

RULE 12 § 7 - Proposed Changes
Approved for Posting 9-22-06

RULE 12

DISMISSALS, EVIDENTIARY HEARINGS, OTHER HEARINGS AND SUBPOENAS

Section 7. ~~Retention of Hearing Officers.~~ Reserved¹
(Adopted March 26, 1987)(Amended October ____, 2006)

~~The Commission shall contract with three (3) or more qualified persons to serve as Hearing Officers in disciplinary appeals.~~

- ~~A. Qualifications. All applicants for the position of Hearing Officer shall meet the criteria outlined in Charter Section C5.73-5(1).²~~
- ~~B. Solicitation of Applications. The position(s) of Hearing Officers shall be advertised in one or more of the city's major newspapers, one or more law journals and any other publication deemed appropriate by the Commission. Resumes detailing the applicant's prior experience shall be accepted and qualified applicants may be interviewed should additional information, not contained in the applicants' application or resume, be required.~~
- ~~C. Applicants' List. A list of all qualified applicants shall be established. The list shall contain at least seven (7) names unless fewer qualified applicants apply. The Commission shall submit the list of at least seven (7) qualified applicants, along with their resumes and applications, to the Manager of Safety and the Fire and Police Departments' designated representatives. The designated representatives, acting as a single entity, and the Manager of Safety shall then each strike no more than one third (1/3) of the names on the list within fifteen (15) days of its receipt. The remaining names shall be numbered in order of preference and returned to the Commission. The Commission shall contract with those persons approved on both lists in accordance with the designated order of mutual preference.~~
- ~~D. Composition. The list of all qualified applicants, submitted to the Manager of Safety and the designated representatives, should reflect, as nearly as possible, the ethnic and sexual composition of the population of the City and County of Denver.~~
- ~~E. Confidentiality of Returned Register. The lists returned to the Commission by the Manager of Safety and the designated representatives are confidential and shall not be disclosed.~~

¹ **Editor's Note:** Rule 12 § 7 (*Retention of Hearing Officers*) is being deleted and re-enacted, with amendments, in Rule 14 § 1.

² **Charter Note:** Charter § C5.73-5(1) recompiled in 2002 in § 9.3.7. Subsequently amended Ord. No. 138-03 § 1, 2-24-03, election 5-6-03. Charter was amended to delete the specific qualifications from the Charter and to provide that the Hearing Officer qualifications shall be prescribed by Commission rule. See proposed Rule 14 § 2.