



STATE OF NEW JERSEY

**FINAL ADMINISTRATIVE ACTION
OF THE
CIVIL SERVICE COMMISSION**

In the Matter of G.M., Motor Vehicle
Commission

CSC Docket No. 2018-3687

Request for Rule Relaxation

ISSUED: July 19, 2018 (WR)

The Motor Vehicle Commission (MVC) requests that *N.J.A.C. 4A:6-1.22(d)* be relaxed so as to permit G.M. to donate more than 30 sick days to S.P..

S.P. was approved for donated leave on October 30, 2017 and is currently participating in the program. As of June 11, 2018, she had received and used 86 days, of which 30 were from G.M. Additionally, the appointing authority indicates that G.M. has a total of 28 days of vacation leave and 121 days of sick leave. The appointing authority requests that *N.J.A.C. 4A:6-1.22(d)* be relaxed so as to permit G.M. to donate more than 30 days of leave to S.P. Specifically, G.M. wishes to donate an additional 30 days to S.P..

N.J.A.C. 4A:6-1.22(d) provides that 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 MVC, on behalf of G.M., seeks approval to allow him to donate more than the 30 days of leave time permitted in *N.J.A.C. 4A:6-1.22*. Based on the particular circumstances presented, namely that S.P. is a current participant in the donated leave program and G.M. will have more than the minimum amount of sick leave left

upon donation, good cause exists to permit G.M. to donate an additional 30 days to S.P..

ORDER

Therefore, it is ordered that this request be granted.

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 18th DAY OF JULY, 2018



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