

BEFORE THE PUBLIC EMPLOYEE RELATIONS BOARD
OF THE STATE OF KANSAS

IN THE MATTER OF THE)
UNIT CLARIFICATION OF)
CERTAIN CLASSIFIED)
EMPLOYEES OF THE STATE)
OF KANSAS.)

CASE NO. UCA 1-1976

FINDINGS OF FACT, CONCLUSIONS OF LAW

Comes now on the 23rd day of April, 1976 the above-captioned case for hearing. The hearing was conducted by Mr. Jerry Powell, duly-appointed hearing examiner for the Public Employee Relations Board. Petitioner, Department of Administration, State of Kansas, appears by and through its representative, Mr. Larry Morlan. Appearing on behalf of Council of Kansas Government Engineers and Scientists Inc. was Mr. Kenneth F. Hurst, Business Agent.

The following is a summary of the procedural background in the case.

1. Petition for unit clarification filed March 8, 1976 by Mr. Lowell Long, Director of Personnel, State of Kansas, on behalf of the State of Kansas.
2. Petition filed with all known employee organizations on March 9, 1976. Time for answering petition was extended until April 1, 1976.
3. Timely answer to the petition received from Council of Kansas Government Engineers and Scientists Inc. on March 31, 1976.
4. Notice of Hearing on Case No. UCA 1-1976 served April 15, 1976 to the following parties.
 - a. Kansas Public Employees Union, Council #64
Am. Fed. of State, County and Municipal Ees, AFL-CIO
4112 N.E. Seward, P. O. Box 1597
Topeka, Kansas 66601
 - b. Kansas Association of Public Employees (KAPE)
420 West Ninth
Topeka, Kansas 66612
 - c. Service Employees Union Local 513, AFL-CIO
417 East English
Wichita, Kansas 67202
 - d. Public Service Employees Local Union #1132
1924 Olathe Boulevard
Kansas City, Kansas 66103

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- e. Public Employees Association of Kansas (PEAK)
712 West Jefferson
Pittsburg, Kansas 66762
- f. National Assn. of Government Employees (NAGE)
2200 Gage Boulevard
Topeka, Kansas 66614
- g. Graphic Arts International Union Local 23
5629 West Thirteenth Street
Topeka, Kansas 66604
- h. International Printing Pressman and Assistants
Union of North America, Local 49
3810 Northeast Croco Road
Topeka, Kansas 66617
- i. Topeka Typographical Union No. 121
4000 West 28th Street
Topeka, Kansas 66614
- j. Kansas Higher Education Association (KHEA)
715 West Tenth Street
Topeka, Kansas 66612
- k. Council of Kansas Government Engineers & Scientists Inc.
4125 Gage Center Drive
Topeka, Kansas 66604
- l. Mattress Assemblers and Packagers
Williamson, Cubbison, Hardy and Hunter
727 Ann Avenue
Kansas City, Kansas 66101

This case comes before the Board on petition of the State Department of Administration. The petition specifically deals with job classifications which have been changed, abolished, or established by the State Finance Council subsequent to the May 16, 1974 Board Order establishing appropriate units for classified State employees. The petition was filed with all known employee organizations and notice of the hearing was given. No objections to the petition were received by the Public Employee Relations Board. The Council of Kansas Government Engineers and Scientists Inc. appeared at the hearing to request that the job classification of Pharmacist Intern be removed from the professional Physical and Natural Sciences unit and be placed in a more appropriate non-professional unit.

O R D E R

The following eleven (11) job classifications are hereby removed from all previously determined appropriate units of classified state employees.

1. Apprenticeship Training Specialist
2. Buyer Trainee
3. Chaplain
4. Chaplain Trainee
5. Hotel and Restaurant Inspector
6. Institutional Teacher
7. Intergroup Relations Worker
8. Key Punch Operator
9. Psychiatric Aid Trainee
10. Radio Announcer
11. Radiological Technician

The following forty (40) job classifications are hereby placed in the determined appropriate unit as listed.

<u>CLASSIFICATION</u>	<u>DETERMINED UNIT</u>
1. Agricultural Technician	Technical Employees
2. Apprentice Training Representative	Fiscal and Staff Prof.
3.* Buyer	Fiscal and Staff Prof.
4.* Central Accountant	Fiscal and Staff Prof.
5. Civil Rights Hearing Examiner	Professional - Legal
6. Civil Rights Intake Worker	Administrative Services
7.* Civil Rights Investigator	Fiscal and Staff Prof.
8.* Clinical Chaplain	Special Services Prof.
9. Clinical Pastoral Trainee	Special Services Prof.
10. Consultant Nurse	Patient Care - Prof.
11. Contract Compliance Field Invest.	Fiscal and Staff Prof.
12.* Correctional Facilities Specialist	Insp. and Regulatory
13. Dark Room Technician	Technical Employees
14.* Data Entry Equipment Operator	Dept. of Transportation Administrative Services
15. Dietetic Tech., Nutritional Care	Social Services-Non-Prof.
16. Electrocardiographic (EKG) Tech.	Technical Employees
17.* Extension Nutritional Assistant	Technical Employees
18. Field Repr., VD Control	Fiscal and Staff Prof.
19. Financial Examiner Trainee	Technical Employees
20. Fire/Arson Investigator	Fiscal and Staff Prof.
21. Food Service and Lodging Insp.	Insp. and Regulatory
22. Health Planning Consultant	Insp. and Regulatory
23. Health Planning Project Reviewer	Fiscal and Staff Prof.
24. Hospital Admitting Clerk	Fiscal and Staff Prof.
25. Industrial Training Programs Spec.	Administrative Services
26. Institutional Educator	Non-Prof. at Institutions
27. Insurance Claims Investigator	Fiscal and Staff Prof.
28. Intergovernmental Analyst	Special Services Prof.
29. Law Enforcement Telecommunications Operator	Fiscal and Staff Prof.
30. Narcotics Violation Investigator	Fiscal and Staff Prof.
31. Pharmacist Intern	Administrative Services
32. Plant Pathologist	Insp. and Regulatory
33. Property Appraiser Trainee	Non-Prof. at Institutions
34. Public Health Dental Hygienist	Phys. & Natural Sciences
35. Radio Announcer/Producer	Fiscal and Staff Prof.
36. Radiologic Specialty Technologist	Patient Care - Prof.
37.* Radiologic Technologist, Diagnostic X-ray	Fiscal and Staff Prof.
38. Radiologic Technologist, Radiation Therapy	Fiscal and Staff Prof.
39. Word Processing Copysetter	Technical Employees
40.* Word Processing Typist	Technical Employees

The following thirty-two (32) job classifications are hereby deemed by the Board to be supervisory in nature and are thus excluded from any determined appropriate unit.

1. Administrator, Fuels Allocation Program
2. Administrator, Rainbow

3. Assistant Director for Data Analysis
4. Assistant Director of Planning
5. Assistant Director of Purchases
6. Assistant Director of Research
7. Assistant State School Finance Administrator
8. Associate Director, State Office of Comprehensive Health Planning
9. Chief of Right of Way, Department of Transportation
10. Civil Rights Investigator Sup.
11. Contract Compliance Officer
12. Correctional Work Release Administrator
13. Corrections Work Release Sup.
14. Data Entry Supervisor
15. Deputy Director, Office of Laboratories and Research
16. Director, Alcohol and Drug Abuse Services
17. Director, Div. of Intergovernmental Affairs and Adm.
18. Director, Industrial Safety Div.
19. Director of Architectural Services
20. Director of Health Planning
21. Director of State Printing
22. Executive Director, Education Commission
23. Executive Secretary, Advisory Council of Ecology
24. Museum Public Education Director
25. Radiation Control Inspector
26. State Contract Compliance Adm.
27. State Director, E.E.O.
28. State Printing Plant Manager
29. Systems Analysis and Programming Manager.
30. Telecommunications Specialist
31. Unit Team Supervisor
32. Word Processing Supervisor I.

The following two (2) job classifications are hereby deemed by the Board to be confidential in nature and are thus excluded from any determined appropriate unit.

1. Budget Analyst II
2. E.E.O. Consultant

The job classification of Pharmacist Intern is hereby removed from the Professional Physical and Natural Sciences unit and placed in the Non-Professional Institutions unit.

The previously determined appropriate unit of Southeast Kansas Tuberculosis Hospital at Chanute, Kansas, (Non-professional Employees at State Institutions), is hereby abolished as an appropriate unit pursuant to K.S.A. 1975 Supplement, 76-1528.

*All grades included unless confidential or supervisory.

IT IS SO ORDERED BY THE PUBLIC EMPLOYEE RELATIONS BOARD.

DATE

April 29, 1976

Garold Been
Garold A. Been, Member

Phyllis Burgess
Phyllis Burgess, Member

Absent
E. Jay Rennick, Member

Richard R. Rock
Richard R. Rock, Member

Nathan W. Thatcher
Nathan W. Thatcher, Chairman

D. J. Lichtenstein