

OHR end-user documentation overview Military Family Health Family Medical Leave Act

Benefits Design and ManagementOffice of Human Resources

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Purpose	This document outlines the basic information you will need in order to
	approve and process an employee's request for the following type of leave:
	Military Family Member Health - FMLA
Objectives	After reading this guide, you will be able to determine an employee's
	eligibility for leave and complete the appropriate leave paperwork.
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Overview	The forms required for leave administration have been designed to provide
	the mandated information required by ASU policy and/or federal
Definition:	regulations. Classification:
Employee	FacultyAcademic Professional
Eligibility	> Administrator
	 University Staff Classified Staff
	Student Worker
	> Post Doctoral Scholar
	> Teaching Assistant
	Research Assistant
	7 Noscaron Assistant
	Employment Type:
	> Regular
	➤ Long-Term Temporary
	➤ Short-Term Temporary
	> Seasonal
	Working Hours:
	➤ Full-Time
	Part-Time
	▶ PRN
	Who has been employed for at least 12 months
	Months need not be consecutive
	Employment prior to a break in service of seven years or more should
	not be counted unless the employee was on active duty with the
	National Guard or Reserve or there was a written agreement that ASU
	intended to rehire the employee after the break in service.
	Who worked at least 1250 hours during the 12 months immediately prior to
	the requested leave date
	 Paid or unpaid leave plan hours do not count toward the accumulation
	 Hours taken for National Guard or Reserve duty are counted toward the
	accumulation
	 Hours worked as a Student Worker count toward the accumulation
	➤ If an employee works multiple jobs, the hours are totaled and counted
	toward the accumulation
	If applicable, furlough hours do count towards the accumulation.

Definition: Reason for Leave of Absence

An employee is eligible for leave for the following reason:

To care for a spouse, child, parent, member of the established household, or next of kin who is a military servicemember or veteran undergoing medical treatment, recuperation, or therapy for a serious injury or illness that occurred any time during the five years preceding the date of treatment and:

- * Was suffered while on active duty in the armed forces, or
- * Existed before the beginning of the member's active duty and was aggravated by service, or
- * Manifested before or after the member became a veteran.

Definition: Duration and Type of Leave of Absence

➤ Up to 26 weeks within a single 12-month period

- * The 12-month period begins the first day the leave begins and ends 12 months after that date
- * If spouses who are both employed by the university are requesting leave for the same event, they are entitled to a *combined* total of 26 workweeks

➤ A leave may be:

- * Taken continuously in one single block of time
- * Taken intermittently in separate blocks of time due to a single qualifying reason
- * Taken on a reduced schedule reducing the employee's number of work hours per workweek or per workday

In the case of either intermittent or reduced schedule leave, the following apply:

- * The need for an intermittent or reduced schedule must be supported by medical documentation;
- * The Disability & Leaves Program Management Unit must be notified in order to issue the Intermittent Leave Tracking Form for the department's use.

Definitions

Leave of Absence:

A (paid or unpaid) employment category designating that an employee is in a non-work status.

Leave Benefit Plan:

A benefit - e.g. vacation, sick or parental leave benefit - that compensates the employee when he/she is absent from work.

Spouse:

A husband or wife as defined and recognized by Arizona law for purposes of marriage.

Child:

Biological, adopted, foster child, stepchild, legal ward, or a child for whom the employee stood in loco parentis. No age restriction.

Parent:

Biological, adoptive, step, or foster father or mother or anyone else who undertook the parental role.

Member of Established Household:

A person who shared your permanent residence prior to the requested leave and who is expected to continue to reside with you following the leave. ASU may require written verification to establish the relationship (e.g. the person's bank statement listing your address).

Health Care Provider:

A state licensed doctor of medicine or osteopathy, podiatrist, dentist, clinical psychologist, optometrist, chiropractor, nurse practitioner, nurse midwife, clinical social worker, physician assistant, or Christian Science practitioner. Licensed health care providers in foreign countries are included.

Step 1 Determine Leave Process

In order to effectively manage leaves, it is important to understand the process in your particular Dean or VP area.

Centralized:

One person, (e.g. a Department Leaves Representative, a BOM, a Data Time Administrator, or a HR Manager) handles all aspects of the process for your Dean or VP area.

Decentralized:

Each separate division (office, unit, department, or team) within your Dean or VP area handles the entire process for the employees in that particular section.

Hybrid:

The process is handled individually by each separate division but channeled through one main authority in your Dean or VP area.

Step 2 Receive or Issue Leave of Absence Request Form

When the need for leave is foreseeable, an employee is required to give at least a 30-day written notice. If the leave is required due to a medical emergency or other unforeseeable event, the employee must provide as much notice as is practicable under the circumstances.

- > Department receives Leave of Absence Request Form
- ➤ Department issues Leave of Absence Request Form
 In the case of employee's inability to complete the necessary paperwork, the
 department leaves representative should complete the form immediately upon
 determining the employee will be absent longer than three consecutive calendar
 days.

- Complete the Employee and/or Supervisor sections, as applicable
- Indicate date form issued to employee on copy and place in employee's leave file *IMPORTANT*: Confidential leave and medical information must be kept in a secured and separate file from the department personnel files. Departments will be audited periodically to ensure compliance.
- Fax copy to Disability & Leaves Program Management Unit at 480-993-0007

LEAVE OF A	BSENCE REQUEST FORM
EMPLOYEE: COMPLETE/SUBMIT TO DEF	PARTMENT
Employee Name:	Date:
Employee 10-digit ID Number:	
Requested Dates: From:	(first day of leave) To: (proposed return to work date)
Reason:	
➤ Birth/Placement for Adoption or Foste	er Care/Bonding
Birth	Date of Birth:
Placement for Adoption	Date of Placement:
Placement for Foster Care	Date of Placement:
Bonding (Within one year)	Date of Birth or Placement:
	e benefits? Yes No
Are you the: Mother	Father Domestic Partner Other
Is another ASU employee also requ	uesting leave for this same event? Yes No
If yes, Employee's Name and ID N	iumber:
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Within five (5) business days, the department leaves representative must respond to the employee's request by:

- ➤ Determining employee's FMLA eligibility See Step 3
- Completing the department portion of the following forms,
- ➤ Issuing the following forms to the employee -in person, via email, US Mail

FMLA Notice of Eligibility with Rights and Responsibility for Military Family Member Health and

FMLA Certification of Health Care Provider for Military Family Member's Serious Health Condition and

Authorization for Release of Health Information

Step 3 Determine Employee Eligibility for FMLA

To be eligible for FMLA, the employee must:

- 1) Have been employed for at least 12 months and
- 2) Have worked at least 1250 hours during the 12 months immediately prior to the requested leave date **and**
- 3) Have not already exhausted his/her FMLA entitlement.

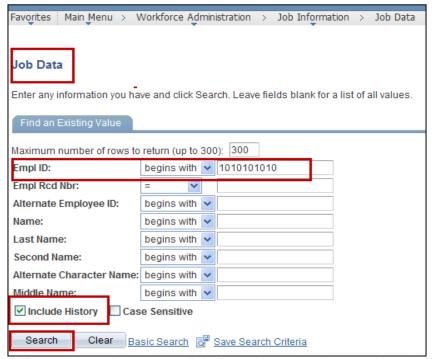
Eligibility Requirement #1

Verify that the person has been an Arizona University System - Arizona State University, Northern Arizona University, The University of Arizona, or Arizona Board of Regents - employee for at least 12 months.

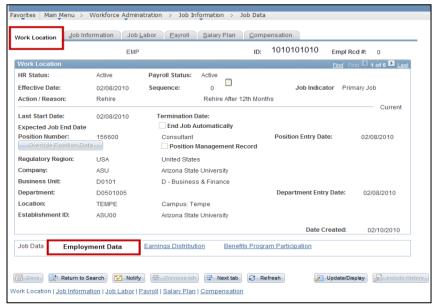
- * Months do not need to be consecutive e.g. 3 months in 2010 plus two years 2005 -2006)
 - * Employment prior to a break in service of seven years or more should not be counted unless the employee was on active duty with the National Guard or Reserve or there was a written agreement of intent to rehire the employee after the break in service.

In the Human Resources Information System:

- 1) Go to Workforce Administration
- 2) Select the Job Data screen

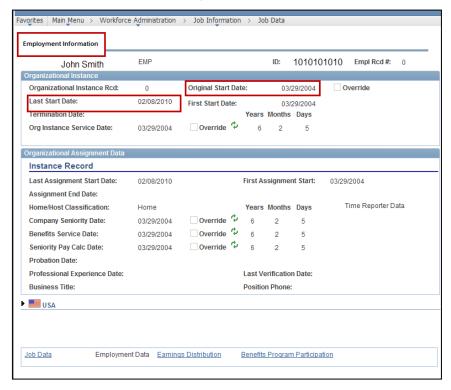


- 3) Enter the employee's 10-digit ID number or the employee's first and last names
- 4) Select Include History
- 5) Click Search
- 6) You are now on the Work Location screen



7) Select Employment Data

8) You are now on the Employment Information screen



- 9) Note the Original Start Date
- 10) Note the Last Start Date
- 11) If the Original Start Date and the Last Start Date are the same and are at least 12 months prior to the requested leave date, the employee has met the first part of the eligibility requirement.
- 12) The leaves representative should contact the department's designated Leaves Management Partner if the Original Start Date and the Last Start Date:
 - * Are the same but within 12 months of the requested leave date, or
 - * Are different.

If the person is a transfer employee within the Arizona University System, please contact your department's Leaves Management Partner for assistance in determining eligibility for this first requirement.

Get Assistance:

Your leaves management partner
Your Leaves Management Partner
Email HR Disability

At this point, if the employee is not eligible for FMLA, the department may choose to offer Extended Leave of Absence - staff, Health Related Leave with Pay - faculty/sick, or Leave of Absence without Pay - faculty. See the End-User Document Overview For ASU Leave: Family Health (Non-FMLA).

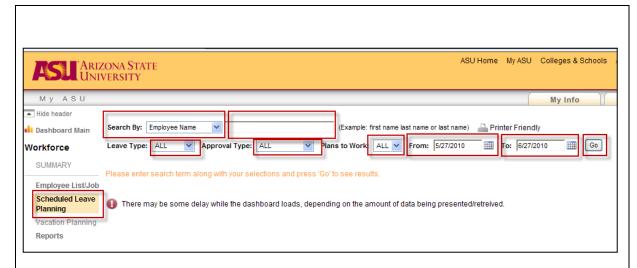
Eligibility Requirement #2

Verify that the employee has **worked** at least 1250 hours during the 12 months immediately prior to the requested leave date.

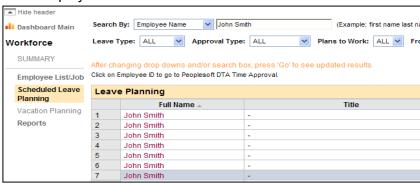
- Unpaid hours off do not count
- Paid time off under a leave benefits plan e.g., sick, vacation or holiday do not count
- ➤ Hours taken for National Guard or Reserve duty **do** count
- > Hours worked as a student worker **do** count
- > Furlough hours **do** count
- If an employee works multiple jobs, worked hours are added together and all do count

The **Scheduled Leave Planning Report** on the dashboard is used:

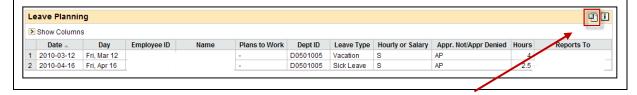
- 1) Go to dashboard
- 2) Select Human Resources on the left sidebar menu
- 3) Log in
- 4) Select Scheduled Leave Planning, on the left side bar menu



- 5) In the Search By box, select Employee ID or Employee Name
- 6) Enter the employee 10-digit ID number or employee name in the box to the right
- 7) In the Leave Type box, select ALL
- 8) In the Approval Type box, select ALL
- 9) In the Plans To Work box, select ALL
- 10) In the From box, enter the date one year prior to the requested leave date
- 11) In the To box, enter today's date
- 12) Click Go
- 13) If you entered the employee's name (rather than ID), a menu will appear listing all employees with the identical name; click on your employee's name



- 14) The report will show either:
 - 1) All hours (worked and non-worked) for a non-exempt employee, or
 - 2) All exception hours for an exempt employee



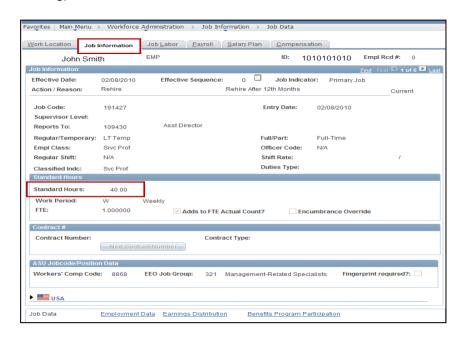
15) Export the report to Excel by clicking on



the icon

In the Excel spreadsheet:

- For an hourly non-exempt employee:
 - 1) Delete all exception hour rows e.g. Vacation, Sick, Holiday
 - 2) Total the number of remaining Regular and Furlough hours
- > For a salaried exempt employee:
 - 1) Total the number of exception hours
 - 2) Determine the employee's annual scheduled work hours
 - a) Go to Workforce Administration
 - b) Select the Job Data screen
 - c) Enter the employee's 10-digit ID number or the employee's first and last names
 - d) Select Include History
 - e) Click Search
 - f) Click the Job Information tab along the top
 - g) You are now on the Job Information screen



- h) Note the Standard Hours
- i) Multiply the Standard Hours by 52 weeks
- 3) Subtract the exception hours from the employee's annual Standard Hours

If the total number of worked hours is at least 1250, the employee has met the second part of the eligibility requirement.

If the person is a transfer employee from the Arizona University System, please contact your department's Leaves Management Partner for assistance in determining eligibility for this second requirement.

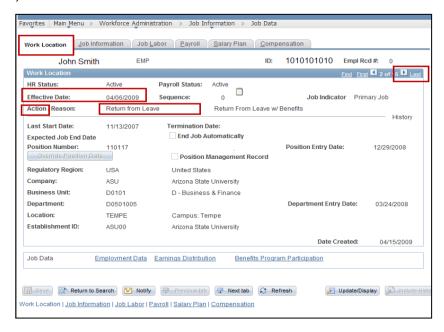
At this point, if the employee is not eligible for FMLA, the department may choose to offer Extended Leave of Absence - staff, Health Related Leave with Pay - faculty/sick, or Leave of Absence without Pay - faculty. See the End-User Document Overview For ASU Leave: Family Health (Non-FMLA).

Eligibility Requirement #3

Determine the amount of FMLA leave the employee has already taken, if any, since the last anniversary month. The anniversary month is the month designated in the **Last Start Date** - See Eligibility Requirement #1.

To search for prior FMLA usage, in HRIS:

- 1) Go to Workforce Administration
- 2) Select the Job Data screen
- 3) Enter the employee's 10-digit ID number or the employee's first and last names
- 4) Select Include History
- 5) Click Search
- 6) You are now on the Work Location screen



- 7) Click on the arrow to the left of the word Last
- 8) Continue to click the arrow while searching for a Return from Leave in the Action field

Remember – you need only go back as far as the last anniversary date

- 9) If there is a Return from Leave action, note the effective date
- 10) Continue to click the arrow to search for the Un/Paid Leave of Absence in the Action field

- 11)Note the effective date
- 12) Count the number of days between the effective dates and divide by seven to calculate the number of weeks and days the employee has already used
- 13) Determine if the employee has had any Intermittent Leave usage during this period by referring to the employee's department leave file. Count the actual number of work hours missed and divide by 8 to calculate the number of days already used.

Subtract the amount of FMLA time already taken since the last anniversary date from the 12-week entitlement to determine how many weeks the employee has remaining to use.

If the person is a transfer employee from the Arizona University System, please contact your department's Leaves Management Partner for assistance in determining eligibility for this second requirement.

At this point, if the employee is not eligible for FMLA, the department may choose to offer Extended Leave of Absence - staff, Health Related Leave with Pay - faculty/sick, or Leave of Absence without Pay - faculty. See the End-User Document Overview For ASU Leave: Family Health (Non-FMLA).

Step 4 Issue the FMLA Notice of Eligibility with Rights & Responsibility for Military Family Member Health

This is the first notice to be given to the employee upon receipt - or issuance of a leave request. This notice gives **conditional leave approval**, information about the employee's eligibility for FMLA leave, details the employee's specific responsibilities and explains any consequences for the employee failing to meet those responsibilities.

- ➤ Complete, as applicable
- ➤ Mail to the employee along with the appropriate supplemental forms See Steps 5 and 6
- Indicate date form issued to employee on copy and place in employee's leave file **Important:** Confidential leave and medical information must be kept in a secured and separate file from the department personnel files. Departments will be audited periodically to ensure compliance.

FMLA NOTICE OF ELIGID RESPONSIBILITY FOR MILITARY FAMILY MEM	
DATE:	Employee 10-digit ID:
TO:	
FROM:College or Department Name	College or Department Number
FAX THIS FORM TO: HR DISABILITY & LEAVES PROG	RAM MANAGEMENT UNIT AT 480.993.0007
On, you informed us that you needed leave beginning parent, member of your established household, or next of kin of a contreatment, recuperation, or therapy for a serious injury or illness sustainly time during the five years preceding the date of treatment (even	vered service member or veteran undergoing medical tained in the line of duty on active duty that occurred
This diti wet to the way and well where	Mit Jedy Ad Wal will

Step 5 Include the FMLA Certification of Health Care Provider for Military Family Member's Serious Health Condition

This form provided to the employee requests the necessary qualifying medical information from the family member's health care provider to substantiate the need for leave. If the employee does not provide this completed certification, ASU has the right to deny the requested leave.

This form should be completed by the health care provider 30-45 days prior to the beginning of the leave. If the form is completed earlier and it becomes necessary to change the leave date, a second documentation may be required.

- ➤ Complete the department's information
- >You must allow the employee at least 15 calendar days to return the certification
- Mail to the employee with the Notice of Eligibility See Step 4
- ➤Instruct the employee to complete Section I
- ➤ Instruct the employee to give entire form to the health care provider, asking him/her to complete Section II and to return the form, as indicated
- Indicate date form issued to employee on copy and place in employee's leave file **Important:** Confidential leave and medical information must be kept in a secured and separate file from the department personnel files. Departments will be audited periodically to ensure compliance.
- Fax copy to the Disability & Leaves Program Management Unit at 480-993-0007

		Name
Health Care Provider,		Address
Please return this form		
byt	0:	
	Telephone () FAX: ()
	(
Instructions for the ASU Departme		
		er may require an employee seeking FMLA leave due to a serious in widing sufficient facts to support the request for leave. Employers n
	•	ons, re-certifications, or medical histories of employees or employ

Step 6 Include the Authorization for Release of Health Information

This form provides health care provider(s) with the employee's authorization to discuss protected medical information with ASU. While authorization is not mandated by FMLA law, most health care providers require it. OHR recommends that the department have the employee complete the form prior to the leave rather than wait until its use may be necessary.

- Mail to the employee with the Notice of Eligibility See Step 4
- > Request the employee complete the form and return to department leaves representative
- Indicate date form issued to employee and place a copy in employee's leave file **Important:** Confidential leave and medical information must be kept in a secured and separate file from the department personnel files. Departments will be audited periodically to ensure compliance.
- Fax copy to the Disability & Leaves Program Management Unit at 480-993-0007

	hereby authorize my health care providers (or
	on to Arizona State University ("ASU") for the purpose of my request for a , under ASU policy and/or the Family Medical Leave Act
FMLA).	, under A5t pointy and/ of the family includes beave Acc
➤I authorize the following information	be provided or clarified:
Information contained on th	e Certification of Health Care Provider/Medical Documentation Form
Information contained on th	e Certification of Health Care Provider/Medical Documentation Form

Step 7 Authenticate or Clarify Certification of Health Care Provider

If the employee submits a complete and sufficient certification, **no additional** information may be requested from the health care provider.

If the certification is considered either incomplete or insufficient, the employee must be notified, via the Designation Form, and given calendar days to cure any deficiency. A certification is considered incomplete if an item is not filled in; it is considered insufficient if the information is vague, ambiguous or nonresponsive.

If it is necessary to either clarify and/or authenticate the certification, the department leaves representative may contact the provider. Authentication means providing the health care provider with a copy of the certification and requesting verification that the information is complete and authorized by the provider who signed it. Clarification means a need to understand the handwriting on the certification or the meaning of a response.

Important notice: Contact with the health care provider by the employee's direct supervisor is prohibited by FMLA law.

Step 8 Issue the FMLA Designation Notice for Military Family Member Health

After the department has received and reviewed the FMLA Certification of Health Care Provider, the Designation Notice is provided to advise the employee if the FMLA leave has been approved or denied, or if additional information is needed.

- Complete and mail to the employee within five business days of receipt of certification
- Indicate date form issued to employee on copy and place in employee's leave file

Important: Confidential leave and medical information must be kept in a secured and separate file from the department personnel files. Departments will be audited periodically to ensure compliance.

FMLA LEAVE DESIGNATION MILITARY FAMILY MEME	
DATE:	Employee 10-digit ID:
TO:	
FROM: College or Department Name	College or Department Number
FAX THIS FORM TO: HR DISABILITY & LEAVES PROGR.	AM MANAGEMENT UNIT AT 480.993.0007
Dear	
We have reviewed your request for leave under the Family and Medical	, , ,
documentation that you have provided. We received your most recent determined:	imor mation onand

Step 9 Issue the Leave of Absence Status Change Form

▶ Issue form in the pay period any of the following occurs:

- * The duration of leave period changes
- * The type of leave changes
- * The pay status changes
- * The employee returns to work
- Fax to Disability & Leaves Program Management Unit at 480-993-0007
- Indicate date faxed and place in employee's leave file

 Important: Confidential leave and medical information must be kept in a secured and separate file from the department personnel files. Departments will be audited periodically to ensure compliance.

Employee Name	Date:
Employee 10-digit ID Number:	
DepartmentName:	Department Number:
CHANGE LEAVE DATE Re	ed Leave Begin Date:
Re	sed Return to Work Date:
CHANGE LEAVE TYPE	EFFECTIVE DATE:
From: FMLA	To: FMLA
FMLA: Workers' Compensation	FMLA: Workers' Compensation
Extended Leave (Staff)	Extended Leave (Staff)
Extended Leave (Staff): Worker	Compensation Extended Leave (Staff): Workers' Compensation
Health Related Leave (Faculty/s	x)
Leave Without Pay (Faculty)	Leave Without Pay (Faculty)
Leave Without Pay(Faculty): W	kers' Compensation Leave Without Pay (Faculty): Workers' Compe
Parental	Parental

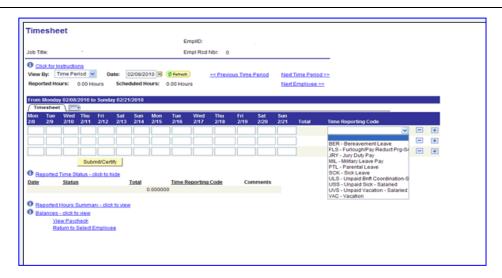
Time Reporting, Intermittent Leave and Compassionate Transfer of Leave

Time Reporting

The employee should already have completed the Request for Time Off form (or used the department's alternative request process) and the leave should be approved. The department leaves representative or department time administrator is then responsible for recording an employee's leave hours while the employee is absent from work on FMLA.

To record time in HRIS, go to:

- 1. Manager Self Service
- 2. Time Management
- 3. Report Time
- 4. Timesheet
- 5. Click: Get Employees
- 6. Select employee
- 7. View By: Time Period
- 8. On a daily basis, enter the number of hours of eligible time:



Description	Pay Code	
Sick, Paid	SCK - salaried SCP - hourly	An employee may use accrued sick time to remain in a paid status.
Compensatory Time, Paid	CTH - hourly	An hourly employee may use compensatory time to remain in a paid status.
Vacation, Paid	VAC - salaried VAH - hourly	An employee may use accrued vacation time to remain in a paid status.
Unpaid Sick Unpaid Sick	USS - salaried USH - hourly	Use only when an employee has both paid and unpaid time in the same pay period - e.g. 50 hours VAC and 30 hours USS
		Because the employee is still in an Active – paid - status, a salaried employee would continue to be paid full salary if the unpaid sick code is not used.

If an employee has no paid hours available in a pay period, issue the LOA Status Change Form and report no hours.

Intermittent Leave

Upon notification that an employee will be using Intermittent Leave, the Disability & Leaves Program Management Unit will send to the department leaves representative a form designed to assist the department in tracking the employee's time.

Compassionate Transfer of Leave

When it is apparent that the employee will be eligible for CTL, the department leaves representative should submit the following budgetary approved items to the department's designated Leaves Management Partner by confidential e-fax at 480.993.0007:

- 1) The Request for Donated Hours, and
- 2) The CTL Request Memo, and
- 3) Any applicable medical certification.

The Leaves Management Partner will notify the supervisor if the CTL has been approved.

If CTL is approved, the Leave of Absence Status Change Form must be issued - if not already issued - placing the employee on unpaid leave.

For More Information

Contact:

OHR Benefits Design and Management
Disability and Leaves Program Management Unit

For Department Use Only:

Your <u>Leaves Management Partner</u>

Email HR Disability

Process Checklist - Quick Reference Guide

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	70-4-03 Compassionate Transfer of Leave 707 Leave of Absence Without Pay
	707 Leave of Absence Without Pay

SPP POLICIES

404-04 Overtime

701-01 Sick Leave

702-01 Vacation Leave

702-04 Compassionate Transfer of Leave

705-01 Extended Leave of Absence

705-02 Family Leave

FORMS

Generic to all leaves:

- Leave of Absence Request Form
- Authorization for Release of Health Care Information
- Leave of Absence Status Change Form

Specific to Military Family Member Health

- Notice of Eligibility with Rights, & Responsibility (FMLA)
- Certification of Health Care Provider (FMLA)
- Designation Notice (FMLA)