



COLORADO

Executive Director's Office

Department of Personnel & Administration
1525 Sherman St. Denver, CO 80203

STATEMENT OF BASIS AND PURPOSE

The State Personnel Director's Administrative Procedures ("Procedures") are found at 4 CCR 801-1.

The purpose for this emergency rulemaking is to modify rule in 4 CCR 801-1, Chapter 8, Dispute Resolution, Part D, Director's Review of Coverage Designation Disputes. These changes are to create Director's Procedures regarding covered / non-covered designation disputes under the Colorado Partnership for Quality Jobs and Services Act, § 24-50-Part 11, C.R.S. These rules will become effective as of March 15, 2021, to assist in the partnership between the state and the certified employee organizations.

The Colorado Partnership for Quality Jobs and Services Act states that the State Personnel Director (Director) shall promulgate rules in connection with any responsibility designated to the Director. Within the act it states, a certified employee organization or the state may file a petition with the Director to resolve disputes regarding designations of certain employees as covered employees.

The general basis of the Director in exercising her rulemaking authority as granted is under one or more of the following: Executive Order 2020 003; 24-33.5-701 et seq, C.R.S; Article XII of the Colorado Constitution. The Director finds, as required by §24-4-103(4)(b), C.R.S. that the need for rulemaking exists; the proper constitutional and/or statutory authority exists for the rules; to the extent practicable, the rules are clearly and simply stated so that their meaning will be understood by any people required to comply with the rules; the rules do not conflict with other provisions of the law; and any duplication or overlapping of the rules, if any, has been explained.

These emergency rules take effect March 15, 2021 and remain in effect for up to a maximum of 120 days after adoption.

Dated this 15th day of March, 2021



Kara Veitch, State Personnel Director
Department of Personnel & Administration