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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: January 16, 2015

Re: Quarterly Update

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

A. Cases Filed Between October 14, 2014 and January 15, 2015:

Dismissal, Department for Children and Families, filed October 14, 2014
Dismissal, Parsons State Hospital, filed October 30, 2014
10 day suspension, Department of Transportation, filed November 25, 2014
1 day suspension, Juvenile Correctional Complex, filed December 15, 2014
Dismissal, Topeka Correctional Facility, filed January 3, 2015
Dismissal, Hutchinson Correctional Facility, filed January 13, 2015

B. Cases Decided and/or Disposed Of:

Dismissal *dismissed*
Kansas State University (KSU)
Custodial Specialist. Appellant was dismissed from her position with KSU. KSU filed a motion to dismiss on the grounds that all KSU employees were converted from classified to non-classified employees and therefore, the Board did not have jurisdiction to hear Appellant's appeal. The Board granted the motion and dismissed the case for lack of jurisdiction.

Dismissal *dismissed*
Department of Corrections-El Dorado Correctional Facility
Corrections Officer I. Appellant filed an appeal regarding his dismissal. The agency filed a motion to dismiss on the grounds that the Board did not have jurisdiction to hear the appeal since appellant was a probationary employee at the time of his dismissal. Appellant responded to the motion. The Board granted the agency's motion and dismissed the case for lack of jurisdiction.

2 day suspension *dismissed*

Department of Corrections-Larned Correctional Mental Health Facility

Corrections Manager II. Appellant received a two day suspension for deficiencies in his work performance. After the appeal was filed, the agency modified the suspension to a letter of reprimand and the parties submitted an agreed order of dismissal on the grounds that the Board no longer had jurisdiction over the appeal. The case was dismissed.

Dismissal *withdrawn*

Department of Health and Environment

Claims Coordinator. Appellant was dismissed for significant performance deficiencies resulting in three unsatisfactory evaluations in 180 days. Prior to the hearing, appellant withdrew her appeal.

Dismissal *withdrawn*

Department for Children and Families

Human Services Specialist. Appellant was dismissed for repeatedly violating the confidentiality rules regarding client information. Prior to the hearing, appellant withdrew her appeal.

Dismissal *withdrawn*

Office of the State Fire Marshal

Fire Prevention Inspector. Appellant was dismissed for demonstrating a continued pattern of refusal/failure to follow agency directives in conducting inspections and preparing reports. After the appeal was filed, the parties entered into an Employment Termination Agreement, a condition of which was that appellant agreed to withdraw her appeal.

1 day suspension *withdrawn*

Department for Aging and Disability Services/Osawatomie State Hospital

Social Worker Specialist. Appellant was suspended for three days for lack of documentation and follow through with regard to her care of a patient. After the opportunity to be heard with the superintendent, her suspension was reduced to one day, which she appealed. Prior to the hearing, appellant withdrew her appeal.

10 day suspension *withdrawn*

Department of Transportation

Engineering Technician. Appellant received a 10 day suspension for demonstrating a lack of integrity, respect, and good judgment in the performance of his job. Specifically, appellant was sleeping on the job, removing material from projects, and using state resources for personal gain by using a KDOT vehicle to take materials from jobsites. Prior to the hearing, appellant withdrew his appeal.

C. Cases to be Heard:

Demotion/whistleblower, Department of Labor, remanded-stayed
Dismissal, Kansas Highway Patrol, hearing stayed
Dismissal, Department of Labor, hearing February 4, 2015
Dismissal, Department for Children and Families, hearing February 17, 2014
Dismissal, Parsons State Hospital, hearing April 8, 2015
1 day suspension, Juvenile Correctional Complex, prehearing January 21, 2015
Dismissal, Topeka Correctional Facility, prehearing January 22, 2015
Dismissal, Hutchinson Correctional Facility, prehearing February 2, 2015

D. Case Heard Awaiting Deliberation:

Dismissal, Norton Correctional Facility, hearing January 6, 2015

E. Statistics for Completed Cases:

Dismissals: 5
Suspensions: 3
Demotions: 0

Affirmed: 0
Dismissed: 3
Withdrawn: 5
Default: 0

Department for Children and Families: 1
Department for Aging and Disability: 1
Kansas State University: 1
Department of Corrections: 2
Department of Health and Environment: 1
Office of the State Fire Marshal: 1
Department of Transportation: 1