

## CHAPTER 34

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**LABOR AND INDUSTRY**


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**HOUSE BILL 07-1073**

BY REPRESENTATIVE(S) Judd, Jahn, Liston, Swalm, and Todd;  
also SENATOR(S) Keller, and Kopp.

**AN ACT**

**CONCERNING THE USE OF THE BASIC PILOT PROGRAM IN CONNECTION WITH A PUBLIC CONTRACT FOR SERVICES IN ORDER TO CONFIRM THE EMPLOYMENT ELIGIBILITY OF ALL NEWLY HIRED EMPLOYEES.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 8-17.5-102 (1) and (2) (b) (I), Colorado Revised Statutes, are amended to read:

**8-17.5-102. Illegal aliens - prohibition - public contracts for services.** (1) A state agency or political subdivision shall not enter into or renew a public contract for services with a contractor who knowingly employs or contracts with an illegal alien to perform work under the contract or who knowingly contracts with a subcontractor who knowingly employs or contracts with an illegal alien to perform work under the contract. Prior to executing a public contract for services, each prospective contractor shall certify that, at the time of the certification, it does not knowingly employ or contract with an illegal alien and that the contractor has participated or attempted to participate in the basic pilot program in order to ~~verify that it does not employ any illegal aliens~~ CONFIRM THE EMPLOYMENT ELIGIBILITY OF ALL EMPLOYEES WHO ARE NEWLY HIRED FOR EMPLOYMENT IN THE UNITED STATES.

(2) (b) Each public contract for services shall also include the following provisions:

(I) A provision stating that the contractor has ~~verified~~ CONFIRMED or attempted to ~~verify~~ CONFIRM THE EMPLOYMENT ELIGIBILITY OF ALL EMPLOYEES WHO ARE NEWLY HIRED FOR EMPLOYMENT IN THE UNITED STATES through participation in the basic pilot program ~~that the contractor does not employ any illegal aliens~~ and, if the contractor is not accepted into the basic pilot program prior to entering into a public

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

contract for services, that the contractor shall apply to participate in the basic pilot program every three months until the contractor is accepted or the public contract for services has been completed, whichever is earlier. The provision specified in this subparagraph (I) shall not be required or effective in a public contract for services if the basic pilot program is discontinued.

**SECTION 2. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 8, 2007, if adjournment sine die is on May 9, 2007); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 16, 2007