

151B.050 Grounds for refusal to consider or to disqualify an applicant for, or to remove a person from, a certified or equivalent position.

Except as provided by the provisions of this chapter, the appointing authority or designee for the Office of Career and Technical Education may refuse to consider an applicant for a certified or equivalent position or, after consideration, may disqualify the applicant or may remove an employee already appointed if:

- (1) It is found that the person did not maintain certification or that certification has been revoked for the position;
- (2) The person is unable to perform the duties of the position;
- (3) The person made a false statement of material fact in the application;
- (4) The application was not submitted correctly or within the prescribed time limits;
- (5) The person has been convicted of a felony within the preceding five (5) years and has not had civil rights restored or has not been pardoned by the Governor;
- (6) The person has been convicted of a job related misdemeanor, except that convictions for violations of traffic regulations shall not constitute grounds for disqualification;
- (7) The person has previously been dismissed from a position in his department for cause or has resigned while charges for dismissal for cause of which the person had knowledge were pending; or
- (8) The person has otherwise violated the provisions of this chapter.

Effective: July 12, 2006

History: Amended 2006 Ky. Acts ch. 211, sec. 27, effective July 12, 2006. -- Amended 1994 Ky. Acts ch. 363, sec. 3, effective July 15, 1994; and ch. 469, sec. 12, effective July 15, 1994. -- Amended 1992 Ky. Acts ch. 417, sec. 4, effective July 14, 1992. -- Created 1990 Ky. Acts ch. 470, sec. 8, effective July 1, 1990.