

CHAPTER 148

LABOR AND INDUSTRY

HOUSE BILL 13-1123

BY REPRESENTATIVE(S) Exum, Buckner, Court, Duran, Fischer, Hamner, Hullinghorst, Labuda, Lebsack, Lee, Melton, Moreno, Rosenthal, Ryden, Salazar, Schafer, Tyler, Young, Ferrandino;
also SENATOR(S) Kerr, Guzman, Heath, Newell, Schwartz, Steadman, Tochtrop, Todd.

AN ACT

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

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

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

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

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

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

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

SECTION 3. Act subject to petition - effective date. This act takes 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 7, 2013, if adjournment sine die is on May 8, 2013); 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 will not take effect unless approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 26, 2013