

**PUBLIC HEARING NOTICE
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES**

DATE: June 18, 2008

TIME: 10:00 a.m.

LOCATION: Room 421, Rhodes State Office Tower
30 East Broad St., Columbus, Ohio 43215

Pursuant to section 4141.13 and Chapter 119. of the Ohio Revised Code, the Director of the Ohio Department of Job and Family Services gives notice of the department's intent to consider the amendment of the rules as identified below and to hold a public hearing thereon.

Rule 4141-1-03, entitled General partnerships, is being proposed for amendment because of the rule review requirements contained within R.C. section 119.032. The rule excludes general partners from covered employment. The changes clarify that wages received by general partners only, are not remuneration for purposes of Ohio unemployment compensation law.

Rule 4141-1-04, entitled Limited partnership associations and limited partnerships, is being proposed for amendment because of the rule review requirements contained within R.C. section 119.032. The rule specifies when and under what circumstances members and partners in limited partnership associations, limited partnerships and limited liability companies are in covered employment. The changes clarify that such a determination of liability is based upon the classification of the entity for federal income tax and federal unemployment tax purposes.

Rule 4141-3-07, entitled Employee leasing, is being proposed for amendment to update and clarify policies and practices relating to the unemployment compensation program. The rule defines "employee leasing company" and "client." The change clarifies that the definition of employee leasing company applies to only those companies leasing employees to unrelated client companies.

Rule 4141-15-08, entitled Special contribution rates, is being proposed for amendment to update and clarify policies and practices relating to the unemployment compensation program. The rule specifies when and under what circumstances employers are to receive special contribution rates. The change clarifies that where an employer has transferred its business pursuant to R.C. section 4141.24(G)(1), the recalculated rates shall be effective as of the date of the transfer.

Rule 4141-17-02, entitled Voluntary successorship: clearly segregable and identifiable portion, is being proposed for amendment to update and clarify policies and practices relating to the unemployment compensation program. The rule provides the procedure for effectuating a voluntary successorship of a clearly segregable and identifiable portion of a

business. The change merely deletes the word "account" from the phrase "social security account numbers."

Rule 4141-17-05, entitled Mandatory partial transfer of experience, is being proposed for amendment to update and clarify policies and practices relating to the unemployment compensation program. The rule specifies when and under what circumstances mandatory partial transfers of experience shall be made. The changes clarify that the transferring employer's outstanding debt to the fund is to be prorated and allotted among the employer accounts that are parties to the transfer.

Rule 4141-29-01, entitled Registration while claiming benefits, is being proposed for amendment to update and clarify policies and practices relating to the unemployment compensation program. The rule specifies the procedure for and duration of registration. The change clarifies that registration is limited to a total period of three weeks duration beginning with, and containing, the actual week of registration.

Rule 4141-30-01, entitled Separation Pay, is being proposed for amendment because of the rule review requirements contained within R.C. section 119.032. The rule specifies that separation pay is deductible from unemployment benefits. The change corrects the citation to the statute that is amplified by the rule.

Copies of the proposed rules are available, without charge, to any person affected by the rules at the address listed below. The rules are also available on the internet at <http://www.registerofohio.state.oh.us/>. A public hearing on the proposed rules will be held at the date, time, and location listed at the top of this notice. Either written or oral testimony will be taken at the public hearing. Additionally, written comments submitted or postmarked no later than the date of the public hearing will be treated as testimony.

Requests for a copies of the proposed rules or comments on the rules should be submitted by mail to the Ohio Department of Job and Family Services, Office of Legal Services, 30 East Broad Street, 31st Floor, Columbus, Ohio 43215-3414, by fax at (614) 752-8298, or by e-mail at rules@odjfs.state.oh.us.