1   # CAREER SERVICE REVIEW AMENDMENTS

2   2015 GENERAL SESSION

3   STATE OF UTAH

4   **Chief Sponsor: Todd Weiler**

5   House Sponsor: Kraig Powell

6

7   **LONG TITLE**

8   **General Description:**

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

10   entity.

11   **Highlighted Provisions:**

12   This bill:

13   ▸   allows the administrator of the Career Service Review Office to act as a hearing

14   officer in certain circumstances.

15   **Money Appropriated in this Bill:**

16   None

17   **Other Special Clauses:**

18   None

19   **Utah Code Sections Affected:**

20   AMENDS:

21   67-19a-204, as last amended by Laws of Utah 2010, Chapter 249

22

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

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

25   **67-19a-204. Administrator -- Powers.**

26   (1) In conjunction with any inquiry, investigation, hearing, or other proceeding, the

27   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.