

HOUSE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chair of Committee

\_\_\_\_\_  
Date

March 3, 2021

Committee on Business Affairs & Labor.

After consideration on the merits, the Committee recommends the following:

HB21-1121 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, strike lines 2 through 7.
- 2 Strike pages 3 and 4.
- 3 Page 5, strike lines 1 through 12.
- 4 Renumber succeeding sections accordingly.
- 5 Page 5, strike lines 15 through 27 and substitute:  
6 **"13-40-111. Issuance and return of summons.** (1) Upon filing  
7 the complaint as ~~provided~~ REQUIRED in section 13-40-110, the clerk of the  
8 court or the attorney for the plaintiff shall issue a summons. The  
9 summons ~~shall~~ MUST command the defendant to appear before the court  
10 at a place named in ~~such~~ THE summons and at a time and on a day ~~which~~  
11 ~~shall be~~ not less than seven days ~~nor~~ BUT NOT more than fourteen days  
12 from the day of issuing the same to answer the complaint of plaintiff. The  
13 summons ~~shall~~ MUST also contain a statement addressed".
- 14 Page 7, strike lines 6 through 25.
- 15 Renumber succeeding sections accordingly.
- 16 Page 8, strike lines 1 through 15 and substitute:

1           **"13-40-122. Writ of restitution after judgment.** (1) ~~No~~ A  
2 COURT SHALL NOT ISSUE A writ of restitution ~~shall issue~~ upon any  
3 judgment entered in any action ~~under the provisions of this article out of~~  
4 ~~any court~~ PURSUANT TO THIS ARTICLE 40 until ~~after the expiration of~~  
5 forty-eight hours ~~from~~ AFTER the time of the entry of ~~such~~ THE judgment.  
6 ~~and such writs~~ A WRIT OF RESTITUTION shall be executed by the officer  
7 having the same only in the daytime and between sunrise and sunset AND  
8 THE OFFICER SHALL NOT EXECUTE A WRIT OF RESTITUTION CONCERNING  
9 A RESIDENTIAL TENANCY UNTIL AT LEAST TEN DAYS AFTER ENTRY OF THE  
10 JUDGMENT. Any writ of restitution governed by this section may be  
11 executed by the county sheriff's office in which the property is located by  
12 a sheriff, undersheriff, or deputy sheriff, as described in section  
13 16-2.5-103 (1) or (2), ~~C.R.S.~~, while off duty or on duty at rates charged  
14 by the employing sheriff's office in accordance with section 30-1-104  
15 (1)(gg). ~~C.R.S.~~".

16 Page 8, strike lines 16 through 27.

17 Strike page 9.

18 Page 10, strike line 1.

19 Renumber succeeding sections accordingly.

20 Page 10, lines 2 and 3, strike "**amend** (1); and".

21 Page 10, strike lines 5 through 11 and substitute "**increase.** (3) A  
22 LANDLORD SHALL NOT INCREASE RENT MORE THAN ONE TIME".

23 Page 10, strike lines 19 through 27.

24 Strike pages 11 and 12.

25 Page 13, strike lines 1 through 7.

26 Renumber succeeding sections accordingly.

\*\* \*\* \*\* \*\* \*\*

