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

## REENGROSSED

This Version Includes All Amendments Adopted in the House of Introduction HOUSE BILL 10-1003

LLS NO. 10-0109.01 Nicole Myers

### **HOUSE SPONSORSHIP**

McNulty, Kerr J., Miklosi, Primavera

Tochtrop, Mitchell

### SENATE SPONSORSHIP

House Committees Business Affairs and Labor

Senate Committees

# A BILL FOR AN ACT

101 **CONCERNING THE EXTENSION OF THE DEADLINE FOR THE REVIEW OF** 

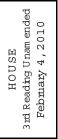
102 GRIEVANCE PETITIONS FILED WITH THE STATE PERSONNEL

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. <u>Double underlining denotes SENATE amendment.</u> Capital letters indicate new material to be added to existing statute. Dashes through the words indicate deletions from existing statute. 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.

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