STATE OF WISCONSIN

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| MICHAEL CEPRESS, | * | |
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| Appellant, v. | * | |
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| | * | DECISION |
| Administrator, DIVISION OF PERSONNEL, | * | AND ORDER |
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| Respondent. | * | |
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| Case No. 80-16-PC | * | |
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NATURE OF THE CASE

This is an appeal of appellant's position as the result of a statewide data processing survey conducted in 1979. A hearing on this appeal was conducted by Commissioner Gordon H. Brehm on February 10, 1981.

FINDINGS OF FACT

1. Appellant is employed in the state classified service and at all times relevant to this appeal was employed by the Department of Transportation, Division of Business Management Bureau of Systems and Data Processing.

2. As part of a statewide data processing survey conducted by respondent during 1979, appellant's position was reallocated from Management Information Specialist 5 to Management Information Specialist 5.

3. The issue agreed to by the parties in this case is:

"Whether or not the decision of the administrator to reallocate appellant's position from Management Information Specialist 5 to Management Information Specialist 5 was correct."

<u>Sub-issue</u>: "Whether or not appellant's position is more properly classified as a Management Information Specialist 5 or 6."

4. At the time of the survey, appellant's title was Facilities Acquisition Supervisor in the Computer Science Unit at the Hill Farms Regional Computing Cepress v. DP Case No. 80-16-PC Page 2

Center (HFRCC). The HFRCC is operated by the Department of Transportation (DOT) to provide computer services for the DOT and six other state agencies.

5. Appellant's primary duties consisted of coordinating the procurement activities of HFRCC, including planning and developing the documents and obtaining the necessary approvals for securing all the necessary hardware, software and services for the computer center. (Respondent's Exhibit 1).

Although appellant's title was Facilities Acquisition Supervisor,
Cepress did not regularly supervise any employes.

7. The duties and responsibilities of appellant's position best fit the position standards for Management Information Specialist 5 as compared to the position standards for Management Information Specialist 6. (Appellant's Exhibit 3).

CONCLUSIONS OF LAW

This matter is appropriately before the Commission pursuant to
\$.230.44(1)(a), Wis. Stats.

2. The appellant has the burden of proving that respondent's action in reallocating appellant's position from Management Information Specialist 5 to Management Information Specialist 5 was not correct.

3. Appellant failed to sustain that burden of proof.

4. Respondent's denial of the request by appellant to reallocate his position to Management Information Specialist 6 was correct.

OPINION

Respondent argued that the key differences between the position standards for MIS 5 and MIS 6 are that the MIS 6 classification requires that the position have lead worker responsibilities and/or have a significant area of specialization that it is responsible for. Cepress v. DP Case No. 80-16-PC Page 3

Lee Isaacson, a Personnel Specialist for DER who conducted the Data Processing Survey, also testified that the position standards for MIS 6 as compared to MIS 5 require that the position calls for duties that are more complex and require a greater degree of technical knowledge.

Isaacson compared appellant's position with two positions within the Department of Administration (DOA), then held by David Speerschneider and Allan Hafeman, which are classified as MIS 6. Speerschneider and Hafeman are responsible for reviewing and evaluating all data processing equipment and services acquisitions by state agencies exceeding \$3,000.00 purchase or \$250.00 monthly rental. Acquisitions in excess of these amounts that are recommended by appellant must be approved by DOA. Thus, Speerschneider and Hafeman have responsibility for procurement of computer hardware and software statewide.

Appellant contended that other positions within HFRCC which are classified as MIS 6 have comparable duties and responsibilities to his own. However, he failed to present evidence to support this claim.

After considering the position standards for the MIS series and all the other evidence offered, the Commission concludes that the classification assigned to the position is correct. Cepress v. DP Case No. 80-16-PC Page 4

ORDER

The action of respondent in reallocating appellant's position from Management Information Specialist 5 to Management Information Specialist 5 is affirmed

and this appeal is dismissed. STATE PERSONNEL COMMISSION ,1981 in Dated Donald R. Murphy

Commissioner

Riehm

Gordon H. Brehm Chairperson

GHB:mgd

Parties

Mr. Michael Cepress P.O. Box 32 Middleton, WI 53562

Mr. Charles Grapentine Division of Personnel 149 E. Wilson St. Madison, WI 53702