

State of New Hampshire



PERSONNEL APPEALS BOARD
25 Capitol Street
Concord, New Hampshire 03301
Telephone (603) 271-3261

Appeal of Jackson Crouse – Docket #2009-C-004

Department of Safety

June 21, 2012

By letter dated June 12, 2012, Personnel Director Karen Hutchins requested that the Board dismiss the appeal of Jackson Crouse, a former employee of the NH Department of Safety. In support of that request, Ms. Hutchins asserted that she had learned in a meeting with Department of Safety staff that after taking ten weeks of leave, Mr. Crouse tendered his resignation from State service, and that his last day at work was May 28, 2012. As a result, the Appellant would no longer be affected by a decision by the Board regarding the appropriate classification of the position that he held prior to his separation from service. Finally, Ms. Hutchins argued that the Department of Safety did not support the Appellant's requested reclassification when that request was submitted by the Appellant.

RSA 21-I:54, III, states:

The director shall make a decision on any request for reclassification or reallocation from department heads or position incumbents within 45 days of receipt of a completed request for reclassification or reallocation as defined by rules adopted under RSA 21-I:43, II(u). Except as otherwise provided by law, rule, or bargaining agreement negotiated under the provisions of RSA 273-A, no increases in salary shall be allowed for any request until a final decision is made by the director, or if the director's decision is appealed, by the personnel appeals board. Increases in salary due to reclassification or reallocation shall become effective at the beginning of the next pay period following the final decision of the director or the board.

In light of the Appellant's resignation from State service, the Board found that any decision of the Board regarding the classification of the position that the Appellant held prior to his resignation would have no effect on the Appellant himself, as the Appellant would not be in the State's employee at the beginning of the next pay period following the final decision of the Board. Therefore, in the absence of an objection from the Department of Safety, the Board voted unanimously to DISMISS the appeal as moot, and to cancel the hearing that had been scheduled for June 27, 2012..

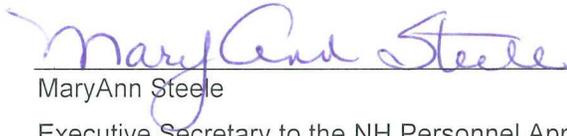
FOR THE NEW HAMPSHIRE PERSONNEL APPEALS BOARD

Patrick Wood, Chair

Philip Bonafide, Vice-Chair

Robert Johnson, Commissioner

Joseph Casey, Commissioner



MaryAnn Steele

Executive Secretary to the NH Personnel Appeals Board

cc: Karen Hutchins, Director of Personnel
Elizabeth LaBonte, HR Administrator, Department of Corrections
Jackson Crouse