

To: Kraig Knowlton, Director, Office of Personnel Services
Robert M. Tomlinson, Director, Office of Administrative Hearings
Correne K. Green, Chairperson, Civil Service Board

From: Michele L. Tunnell, Secretary, Civil Service Board

Date: April 16, 2013

Re: Quarterly Update

The following reflects the Civil Service Board case filings and action taken since the January 15, 2013 quarterly report:

A. Cases Decided and/or Disposed Of:

Dismissal

withdrawn

Juvenile Justice Authority

Corrections Officer I. Appellant was dismissed after the agency discovered through a background check conducted by human resources that his driver's license had been suspended for failure to maintain insurance and that he had been convicted of driving under the influence. Appellant withdrew his appeal.

Dismissal

withdrawn

Kansas Highway Patrol

Master Trooper. Appellant was dismissed based on her continued use of poor judgment. The last incident involved her failure to notify anyone by radio when her bumper fell off in traffic lanes, creating a traffic hazard, during a high speed chase of a motorcyclist. Appellant withdrew her appeal.

Dismissal

withdrawn

Kansas Veterans Home

Certified Nurse Aide I. Appellant was dismissed for engaging in a verbal and physical altercation outside the facility with a co-worker. At some point, Appellant retrieved a handgun from his vehicle, pointed the gun at the co-worker, and made threatening comments. Appellant's appeal was deemed withdrawn.

Dismissal

withdrawn

Department for Children and Families

Human Service Assistant. Appellant was dismissed for inappropriate conduct including but not limited to the use of unprofessional language with a co-worker and blocking the co-worker from leaving her cubicle during the incident. Appellant's appeal was deemed withdrawn.

5 day suspension

affirmed

Department of Corrections

Parole Officer I. Appellant was suspended for five days for violating numerous DOC policies when he gave an unauthorized interview to a news reporter on the Kansas Parole System. The Board affirmed the decision of the appointing authority.

Dismissal*withdrawn*

Department of Transportation

Engineering Technician. Appellant was dismissed for inefficiency or incompetency in the performance of her duties and/or inability to perform the duties of the job. Appellant withdrew her appeal.

Dismissal*affirmed*

Department of Transportation

Equipment Operator. Appellant was dismissed based on his inability to perform the essential functions of his job. The Board affirmed the decision of the appointing authority.

3 day suspension*dismissed*

Department of Corrections/Lansing Correctional Facility

Corrections Officer I. Appellant received a 3 day suspension for failing to remain attentive while on duty. After the appeal was filed, the appointing authority withdrew the three day suspension thus rendering the appeal moot. The case was dismissed.

B. Cases Filed Between January 15, 2013 and April 15, 2013:

Transfer, Kansas Highway Patrol, filed January 18, 2013

Dismissal, Kansas State University, filed January 29, 2013

Dismissal, Department for Children and Families, filed February 6, 2013

Dismissal, Department of Administration, filed February 25, 2013

Dismissal, Department for Children and Families, filed February 27, 2013

Dismissal, Department for Children and Families, filed March 21, 2013

Dismissal, Department of Health and Environment, filed March 25, 2013

Dismissal, Department of Agriculture, filed March 26, 2013

Dismissal, Department of Corrections, filed April 2, 2013

Demotion, Department of Corrections, filed April 11, 2013

C. Cases To Be Heard:

Dismissal, Osawatomie State Hospital, stayed

Dismissal, Department for Children and Families, proposed default order issued

30 day suspension, Larned State Hospital, set for prehearing April 18, 2013

30 day suspension, Larned State Hospital, set for prehearing April 18, 2013

7 day suspension, Larned State Hospital, set for prehearing April 18, 2013

30 day suspension, Larned State Hospital, set for prehearing April 18, 2013

Dismissal, Larned State Hospital, set for prehearing April 18, 2013

Dismissal, Larned State Hospital, set for prehearing April 18, 2013

30 day suspension, Larned State Hospital, set for prehearing April 18, 2013

Dismissal, Norton Correctional Facility, set for status conference April 17, 2013

Transfer, Kansas Highway Patrol, motion to dismiss pending

Dismissal, Kansas State University, set for prehearing April 23, 2013

Dismissal, Department for Children and Families, set for hearing June 18, 2013

Dismissal, Department of Administration, set for hearing May 22, 2013

Dismissal, Department of Children and Families, set for hearing May 7, 2013

Dismissal, Department for Children and Families, set for prehearing April 24, 2013

Dismissal, Department of Health and Environment, set for hearing October 24, 2013

Dismissal, Department of Agriculture, set for prehearing April 17, 2013

Dismissal, Department of Corrections, set for hearing May 8, 2013

Demotion, Department of Corrections, set for prehearing May 2, 2013

D. Statistics for Completed Cases:

Dismissals: 6
Suspensions: 2

Affirmed: 2
Modified: 0
Dismissed: 1
Withdrawn: 5
Default: 0

Juvenile Justice Authority: 1
Department of Transportation: 2
Department of Corrections: 2
Kansas Highway Patrol: 1
Department for Children and Families: 1
Kansas Veterans Home: 1