COLORADO
State Personnel Board

1525 Sherman Street, 4th Floor
Denver, Colorado 80203

STATEMENT OF BASIS AND PURPOSE

The State Personnel Board's Rules ("Rules") are found at 4 CCR 801-1.

The purpose for this rulemaking is to modify administrative rules found at 4 CCR 801-1, Chapter 1--Organization, Responsibilities, Ethics, Payroll Deduction.

The general basis of the State Personnel Board in exercising its rulemaking authority is granted under one or more of the following: The Board is exercising its rulemaking authority as granted under the Colorado Constitution, Art. XII, § 14; under the State Personnel System Act, including C.R.S. § 24-50-101(3); and under the Administrative Procedure Act, including C.R.S. § 24-4-103.

The general purpose of this rulemaking is to revise Board Rule 1-71 because of objections expressed by the Office of Legislative Legal Services at the Colorado General Assembly. The revision will ensure there is no conflict between the Rule and the governing statute. The purpose of the existing rule and the proposed revision is to provide notice of the definition of harassment the Board will apply when analyzing allegations of discrimination.

Notice of this rulemaking hearing was issued and filed with the Secretary of State on November 21, 2024. Notice of this rulemaking is to be published in the Colorado Register on December 10, 2024.

The State Personnel Board finds, as required by § 24-4-103(4)(b), C.R.S., that the need for the 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 anyone who is 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 there is any, has been explained.

These rules, if adopted on or before January 21, 2025, will be effective on March 1, 2025.

Dated this 21st day of November, 2024

Rick Dindinger

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Rick Dindinger
Director
State Personnel Board