

**67-19a-301 Charges submissible under grievance procedure.**

- (1) This grievance procedure may only be used by career service employees who are not:
  - (a) public applicants for a position with the state's work force;
  - (b) public employees of the state's political subdivisions;
  - (c) public employees covered by other grievance procedures; or
  - (d) employees of state institutions of higher education.
- (2)
  - (a) Whenever a question or dispute exists as to whether an employee is qualified to use this grievance procedure, the administrator shall resolve the question or dispute.
  - (b) The administrator's decision under Subsection (2)(a) is reviewable only by the Court of Appeals.
- (3) Any career service employee may submit a grievance based upon a claim or charge of injustice or oppression, including dismissal from employment, resulting from an act, occurrence, omission, or condition for solution through the grievance procedures set forth in this chapter.
- (4) A reporting employee who desires to bring an administrative claim of retaliatory action shall use the grievance procedure described in Section 67-19a-402.5.

Amended by Chapter 427, 2013 General Session