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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: July 16, 2014

Re: Quarterly Update

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

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

Dismissal, Kansas School for the Blind, filed May 13, 2014
Dismissal, Department for Children and Families, filed June 18, 2014
Demotion, Department of Corrections, filed July 15, 2014

B. Cases Decided and/or Disposed Of:

Dismissal *affirmed*
Department for Aging and Disability Services-Parsons State Hospital and Training Center
Mental Health Developmental Disability Technician. Appellant was dismissed for selling cans of soda to residents and trying to recruit another employee to do the same. The Board affirmed the decision of the appointing authority.

Reclassification *withdrawn*
Kansas State University
Administrative Officer. Appellant's position was reclassified due to performance issues. Appellant withdrew her appeal as the parties had reached a settlement with regard to the issues raised in the appeal.

5-day suspension *withdrawn*
Kansas Highway Patrol
Master Trooper. Appellant received a 5-day suspension for failure to follow Kansas Highway Patrol policy and his supervisor's directive by not completing the requirement to remain certified as a Drug Evaluation Expert (DRE). Appellant withdrew his appeal.

5-day suspension *dismissed*
Department for Children and Families
Human Services Assistant. Appellant received a 5-day suspension due to his continued pattern of arriving late to work and not following the Region's Time and Leave policy. The appeal was untimely filed, so the appeal was dismissed on the unopposed motion of the agency.

Dismissal *dismissed*
Department of Corrections-El Dorado Correctional Facility
Administrative Assistant. Appellant was dismissed after receiving two unsatisfactory evaluations within 180 day period. The appeal was untimely filed, so the appeal was dismissed on the unopposed motion of the agency.

Dismissal *withdrawn*
Department of Corrections-Winfield Correctional Facility
Corrections Supervisor II. Appellant was dismissed for utilizing her work computer to send inappropriate emails of a personal and sexual nature to another employee. Appellant withdrew her appeal prior to her hearing.

1-day suspension *dismissed*
Department of Transportation
Equipment Operator Specialist. Appellant received a one day suspension for "careless, negligent or improper use of state property," i.e., damaging a building with a snow plow. Appellant agreed to dismissal of his appeal with prejudice.

Dismissal *dismissed*
Department of Revenue
Driver License Examiner Specialist. Appellant was dismissed for deficiencies in work performance. An order was issued, after a conference call with the parties, setting specific discovery deadlines. The Department of Revenue complied with its deadline; Appellant did not comply with her deadline. The Department of Revenue filed a motion to dismiss. Appellant was given a deadline to respond to the motion. She did not respond, so the case was dismissed.

C. Cases Awaiting Final Order:

Demotion, Department of Corrections-Kansas Juvenile Correctional Complex, heard on July 10, 2014. The Board announced its decision affirming the decision of the appointing authority demoting the appellant. The final order has not yet been filed.

D. Cases to be Heard:

Demotion/Whistleblower, Department of Labor, remanded-stayed
Proposed promotion to unclassified service, Department of Administration, stayed-motion to dismiss pending
Dismissal, Department for Aging and Disability Services, hearing August 18, 2014
Dismissal, Department for Children and Families, hearing August 4, 2014-motion to dismiss

pending
Dismissal, Kansas School for the Blind, hearing October 23, 2014
Dismissal, Department for Children and Families, hearing November 6, 2014
Demotion, Department of Corrections, prehearing July 31, 2014

E. Statistics for Completed Cases:

Dismissals: 4
Suspensions: 3
Reclassification: 1

Affirmed: 1
Dismissed: 4
Withdrawn: 3

Department for Aging and Disability Services: 1
Kansas State University: 1
Kansas Highway Patrol: 1
Department for Children and Families: 1
Department of Corrections: 2
Department of Transportation: 1
Department of Revenue: 1