

names from the PS5528T¹ eligible list for the subject title. The certifications have disposition due dates of April 29, 2019 and have not yet been disposed of.

It is noted that pursuant to *N.J.A.C.* 4A:3-3.3(f) and *N.J.A.C.* 4A:3-1.2(e), Agency Services has notified the Communications Workers of America of its recommendation to place the Technician MVC title in the noncompetitive division on an interim basis. No comments were received.

CONCLUSION

N.J.A.C. 4A:3-1.2(c) provides that a job title may be placed in the noncompetitive division on an ongoing or interim basis when it is determined that it is appropriate to make permanent appointments to the title, and that one or more of the following criteria are met:

1. Competitive testing is not practicable due to the nature of the knowledge, skills and abilities associated with the job;
2. Certification procedures based on ranked eligible lists have not or are not likely to meet the needs of appointing authorities due to such factors as salary, geographic location, recruitment problems and working conditions; or
3. There is a need for immediate appointments arising from a new legislative program or major agency reorganization.

Based on the record in this matter, interim noncompetitive status for the subject title is appropriate. However, because there are existing regular reemployment and promotional eligible lists for the subject title, it is not appropriate for such action to take effect until these lists are exhausted. The Commission notes that with interim noncompetitive status that will follow the exhaustion of these lists, *N.J.A.C.* 4A:3-1.2(g) provides at the end of the interim noncompetitive period, which shall be no greater than one year, the job title shall be redesignated as competitive. Individuals appointed during the interim noncompetitive period shall, upon successful completion of their working test periods, attain permanent status in the competitive division.

ORDER

Therefore, it is ordered that this request be granted and interim noncompetitive designations for the subject titles be effected for a six-month period. It is further ordered that such action be effective on the beginning of the first pay

¹ The PS5822T eligible list promulgated on August 2, 2018 and expires on August 1, 2021. The remaining eligibles' names appeared on the January 29, 2019 certification.

period following exhaustion of the regular reemployment list and the promotional (PS5528T) eligible lists for the subject title. At the end of this period, the subject title will be returned to the competitive division of the career service.

DECISION RENDERED BY THE
CIVIL SERVICE COMMISSION ON
THE 6TH DAY OF FEBRUARY, 2019



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