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2 **BY AUTHORITY**

3 ORDINANCE NO. _____

COUNCIL BILL NO. 24-0849

4 SERIES OF 2024

COMMITTEE OF REFERENCE:

5 Finance and Governance

6 **A BILL**

7 **For an ordinance submitting to a vote of the qualified and registered electors of**
8 **the City and County of Denver at a special municipal election to be held in**
9 **conjunction with the coordinated election of November 5, 2024, a proposed**
10 **amendment to the Charter of the City and County of Denver to remove the**
11 **requirement that members of the classified service be United States citizens.**

12 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

13

14 **Section 1.** There is hereby submitted to the properly qualified and registered electors of
15 the city and county of Denver for their approval or rejection at a special municipal election to be
16 conducted at the same time and in conjunction with the coordinated election to be held on
17 November 5, 2024, a proposed amendment to the charter of the city and county of Denver, as
18 follows:

19

20 **Effective upon publication and filing with the Secretary of State in accordance with**
21 **the Constitution and laws of the State of Colorado, the following sections of the**
22 **Charter of the city and county of Denver are amended to read as follows:**

23

24 **§ 9.4.1. –Qualifications of applicants.**

25 Applicants, at time of application to the Classified Service, ~~shall be citizens of the United States,~~
26 shall be of good moral character, shall be capable of performing the essential functions of the
27 position to which they are seeking appointment, and shall meet all other qualifications and
28 requirements as may be set forth by Commission rule.

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30 **Section 2.** The ballot shall contain the following title and submission clause:

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32

33 **REFERRED QUESTION _____**

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1 Shall the Charter of the City and County of Denver be amended to remove the
2 requirement that police officers and fire fighters be United States Citizens?

3
4 **Section 3.** The proper officials of the City and County of Denver as are charged with duties
5 relating to the election shall, before the election, issue such calls, make such certifications and
6 publications, give such notices, make such appointments, and do all such other acts and things
7 in connection with the submission of this Charter amendment to the registered electors of the City
8 and County of Denver at the election as are required by the Constitution and laws of the State of
9 Colorado and the Charter and ordinances of the City and County of Denver.

10
11 **Section 4.** That pursuant to Section 31-2-210(4) of the Colorado Revised Statutes, the
12 Clerk and Recorder is directed to publish a notice of the City's special election and to include in
13 that notice the full text of the proposed amendments as stated in this Ordinance. Such notice is
14 to be published within thirty (30) days of the adoption of this Ordinance and not less than sixty
(60) days nor more than one hundred twenty (120) days before said election.

15
16 **Section 5.** The ballots cast at such election shall be canvassed and the results
17 ascertained, determined, and certified in accordance with the requirements of the Constitution
18 and laws of the State of Colorado and the Charter and ordinances of the City and County of
Denver.

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20 **Section 6.** If any section, paragraph, clause, or other portion of this ordinance is held to
21 be invalid or unenforceable for any reason, the validity of the remaining portions of this ordinance
shall not be affected.

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23 **REMAINDER OF PAGE INTENTIONALLY BLANK**
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2 COMMITTEE APPROVAL DATE: June 25, 2024
3 MAYOR-COUNCIL DATE: July 2, 2024 by Consent
4 PASSED BY THE COUNCIL July 15, 2024
5 Anush P. Sandora - PRESIDENT
6 APPROVED: Michael C. Johnston - MAYOR Jul 18, 2024
7 ATTEST: _____ - CLERK AND RECORDER,
8 EX-OFFICIO CLERK OF THE
9 CITY AND COUNTY OF DENVER
10
11 NOTICE PUBLISHED IN THE DAILY JOURNAL _____;
12
13 PREPARED BY: Jonathan Griffin, Assistant City Attorney; DATE: July 3, 2024
14
15 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
16 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
17 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
18 § 3.2.6 of the Charter.
19
20 Kerry Tipper, Denver City Attorney
21
22 BY: Anahul Bagga, Assistant City Attorney DATE: Jul 2, 2024
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