

STATE OF KANSAS



OFFICE OF THE GOVERNOR

State Capitol

Topeka

ROBERT F. BENNETT

Governor

BENNETT EXECUTIVE ORDER NO. 75-11

DESIGNATION OF AGENCY TO WHICH THE KANSAS COMPREHENSIVE MANPOWER PLANNING AND SERVICES DIVISION OF THE GOVERNOR'S DEPARTMENT IS ASSIGNED

Executive Department
State of Kansas
Topeka, Kansas

WHEREAS, pursuant to the Executive Order of Governor Robert B. Docking dated June 17, 1974, there was established in the Governor's Department, subject to the supervision of the Governor, the Kansas Comprehensive Manpower Planning and Services Division, headed by a state manpower administrator as the Governor's representative;

WHEREAS, the Kansas Comprehensive Manpower Planning and Services Division is the recipient of federal grants-in-aid, the terms of which require a merit principle system similar to that afforded to the classified employees of the state of Kansas under the state civil service system to be applied to the employees and personnel of said division;

WHEREAS, by virtue of K.S.A. 1974 Supp. 75-2935 all employees of the office of the Governor are unclassified personnel and therefore not governed by the merit principle applied by law to state classified employees;

WHEREAS, it is necessary that the Kansas Comprehensive Manpower Planning and Services Division be transferred from the Governor's Department and assigned to an agency within the executive branch of government whose employees are within the classified service of the civil service system;

NOW, THEREFORE, It is ordered that effective and beginning on December 18, 1975, the Kansas Comprehensive Manpower Planning and Services Division is transferred from the Governor's Department and attached to the Department of Labor and subject to the supervision of the labor commissioner.

IT IS FURTHER ORDERED that all of the powers, duties and functions of the existing Kansas Comprehensive Manpower Planning and Services Division and the existing state manpower administrator shall be and are hereby transferred to and conferred and imposed, respectively, upon the manpower planning and services section of the Department of Labor and the state manpower administrator of the Department of Labor. The manpower planning and services section of the Department of Labor and the state manpower administrator shall be the successor in every way, respectively, to the powers, duties and functions of the Kansas comprehensive manpower planning and services division of the Governor's Department and the state manpower administrator transferred by this Order and in which the same were vested prior to December 18, 1975. The manpower planning and services section of the Department of Labor

and the state manpower administrator, provided for by this Order, shall be a continuation of the existing Kansas manpower planning and services division and the state manpower administrator of the Governor's Department, respectively, and every act performed under the authority of the manpower planning and services section of the Department of Labor and the state manpower administrator, provided by this Order, shall be deemed to have the same force and effect as if performed by the existing Kansas manpower planning and services division or the existing state manpower administrator of the Governor's Department, respectively, in which the authority to perform such act was vested prior to December 18, 1975.

IT IS FURTHER ORDERED that all contracts, orders or directives of the existing state manpower administrator which are in existence on December 17, 1975, shall continue to be effective and shall be deemed to be the contracts, orders or directives of the state manpower administrator in the manpower planning and services section of the Department of Labor provided by this Order.

IT IS FURTHER ORDERED that the labor commissioner shall provide office space and such clerical and other staff assistance as may be necessary to assist the manpower planning and services section in carrying out its functions, powers and duties. Officers and employees who were engaged immediately prior to December 18, 1975, as classified employees in the performance of powers, duties and functions of said

section shall become officers and employees of the manpower planning and services section. Any such officer or employee shall retain all retirement benefits and all rights of civil service which had accrued to or vested in such officer or employee prior to December 18, 1975. The service, of each officer and employee so transferred shall be been continuous. All transfers and any abolishment of personnel in the classified service under the Kansas civil service act shall be in accordance with civil service laws and any rules or regulations adopted thereunder.

IT IS FURTHER ORDERED that officers and employees who were engaged immediately prior to December 18, 1975, as unclassified employees in the performance of powers, duties and functions of said section shall, for those meeting the qualifications of K.A.R. 1-4-20, be appointed to permanent positions in the manpower planning and services section of the Department of Labor, provided that all other requirements for appointment of the civil service act and rules and regulations adopted thereunder are met. Those unclassified employees not meeting the requirements of K.A.R. 1-4-20 shall meet the requirements of the state civil service laws, rules and regulations before being appointed to positions in the manpower planning and services section of the Department of Labor. Those positions deemed unnecessary by the labor commissioner shall not be filled, and all appointments to classified positions of the manpower planning and services section shall be made by the labor commissioner.

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IT IS FURTHER ORDERED that all current appropriations for fiscal years 1976 and 1977 for the state manpower planning and services division of the Governor's Department shall be transferred according to law to the Department of Labor for use of the manpower planning and services section thereof and such appropriation or limits thereon shall not otherwise be affected by this Order.

This document shall be filed with the Secretary of State as Executive Order No. 75-11.