

EXHIBIT C - SPECIAL CONDITIONS

Illegal Aliens / Unauthorized Alien

1. Contractor shall not:
 - a) Knowingly employ or contract with an illegal alien / unauthorized alien, an alien that is NOT lawfully admitted for permanent residence or NOT authorized to work in the United States (8 U.S. Code §1324a (h)(3)), to perform work under this Contract; or
 - b) Enter into a contract with a subcontractor that fails to certify to the contractor that the subcontractor shall not knowingly employ or contract with an illegal alien / unauthorized alien to perform work under this Contract.
2. Contractor has verified or attempted to verify through completion of the Form I-9, Employment Eligibility Verification and participation in The Employment Eligibility Verification Program (E-Verify) previously known as the Basic Pilot Program (created in Public Law 208, 104th Congress, As Amended, and expanded in Public Law 156, 108th Congress, As Amended, that is administered by the United States Department of Homeland Security) that Contractor does not employ any illegal aliens / unauthorized alien.
3. Contractor shall not use the Form I-9, Employment Eligibility Verification or E-Verify procedures to undertake pre-employment screening of job applicants while this Contract is being performed.
4. Contractor, if it obtains actual or constructive knowledge that a subcontractor performing work under this Contract knowingly employs or contracts with an illegal alien / unauthorized alien, Contractor shall be required to:
 - a) Notify the subcontractor and SEMSWA within three days that the Contractor gained actual or constructive knowledge that the subcontractor is employing or contracting with an illegal alien / unauthorized alien and
 - b) Terminate the subcontract with the subcontractor if within three days of receiving the notice required in Paragraph 4.a. the subcontractor does not stop employing or contracting with the illegal alien / unauthorized alien. Except the Contractor shall not terminate the contract with the subcontractor, if during such three days, the subcontractor provides information to establish that the subcontractor has not knowingly employed or contracted with an illegal alien / unauthorized alien.
5. Contractor shall comply with any reasonable request by the Department of Labor and Employment (Department) made in the course of an investigation that the Department is undertaking pursuant to 8-17.5-102 (5) C.R.S.
6. SEMSWA may terminate this Contract for a breach of contract if Contractor does not fully and completely comply with these Special Conditions. If this Contract is so terminated, the Contractor shall be liable for actual and consequential damages to SEMSWA.

CERTIFICATION BY CONTRACTOR
EMPLOYMENT OF ILLEGAL ALIENS / UNAUTHORIZED ALIENS

_____, Contractor hereby certifies to SEMSWA that, as of the date of execution of this Certification, it does not knowingly employ or contract with an illegal alien / unauthorized alien and that the Contractor has participated in The Employment Eligibility Verification Program (E-Verify) previously known as the Basic Pilot Program (created in Public Law 208, 104th Congress, As Amended, and expanded in Public Law 156, 108th Congress, As Amended, that is administered by the United States Department of Homeland Security) and has completed the **Form I-9, Employment Eligibility Verification** in order to verify that it does not employ illegal aliens / unauthorized aliens.

Dated: _____

_____, Contractor

By _____

Title: _____

Certification to be executed and provided to SEMSWA prior to execution of a contract with Contractor.