

As Passed by the Senate

124th General Assembly

Regular Session

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Am. H. B. No. 326

**Representatives Jolivette, Peterson, Coates, Latell, Carmichael, Sykes,
Flowers, Patton, Oakar, Sullivan, Schmidt, Seitz, R. Miller, Evans, Faber,
Bocchieri, Flannery, Carano, Hartnett, Sulzer, Ogg, Redfern, Fedor, Barrett,
Cirelli, Calvert, Driehaus, Strahorn, Latta, Olman, Key, Seaver, Perry,
Schaffer, Distel, S. Smith, Rhine, Krupinski, Hoops, Brown, Young, Otterman,
Widowfield, Kilbane, Roman, Allen, Aslanides, Collier, Beatty, Barnes,
Britton, Salerno, Woodard
Senators Mumper, Coughlin, Austria, Carnes, DiDonato, Goodman, Harris,
Herington, Oelslager, Roberts, Ryan**

A B I L L

To amend section 124.04 and to enact section 124.139 1
of the Revised Code to grant full-time state 2
employees 30 days paid leave per year to serve as 3
a liver or kidney donor and seven days paid leave 4
per year to serve as a 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 Revised Code promoting the donation of anatomical gifts under Chapter 2108. of the Revised Code;

(2) Information about the liver or kidney donor and bone marrow donor leave granted under section 124.139 of the Revised Code.

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

(K) To appoint ~~such~~ examiners, inspectors, clerks, and other assistants ~~as are~~ necessary in the exercise of the powers and performance of the duties and functions which the director is by law authorized and required to exercise and perform, and to prescribe the duties of all ~~such~~ of those employees;

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

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

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

Sec. 124.139. (A) A full-time state employee shall receive up to two hundred forty hours of leave with pay during each calendar year to use during those hours when the employee is absent from

work because of the employee's donation of any portion of an adult 73
liver or because of the employee's donation of an adult kidney. 74

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(B) A full-time state employee shall receive up to fifty-six 76
hours of leave with pay during each calendar year to use during 77
those hours when the employee is absent from work because of the 78
employee's donation of adult bone marrow. 79

(C) An appointing authority shall compensate a full-time 80
state employee who uses leave granted under division (A) or (B) of 81
this section at the employee's regular rate of pay for those 82
regular work hours during which the employee is absent from work. 83

(D)(1) The director of administrative services, under section 84
124.04 of the Revised Code, shall provide information about this 85
section to full-time employees who are paid directly by warrant of 86
the auditor of state. 87

(2) The appointing authority of full-time employees who are 88
not paid directly by warrant of the auditor of state shall 89
periodically provide information about this section to those 90
employees. 91

Section 2. That existing section 124.04 of the Revised Code 92
is hereby repealed. 93

Section 3. The General Assembly hereby encourages political 94
subdivisions and private employers in this state to grant to their 95
full-time employees paid leave similar to the paid leave granted 96
to full-time state employees under section 124.139 of the Revised 97
Code, as enacted by this act. 98