

CAREER SERVICE REVIEW AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd Weiler

House Sponsor: _____

LONG TITLE

General Description:

This bill enacts language related to grievance procedures for an employee of a public entity.

Highlighted Provisions:

This bill:

▶ allows the administrator of the Career Service Review Office to act as a hearing officer in certain circumstances.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

67-19a-204, as last amended by Laws of Utah 2010, Chapter 249

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **67-19a-204** is amended to read:

67-19a-204. Administrator -- Powers.

(1) In conjunction with any inquiry, investigation, hearing, or other proceeding, the administrator may:



- 28 (a) administer an oath;
- 29 (b) certify an official act;
- 30 (c) subpoena a witness, document, and other evidence; and
- 31 (d) grant a continuance as provided by rule.
- 32 (2) (a) The administrator may:
 - 33 (i) assign qualified, impartial hearing officers on a per case basis to adjudicate matters
 - 34 under the authority of the office;
 - 35 (ii) subpoena witnesses, documents, and other evidence in conjunction with any
 - 36 inquiry, investigation, hearing, or other proceeding; [~~and~~]
 - 37 (iii) upon motion made by a party or person to whom the subpoena is directed and
 - 38 upon notice to the party who issued the subpoena, quash or modify the subpoena if it is
 - 39 unreasonable, requires an excessive number of witnesses, or requests evidence not relevant to
 - 40 any matter in issue[-]; and
 - 41 (iv) act as a hearing officer if the aggrieved employee consents.
- 42 (b) In selecting and assigning hearing officers under authority of this section, the
- 43 administrator shall appoint hearing officers that have demonstrated by education, training, and
- 44 experience the ability to adjudicate and resolve personnel administration disputes by applying
- 45 employee relations principles within a large, public work force.

Legislative Review Note
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Office of Legislative Research and General Counsel