

**CAREER SERVICE REVIEW AMENDMENTS**

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd Weiler**

House Sponsor: Kraig Powell

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**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

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*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.

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**Legislative Review Note**  
**as of 2-6-15 5:11 PM**

**Office of Legislative Research and General Counsel**