

CHAPTER 70

GOVERNMENT - STATE

HOUSE BILL 10-1003

BY REPRESENTATIVE(S) McNulty, Kerr J., Miklosi, Primavera;
also SENATOR(S) Tochtrop, Mitchell, Penry, Williams.

AN ACT**CONCERNING THE EXTENSION OF THE DEADLINE FOR THE REVIEW OF GRIEVANCE PETITIONS FILED WITH THE STATE PERSONNEL BOARD.**

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

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

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

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

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

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

Approved: April 5, 2010