

STATE OF WISCONSIN

STATE PERSONNEL BOARD

\* \* \* \* \*  
ANITA HERRERA  
REQUEST FOR INVESTIGATION  
Case No. 76-220-I  
\* \* \* \* \*

OPINION AND ORDER

**OFFICIAL**

Before: Percy L. Julian, Jr., Laurene DeWitt, John Serpe, Susan Steininger

OPINION

This is a request for investigation pursuant to Section 16.05(4), stats. Ms. Herrera applied for and was one of three persons certified for a position as an Educational Consultant I-Bilingual/Bicultural Education, Department of Public Instruction. She states that the job posting emphasized administrative qualifications, and she feels she had better credentials and experience in this area than the person selected. She also questions whether the selection might have been influenced by the fact that the husband of the person selected was employed by the state.

The department in response to this complaint has outlined the interview process and identified the members of the interview team. The agency's position is that all three candidates were well qualified but that the person appointed was felt to be the most qualified.

We have repeatedly held that the investigatory power conferred by S. 16.05(4), stats., normally should be exercised only in cases involving "broad policy matters relating to the 'enforcement and effect' of the civil service law." See, e.g., Schwartz v. Schmidt, Wis. Pers. Bd. No.

74-18 (1/17/75).

In this case we do not perceive a basis for further investigation  
of the complaint.

ORDER

IT IS HEREBY ORDERED that this request for investigation is dismissed.

Dated December 21, 1976.

STATE PERSONNEL BOARD

  
\_\_\_\_\_  
Laurene DeWitt, Vice Chairperson