

U.S. Office of Personnel Management
Operating Manual Update

The Guide to Processing Personnel Actions

Update 97 – Chapter 3

Notice

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Distribution: Operating Manual, The Guide to Processing Personnel Actions

U.S. Office of Personnel Management

Summary of Changes, Chapter 3 (Update 97)

Removed Pages	Insert Page	Explanation of Changes
Entire chapter	Entire chapter	<p>Chapter 3 has been updated in its entirety to include:</p> <ol style="list-style-type: none">1. Reformatting page numbers from 3-1, 3-2, 3-3, etc., to new format of 1, 2, 3, etc.2. Placing footers on each page to reflect chapter number and title of guide3. Reformatting the chapter in its entirety to ensure it meets web accessibility standards4. Distinguishing new text changes and/or additions in >dark red font surrounded by angled brackets< and deletion/removal of text with *** in green font5. Removing all symbols annotating historical changes throughout the chapter6. Replacing most instances of "Standard Form" with SF7. Incorporated hyperlinks to regulatory references and Reference Guides throughout8. Creating "Notes" column for all decision logic tables in the chapter; transferring applicable notes into new column within the same page

Listing of Specific Changes to Chapter 3

Chapter	Page Number(s)	Explanation of Changes
3	1-2	Table of Contents Added language: "New text changes and/or additions are distinguished in >dark red font surrounded by angled brackets< . Deletion/removal of text is distinguished with *** in green font. "
3	5	Sections 1.4.a-b Editorial changes to improve readability.
3	9	Section 2.4.a. Updated legal citation in the first sentence from The Whistleblower Protection Act of 1989 (P.L. 101-12) to 5 USC 7701(b)(2).
3	13	Section 2.7.b.iv.5-6 Editorial changes to improve readability.
3	15-16	Section 2.11 Point of contact changed from "Manager, Data Management, Office of the Chief Information Officer by fax at 202-606-1719." Updated to reflect current OPM structure, referring inquirers to the GPPA Team at persaction@opm.gov .
3	17	Section 3.1.a-b Editorial changes to improve readability.

Chapter	Page Number(s)	Explanation of Changes
3	18	<p>Section 3.1.b</p> <p>2 changes to reflect current OPM structure:</p> <p>(1) Point of contact changed from "Manager Information Management, Office of the Chief Information Officer" to "Forms Officer, Office of the Executive Secretariat, Privacy, and Information Management."</p> <p>(2) Point of contact for SF-50, SF-52, SF-75, and SF-144 changed from "Manager, Data Management, Office of the Chief Information Officer" to "the OPM Human Capital Data Management and Modernization (HCDMM)."</p>
3	19	<p>Section 3.1.c</p> <p>Point of contact changed from "Manager, Information Management, Office of the Chief Information Officer" to reflect current OPM structure, referring readers to the "Records Officer, Office of the Executive Secretariat, Privacy, and Information Management."</p>
3	20	<p>Section 3.2.a.iii.</p> <p>Paragraph (5): Editorial changes to improve readability.</p> <p>Paragraph (6): Expanded instructions for retaining all original saved (paper) designation of beneficiary forms. Provided link for use and acceptability of electronic signatures for CSRS, FERS, FEGLI, and other retirement-related forms.</p>
3	20-21	<p>Section 3.3.a</p> <p>Replaced "authentication codes" with:</p> <p>"signatories are verified by matching digital signatures to identity, based on previously set conditions surrounded metadata of the signee. The digital signature..."</p>

Chapter	Page Number(s)	Explanation of Changes
3	21	<p>Section 3.3.b</p> <p>Replaced paragraph in its entirety.</p> <p>Deleted: "When a person leaves a position for which an authorization code has been issued, the authorization must be cancelled immediately."</p> <p>Replaced with: "For each form that was cleared or signed electronically, there must be an audit trail to show when and who signed/approved, cleared, input data to, and/or changed data on the form."</p>
3	21	<p>Section 3.3.c</p> <p>Replaced paragraph in its entirety.</p> <p>Deleted: "For each form that was cleared or signed electronically, there must be an audit trail to show when and who: (1) signed/approved, (2) cleared, (3) input data to, and/or (4) changed data on the form."</p> <p>Replaced with: "The individual with delegated appointing authority remains the responsible official for ensuring that authentication procedures and the personnel actions to which they lead are proper and meet the requirements in law."</p> <p><i>Note: this language was included in the previous version of Chapter 3 as Section 3.3.e.</i></p>
3	21	<p>Section 4.b.i.</p> <p>Replaced " electronic signal or symbol" with "signature."</p>
3	21	<p>Section 4.b.ii</p> <p>Updated the title of the Chapter 4 job aid from ""Instructions for Completing the Standard Form 50 and for Completing Part B (blocks 1-39) and Parts C, E, and F of the Standard Form 52" to "Completing the SF-50 and Corresponding Parts of the SF-52."</p>

Chapter	Page Number(s)	Explanation of Changes
3	22	Section 4.b.iii Replaced the final publication in the list of NIST publications from "Federal Information Processing Standard (FIPS) 186-2" to "Federal Information Processing Standard (FIPS) 186-4."
3	22	Section 4.c Point of contact changed from "Manager, Data Management, Office of the Chief Information Officer" to reflect current OPM structure, referring readers to the "Director, Human Capital Data Management & Modernization."
3	26	Job Aid: Appointment Documents and Information (1) Under "SF-61," updated reference to section 3.c of this chapter for instructions. (2) Under "Statistical data ..." updated "disabling conditions" to "disability status."
3	36	Table 3-B, rule 11 "The Effective Date Is" is corrected to regulatory reference 5 CFR part 870.

Chapter 3: General Instructions for Processing Personnel Actions

Contents

Subchapter 1. General Instructions	3
1. Authority to Prescribe Reporting Requirements.....	3
2. Employee Name.....	3
3. Effective Dates	4
4. Approval of Personnel Actions	5
Subchapter 2. Cancellations and Retroactive Personnel Actions.....	7
1. Coverage	7
2. Definitions	7
3. Reasons for Cancellations and Retroactive Actions	9
4. Implementation of Decision	9
5. Decisions that Do Not Require Personnel Actions	10
6. Decisions that Require Preparation of Personnel Actions	10
7. Responsibilities of the Agency Preparing Actions to Implement a Decision or Take Corrective Action.....	11
8. Counseling and Advising Employees on Documentation of Experience Gained During Period of Improper Assignment	14
9. Advice to Employee Regarding Waiver or Overpayment of Pay.....	15
10. ADP Records and Systems.....	15
11. Questions Regarding Unusual Cases	15
Subchapter 3. Electronic Forms and Signatures.....	17
1. Approvals to Use Electronic Personnel Forms.....	17
2. Criteria for Use of Electronic Forms.....	19
3. Authentication Procedures.....	20
4. Electronic Signatures	21
Subchapter 4. Entry-On-Duty Process	23
1. Appointments to Federal Civil Service Positions	23

2. Date of Acceptance	23
3. Entrance on Duty (EOD).....	23
4. Obtaining Personnel Information from the Prior Employing Agency	25
Job Aid	26
Appointment Documents and Information	26
Tables.....	32
Table 3-A. Setting Effective Dates.....	32
Table 3-B. Effective Dates Set without Prior Approval of the Appointing Officer	35
Figures	38
Figure 3-1. Comptroller General (CG) Decisions Concerning Effective Dates	38
Figure 3-2. When to Credit Service in Determining the SCD-Leave	39
Figure 3-3. Sample Letter to an Employee Who is the Subject of a Decision	40
Figure 3-4. Notice Required for Appointment of a Civilian Retiree	43

New text changes and/or additions are distinguished in >dark red font surrounded by angled brackets<. Deletion/removal of text is distinguished with *** in green font.

Subchapter 1. General Instructions

1. Authority to Prescribe Reporting Requirements

The Office of Personnel Management's authority to prescribe reporting requirements covering personnel actions is in [section 2951, Title 5, U.S. Code. Part 9.2, title 5, U.S. Code of Federal Regulations](#), is based on that statute, and extends this authority to all types of appointments and personnel actions.

2. Employee Name

- a. Name used.** The general rule on use of a name on an employee's records is consistency: show the employee's name in the same way on all Government records. The name to record on official personnel records for an appointee is the name commonly used in the community where the appointee resides; for example, the name entered on application papers and used for social security records, driver's license, income tax purposes, and bank accounts. If application papers reflect a nickname enclosed in parentheses or quotation marks, it is not considered part of the employee's name for personnel records.
- b. Recording employee's name.** The name is recorded on the Official Personnel Folder and on Notifications of Personnel Action in the following manner:

Last Name [comma] Suffix (Jr., Sr.) [comma] [space]
First Name or Initial [space]
Middle Name(s) or Initial(s)

Examples:

Doe, Jr., John NMN
Martin, M. Catherine
O'Reilly, John F.X.
Martinez-Sandoval, Maria Elena
No last name, Taylor NMN
Taylor, No first name NMN

When a personnel document asks for a middle name or initial, and the employee has no middle name or initial, enter "NMN." Do not use abbreviations when entering "no first name" or "no last name" on a

personnel document. If an employee has a single name, when necessary, ask the employee whether to record it either as the first name or the last name. Refer to the preceding paragraph for examples of how a single name is recorded (i.e., see examples for "Taylor"). Record apostrophes and hyphens of spaces between double names only as used by the employee. Do not use titles, such as "Mr.," "Ms.," "Miss," "Dr.," and "Professor," on Notifications of Personnel Action or on the Official Personnel Folder.

3. Effective Dates

- a. Prior Approval.** Except as explained in Table 3-A, no personnel action can be made effective prior to the date on which the appointing officer approved the action. That approval is documented by the appointing officer's pen-and-ink signature or by an approved electronic authentication in block 50 of the [SF-50](#) or in Part C-2 of the [SF-52](#). By approving an action, the appointing officer certifies that the action meets all legal and regulatory requirements and, in the case of appointments and position change actions, that the position to which the employee is being assigned has been established and properly classified.
- b. Setting Effective Dates.** Unless otherwise indicated on the Notification of Personnel Action, separations, actions to terminate grade and pay retention, and Opt-Out Phased Employment/ Retirement actions are effective at the end of the day (midnight); all other actions are effective at the beginning of the day (12:01 a.m.). Separations are actions that remove employees from the rolls of their agencies, for example, deaths, resignations, terminations, removals, and retirements. Any action whose nature of action code (NOAC) begins with a "3" is a separation.
 - i.** Follow the instructions in [Table 3-A](#) to set dates in situations where approval of the appointing officer is required. Use [Figure 3-1](#) to identify Comptroller General Decisions that address effective dates and how they are set in specific situations.
 - ii.** Follow the instructions in [Table 3-B](#) to set dates in those situations where prior approval of the appointing officer is not required.

4. Approval of Personnel Actions

- a. Requirement for approval.** As explained in *** >the “Prior Approval” paragraph above<, most personnel actions must be approved by the appointing officer on or before their effective dates. An appointing officer is an individual in whom the power of appointment is vested by law or to whom it has been legally delegated. Only an appointing officer may sign and date the certification in Part C-2 of the [SF-52](#) or blocks 49 and 50 of the [SF-50](#) to approve an action.
- b. Delegation of appointing authority.** [Under 5 U.S.C. 302](#), the head of an agency may delegate appointing authority to subordinates. Such delegations are generally made to the agency’s director of personnel who then redelegates the authority to other members of the personnel staff, as necessary. A delegation of appointing authority may be made to a specific individual or to the incumbent of >a< specific position. The delegation must be in writing and clearly define the extent of the authority being granted; for example, authority to approve all within-grade increase actions.
- c. Responsibilities of the appointing officer.** The appointing officer is responsible for ensuring that each personnel action ***>the appointing officer< approves meets all legal and regulatory requirements. ***>The appointing officer< is responsible for approving determinations made by recruiters, staffing specialists, personnel assistants, and other personnel office staff about legal authority for the action, including issues such as qualifications, pay, and suitability. The appointing officer makes final pre-appointment determinations regarding citizenship, veterans’ preference, minimum and maximum age limits (where appropriate), suitability, qualifying experience, and education. In the case of appointments and position change actions (for example, promotions), the appointing officer ensures that the position to which the employee is assigned has been established and properly classified.
- d. Criteria for selection of appointing officers.** Agencies must ensure that appointing authority (that is, the authority to approve and certify actions) is delegated only to persons whose training and experience enable them to review the background material on a proposed action and determine whether it meets the necessary legal and regulatory requirements.

Approval of actions is a serious responsibility that should not routinely be assigned to clerical or other technical support personnel who may lack the necessary background and training to make the decision to approve or disapprove an action. A person who has not been a party to the recruitment, qualification, selection, and pay-setting processes on a proposed action, and who lacks information as to how these determinations were reached, cannot and should not be expected to decide whether the specific action meets legal and regulatory requirements.

Subchapter 2. Cancellations and Retroactive Personnel Actions

1. Coverage

These instructions cover cancellations and retroactive actions to implement decisions, as defined below. These instructions also apply when the employing agency identifies, outside of the decision process, an erroneous or improper personnel action that needs corrective action. Nothing in these instructions, however, authorizes or permits an agency to enter into a settlement agreement that is contrary to civil service laws or regulations.

2. Definitions

- a. A **decision** (as used in this chapter) is a(n):
 - i. Court Order; or
 - ii. Decision or order or a settlement agreement reached under the rules and regulations of the Merit Systems Protection Board (MSPB), the Equal Employment Opportunity Commission (EEOC), the Federal Labor Relations Authority (FLRA), the Office of Personnel Management (OPM), or the agency; or
 - iii. Arbitral award or decision of an agency head that adopts the recommendations of an agency fact finder; or
 - iv. Settlement agreement between an individual and an agency under circumstances other than those above.
- b. A **cancellation** cancels or rescinds an earlier action that was improper, that was proper but contained references to an improper action, or that contained remarks that are inappropriate or erroneous and that should not have been recorded.
- c. A **retroactive action** is one that is prepared or processed after the pay period in which it is to be effective. Retroactive actions may be either replacement actions or newly required actions.
- d. A **replacement action** is one which takes the place of or replaces a canceled [SF-50](#) when:

Another action is being substituted for the original action (for example, when a 15-day suspension is substituted for a 30-day suspension); or

- i. The original action was canceled because it contained erroneous information and/or inappropriate remarks, but was otherwise a valid action; or
 - ii. The original action was canceled because it in some way reflected the effects of another personnel action that was also canceled (for example, a change to career tenure that reflects the wrong grade because a previous change to lower grade was canceled).
- e. A **newly required action** is a personnel action that is required because of a decision or a cancellation. For example, if a reassignment action was canceled and is replaced with a promotion action, you may also need to process a within-grade increase for which the employee would have been eligible because of the retroactive effective date of the promotion.
- f. **Improper service or improper assignment** is:
 - i. Service or an assignment performed in a position or positions to which a decision says the employee should not have been assigned; or
 - ii. Non-Federal service performed during a period of improper separation from Federal service.
- g. A **void action** is an action which should never have occurred because of an absolute statutory bar to it, such as appointment of a male who has not registered, as required, for Selective Service, or because the employee was guilty of fraud regarding the action or deliberately misrepresented or falsified a material matter.
- h. The **OPF (Official Personnel Folder)**, which includes an approved electronic equivalent of the same (i.e., eOPF), is the official repository of records and reports of personnel actions effected during an employee's civilian government service and documents and papers required in connection with such actions.
- i. **EPF (Employee Performance File)**. Performance appraisals and related records maintained in either a separate envelope in the Official Personnel Folder, a separate folder (in whatever office the organization designates), in a supervisor's work folder, on microfiche, in an automated personnel record system, or in any combination of such records maintenance systems. Whatever system or combination of

systems the agency chooses constitutes that agency's Employee Performance File System.

- j. Subject File.** A file separate from the Official Personnel Folder or Employee Performance File, in which material is filed and retrieved by subject or topic, rather than by employee. Examples of subject files found in a personnel office include grievance files and adverse action files.
- k. An interim appointment, promotion, within-grade increase, or other interim action** provides relief for an employee who prevails in an initial action before the Merit Systems Protection Board (MSPB). It provides an employee with income during the continuation of the appeal process following the initial MSPB decision.

3. Reasons for Cancellations and Retroactive Actions

Cancellations and retroactive actions are most frequently processed to implement decisions resulting from the settlement or resolution of a complaint, a grievance, or an appeal of an adverse action or an arbitral award. They may also be processed when an appointing officer discovers an action the current agency or another agency effected in error (for example, a within-grade increase for an employee who has not completed the required waiting period due to excess time in nonpay status) or an action which should have been processed and was not.

4. Implementation of Decision

- a. Decisions of the Merit Systems Protection Board (MSPB.)** >[Title 5, Section 7701\(b\)\(2\) of the United States Code](#)<***authorizes interim relief for employees who prevail in their initial appeals of adverse actions, performance-based actions, or other appealable actions before MSPB. Any such interim relief ordered by MSPB is effective on the date the initial decision is issued (see [5 CFR 772.102](#), [5 CFR 531.414](#), and Figure 32-3 of this Guide). Stays of personnel actions (including retroactive stays) ordered by MSPB where an individual files an individual right of action (IRA) appeal under the Act, claiming reprisal for having engaged in protected activity, are not considered interim relief.
- b. Other Decisions.** An agency should not delay initiating corrective action in accordance with a decision unless it has sought and been granted a stay. Once the appeals, if any, have been exhausted, the decision must be implemented.

5. Decisions that Do Not Require Personnel Actions

- a. Whether it is prepared in paper or electronic format, an [SF-50](#) is the official record that a personnel action has been effectuated. The employee's payroll records (including retirement, tax, and Thrift Savings records) are based on and reflect the salary or pay documented on the employee's [SF-50](#). As a result, when an agency prepares a retroactive, a replacement, or a newly required personnel action ([SF-50](#)), the employee who is the subject of the action is entitled to receive the salary or pay shown on that [SF-50](#) (minus the appropriate deductions). Therefore, when a decision states that an employee is to receive no salary or pay for a particular appointment, position or assignment, the agency should *not* prepare an [SF-50](#). An [SF-50](#) should be prepared *only* in those instances where the employee is to receive pay and benefits as a result of the action documented on that [SF-50](#).
- b. When a decision by a third party makes a monetary award to an employee but does not address personnel actions, or change the individual's appointment status, position, or pay (for example, if a decision merely awards a payment of damages but does not require reinstatement of the employee), no personnel actions are to be processed. Send a copy of the decision to the payroll office and place a copy in the appropriate appeal or other subject file. Do not place a copy of the decision in the employee's Official Personnel Folder.

6. Decisions that Require Preparation of Personnel Actions

Absent an appeal to a federal court, the decision of a final administrative authority is final and binding. An agency should make every effort, in complying with administrative and judicial decisions, to also comply with applicable civil service rules and regulations. For example, if a decision requires that a new position be established at a particular grade level, the agency establishes a position that would be justified under the position classification standards. In these cases, the employee's [SF-50](#) shows the title, series, and grade directed by the decision and position description number assigned by the agency to that "position." A copy of the decision is to be placed in the agency's position classification files along with the position description itself. The position description should reflect duties and responsibilities which are in accord with the title, series, and grade directed by the decision. A copy of the decision is not placed in the employee's Official Personnel Folder; instead, it is placed in the appropriate

subject file.

7. Responsibilities of the Agency Preparing Actions to Implement a Decision or Take Corrective Action

a. Determining the Agency Responsible for Preparing Personnel

Actions. If the employee concerned is currently employed in the Federal Government, the current employing agency is responsible for preparing and distributing the [SF-50](#) to implement a decision or take corrective action. The current employing agency is also responsible for adding documents to or deleting documents from the employee's Official Personnel Folder in accordance with the instructions in this chapter. (When the decision orders the employee moved to another agency, the agency in which the employee is employed on the date of the decision is considered "the current employing agency" for the purposes of these instructions.) If the employee has left the Federal service or is employed in an agency which is not subject to Title 5 of the United States Code, the agency against whom a decision is rendered or who is a party to the settlement agreement is responsible for preparing and distributing the personnel actions and taking the necessary actions to implement the decision. (The requirement that the current employing agency prepare the paperwork does not mean that the current employing agency must effectuate/pay a retroactive benefit.)

b. Responsibilities. The agency that prepares personnel actions to implement a decision or take corrective action is responsible for:

- i.** Carrying out any specific instruction in a decision that requires the addition or removal of specific documents from the employee's Official Personnel Folder or that directs the preparation and documentation of personnel actions. (Remember, when a decision by a third party awards a payment of damages but does not require a retroactive personnel action, such as a retroactive appointment or promotion, no personnel action is prepared and nothing concerning the payment or decision is placed in the employee's Official Personnel Folder.)
- ii.** Determining which actions must be canceled, which must be replaced, and what actions are newly required. Actions to be canceled and replaced include those that would have occurred anyway, but that has information regarding the improper

assignment; for example, a life insurance change that has references to an organization to which the employee was improperly assigned.

- iii. Ensuring the reasons for cancellation are explained on the cancellation action and that the retroactive action and related documents in the Official Personnel Folder contain no reference to the reason the action is being processed retroactively—that is, no reference to the error, the grievance, or complaint that is the reason for the retroactive action being processed. The authority cited on a retroactive action is the authority that would have been cited if the action had been processed on or before its effective date. If, on the effective date of the action, the agency would not have had an appropriate authority to take the necessary action (for example, a decision orders the employee assigned to a position in a series for which standards were not issued until a year after the effective date), "[Reg. 250.101](#)" is cited as the authority. This is a general "do-what-the-decision-says" authority and its use avoids the need to cite a specific decision, Court Order, or other document which would identify more specifically the employee's original complaint and result in irrelevant information being placed on the action and in the Folder. This protects the employee's privacy and the usual intent of decisions.
- iv. Distributing and filing copies of the actions prepared to implement a decision, or take corrective action including:
 - 1. Removing each canceled action and all its supporting documents (including [SF-52s](#)) from the employee's Official Personnel Folder and filing them in the appeal or other appropriate subject file, along with the Official Personnel Folder copy of the Cancellation action. Retain the actions as long as the subject file is retained; consult the National Archives and Records Administration (NARA) Records Schedule to determine how long a particular file must be kept.
 - 2. Sending to each prior Federal employer the payroll copies of cancellations, retroactive action, and replacement actions for the period during which the employee was on the rolls of that agency, along with a letter explaining why the actions were processed or a copy of the decision which required the

actions. This will enable the prior employer to make appropriate pay adjustments and to take any other actions necessary to complete the corrective process or implement the decision.

3. Advising the employee in writing that *** >they< may request a transcript of service be placed in *** >their< Official Personnel Folder to document the positions to which improperly assigned and any job- related performance awards earned. (See sample letter and transcript in Figure 3-3.)
4. Counseling the employee on the steps the agency will take to implement the decision and counseling *** >the employee< on the advantages/disadvantages of placing in the Official Personnel Folder a record of the positions to which improperly assigned. (Figure 3-2 has instructions for determining the manner in which this service may be credited for various purposes.)
5. Advising the employee whose Official Personnel Folder contains an application/resume documenting improper service of the need to prepare a new application/resume if *** >the employee< does not wish to have improper service documented in *** >their< Folder.
6. Placing in the employee's Folder the transcript of service if *** >they< so request (see paragraphs >3 and 4 of this list<) or a corrected application/resume in lieu of one which describes improper service (see paragraph >5 of this list<).
7. Deleting all references to the improper service from the records of training and incentive awards earned during the period of improper assignment. (Follow agency instructions to correct the records. Copies of any erroneous records are filed with the decision and cancelled actions in the appropriate subject file.) Note that while references to improper assignments must be deleted, the employee keeps monies received for incentive awards (such as cash awards), as long as the improper assignment was not the result of fraud or a void action.

8. Ensuring that records of Federal Employees' Group Life Insurance and Federal Employees' Health Benefits Program enrollment agree with the employment record resulting from implementation of the decision.
9. Ensuring that any necessary changes to records in the agency's Employee Performance File (EPF) system are made, following the instructions in [Title 5 of the Code of Federal Regulations, part 293](#).
10. Ensuring that back pay awards are computed in accordance with [Title 5 of the Code of Federal Regulations, part 550, subpart H](#).
11. Following instructions issued by the Office of Personnel Management's Retirement Services office to prepare/alter the employee's SF-2806, Individual Retirement Record or SF-3100, Individual Retirement Record.
12. Following guidance in title [5 of the Code of Federal Regulations, part 630](#) to resolve questions regarding leave.

8. Counseling and Advising Employees on Documentation of Experience Gained During Period of Improper Assignment

When the employee was improperly assigned or was employed outside the Federal Government because of the action addressed by the decision, the person who counsels the employee regarding implementation of the decision should discuss with *** >the employee< the potential value for qualifications and career advancement purposes of the experiences gained during the period of improper assignment.

For example, if a typist worked in another agency as a secretary while appealing a reduction-in force separation, the secretarial duties could be qualifying for other positions in the Federal Government, and it could be advantageous to have this experience noted in the Folder. On the other hand, if the typist worked as a cashier at a local variety store while appealing a separation, *** >they< might see no value to this experience being recorded in the Folder.

The employee may cite the experience on a future application, whether it is recorded in the Official Personnel folder or not. The advantage of recording it

in the Folder is that it will be a matter of record there if the Folder is used to identify job candidates or to rate or rank candidates. The disadvantage, of course, is that the presence of this record of service in the employee's Folder serves as a "flag" to a reviewer that the employee complained, grieved, or filed an appeal and may draw unwelcome attention to the original problem.

The decision to record the service in the Folder should be made by the employee based on how valuable *** >the employee< feels the experience gained while improperly assigned will be to *** >their< career advancement plans. Use of dual [SF-50s](#), those that were originally prepared as well as the ones prepared to implement the decision, provides a confusing record of the two periods of service. If the employee chooses to have the period of improper service recorded, the transcript of service provides the most practical means of doing so. The counselor should explain to the employee that *** >they are< being asked to decide about the record now to establish a complete record of how the decision is implemented and to ensure that after the decision is implemented the Official Personnel Folder reflects as nearly as possible the way in which the employee would like to have *** >their< service history recorded.

9. Advice to Employee Regarding Waiver or Overpayment of Pay

[Section 5584 of title 5, U.S. Code](#), provides for waiver of claim of overpayment of pay to an employee when collection of the overpayment would not be in the best interest of the United States. In the relatively few instances where implementation of a decision results in the employee having received an overpayment, *** >they< should be advised that the provisions of [5 U.S.C.5584](#) may apply.

10. ADP Records and Systems

The agency that implements a decision is responsible for taking whatever action is necessary to ensure that its automated personnel records and systems reflect only the "corrected" employment history and that all references to cancelled actions have been deleted from those records and systems.

11. Questions Regarding Unusual Cases

An agency's Human Resources Office may refer questions regarding how personnel actions should be processed to the >Guide to Processing

Personnel Actions (GPPA) Team at persaction@opm.gov<. *** Refer questions regarding legal issues >associated with implementing< a decision *** to the Office of Personnel Management's >Office of< General Counsel ***.

Subchapter 3. Electronic Forms and Signatures

1. Approvals to Use Electronic Personnel Forms

- a. Definitions.** An “electronic form” is an officially prescribed set of data **>elements<** residing in an electronic medium that can be used to produce a mirror-like image or as near to a mirror-like image as the creation software will allow of the officially prescribed **>hard-copy<** form or be purely prescribed fields for collecting the data that can be integrated, managed, processed, and/or transmitted through an organization’s information processing systems.
- i. “Form” and “electronic personnel form” mean only personnel-related forms, **>as mentioned/discussed in this Guide<**.
 - ii. “Electronic form” includes both forms that are part of an automated transaction and forms where the image/data elements reside on a computer.
- b. Using automated technology to create an electronic personnel form.** Per [Title 41, Code of Federal Regulations, Part 102-194](#), the General Services Administration (GSA) authorizes agencies to create electronic personnel forms without obtaining prior approval from GSA or the Office of Personnel Management *provided* that:
- i. The electronic reproduction is complete (contains all instructions and questions);
 - ii. The wording and punctuation of all items, instructions, and identifying information ***** >are identical to<** the current official form; and
 - iii. The sequence and format for each item on the form must be reproduced to the highest degree possible. Additions or deletions of data from the current form require prior **>OPM<** approval.

Send requests for approval through your agency's Standard and Optional Forms Liaison to:

>Forms Officer, Office of the Executive Secretariat,
Privacy, and Information Management<
U.S. Office of Personnel Management
1900 E Street NW >, Room 5H27-F<
Washington, DC 20415-6000

The Office of Personnel Management's >Human Capital Data Management and Modernization (HCDMM) is the program office responsible for the following forms: < ***

- [SF-50, Notification of Personnel Action](#)
- [SF-52, Request for Personnel Action](#)
- [SF-75, Request for Preliminary Employment Data](#)
- [SF-144, Statement of Prior Federal Service](#)

Exception requests should include a sample copy of the form. Each request should also describe how the criteria and procedures in the remainder of this chapter will be met.

- c. Approval to use electronic forms** does not automatically include approval to destroy any paper records that are created. Destruction of source paper records that are converted to electronic media in advance of the disposition schedules in National Archives and Records Administration General Records Schedule #1, Civilian Personnel Records, must be approved by the Office of Personnel Management and the National Archives and Records Administration prior to actual destruction. Destruction of electronic records covered by Office of Personnel Management authorities must be in accordance with General Records Schedule #1 or by specific agreement with the Office of Personnel Management. The National Archives and Records Administration is the final authority on records disposition schedules. Assistance in interpreting General Records Schedule #1, or in developing record disposition schedules for civilian personnel records not currently covered by a General Records Schedule, may be arranged by contacting:

>Records Officer, Office of the Executive Secretariat,
Privacy, and Information Management<

U.S. Office of Personnel Management
1900 E Street NW
Washington, DC 20415-6000

2. Criteria for Use of Electronic Forms

- a. An agency that stores Official Personnel Folder, Employee Medical Folder, or Employee Performance File forms electronically must store them in such a way that, when a paper copy is needed, that copy looks essentially like the original approved Office of Personnel Management, standard, or agency form.
 - i. The electronic reproduction must be complete, containing all instructions and questions that appear on the approved form. The wording and punctuation of all items and instructions must be exactly the same as the current version of the form, and the sequence, format and spacing of each item on the form must be reproduced to the highest degree possible. For multi-page forms, each item must print on the same page in approximately the same location as on the original form, but each page may be printed on a separate sheet. The reproduced copy must be printed in black ink on letter size white paper.
 - ii. The agency must be able to produce a paper copy, regardless of the date on which it was originally prepared, when:
 - 1. An employee requests a copy of one or more records in *** >their< Official Personnel Folder, Employee Medical Folder, or Employee Performance Folder;
 - 2. An employee separates from Federal service or moves to an agency that does not use electronic forms; or
 - 3. The Office of Personnel Management requests a copy for evaluation or other purposes.
 - iii. Electronic versions of Office of Personnel Management-controlled forms (for example, the [SF-50](#) and [SF-52](#)) must use only the data

element coding contained in [The Guide to Data Standards](#).

1. There must be strict controls on who may originate a document electronically, who may cancel or change it, and who has access to it.
2. The agency must certify that all National Archives and Records Administration disposition schedules are/will continue to be met by the electronic forms system.
3. Since automated media have vulnerabilities to inadvertent destruction not applicable to paper records, the agency must have a system (processable media or paper) to produce back-up records. The Office of Personnel Management recommends that a back-up file be in a separate computer environment from the primary system—off-site if appropriate.
4. The system must be able to amend, delete, or add forms, and to add data to individual forms when required to respond to a Privacy Act amendment request or to comply with a settlement agreement or court order.
5. In addition to being able to produce paper copies of individual forms upon request (see paragraph **>2a(ii) above<**), an agency must be able to list each existing, electronically prepared [SF-50](#) and [SF-52](#), by data subject for at least two years after the date that the electronic form was executed.
6. The agency must retain all original signed designation of beneficiary paper forms for the Civil Service Retirement System (CSRS), Federal Employees Retirement System (FERS), and Federal Employee's Group Life Insurance (FEGLI) program **>if paper forms are submitted<. *** >[Refer to Benefits Administration Letter 22-101](#) (and attachments) for the use and acceptability of electronic signatures for CSRS, FERS, and FEGLI program designation of beneficiary and other retirement-related forms.<**

3. Authentication Procedures

- a. Electronic *****>signatories are verified by matching digital signatures to identity, based on previously set conditions surrounded metadata of the**

signee. The digital signature< must be unique to the individual and defined only for those whose positions authorize and require them to initiate, sign or clear a personnel action.

- b. ***>For each form that was cleared or signed electronically, there must be an audit trail to show when and who signed/approved, cleared, input data to, and/or changed data on the form.<
- c. ***>The individual with delegated appointing authority remains the responsible official for ensuring that authentication procedures and the personnel actions to which they lead are proper and meet the requirements in law.<

4. Electronic Signatures

- a. A personnel action is the official record of employment and authorization of pay to the employee. The action must be approved on or before its effective date; the approval may be documented by a "signature" in either Part C-2 of the [SF-52](#) or in block 50 of the [SF-50](#). Because effective dates and approvals of personnel [SF-50](#) actions must be able to withstand administrative and legal challenge, any electronic approval signature system used in Part C-2 of the [SF-52](#) or in block 50 of the [SF-50](#) *must be approved by the Office of Personnel Management*.
- b. To be approved, an electronic signature system must include the following features:
 - i. The electronic ***signature adopted as the approving official's signature must be unique to the signer; that is, it must be initiated by methods that distinguish the specific approving official, and it must be under *** >their< sole control.
 - ii. The electronic signature must be capable of being verified and must be linked to the data being transmitted, including the approval date (block 49 of the [SF-50](#)). The date in block 49 *must* satisfy the requirements for completing block 49 as addressed in the job aid in Chapter 4, *** >"Completing the [SF-50](#) and Corresponding Parts of the [SF-52](#)."< Control procedures must be in place to ensure the authenticity of data on the form, including the electronic signature. Such controls must provide reasonable assurance that deliberate or inadvertent manipulation, modification, or loss of data on the electronically stored form is detected. For additional information, see the National Institute of Standards and Technology (NIST)'s [Special](#)

[Publication 800- 38B](#); [NIST Special Publication 800-38C](#); [NIST Special Publication 800-38D](#) and [>Federal Information Processing Standard \(FIPS\) 186-4<](#), Digital Signature Standard. ***

- iii. If the electronic signature does not get transmitted when a paper document is generated for the employee or the OPF, the approving official's name and title (name only if Part C-2), preceded by "Electronically Signed by:" must be printed on the paper document (e.g., block 50 of the [SF-50](#) reads, "Electronically Signed by: Hattie Belle-Callis, Director, Human Resources Management"). If the approving official's first and last name will not fit in the space allotted for such, show the first initial followed by the last name (e.g., "Electronically Signed by: H. Belle-Callis, Director, Human Resources Management").
- c. For approval to use an electronic signature in lieu of a personally signed paper [SF-52](#) or [SF-50](#), submit a request to:

>Director, Human Capital Data Management &
Modernization<

U.S. Office of Personnel Management
1900 E Street NW
Washington, DC 20415-6000

Subchapter 4. Entry-On-Duty Process

1. Appointments to Federal Civil Service Positions

Except for those described in Table 3-B, appointments may not be effective prior to the date of approval by the appointing official. Additionally, appointments to positions in the civil service are effective only from date of acceptance and entrance on duty, unless a later date is stated on the [SF-52](#) or other approving document.

2. Date of Acceptance

Acceptance may be shown by formal acceptance, by entry on duty, or by taking the oath of office. Date of acceptance is the date the applicant accepts the appointment offer either orally or in writing. When the employee reports for duty or takes the oath of office, acceptance of the position is acknowledged on that date, even though a formal acceptance is not given by the employee.

3. Entrance on Duty (EOD)

- a. Entrance on duty is the process by which a person completes the necessary paperwork as an employee and is sworn in with the oath of office.
- b. **Appointment Documents.** The job aid, "Appointment Documents and Information," lists materials that a new employee will need. Supplement that list with any documents required by your agency. If necessary, assist the appointee in completing the forms. Encourage the appointee to keep all copies of the personnel and payroll notices *** >they receive< from the agency.
- c. **Oath of Office.** As part of the entry-on-duty process, the employee takes the oath of office. Part A of the [SF-61, Appointment Affidavit](#), contains the oath of office (required by [5 U.S.C. 3331](#)), while part B includes the affidavit on striking against the Federal Government (required by [5 U.S.C. 7311](#)), and part C contains the affidavit on purchase and sale of office (required by [5 U.S.C. 3332](#)).
 - i. The form is completed and filed on the right side of the Official Personnel Folder when the employee is first appointed in the Federal

Government and for each subsequent new appointment in any agency (including appointment by transfer, reinstatement, and restoration). An [SF-61](#) is not required when there is a change in an employee's status (such as a conversion to a new appointment) as long as service is continuous in the same agency. Also, a new [SF-61](#) is not required when the employing office or agency changes as a result of a transfer of function. However, an agency may request that the form be completed even if it is not required.

- ii.** The oath and affidavits are executed when the appointee enters on duty and are given by a notary or by a Federal official or employee of your agency who has, or has been delegated, responsibility to administer oaths (see [5 U.S.C. 2903](#)). United States citizens must swear to or affirm the oath of office and the affidavit in part B; aliens must swear to or affirm the affidavit in part B. Persons appointed as "officers" must swear to or affirm the oath of office and the affidavits in parts B and C. ("Officers" are justices and judges of the United States and individuals who are required by law to be appointed by the President, a court of the United States, the head of an Executive agency, or the Secretary of a military department; persons appointed as "officers" are invested by law with authority delegated from the heads of departments or independent establishments.)
- iii.** If the appointee objects to the form of the oath on religious grounds, certain modifications may be permitted pursuant to the [Religious Freedom Restoration Act](#). Please contact your agency's legal counsel for advice. The jurat at the bottom of the form must be signed by each appointee and completed by the person who administers the oath or affidavits.
- iv.** The Civil Service oath of office in part A contains the phrase "defend the constitution." In the case of *Girouard vs. United States*, 328 U.S. 61 (1946), the U.S. Supreme Court held that the oath of allegiance to the United States of America (taken by all candidates for citizenship) "does not in terms require that they promise to bear arms." Explain to any appointee who questions the meaning of, or objects to, that part of the oath that the "defend the Constitution" phrase in the Civil Service oath of office does not imply that the appointee would be expected to bear arms.
- v.** Obtain an original and a copy of the [SF-61](#) when the oath and

affidavits are executed by cabinet officers and heads of independent establishments, agencies, and offices. After the oath has been taken and the form executed, send the copy to the Department of State.

- c. **The SF-144.** The [SF-144, Statement of Prior Federal Service](#) should be completed by each employee new to your agency. It identifies any prior service for which records must be located.

- d. **Personnel Folders.** Follow instructions in [The Guide to Personnel Recordkeeping](#) to establish a personnel folder for each new employee or to obtain the existing Folder for each employee with prior Federal Service. Use the Guide to file the forms completed during the entry-on-duty process.

4. Obtaining Personnel Information from the Prior Employing Agency

- a. If the person is being appointed without a break in service from another Federal agency, certain information is needed to process the appointment action. However, the Official Personnel Folder is not usually available for immediate review by the gaining office. In such cases, the information needed for processing the personnel action may be obtained by using the [SF-75, Request for Preliminary Employment Data](#). Personnel information provided on the [SF-75](#) can help prepare an appropriate appointment package for when the candidate enters on duty.
- b. When a [SF-75](#) is needed:
 - i. Contact the personnel office that has the person's Official Personnel Folder. To help you find the correct office, ask the appointee where the folder is kept. The information for completing the [SF-75](#) may be received through a telephone call or the form may be mailed to the prior employing office.
 - ii. Refer the completed [SF-75](#) to the personnel specialist for review and then copy any needed data from the [SF-75](#) onto the [SF-52](#).
 - iii. File the [SF-75](#) received from the losing agency according to agency instructions.

Job Aid

Appointment Documents and Information

Introduction

Regardless of whether your agency uses a reappointment package, a type of electronic forms processing, or entry-on-duty orientation session, new employees must complete certain documents and should receive certain employment information.

Documents Completed for All New Employees

Though some of the information collected on some of the forms is voluntarily submitted, employees are requested to complete the following forms. Refer to Chapter 4 of this Guide for instructions on entering these data into your agency's automated personnel system.

Document	Instructions
SF-61, Appointment Affidavit	Refer to section ***> 3c < of this chapter for instructions.
OF-306, Declaration of Federal Employment	Check with your agency security office for requirements on completing this document.
SF-144, Statement of Prior Federal Service	Since applications and resumes may include only that employment history relevant to the position for which appointed, information provided on the SF-144 will help in determining whether personnel records need to be located.
Statistical data for ethnicity and race and ethnicity and >disability status< ***	This includes the SF-181, Ethnicity and Race Identification and the SF-256, Self-Identification of Disability .

Documents Completed for Certain Employees as Appropriate

When applicable, employees must complete certain documents from which employment eligibility is verified, including:

Document	Instructions
Form I-9, Employment Eligibility Verification	Refer to the Department of Homeland Security (DHS) Handbook for Employers (Form M-274) and 8 CFR, part 274a for completing and retaining the Form I-9.
Applicant's statement of Selective Service registration status	When candidate is a male whose year of birth is 1960 or later, failure to register may be basis for bar from civil service employment. Refer to 5 CFR 300.705 for instructions.
Statements of Employment and Financial Interests	Appointees to positions at high grade levels in some agencies and appointees to some positions in agencies that have regulatory responsibilities may be required to submit statements of financial holdings or of investments. Follow your agency's instructions.
Agency regulations regarding employee conduct	Follow your agency's instructions for any requirements used to certify that new employees are familiar with the agency's regulations.

Documents Completed for Certain Appointments as Appropriate

Depending on the type of appointment, the employee may need to complete documents for the following.

Document	Instructions
Civil Service retirement coverage	Refer to The CSRS and FERS Handbook , supplemented by Benefits Administration Letters , for instructions.
Federal Employees Health Benefits Program	Refer to The Federal Employees Health Benefits Program Handbook and Benefits Administration Letters to determine the employee's eligibility for coverage and required documents.
Federal Employees Group Life Insurance Program	Refer to The Federal Employees Group Life Insurance Handbook and Benefits Administration Letters to determine the employee's eligibility for coverage and required documents.
Payroll-related documents	<p>Contact your payroll office to determine what forms should be provided to new employees upon entry on duty for tax withholding, allotments, direct deposit of payroll check, and savings bonds.</p> <p>Provide an employee new to your agency with a copy of SF-1152, Designation of Beneficiary, Unpaid Compensation of Deceased Civilian Employee.</p>

About Rights and Benefits

Provide the new employee with information on ***>their< rights and benefits. Types of this information includes Office of Personnel Management or agency publications concerning:

- The Code of Ethics for Government Service
- Employee obligations
- Pay
- Employee's job and performance
- Promotion and incentive awards program
- Leave
- Rights and benefits (including the retirement system)
- Safety
- Health and life insurance
- Reemployed annuitant responsibilities (see Figure 3-4, and [The CSRS and FERS Handbook](#))

Other Benefits

New employees should also be given information about the following benefits.

Benefit Type	Instructions
Unemployment insurance benefits	The Department of Labor requires that the following statement be given to each newly hired and rehired Federal employee: "If you have applied for or have been receiving Unemployment Insurance benefit payments, it is your responsibility, under penalty of law, to notify the appropriate local office, in writing, to discontinue the issuance of unemployment insurance checks now that you are employed. Failure to notify the State agency can result in a penalty such as a fine, imprisonment, or both."
Thrift Savings Plan	Include enrollment and designation of beneficiary forms if employee will be eligible to participate in the plan.
Federal Employees Group Life Insurance	Refer to The Federal Employees Group Life Insurance Handbook and Benefits Administration

Benefit Type	Instructions
Program	Letters to determine the employee's eligibility for coverage and required documents.
Designation of beneficiary forms	Include forms for any retirement system by which the employee will be covered.

Miscellaneous Employment Information

Employees should be given information about local benefits or activities that they may find interesting, for example:

Employment Information	Instructions
Information regarding the employee recreation association	This is particularly important if parking facilities or other services are available only to recreation association members.
Information regarding other agency-sponsored organizations	Include those whose membership is open to all employees (Toastmasters, for example).
Pay and leave chart or calendar	Provide a chart/calendar that shows Federal holidays and paydays for the year.
Information regarding credit union and/or any banking facilities	Include information about facilities located at the employee's place of employment.
Information regarding health services available to employees	Include information about facilities located at the employee's place of employment.
Agency-specific forms	Include any form the agency uses to record the name of person(s) to be notified in the event of an emergency, and application for or instructions regarding how to obtain application for employee identification card.

When the Appointment Package Becomes Bulky

If you find that the appointment package is becoming too bulky, put in only the most important flyers and brochures (in addition to the forms the appointee must complete) and tell the employee about the others and where they can be obtained. This can be done by means of a list placed in the appointment package or through discussion during the entry-on-duty process.

Tables

Table 3-A. Setting Effective Dates

Rule	<i>If</i>	<i>And</i>	<i>Then Effective Date May Be</i>
1	A list form of notice is used to document the action		No earlier than the effective date specified in the document that authorized the action.
2	Action is a noncompetitive conversion to career or career appointment	Conversion does not require the prior approval of the Office of Personnel Management	No earlier than the date on which employee met all of the requirements for conversion.
3		Conversion does require the prior approval of the Office of Personnel Management	No earlier than the date on which the Office of Personnel Management approved the conversion.
4	Conversion is to an appointment under which the employee will have fewer rights and benefits	Conversion is from an appointment in the competitive service to one in the excepted service	Any date after employee has: (a) been informed that, because the position is in the excepted service, it cannot be filled by competitive appointment and that acceptance of the proposed appointment will take the employee out of the competitive service; <i>and</i> (b) submitted a written statement that the employee is leaving the competitive service voluntarily to accept an appointment in the excepted service.

Table 3-A. Setting Effective Dates, Continued

33

Rule	If	And	Then Effective Date May Be
5	Conversion is to an appointment under which the employee will have fewer rights and benefits	Conversion is not described in Rule 4	Any date after employee has: (a) been informed in writing of the conditions of employment under the new appointment; and (b) submitted a written statement that the employee is leaving previous employment voluntarily to accept conversion to the new appointment (statement should specify the type of appointment employee is leaving and the type the employee is accepting).
6	Action which is not described in Rules 1-5 requires prior approval of the Office of Personnel Management		No earlier than the date on which the Office of Personnel Management approved the action unless that approval specifies an earlier effective date.
7	Conversion is to a career or career-conditional appointment when employee's position is brought into the competitive service		No earlier than the date on which the position was brought into the competitive service.
8	Action requires an advance notice to the employee (for example, 30-day advance notice of decision on a proposed adverse action)		No earlier than the expiration of the notice period
9	A retirement-eligible employee initially enters phased employment/phased retirement status		The first day of the first pay period beginning after phased employment is approved by the authorized agency official <i>or</i> the first day of a later pay period specified by the employee with an authorized agency official's concurrence.

Table 3-A. Setting Effective Dates, Continued

34

Rule	If	And	Then Effective Date May Be
10	Employee opts out of phased retirement status because is moving, without a break in service, from agency that approved phased employment to another agency	The new agency did not approve a continuation of phased employment	The date employment ends at the current employing agency.
11	Employee opts out of phased retirement status and is returning to regular employment status	Authorized agency official approved such on any date on or after the first day of a month through the 15th day of a month	The day immediately preceding the first full pay period of the month following the month in which the election to end phased retirement status to return to regular employment status is approved.
12		Authorized agency official approved such on any date on or after the 16th day of a month through the last day of a month	The day immediately preceding the first full pay period of the second month following the month in which the election to end phased retirement status to return to regular employment status is approved.
13	Unilateral action by OPM mandates return to regular employment		The date OPM determines that phased retirement has ended.

Table 3-B. Effective Dates Set without Prior Approval of the Appointing Officer

>Notes column has been added.<

Rule	If Action Is	The Effective Date Is	Notes
1	Required by law, Executive order, or regulation	The date specified in the law, Executive order, or regulation (see Note 1) .	1. When an effective date is not specified, the effective date set by the agency may be on or after the effective date of the law, regulation or Executive order.
2	Required by court action, settlement agreement, or arbitral award	The date specified in the action, agreement, or award (see Note 2) .	2. When an effective date is not specified, the effective date set by the agency may be on or after the effective date of the court action, agreement or award.
3	Required by an Office of Personnel Management (OPM), Merit Systems Protection Board (MSPB), Equal Employment Opportunity Commission (EEOC), or Federal Labor Relations Agency (FLRA) decision	The date specified in the decision.	
4	A death	The date of death shown on the death certificate.	
5	A resignation	The date set by the employee. Unless employee specifies otherwise, a resignation is effective at midnight.	
6	A disability retirement	See instructions in Chapter 60 of The CSRS and FERS Handbook .	

Table 3-B. Effective Dates Set without Prior Approval of the Appointing Officer, Continued

36

Rule	If Action Is	The Effective Date Is	Notes
7	A mandatory retirement	The last day of the month in which the employee reaches the age and completes any length-of-service requirements for the retirement system under which *** >they are< covered. When employee had an earlier exemption from mandatory retirement, the retirement is effectuated on the day following the NTE date of the Continuance NTE action documenting that exemption (see Note 3) .	3. 5 U.S.C. 8335 and 8425 require that the employee be notified at least 60 days in advance of the separation date. When the notice is not issued 60 days in advance, the employee cannot be separated, without *** >their< consent, until the last day of the month in which the 60-day notice expires.
8	A retirement that is not described in Rules 6 or 7	The date set by the employee, provided that on that date employee meets age and length of service requirements for the retirement system under which *** >they are< covered.	
9	Change in tenure or appointment based on completion of service requirements for career or permanent tenure	The day following that on which the service requirement is completed.	
10	Conversion to a competitive service appointment when an employee who has competitive status occupies an excepted service position that is brought into the competitive service	The date the position is brought into the competitive service.	
11	Change in FEGLI	The date prescribed in 5 CFR part 87>0< and in The Federal Employees Group Life Insurance Handbook .	

Table 3-B. Effective Dates Set without Prior Approval of the Appointing Officer, Continued

37

Rule	If Action Is	The Effective Date Is	Notes
12	Pay Adjustment to implement a new pay plan or to change the rates for an existing pay plan	The date set by the Executive order, Office of Personnel Management, or an agency issuance the established the plan or announced the rates.	
13	Change to Lower Grade following a temporary promotion	The day following the NTE date of the temporary promotion <i>unless</i> the appointing officer approves another action.	
14	Termination of Grade Retention	At the end of the two-year period of grade retention (for example, if grade retention begins 07-23-1994, the termination action is effective on 07-22-1996 at midnight).	
15	Leave Without Pay (LWOP), <i>except</i> during a Reduction-in-Force notice period or for assignment to State or local government under the Intergovernmental Personnel Act	The date approved by the employee's supervisor (or other official designated by the agency) on the SF-52 .	
16	Return to duty from LWOP or nonpay status		
17	Detail or Termination of Detail		
18	Change in Work Schedule		
19	Change in Hours for an employee with a part-time work schedule		

Figures

Figure 3-1. Comptroller General (CG) Decisions Concerning Effective Dates

Topic	Decision Number(s)
Prior approval for appointment	18CG907 (B-3691) and 20CG267 (B-13405)
Oath of office to be taken before employee can be paid	21CG817 (B-23607)
Holiday pay when conversion action is involved	30CG344 (B-100674)
Move to another agency	34CG428 (B-122860)
Transfers where travel and transportation expenses are concerned	26CG862 (B-65146)
Relation of effective date to entry on duty date	24CG150 (B-43828) and 5CG660 (B-158844)
Prior approval for promotion	3CG559 (No A or B number applicable) and 9CG20 (A-27284)
Promotion that follows a detail	24CG563 (B-47029)
Salary change resulting from allocation or reallocation of a position	30CG156 (B-97803)
Compensation for services rendered prior to appointment	8CG582 (A-26950) and 20CG267 (B-13405)
Compensation for service during an interval between appointments	17CG323 (A-88946)

Figure 3-2. When to Credit Service in Determining the SCD-Leave

Also see Notes 1-4 of this table. >Notes column has been added.<

Rule	If	And	And	Then	Notes
1	The agency made an erroneous appointment and action will not be allowed to stand (i.e., improper appointment action must be cancelled)			Do not credit the service from the erroneous appointment towards the SCD-Leave	1. When OPM has responded to an agency's request for a variation, refer to that OPM advisory for additional guidance on when to credit service for purposes other than the SCD-Leave when completing remark C21. Otherwise, to obtain guidance on how/when to credit service resulting from an erroneous appointment for Qualifications (experience), Reinstatement Eligibility, Time-in-Grade, Career Tenure, Completion of Initial Appointment or Supervisory/Managerial Probation, and SCD-RIF, agency headquarters staff may contact OPM's policy office at employ@opm.gov . For guidance on how/when to credit service from an erroneous appointment for SCD-Retirement, Health Benefits, and Life Insurance, agency headquarters staff may contact OPM's policy office at benefits@opm.gov . To obtain guidance on how/when to credit service resulting from an erroneous appointment for Within Grade Increase Waiting Period, Leave Accrual, and Severance Pay, agency headquarters staff may direct inquiries to the OPM's policy office at a pay-leave-policy@opm.gov .
2	The agency initially made an erroneous appointment but has subsequently given the employee a proper appointment	As a result, the employee has a period of de-facto employment (i.e., the time from the initial error up to the day before the proper appointment)	OPM grants the agency's request for a variation for the de-facto employment	Credit the time of the de-facto employment in determining the SCD-Leave	2. When the appointment is void (e.g., made in violation of an absolute statutory prohibition or the employee was guilty of fraud regarding the appointment or deliberately misrepresented or falsified a material matter), no credit may be given for service in the appointment. 3. When an improper appointment is cancelled, the person is entitled to be paid for service performed. 4. See Chapter 32 for instructions on cancelling improper actions.
3	The Agency is implementing a decision ordering the person be placed retroactively in a position/ appointment in which they have not served			Service credit in determining the SCD-Leave is granted as if that person had actually served in the position/ appointment	

Figure 3-3. Sample Letter to an Employee Who is the Subject of a Decision

(Agency Letterhead)

Dear (employee),

As part of the implementation of (cite settlement agreement, order, arbitral award or decision, and its date), we must cancel and remove from your Official Personnel Folder (OPF) the Notifications of Personnel Action and the related documents and /or records of non-Federal employment, for each affected personnel action or non-Federal job. This will leave you with a "clean OPF," one which contains no references to the period of improper service or non-Federal employment.

Even though the jobs, training courses completed, or awards earned during the period you were improperly assigned or employed outside the Federal Government are not shown in your OPF, you may, of course, list them on future applications when you think the experience, etc., will benefit you.

The enclosed transcript of service lists your service during the period when you were improperly assigned or employed outside the Federal Government. If you think you will want to have this service recorded in your OPF to use for qualifications and career advancement purposes in the future, you can authorize the placement of the transcript in your OPF.

Please review the transcript and decide whether you want it placed in your OPF; (Name and telephone) will discuss with you the advantages of recording this period of service in your OPF. After you have made your decision, sign and date the appropriate statement below, and return the signed original of this letter to me by (date). If you elect to have the transcript placed in your folder, the original copy should be returned along with the copy of this letter containing your signed statement.

Sincerely,

(name, title, and agency of
appointing officer who will sign or
authenticate the cancellation actions)

Enclosure: Transcript of Service

I have been counseled regarding the advantages and disadvantages of placing a transcript of service in my Official Personnel Folder (OPF) that covers the period from (date) to (date) when I was improperly assigned or employed outside the Federal Government, and

☐ I believe that my work experience during the period when I was improperly assigned or employed outside the federal Government may be of value in the future. Therefore, I request that the enclosed transcript of service, which summarizes that service, be made a permanent part of my OPF.

☐ I do not believe that my work experience during that period when I was improperly assigned or employed outside the Federal Government will be of value in the future. Therefore, I request that no record be placed in my OPF to describe my actual service during that period. I understand that if I change my mind in the future, records of the assignments on which I actually served may no longer be available to place in my OPF.

(name)

(date)

(Agency Letterhead)

Transcript of Service

Through no fault of ***>their< own, (name of employee) was improperly assigned to the position(s) listed below and/or employed as described below for the period(s) indicated.

Position (include title, series, and grade if Federal service)	Agency/Employer	Dates (from/to)
---	------------------------	---------------------------

This service will be credited for the following purposes: [Follow the instructions in Figure 3- 2 and, accordingly, list the purposes for which service credit will be granted].

/S/

(name, title, and agency of
appointing officer who will sign or
authenticate the cancellation actions)

(Type the following statement:)

This document is to be filed on the permanent (right side) of the employee's Official Personnel Folder.

Figure 3-4. Notice Required for Appointment of a Civilian Retiree

Rule	<i>If Retirement Is Under</i>	<i>Then</i>
1	Civil Service Retirement System or Federal Employees Retirement System	Send "Notification of Reemployment of an Annuitant," along with copy of appointment SF-50 to the Office of Personnel Management. See Job Aid #5 in chapter 100 of The CSRS and FERS Handbook for a copy of the notification form and address to which it must be sent.
2	Central Intelligence Agency Retirement and Disability System	Send copy of appointment SF-50 to: Central Intelligence Agency Retirement and Disability System; Washington, DC 20505.
3	Foreign Service	Send 2 copies of appointment SF-50 to Bureau of Human Resources; Department of State; Washington, DC 20520.
4	Another retirement system	Contact the agency that administers the system to ask what notice is required.