



Colorado Legislative Council Staff Fiscal Note
NO FISCAL IMPACT

Drafting Number: LLS 10-0109**Date:** January 13, 2010**Prime Sponsor(s):** Rep. McNulty
Sen. Tochtrop**Bill Status:** House Business Affairs and Labor**Fiscal Analyst:** Kerry White (303-866-3469)

TITLE: CONCERNING THE EXTENSION OF THE DEADLINE FOR THE REVIEW OF GRIEVANCE PETITIONS FILED WITH THE STATE PERSONNEL BOARD.**Summary of Legislation**

Recommended by the Legislative Audit Committee, the bill extends the State Personnel Board deadline to review and decide whether to grant a hearing in response to an employee grievance petition from 90 days to 120 days. Petitions filed with the board requiring an investigation for discrimination or for complaints by state personnel system employees are exempt from the 120-day review requirement.

The board is responsible for promulgating rules related to certain aspects of the state personnel system and resolving employee disputes that cannot be resolved at the agency level. The board is required to conduct a hearing for all mandatory appeals, which involve disciplinary actions that affect an employee's base pay, classification status, or tenure. In discretionary or grievance appeals, the board may grant a hearing when it appears that the agency has violated the employee's rights under state law. The bill was proposed in response to recommendations offered by the Office of the State Auditor in its May 2009 performance audit of the Department of Personnel & Administration (DPA) and the board.

The bill takes effect August 11, 2010, assuming the General Assembly adjourns May 12, 2010, as scheduled, and no referendum petition is filed.

Assessment

This bill is not anticipated to affect current or proposed staffing levels or appropriations to the board or DPA, and is assessed at no fiscal impact.

Departments Contacted

Personnel