

**Effective 5/12/2015**

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

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

Amended by Chapter 339, 2015 General Session