

STATE OF NEW JERSEY

FINAL ADMINISTRATIVE ACTION OF THE CIVIL SERVICE COMMISSION

In the Matter of Tammy Perilli, Records Technician 3 Motor Vehicles (PS4527T), Motor Vehicle Commission

Examination Appeal

CSC Docket No. 2018-425

ISSUED:

SEP 08 2017 (SLK)

Tammy Perilli petitions the Civil Service Commission to accept her untimely application for the promotional examination for Records Technician 3 Motor Vehicles (PS4527T), Motor Vehicle Commission.

The examination at issue was announced with specific requirements that had to be met as of the March 21, 2017 closing date (see attached). A total of 45 employees applied for the subject examination and 36 were determined eligible. The test was administered on August 17, 2017.

On appeal, the petitioner presents that she was out on leave from April 30, 2016 through April 19, 2017 caring for her husband who has since passed away and she submits a letter from the appointing authority that confirms her statement. The petitioner indicates that she was never notified that the subject examination was announced and therefore she was unaware that this opportunity existed prior to the closing date.

CONCLUSION

N.J.A.C. 4A:4-2.1(e) provides, in pertinent part, that applications for open-competitive and promotional examinations should be filed no later than the announced filing date for filing applications. *N.J.A.C.* 4A:1-1.2(c) states that the Commission may relax a rule for good cause in order to effectuate the purposes of Title 11A, New Jersey Statutes.

The Commission notes that the dual purpose of the Civil Service system is to ensure efficient public service for State and local governments and to provide appointment and advancement opportunities to Civil Service employees based on their merit and abilities. These interests are best served when more, rather than employment opportunities. are presented with individuals Communications Workers of America v. New Jersey Department of Personnel, 154 N.J. 121 (1998). Additionally, the petitioner was on leave caring for her husband during the time-period between the subject examination's March 1, 2017 issue date and the March 21, 2017 closing date and she indicates that she never received any notice nor was she aware of this promotional opportunity while on leave. these circumstances, the Commission finds that for equitable reasons the petitioner should be allowed to apply for the subject examination. Therefore, the Commission finds that there is good cause to relax N.J.A.C. 4A:4-2.1(e) and to allow the petitioner to submit her application and application fee after the closing deadline for prospective employment opportunities only.

This determination is limited to the instant matter and does not provide precedent in any other matter.

ORDER

Therefore, it is ordered that this appeal be granted and the petitioner shall submit the attached application and the application fee within 30 days of the date of this decision to the Division of Agency Services so that her application can be processed. Upon receipt of the application and processing fee, if she is deemed eligible for the examination, the Division of Agency Services shall schedule the petitioner for a make-up examination as soon as possible. Further, if the petitioner receives a passing score on the make-up examination, her name shall be added to the subject list for prospective employment opportunities.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE CIVIL SERVICE COMMISSION ON THE 6th DAY OF SEPTEMBER, 2017

> Robert M. Czech Chairperson Civil Service Commission

Inquiries and Correspondence Christopher S. Myers
Director
Division of Appeals and Regulatory Affairs
Civil Service Commission
Written Record Appeals Unit
P.O. Box 312
Trenton, New Jersey 08625-0312

Attachments

c: Tammy Perilli Valerie Stutesman Kelly Glenn Michele Karngbaye Records Center NEW JERSEY CIVIL SERVICE COMMISSION-STATE SERVICE

PROMOTIONAL ANNOUNCEMENT



\$25.00PROCESSING FEE REQUIRED Make Check/Money Order Payable to NJCSC

SALARY: \$39,457.00 - \$55,414.00

SYMBOL: PS4527T

TITLE: RECORDS TECHNICIAN 3 MOTOR VEHICLES

ISSUE DATE: March 01, 2017

TITLE CODE: 56536/OQRXR4

DEPARTMENT: MVA/MOTOR VEHICLE COMMISSION

UNIT SCOPE: MV40 Motor Vehicle Agency Services

APPLICATIONS MAY BE OBTAINED FROM AND MUST BE RETURNED TO:

Visit www.state.nj.us/csc

And select "Job Announcements"

to view this announcement and to file an application

WEIGHT CODE: *

CLASS CODE: 14

CLOSING DATE: March 21, 2017

Open to employees in the competitive division who have an aggregate of one year of continuous permanent service as of the closing date in any competitive title and meet the requirements listed below:

Experience: One (1) year of experience in the review/analysis of driver records for the purpose of ensuring that laws, rules, regulations, or policies have been interpreted properly or in a public/private agency involved in processing, evaluation, and/or adjustment of damage claims or other insurance claims evaluation and adjustment work.

License: Appointees will be required to possess a driver's license valid in New Jersey only if the operation of a vehicle rather than employee mobility, is necessary to perform the essential duties of the position. The responsibility for ensuring that employees possess the required motor vehicle license, commensurate with the class and type of vehicles they operate, rests with the Appointing Authority.

IMPORTANT INFORMATION

- 1. NJAC 4A:4-2.6 states that all requirements listed must be met as of the closing date, including assignment to the department and unit scope, and satisfying the permanent status requirement.
- 2. ONLY ON-LINE APPLICATIONS WILL BE ACCEPTED, YOU MUST COMPLETE YOUR APPLICATION IN DETAIL. Your score may be based on a comparison of your credentials with the job requirements. Failure to complete your application properly may lower your score or cause you to fail.
- 3. This examination is open to full- and part-time permanent employees. If an employment list results from this announcement, it may be certified to fill full-time and part-time positions. If 35- and 40-hour positions are used within the unit scope, the resulting list may be used to fill either work week position.
- 4. NJAC 4A:4-1.5 states that any employee who is serving on a provisional basis and who fails to file for and take an examination which has been announced for his/her title SHALL BE SEPARATED FROM THE PROVISIONAL TITLE.
- 5. In accordance with Public Law 2010 c 26, Veterans pay a reduced application fee of \$15.00 if they have previously established Veterans Preference with the Department of Military and Veterans Affairs (DMAVA) (as defined by N.J.S.A. 11A 5-1 et seq.). Those claiming Veterans Preference but have not yet received approval from DMAVA must pay the full application fee and may request a refund if the claim is approved at least 8 days prior to the issuance of this eligibility list PLEASE NOTE THIS REDUCED FEE DOES NOT APPLY TO PUBLIC SAFETY TITLES.
- 6. SPECIAL NOTE TO ALL APPLICANTS Please make sure you are assigned to the unit scope indicated above. If you do not know your unit scope assignment, please contact your Human Resource Office. If you file an application for this announcement and you are not assigned to the unit scope indicated above, YOU WILL BE FOUND INELIGIBLE FOR THIS EXAM AND YOUR APPLICATION FEE WILL NOT BE REFUNDED.
- 7. If you are having difficulty submitting your application online, technical support and customer care are available during regular business hours, 8:00 a.m. to 4:00 p.m. EST, Monday Friday, excluding holidays and emergency closings. Please Email: OAS, support a csc. state.nj. us or call (609) 292-4144. Please note that application support requests received outside regular business hours on the closing date will not change the application filing deadline so PLEASE FILE EARLY.

8. Application fees submitted via personal check or money order must be postmarked within five (5) business days of submitting your application. If your fee is postmarked after five (5) business days, or is returned as invalid, you will be declared ineligible and denied admittance to the examination process.

DPF-256A * Revised 07/06

Staple Payment Here APPLICATION FOR PROMOTIONAL EXAMINATION NEW JERSEY CIVIL SERVICE COMMISSION — STATE SERVICE

INSTRUCTIONS: Please print or type. Answer all pertinent questions and ensure that all information is accurate and complete. Sign your name in Block 12. NOTE: No additional information may be accented after the last date for filing applications has passed. If you change your address

\$	25.00 FEE	REQUIRED	
Make Check	/Money Or	rder Payable	to NJCSC
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FOR COMMISSION USE ONLY			2. Social Security I	Number:	3. Symbol	l :
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	TIFY that the statements made by and that if my application is incor	nplete, it may be rejected. (W.	e, complete, and correct t	o the best of my knowledge	e and belief, and are made	FORCSCONL

Title of Promotion:	tle of Promotion: Symbol: SS#:							
13. Educational Section - College And Graduate announcement, be sure to attach a copy of be evaluated by a recognized evaluation s		any colleges, universities, and grad cript or a list of courses, course de	duate scription	schools you hons, and cred	lave atter	nded. If eted. Fo	it is required in the oreign degrees/tr	he job anscripts must
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14. Other Schools or Training Courses - Include related to the title for which you are applying	e business,	vocational, technical, or military sch	nools y	ou have atten	ided, as v	vell as	Month / Year any training cours	ses that are
related to the title for which you are applying. If it What is the name & location of school/facility w course(s)/training was held?		re What classes did you take?		What were the dates you attended?		How ma	any hours per week attend?	Did you complete the program?
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15. Use this space to describe any internships, I	icenses, certi	fications or registrations that you posse	ass whi	Month/Yr. TO M	Month/Yr	ion for u	which you are seek	
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visit type of hourse(s), certification(s	s), and/or re	gistration(s) do you hold?						pleted?
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B. What was the original issue date of the license(s), certification(s), and/or registration				n(s)? Was it part of a college curriculum? Y N D. Certified Public Manager's Program				
				Level 1 -	3 Compl	eted	N	
What is the date of your current license(s), certification(s), and/or registration(s)?							Month/	Year
				Level 4 -	6 Compl	eted	Month/	
16. Employment Record - If you do not proheld different positions with the same employer part time, and the number of hours worked per application properly may cause you to be declar	, list each por week Since	sition separately. Make sure you give	full dat	tes of employm	ent (mont	h/year).	indicate whether th	2.1
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