

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 13-0594.01 Kristen Forrestal x4217

HOUSE BILL 13-1123

HOUSE SPONSORSHIP

Exum,

SENATE SPONSORSHIP

Kerr,

House Committees

Business, Labor, Economic, & Workforce Development
Appropriations

Senate Committees

Business, Labor, & Technology

A BILL FOR AN ACT

101 **CONCERNING THE RIGHT OF A PERSON TO WAIVE CONFIDENTIALITY**
102 **REQUIREMENTS PROTECTING PERSONAL WORK INFORMATION**
103 **OBTAINED BY THE DEPARTMENT OF LABOR AND EMPLOYMENT**
104 **FOR UNEMPLOYMENT BENEFIT CLAIMS TO PERMIT THE**
105 **DEPARTMENT TO FORWARD CERTAIN INFORMATION TO**
106 **POTENTIAL EMPLOYERS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

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.

SENATE
3rd Reading Unamended
April 8, 2013

SENATE
2nd Reading Unamended
April 5, 2013

HOUSE
3rd Reading Unamended
March 19, 2013

HOUSE
Amended 2nd Reading
March 18, 2013

The bill authorizes a person, including a veteran, to waive confidentially requirements applicable to the person's personal information, obtained by the division of employment and training in the department of labor and employment from the person's claim for unemployment benefits, to enable the division to make the information about the person available to potential employers. The division is directed to offer this waiver to applicants for unemployment benefits.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 determines that Colorado's government needs to do a better job of helping
4 its approximately forty-nine thousand unemployed veterans find good
5 employment opportunities.

6 (2) The general assembly hereby declares that allowing job
7 applicants to waive the confidentiality of certain information will enable
8 the division of unemployment insurance to make the information
9 available to potential employers while allowing the veterans to control
10 their privacy. Therefore, this legislation is needed to establish the waivers
11 allowing veterans and other unemployed individuals to more easily
12 contact potential employers.

13 
14 **SECTION 2.** In Colorado Revised Statutes, **add** 8-83-106 as
15 follows:

16 **8-83-106. Division - offer waiver of confidentiality for**
17 **employment purposes.** NOTWITHSTANDING THE CONFIDENTIALITY
18 REQUIREMENTS IN SECTION 8-72-107 (1), THE DIVISION MAY OFFER
19 VETERANS AND OTHER PERSONS SEEKING EMPLOYMENT THE OPPORTUNITY
20 TO WAIVE THE CONFIDENTIALITY OF CERTAIN INFORMATION INCLUDING
21 THE PERSON'S NAME, ADDRESS, TELEPHONE NUMBER, AND E-MAIL
22 ADDRESS SO THAT THE DIVISION MAY MAKE AVAILABLE THE WAIVED

1 INFORMATION TO BONA FIDE EMPLOYERS SEEKING EMPLOYEES.

2 **SECTION 3. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2014 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.