

**Title 2. Administration**  
**Division 1. Administrative Personnel**  
**Chapter 3. Department of Human Resources**  
**Subchapter 1. General Civil Service Rules**  
**Article 9. Vacations**

**Proposed Amended Language**

**§ 599.744. Paid Leave Buy-Back - Managerial, Supervisory, Confidential, Excluded, and Related Employees.**

(a) Upon ~~the annual~~ determination by the Department whether or not a buy-back will be offered, an employee designated managerial by the Department in accordance with the provisions of Government Code sections 3513 (e) and 18801.1; or a nonelected officer of the executive branch of government exempt from civil service designated by the Department as eligible to receive managerial benefits may ~~annually~~ elect to be paid at their regular rate of pay for ~~up to 80 hours of unused leave credit~~ up to the amount determined by the Department. Unused leave credit for which an employee may be paid shall be in 8-hour increments. For the purposes of buy-back, eligible leave may be a combination of vacation leave, annual leave, personal leave, personal holiday, or holiday credit.

A non-managerial employee designated supervisory, confidential, or excluded by the Department in accordance with the provisions of Government Code sections 3513(c), 3513(f) and 3513(g); or a nonelected employee of the executive branch of government exempt from civil service may ~~annually~~ elect to be paid at their regular rate of pay for ~~up to 80 hours of unused leave credit~~ up to the amount determined by the Department.

~~(b) Under this section, employees may cash out only one time in a fiscal year regardless of agency or collective bargaining identification designation (CBID) changes.~~

~~(e)~~ The Department shall determine the date of eligibility and conditions for buy-back and the period during which application for buy-back shall be accepted.

Note: Authority cited: Sections 3539.5, 18502, 19815.4(d), 19849.13, 19856 and 19857, Government Code. Reference: Sections 19856 and 19857, Government Code.

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**Final and Approved Language**

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