



STATE OF NEW JERSEY

FINAL ADMINISTRATIVE ACTION
OF THE
CIVIL SERVICE COMMISSION

In the Matter of Pension Benefits
Specialist 1 (PS1483U), Department
of Treasury

CSC Docket No. 2018-94

Administrative Appeal

ISSUED: AUG 01 2017 (SLK)

The Department of Treasury requests that the promotional eligible list for Pension Benefits Specialist 1 (PS1483U), Department of Treasury, be revived in order to permanently appoint Matthew Hoffman effective April 16, 2016.

By way of background, *In the Matter of Matthew Hoffman* (CSC, decided December 7, 2016) the Civil Service Commission (Commission) denied Mr. Hoffman's appeal of the Division of Agency Services' (Agency Services) decision that the proper classification of his position with the Department of Treasury was a Pension Benefits Specialist 2. However, the Commission permitted Mr. Hoffman to file a new classification appeal within 30 days of receipt of its decision. The Commission further indicated that if Agency Services determined that the duties of the position were consistent with a Pension Benefits Specialist 1, then Mr. Hoffman's position would be reclassified with an effective date of April 11, 2016. Mr. Hoffman submitted a classification appeal on January 3, 2017. Agency Services determined on March 17, 2017, that the proper classification for the position was Pension Benefits Specialist 1 and indicated his provisional appointment to that title was effective April 11, 2016.¹

The promotional list for Pension Benefits Specialist 1 (PS1483U) promulgated May 22, 2014 with 20 eligibles. A total of two certifications were issued from the symbol and nine eligibles were appointed. The list expired on May

¹ The effective date was later changed to the beginning of the pay period, April 16, 2016.

21, 2016 with seven active eligibles remaining. The highest-ranked active eligible at number 3 is no longer in the unit scope. The next highest active eligible is ranked number 13, followed by Mr. Hoffman at rank number 14. There is no current promotional announcement for Pension Benefits Specialist 1 in Hoffman's unit scope.

Agency Services presents that *N.J.A.C.* 4A:4-3.4 provides that an eligible list may be revived for good cause. It presents that filling the position from a recently expired list is preferable to and more expedient than announcing a new examination. Thus, Agency Services recommends that the promotional list for Pension Benefits Specialist 1 (PS1483U) be revived in order to permanently appoint Matthew Hoffman, effective April 16, 2016.

CONCLUSION

N.J.S.A. 11A:4-6 and *N.J.A.C.* 4A:4-3.3(b)1 provide that no list shall have a duration of more than four years. *N.J.S.A.* 11A:4-6 and *N.J.A.C.* 4A:4-3.4 provide that an eligible list may be revived in order to implement a court order or decision of the Commission in the event of a successful appeal instituted during the life of a list, to correct an administrative error, or for other good cause.

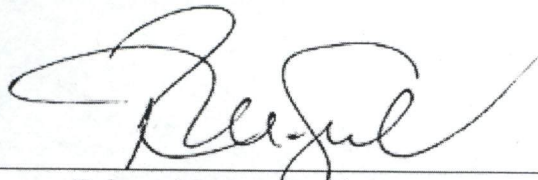
In the instant matter, Agency Services recommends the approval of this request because the filling of the position from a recently expired list is preferable to and more expedient than announcing a new examination. It is noted that since Mr. Hoffman is the second-highest ranked remaining eligible and therefore reachable for appointment on the list, no new lists have been promulgated and there is not a current announcement for the title in Mr. Hoffman's unit scope, there would not be any negative impact to other eligible should the request be granted. Moreover, the effective date of the reclassification is prior to the initial expiration of the list. Accordingly, the Commission finds that good cause has been presented to revive the Pension Benefits Specialist 1 (PS1483U), Department of Treasury, eligible list and record Mr. Hoffman's regular appointment effective April 16, 2016.

ORDER

Therefore, it is ordered that this request be granted. It is further ordered that the Pension Benefits Specialist 1 (PS1483U), Department of Treasury, eligible list be revived and Matthew Hoffman be certified and appointed with an effective date of April 16, 2016.

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 26th DAY OF JULY, 2017



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