 1)

Any such written statements actually received by 5:00 p.m. on Friday, October 20, 2006, will be considered by the Department of Administrative Services. A person who timely submits a written statement prior to the hearing as described above, is not required to appear at the hearing to have the written statement considered in the rule making process.