



Agency records indicates that there are no existing regular reemployment or special reemployment lists for Emergency Medical Technician.

### CONCLUSION

*N.J.A.C.* 4A:4-7.1A(b) provides that an intergovernmental transfer shall require the consent in writing of the sending jurisdiction, if any, the receiving jurisdiction and the affected employee, and the approval of this agency. *N.J.A.C.* 4A:1-1.2(c) provides that a rule may be relaxed for good cause, in a particular circumstance, in order to effectuate the purposes of Title 11A of the New Jersey Statutes Annotated.

The purpose of the intergovernmental transfer program is to promote more efficient public service by allowing State and local jurisdictions to obtain the services of talented and experienced individuals from other jurisdictions within the Civil Service system. However, absent a compelling emergent situation, such as public safety, accepting and employing interested applicants prior to formal approval by this agency could seriously circumvent the Civil Service system and frustrate the legislative goals of appointments based on merit and fitness as demonstrated in a competitive testing situation. In this case, due to an administrative error, Ewing's Personnel Officer failed to process Clark's appointment as an Intergovernmental Transfer and never entered his appointment in CAMPS. Thus, the transfer was never timely approved by this agency as required. However, a review of the intergovernmental transfer agreement confirms that Lawrence and Ewing agreed to transfer Clark. Moreover, given the fact that Clark is serving in the same title for Ewing as he was for Lawrence and no regular or special reemployment lists for the title are active for Ewing, good cause exists to permit his permanent transfer to Ewing effective May 6, 2013. *See In the Matter of Nicholas Rizzitello, Police Officer, Newark* (CSC, decided June 9, 2010) (Commission permitted the retroactive intergovernmental transfer of a Police Officer who transferred two and a half years prior to Commission's formal review and approval). *See also, In the Matter of Kenneth Dowzycki* (MSB, decided December 1, 2004).

### ORDER

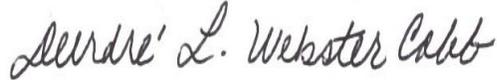
Therefore, it is ordered that this request be granted and the personnel records of DeLorfette Clark reflect his intergovernmental transfer from Lawrence Township to Ewing Township effective May 6, 2013.

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advance from Emergency Medical Technician, a non-competitive title, to the related above entry-level title Chief Emergency Medical Technician in accordance with *N.J.A.C.* 4A:4-1.1(c).

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE  
CIVIL SERVICE COMMISSION ON  
THE 27<sup>th</sup> DAY OF MARCH, 2018



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