

Final #82

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ELECTIONS
SECRETARY OF STATE

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Be It Enacted by the People of the State of Colorado:

**Article II of the constitution of the state of Colorado is amended BY THE
ADDITION OF A NEW SECTION to read:**

Section 32. Equal Opportunity

(1) THE STATE SHALL NOT DISCRIMINATE AGAINST, OR GRANT PREFERENTIAL TREATMENT TO, ANY INDIVIDUAL OR GROUP ON THE BASIS OF RACE, SEX, COLOR, ETHNICITY, OR NATIONAL ORIGIN IN THE OPERATION OF PUBLIC EMPLOYMENT, PUBLIC EDUCATION, OR PUBLIC CONTRACTING. "PREFERENTIAL TREATMENT" MEANS ADOPTING QUOTAS OR AWARDED POINTS SOLELY ON THE BASIS OF RACE, SEX, COLOR, ETHNICITY, OR NATIONAL ORIGIN.

(2) NOTHING IN THIS SECTION SHALL BE INTERPRETED AS PROHIBITING ACTION TAKEN TO ESTABLISH OR MAINTAIN ELIGIBILITY FOR ANY FEDERAL PROGRAM.

(3) NOTHING IN THIS SECTION SHALL BE INTERPRETED AS INVALIDATING OR PROHIBITING ANY COURT-ORDERED REMEDY OR CONSENT DECREE IN A CIVIL RIGHTS CASE.

(4) AS USED IN THIS SECTION, "STATE" MEANS, BUT IS NOT LIMITED TO, THE STATE OF COLORADO, ANY AGENCY OR DEPARTMENT OF THE STATE, ANY PUBLIC INSTITUTION OF HIGHER EDUCATION, ANY POLITICAL SUBDIVISION, OR ANY GOVERNMENTAL INSTRUMENTALITY OF OR WITHIN THE STATE.

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