

COLLEEN MARQUARDT,

Appellant,

v.

Secretary, DEPARTMENT OF  
HEALTH AND SOCIAL SERVICES and  
Secretary, DEPARTMENT OF  
EMPLOYMENT RELATIONS

Respondents.

Case No. 89-0106-PC

DECISION  
AND  
ORDER

This matter was filed on August 31, 1989 as an appeal of a decision denying the appellant's application for a salary add-on. The letter of appeal was filed by the appellant's grievance representative. The letter stated in part:

I became involved as Ms. Marquardt's grievance representative after she passed her probationary period and was designated as a Teacher 2. Ms. Marquardt was not aware when she gained the status of Teacher 2 because she was not notified at the time. Her supervisor completed the paper work after the fact when Ms. Marquardt made inquiries about her status in relation to the salary she felt she was entitled to receive.

During a grievance conference with Ms. Helmle, Education Director, an agreement was reached that an application for the add-ons would be forwarded to Phyllis Hill of [the Division of Corrections] if Master Degree credits would not be accepted. The agreement was for Ms. Hill's response to be forwarded to Ms. Marquardt so that the appropriate appeal would be instituted if needed. The following day a refusal to consider was received by Ms. Marquardt without benefit of any decision by Phyllis Hill. The understanding at this time is that the issue of add-ons is a DER decision therefore this appeal is forwarded to your department for resolution.

The appellant was informed that her appeal raised a jurisdictional issue and she was provided an opportunity for filing arguments. A review of the Commission's jurisdiction over appeals indicates that none of the various statutory bases cover the subject decision.

To the extent this is an appeal of a decision of the Secretary of the Department of Employment Relations, the subject matter does not fall among

those decisions enumerated in §230.44(1)(b), Stats. The salary add-on decision was not made by the Administrator of the Division of Merit Recruitment and Selection and therefore is not appealable under §230.44(1)(a), Stats. It is not a reduction in base pay or other disciplinary action appealable under §230.44(1)(c), Stats., nor is it a post-certification action related to the hiring process pursuant to §23.44(1)(d), Stats. None of the other bases for Commission review act to provide jurisdiction over this matter.

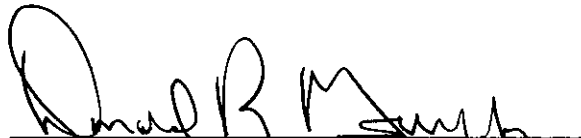
ORDER


This matter is dismissed due to lack of subject matter jurisdiction.

Dated: October 4, 1989 STATE PERSONNEL COMMISSION

  
LAURIE R. MCCALLUM, Chairperson

KMS:kms

  
DONALD R. MURPHY, Commissioner

  
GERALD F. HODDINOTT, Commissioner

Parties:

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