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Ohio Department of Administrative Services · Office of Collective Bargaining 614.466.0570 voice  
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Hugh Quill, *Director* Columbus, Ohio 43215-3607 <http://das.ohio.gov/ocb>



November 18, 2009

Ms. Sandra Bell, General Counsel  
OCSEA, AFSCME, Local 11  
390 Worthington Road, Suite A  
Westerville, Ohio 43082-8331

Dear Sandra:

During housekeeping, the State and the Union inadvertently made a change to Appendix M which resulted in a change to the meaning of the language. Because the purpose of the housekeeping committee is just to clean up errors within the contract and not change anything substantively, the State is seeking the following clarification.

Under Appendix M, Section 3(A)(3), the language should read:

The random testing pools for DYS employees and DR&C employees shall be maintained on a State-wide basis that includes all employees in the Agency who are subject to random testing. The random testing pool shall be maintained and administered by the Drug-Free Workplace Services Program of the Department of Administrative Services. The percentage of employees to be tested annually will vary during the first two (2) years of the Agreement, the percentage of the employees to be tested annually at up to 30% of the random testing pool. During the last year of the agreement, the percentage of the employees to be tested annually can vary from 10% to 30% of the average total of the random testing pool.

Under Appendix M, Section 3(A)(4), the language should read:

The Drug-Free Workplace Office of DAS may issue the random testing list to DYS Central Office and DR&C Central Office. The agency Central Office shall issue a list of employees to the appropriate Facilities/Institutions. Any employee included on the list who is subject to a random test shall be tested within seven (7) days after the Facility/Institution has received the random list. Any employee who is not tested within seven (7) days after the Facility/Institution receives the list shall not be tested as a result of that list.

If you are in agreement with the above clarification, please sign the letter below and return a copy to my office.

Sincerely,

Jose Trejo, Jr.  
Manager, Labor Relations & Dispute Resolution  
Office of Collective Bargaining

I am in agreement with the letter above.

Sandra F Bell, General Counsel  
OCSEA, AFSCME, Local 11