



Legislation Details (With Text)

File #: 23-0060 **Version:** 1

Type: Bill **Status:** Passed

File created: 1/16/2023 **In control:** Finance & Governance Committee

On agenda: 2/6/2023 **Final action:** 2/14/2023

Title: A bill for an ordinance repealing the requirement to include a “worker without authorization” clause in city contracts, and related provisions, from the Denver Revised Municipal Code. Repeals Denver Revised Municipal Code Article IV Division 5 to remove requirements for city verification of contractor employee lawful employment status in conformance with changes to state law. The Committee approved filing this item at its meeting on 1-24-2023.

Sponsors:

Indexes: Lucas Palmisano

Code sections:

Attachments: 1. BR23-0060_MO_Bill_request_MO_RepealContractorLawfulEmploymentStatus, 2. BR23-0060_MO_DRAFT Worker Without Authorization Bill V4 1-13-2023, 3. Repeal_DRMC_ArticleIVDiv5_1.2023 pdf, 4. Repeal_DRMC_ArticleIVDiv5_1.pdf, 5. 23-0060 Filed Bill_Worker Without Authorization Bill, 6. 23-0060 Filed Bill_Worker Without Authorization Bill, 7. 23-0060 - signed, 8. 23-0060 For an ordinance repealing the requirement to include a “worker without

Date	Ver.	Action By	Action	Result
2/14/2023	1	Mayor	signed	
2/13/2023	1	Council President	signed	
2/13/2023	1	City Council	placed upon final consideration and do pass	Pass
2/6/2023	1	City Council	ordered published on first reading	
1/24/2023	1	Finance & Governance Committee	approved for filing	Pass

Other/Miscellaneous Request Template (Appointments; ROW; Code Changes; Zoning Action, etc.)

Date Submitted: 1-23-2023

Requesting Agency: Mayor’s Office
Division:

Subject Matter Expert Name: Skye Stuart
Email Address: Skye.Stuart@denvergov.org
Phone Number:

Item Title & Description:

(Do not delete the following instructions)
*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney’s Office should enter the title above the description (the title should be in **bold** font).*

*Both the title and description must be entered between the red “title” and “body” below. Do **not** at any*

time delete the red "title" or "body" markers from this template.

A bill for an ordinance repealing the requirement to include a “worker without authorization” clause in city contracts, and related provisions, from the Denver Revised Municipal Code.

Repeals Denver Revised Municipal Code Article IV Division 5 to remove requirements for city verification of contractor employee lawful employment status in conformance with changes to state law. The Committee approved filing this item at its meeting on 1-24-2023.

Affected Council District(s) or citywide? Citywide

Executive Summary with Rationale and Impact:

Detailed description of the item and why we are doing it. This can be a separate attachment.

- In 2006, the Colorado General Assembly adopted HB06-1343 which imposed requirements for public contracts for services with state agencies or political subdivisions (like the city). It
 - Prohibited the city from entering into or renewing any public contract for services with a contractor who knowingly employs or subcontracts with an “illegal alien” to perform work under the contract
 - Required contractors to confirm the employment eligibility of all employees who are newly hired to perform work under the public contract for services through the federal E-verify program
- In 2010, Denver Councilmembers initiated and adopted a bill to codify this state statute, along with additional requirements for Auditor oversight and termination procedures.
- During the 2021 legislative session, the General Assembly, through SB21-199, repealed a variety of prohibitions related to immigration status in statute, including the requirements around city contracts set by HB06-1343.
- In order to conform with state law, remove the city from the business of immigration enforcement, continue our work as a welcoming city, and lessen the administrative burden on city contractors, the City is now proposing to repeal Article IV, Division 5 of the Denver Revised Municipal Code.
- Nothing in this bill changes Federal requirements for verification of lawful employment status or use of E-verify

Address/Location (if applicable):

Legal Description (if applicable):

Denver Revised Municipal Code (D.R.M.C.) Citation (if applicable):

Denver Revised Municipal Code Article IV Division 5

Draft Bill Attached? Yes