

COLORADO STATE UNIVERSITY SYSTEM

Policy and Procedures Manual

SUBJECT: BUDGET AND FINANCE

Policy 209: CSUS Board Competition with Private Enterprise Policy

Board Policy

Each institution shall adopt formal, written procedures for receiving and responding to complaints of competition with private enterprise in accordance with Colorado Revised Statutes §24-113-104(3)(a). Appeals from final institution decisions will be made to the Chancellor as designee of the Board.

Procedures

- A. The institution's procedures shall contain, at a minimum:
1. A requirement that all such complaints be made in writing, and instructions for how to submit the complaint.
 2. A designation of the university official who will render an initial determination on the complaint.
 3. An opportunity for the complainant to receive a hearing, upon timely request, if the initial determination made by the designated university official is unfavorable to the complainant. The complainant shall have an opportunity to submit written documentation and oral testimony in support of the complaint. Formal rules of discovery and evidence will not apply.
 4. A designation of the university official who will make the final institutional decision on the matter based upon the evidence presented at the hearing. Decisions will be based on the preponderance of the evidence standard.
 5. A requirement that oral hearings be recorded.
- B. Appeals to the Board will be based upon the written record and recorded oral testimony, which shall be transcribed. No new evidence will be allowed on appeal, but the System CFO may, in its sole and absolute discretion, allow brief written arguments to be submitted.
- C. Annual Reporting

The Board shall be advised annually of all complaints made pursuant to this policy and their final disposition.

History: Effective by Board Resolution October 6, 2017