



STATE OF NEW JERSEY

FINAL ADMINISTRATIVE ACTION
OF THE
CIVIL SERVICE COMMISSION

In the Matter of June Forrest,
Department of the Treasury

CSC Docket No. 2016-2288

Request for Rule Relaxation

ISSUED: **OCT 25 2016** (LDH)

The Department of the Treasury (Treasury), on behalf of June Forrest, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit Forrest to donate more than 30 sick days to G.B., who is participating in the Donated Leave Program.

Forrest, an employee at the Department of Law and Public Safety (LPS), requests permission to donate 115 sick days to G.B., an employee at Treasury and in the Donated Leave Program. Forrest retired on January 1, 2016 and wishes to donate the remainder of her sick time in excess of the maximum necessary to receive the full amount of supplemental compensation on retirement. However, doing so would leave her with less than 20 days of accrued sick leave and would be in excess of the 30 days allowed. Thus, the Treasury requests that Forrest be permitted to donate 115 days to G.B.

LPS supports Treasury's request to allow Forrest to donate in excess of 30 days and to leave her with less than 20 days of accrued sick leave.

N.J.A.C. 4A:6-1.22 (Donated Leave Program) provides, in pertinent part, that under the Donated Leave Program, a leave donor may not donate more than 30 such days to any one recipient and that a leave donor shall have remaining at least 20 days of accrued sick leave if donating sick leave and at least 12 days of accrued vacation leave if donating vacation leave. *N.J.A.C.* 4A:1-1.2(c) provides that a rule

may be relaxed for good cause in a particular circumstance in order to effectuate the purposes of Title 11A, New Jersey Statutes.

CONCLUSION

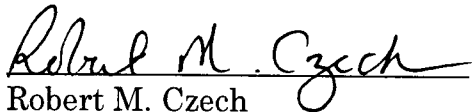
The Treasury, on behalf of June Forrest, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit Forrest to donate 115 sick days to G.B., an approved recipient of donated leave. Based on the particular circumstances presented, namely that G.B. is a current participant of the donated leave program and Forrest has left State service and has no need for the balance of her sick days, good cause exists to permit Forrest to retroactively donate her remaining 115 sick days to G.B.

ORDER

Therefore, it is ordered that this request be granted, as such, June Forrest is permitted to donate more than 30 donated leave days to G.B.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE
CIVIL SERVICE COMMISSION ON
THE 19TH DAY OF OCTOBER 2016



Robert M. Czech
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and
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c: June Forrest
G.B.
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