

State of California

M E M O R A N D U M

To: PERSONNEL MANAGEMENT LIAISONS

Date: November 10, 1988  
Reference Code: 88-98

**THIS MEMORANDUM SHOULD BE DISTRIBUTED TO:**

Personnel Officers

From: **Department of Personnel Administration**

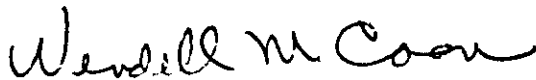
Subject: Open Enrollment Period - Managerial Annual Leave

As authorized by DPA Rule 599.752, the next open enrollment period for the Annual Leave Program for managerial employees and California Highway Patrol Traffic Sergeants is December 1-31, 1988. The attached material describes the program in detail and also includes an Annual Leave election form. Please see that this information is made available to all your eligible employees prior to the open enrollment period. Eligible employees include managerial employees (CBID=M), nonstatutory employees (E-99), and Sergeants in the California Highway Patrol (S05).

The Annual Leave Program provides for a maximum accumulation of 640 Annual Leave credits. Employees who enroll during the December enrollment period will be allowed to take advantage of the new cap by converting up to 640 vacation hours to annual leave credits.

In addition, we are requesting departments to provide enrollment statistics for the December 1988 enrollment period to DPA by February 1, 1989. An SCO printout listing eligible employees will be forwarded to departments in December to report their enrollment statistics.

If you have questions regarding this program, please contact Ann McWherter at (916) 324-9367 or ATSS 454-9367.



Wendell M. Coon, Manager  
Policy Development Office

Attachments

KSC091

## SUMMARY OF ANNUAL LEAVE PROGRAM

An opportunity to enroll into the Annual Leave Program is again being offered to Managerial employees and Sergeants in the California Highway Patrol. This program allows for the replacement of traditional vacation and sick leave credits with a more versatile annual leave pool. It also increases the leave accumulation limit and improves the Nonindustrial Disability (NDI) benefit to 50% income replacement. The specific provisions include:

Annual Leave

Under the Annual Leave Program, employees earn six days of additional leave in lieu of the current 12 days of sick leave. This is accomplished by adding four hours of Annual Leave to the existing monthly vacation accrual schedule. Employees who work less than full time will earn annual leave credits pro-rated to their timebase. The table below reflects the annual leave accrual rate for a full time employee:

<u>Length Service</u>	<u>Current Vacation Accrual</u>	<u>Annual Leave Accrual</u>
1 month to 3 years	7 hours/month	11 hours/month
37 months to 10 years	11 hours/month	15 hours/month
121 months to 15 years	13 hours/month	17 hours/month
181 months to 20 years	14 hours/month	18 hours/month
241 months to 25 years	15 hours/month	19 hours/month
301 months and over	16 hours/month	20 hours/month

This leave can be used to meet the employee's need for paid time off for any management-approved absence covered by sick leave and vacation in the past. Regulations have been adopted by DPA for the administration of this program (DPA Regulations 599.752, 599.753, and 599.776).

Employees who elect annual leave will be allowed to accumulate up to a maximum of 640 hours of Annual Leave. Exceptions to this limit will not be allowed except in extremely unusual situations as determined by the Director of the Department of Personnel Administration. Annual leave credits are treated like vacation when the employee separates from the State; employees receive a lump sum payment at full pay for accumulated credits.

Vacation

At the time of enrollment, an employee's vacation balance will be transferred to the Annual Leave bank. Thereafter, no vacation credits will be accrued.

Sick Leave

Sick Leave credits will not be accrued by employees enrolled in the Annual Leave Program. However, sick leave balances in existence at the time of enrollment will be maintained for use by the employee for approved sick leave purposes. Sick Leave credits on the books at the time of retirement will continue to be converted to service credit at current formulas (for miscellaneous employees, 2000 hours of sick leave converts to an approximate 2% monthly retirement benefit for an employee who retires at age 60).

## NDI

The Nonindustrial Disability Insurance (NDI) benefit which covers nonjob related disabilities will be improved for Annual Leave Participants from its current level of \$135/week for 26 weeks to 50% of gross salary for 26 weeks. The requirement to exhaust sick leave credits prior to qualifying for NDI benefits has been eliminated. Disability payments may also be supplemented with annual leave, sick leave and partial employment to provide for up to 100% income placement. At the time of an NDI claim, the employee must elect to choose either the 50% NDI benefit rate or a supplementation level of 75% or 100% of gross pay. Once a claim for NDI has been filed and the employee has determined the rate of supplementation, the supplemental rate shall be maintained throughout the disability period. Employees may choose a different supplementation rate for claims related to subsequent disabilities.

PLEASE NOTE: Employees who enroll in annual leave while on an NDI claim, continue to receive the same NDI pay for the duration of the claim.

## Eligibility

Eligibility is limited to employees who are designated managerial (CBID = M and nonstatutory E-99) and Sergeants in the California Highway Patrol (CBID = S05). Part time employees, permanent intermittent employees, and employees whose appointments are either limited term or temporary are eligible to participate in the Annual Leave Program if their current appointments and CBID's are in the eligible category. Employees on T&D assignments are eligible to participate in Annual Leave only if their permanent civil service appointments and resulting CBID's are in one of the eligible categories. Statutory exempt employees who do not accrue sick leave and vacation are not eligible to participate.

## Enrollment

The open enrollment period for Annual Leave is December 1-31, 1988 with a program effective date of January 1, 1989. Eligible employees may voluntarily choose to participate in the Annual Leave Program by completing and returning an election form to their Personnel Office during the enrollment period. Enrollment forms must be received by department Personnel Offices by December 31st in order for a January 1, 1989, effective date.

Employees who are appointed, during the year, to positions meeting the eligibility criteria will be afforded an opportunity to enroll for a period of 60 days following the appointment.

## Irrevocability

An election to participate in the Annual Leave program is IRREVOCABLE and shall be effective as long as an employee is employed in State service and remains in an eligible category.

## Loss of Eligibility

Employees who no longer meet the eligibility requirement for the Annual Leave Program will be returned to the current sick leave/vacation program and begin accruing sick leave and vacation credits in the month following their change in CBID. The hours in their existing annual leave banks will be converted to a vacation accrual bank. Those

employees whose vacation leave balance exceeds the maximum allowed for their CBID designation will be allowed: 1) a 2 year grace period in which to bring their vacation accumulation within the maximum allowed for their new CBID and/or 2) an opportunity to convert the excess vacation leave to sick leave credits on the ratio of 4 hours vacation to 8 hours sick leave.

Employees on NDI leave at the time of a change to a CBID that is ineligible for Annual Leave will maintain the benefit level authorized for the duration of the claim; subsequent disabilities will be processed at the NDI benefit level applicable to the new CBID.

### Enrollment Considerations

Participation in either the Annual Leave Program or the current leave system is a voluntary and personal choice of each employee. An employee should carefully evaluate the leave programs to determine which is more beneficial to the employee's personal needs. Among the key considerations are:

The Annual Leave Program provides employees with more discretionary time off. Since the majority of eligible employees utilize less than six days of sick leave per year, this program can provide these employees with extra leave days to 1) take as time off; 2) cash out in the managerial vacation buy back program; or 3) accumulate up to the maximum 640 hour cap (rather than the current 400) to sell at separation or retirement.

Employees will accumulate 6 fewer days of sick leave per year. This time will not be available for use for self or family sick leave usage nor to be used as a retirement supplement.

Current NDI benefits of 50% of pay up to \$135 per week have been available to the employee after exhaustion of sick leave. For many employees who are annual leave eligible, \$135 per week does not represent a significant income replacement benefit.

Consequently, many employees have traditionally relied solely on their leave balances (sick/vacation) to sustain an adequate income during a disabling illness or injury. Employees who elect Annual Leave are eligible to receive a 50% of pay benefit with supplementation of annual leave, sick leave or partial employment to 100% of pay. Therefore, the need to maintain a large sick leave balance in order to sustain an adequate income in case of illness or injury is greatly lessened.

A single disability of six months duration would exhaust a sick leave bank of approximately 1000 hours. If an employee used no sick leave it would take a minimum of 10.5 years to accumulate a bank of this size. In addition, the sick leave bank will be exhausted after the first major illness. NDI benefits are available for each major illness. Therefore, NDI, in its enhanced form, is a better short-term disability insurance benefit than sick leave accumulation.

Any currently accrued sick leave can be kept and used under current sick leave standards to supplement NDI and as a retirement supplement.

ANNUAL LEAVE  
ELECTION FORM

Employee Name \_\_\_\_\_ Unit # \_\_\_\_\_

Social Security Number \_\_\_\_\_

Department/Location \_\_\_\_\_

Phone Number \_\_\_\_\_ CBID \_\_\_\_\_

I elect to participate in the Annual Leave Program effective January 1, 1989.

I understand that under the Annual Leave Program I will no longer accrue sick leave or vacation credits. Instead, my current vacation credit, plus 4 hours/month will be accrued as annual leave. My sick leave bank will continue to be available for sick leave purposes and conversion to service credit at my retirement. I will be eligible to receive 50% NDI benefits (with the ability to supplement with leave credits or partial employment up to 75% or 100% salary). I understand that an election to the Annual Leave Program is IRREVOCABLE and waive any right to change this election.

I make this election freely and voluntarily.

Signature \_\_\_\_\_

Date \_\_\_\_\_

NOTE: If this election form is not returned to the Personnel Office by December 31, 1988, it will be deemed an election to stay in the current sick leave/vacation leave accrual system.