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Kansas
Civil Service Board

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Correne K. Green, Chairperson

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To: Kraig Knowlton, Director, Office of Human Resources
Bob L. Corkins, Director, Office of Administrative Hearings
Correne K. Green, Chairperson, Civil Service Board

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

Date: April 16, 2014

Re: Quarterly Update

The following reflects the Civil Service Board case filings and action taken since the January 15, 2014 quarterly report:

A. Cases Filed Between January 15, 2014 and April 15, 2014:

1-day suspension, Kansas Department of Transportation, filed February 6, 2014
Dismissal, Department of Corrections-Kansas Juvenile Correctional Complex, filed February 21, 2014
Proposed promotion to unclassified service, Department of Administration, filed February 21, 2014
Reclassification, Kansas State University, filed March 3, 2104
Dismissal, Department for Aging and Disability Services, filed March 17, 2014
5-day suspension, Department for Children and Families, filed March 25, 2014
Dismissal, Department for Children and Families, filed March 27, 2014
Dismissal, Department of Corrections-El Dorado Correctional Facility, filed April 4, 2014

B. Cases Decided and/or Disposed Of:

1-day suspension *dismissed*
Kansas State Gaming Agency
Enforcement Agent. Appellant received a 1-day suspension for responding in an unreasonable manner to a reasonable request of his direct supervisor. The appeal was untimely filed, so the case was dismissed.

Dismissal *affirmed*
Kansas Department of Aging and Disability Services-Rainbow Mental Health Facility
Registered Nurse-Senior. Appellant was dismissed after receiving two unsatisfactory evaluations within 180 day period. The Board affirmed the decision of the appointing authority dismissing the appellant.

3-day suspension/Dismissal *dismissed*
Department of Health and Environment, Bureau of Environmental Remediation
Research Analyst II. Appellant was suspended for 3 days for unprofessional conduct and failing to maintain harmonious work relationships with fellow employees. She was subsequently terminated after receiving two unsatisfactory evaluations within 180 day period. During the hearing, the parties reached a settlement in which the appellant's termination was changed to a resignation.

3-day suspension *dismissed*
Board of Nursing
Senior Administrative Assistant. Appellant received a 3-day suspension for being rude and disrespectful to a customer. A prehearing order was entered setting forth deadlines agreed to by the parties. Appellant did not comply with one of the deadlines. The Board of Nursing filed a motion to dismiss. Appellant was given a deadline to respond to the motion. She did not respond so the case was dismissed.

2-day suspension *withdrawn*
Kansas State Gaming Agency
Enforcement Agent. Appellant received a two day suspension for engaging in conduct with the purpose of inciting other employees. Appellant withdrew his appeal.

C. Cases Awaiting Final Order:

Dismissal, Department for Aging and Disability Services-Parsons State Hospital and Training Center, heard on April 9, 2014. The Board announced its decision affirming the decision of the appointing authority dismissing the appellant. The final order has not yet been filed.

D. Cases to be Heard:

Demotion/Whistleblower, Department of Labor, remanded-stayed
Dismissal, Department of Revenue, hearing date to be determined
Dismissal, Department of Corrections, hearing May 20, 2014
5-day suspension, Kansas Highway Patrol, settlement pending
1-day suspension, Department of Transportation, hearing June 3, 2014
Dismissal, Department of Corrections-Kansas Juvenile Correctional Complex, hearing July 10, 2014
Proposed promotion to unclassified service, Department of Administration, stayed-motion to dismiss filed
Reclassification, Kansas State University, stayed pending filing of a motion to dismiss
Dismissal, Department for Aging and Disability Services, hearing August 18, 2014
5-day suspension, Department for Children and Families, stayed-motion to dismiss filed
Dismissal, Department for Children and Families, prehearing April 25, 2014
Dismissal, Department of Corrections-El Dorado Correctional Facility, Prehearing April 25, 2014

E. Statistics for Completed Cases:

Dismissals: 1
Suspensions: 3
Suspension/Dismissal: 1

Affirmed: 1
Dismissed: 3
Withdrawn: 1

Kansas State Gaming Agency: 2
Department for Aging and Disability Services: 1
Department of Health and Environment: 1
Board of Nursing: 1