

As Introduced

**124th General Assembly
Regular Session
2001-2002**

H. B. No. 326

REPRESENTATIVES Jolivette, Peterson, Coates

A B I L L

To amend section 124.04 and to enact section 124.139 1
of the Revised Code to grant state employees 30 2
days paid leave per year to serve as an organ donor 3
and seven days paid leave per year to serve as a 4
bone marrow donor. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 124.04 be amended and section 124.139 6
of the Revised Code be enacted to read as follows: 7

Sec. 124.04. In addition to those powers enumerated in 8
Chapters 123. and 125. of the Revised Code and as provided 9
elsewhere by law, the powers, duties, and functions of the 10
department of administrative services not specifically vested in 11
and assigned to, or to be performed by, the state personnel board 12
of review are hereby vested in and assigned to, and shall be 13
performed by, the director of administrative services. These 14
powers, duties, and functions shall include, but shall not be 15
limited to, the following powers, duties, and functions: 16

(A) To prepare, conduct, and grade all competitive 17
examinations for positions in the classified state service; 18

(B) To prepare, conduct, and grade all noncompetitive 19
examinations for positions in the classified state service; 20

(C) To prepare eligible lists containing the names of persons 21
qualified for appointment to positions in the classified state 22
service; 23

(D) To prepare or amend, in accordance with section 124.14 of 24
the Revised Code, specifications descriptive of duties, 25
responsibilities, requirements, and desirable qualifications of 26
the various classifications of positions in the state service; 27

(E) To allocate and reallocate, upon the motion of the 28
director or upon request of an appointing authority and in 29
accordance with section 124.14 of the Revised Code, any position, 30
office, or employment in the state service to the appropriate 31
classification on the basis of the duties, responsibilities, 32
requirements, and qualifications of ~~such~~ that position, office, or 33
employment; 34

(F) To develop and conduct personnel recruitment services for 35
positions in the state service; 36

(G) To conduct research on specifications, classifications, 37
and salaries of positions in the state service; 38

(H) To develop and conduct personnel training programs in 39
cooperation with appointing authorities; 40

(I) To include periodically in communications sent to state 41
employees ~~information~~ both of the following: 42

(1) Information developed under section 2108.15 of the 43
Revised Code promoting the donation of anatomical gifts under 44
Chapter 2108. of the Revised Code; 45

(2) Information about the organ donor and bone marrow donor 46
leave granted under section 124.139 of the Revised Code. 47

(J) To enter into agreements with universities and colleges 48
for in-service training of personnel in the civil service; 49

(K) To appoint ~~such~~ examiners, inspectors, clerks, and other 50

assistants ~~as~~ are necessary in the exercise of the powers and 51
performance of the duties and functions which the director is by 52
law authorized and required to exercise and perform, and to 53
prescribe the duties of all ~~such~~ of those employees; 54

(L) To maintain a journal, which shall be open to public 55
inspection, in which the director shall keep a record of the 56
director's final decision pertaining to the classification or 57
reclassification of positions in the state classified service and 58
assignment or reassignment of employees in the state classified 59
service to specific position classifications; 60

(M) To delegate any of the powers, functions, or duties 61
granted or assigned to the director under this chapter to any 62
other state agency of this state as the director considers 63
necessary; 64

(N) To delegate any of the powers, functions, or duties 65
granted or assigned to the director under this chapter to any 66
political subdivision with the concurrence of the legislative 67
authority of the political subdivision. 68

Sec. 124.139. (A) A state employee shall receive two hundred 69
forty hours of leave with pay during each calendar year to use 70
during those hours when the employee is absent from work because 71
of service as an organ donor. 72

(B) A state employee shall receive fifty-six hours of leave 73
with pay during each calendar year to use during those hours when 74
the employee is absent from work because of service as a bone 75
marrow donor. 76

(C) An appointing authority shall compensate a state employee 77
who uses leave granted under division (A) or (B) of this section 78
at the employee's regular rate of pay for those regular work hours 79
during which the employee is absent from work. 80

(D)(1) The director of administrative services, under section 124.04 of the Revised Code, shall provide information about this section to employees who are paid directly by warrant of the auditor of state. 81
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(2) The appointing authority of employees who are not paid directly by warrant of the auditor of state shall periodically provide information about this section to those employees. 85
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Section 2. That existing section 124.04 of the Revised Code is hereby repealed. 88
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Section 3. The General Assembly hereby encourages political subdivisions and private employers in this state to grant to their employees paid leave similar to the paid leave granted to state employees under section 124.139 of the Revised Code, as enacted by this act. 90
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