

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 10-0109.01 Nicole Myers

HOUSE BILL 10-1003

HOUSE SPONSORSHIP

McNulty, Kerr J., Miklosi, Primavera

SENATE SPONSORSHIP

Tochtrop, Mitchell

House Committees

Business Affairs and Labor

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE EXTENSION OF THE DEADLINE FOR THE REVIEW OF**
102 **GRIEVANCE PETITIONS FILED WITH THE STATE PERSONNEL**
103 **BOARD.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Legislative Audit Committee. Extends from 90 to 120 days the deadline for the review of grievance petitions by the state personnel board.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
2nd Reading Unamended
February 3, 2010

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 24-50-123 (3), Colorado Revised Statutes, is
3 amended to read:

4 **24-50-123. Grievances - review.** (3) The decision of the
5 appointing authority shall be final; except that an employee may petition
6 the board for review. The board may grant the petition only when it
7 appears that the decision of the appointing authority violates an
8 employee's rights under the federal or state constitution, part 4 of article
9 34 of this title, article 50.5 of this title, or the grievance procedures
10 adopted pursuant to subsection (1) of this section. The board shall review
11 and summarily grant or deny a petition within ~~ninety~~ ONE HUNDRED
12 TWENTY days of receipt of the petition; except that petitions filed with the
13 board that result in an investigation pursuant to section 24-50-125.3 or
14 24-50.5-104 are exempt from the ~~ninety-day~~ ONE-HUNDRED-TWENTY-DAY
15 review requirement. Any petition granted shall be determined in
16 accordance with section 24-50-125.4.

17 **SECTION 2. Act subject to petition - effective date -**
18 **applicability.** (1) This act shall take effect at 12:01 a.m. on the day
19 following the expiration of the ninety-day period after final adjournment
20 of the general assembly (August 11, 2010, if adjournment sine die is on
21 May 12, 2010); except that, if a referendum petition is filed pursuant to
22 section 1 (3) of article V of the state constitution against this act or an
23 item, section, or part of this act within such period, then the act, item,
24 section, or part shall not take effect unless approved by the people at the
25 general election to be held in November 2010 and shall take effect on the
26 date of the official declaration of the vote thereon by the governor.

1 (2) The provisions of this act shall apply to petitions filed on or
2 after the applicable effective date of this act.