

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 31, 2025
Date

Committee on Judiciary.

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

HB25-1168 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 5, line 12, strike "SECTION; OR" and
2 substitute "SECTION. THE SELF-ATTESTATION AFFIDAVIT MUST INCLUDE
3 THE NAME OF THE PARTY WHO IS ALLEGEDLY RESPONSIBLE FOR THE
4 UNLAWFUL SEXUAL BEHAVIOR, STALKING, DOMESTIC VIOLENCE, OR
5 DOMESTIC ABUSE, IF THE NAME OF THE PARTY IS KNOWN AND IF THE
6 TENANT DETERMINES IT IS SAFE TO PROVIDE."

- 7 Page 6, line 26 and 27, strike "FORTY-EIGHT HOURS" and substitute
8 "THREE BUSINESS DAYS".

- 9 Page 7, line 1, strike "FORTY-EIGHT HOURS" and substitute "THREE
10 BUSINESS DAYS".

- 11 Page 7, line 2, strike "THE TENANT" and substitute "WITHIN SEVEN DAYS
12 AFTER RECEIPT OF THE REPAYMENT PLAN OFFERED BY THE LANDLORD, THE
13 TENANT SHALL ACCEPT THE LANDLORD'S REPAYMENT PLAN OR PROPOSE
14 AN ALTERNATIVE REPAYMENT PLAN THAT CONFORMS WITH THE
15 REQUIREMENTS OF THIS SUBSECTION (4)(e)."

- 16 Page 7, strike lines 3 through 8.

- 17 Page 7, line 9, strike "JUDGMENT AND IF" and substitute "IF".

- 18 Page 7, line 11, strike "THE ORDER." and substitute "ANY PREVIOUS ORDER
19 OF JUDGMENT."

- 20 Page 7, line 17, after "DETAINER." insert "A TENANT'S FAILURE TO ACCEPT
21 THE LANDLORD'S REPAYMENT PLAN OR FAILURE TO PROPOSE AN

1 ALTERNATIVE REPAYMENT PLAN WITHIN SEVEN DAYS AFTER RECEIPT OF
2 THE LANDLORD'S REPAYMENT PLAN IS A WAIVER OF THE AFFIRMATIVE
3 DEFENSE."

4 Page 7, line 22, strike "BASIS." and substitute "BASIS, WHICH MUST BE AT
5 LEAST TWENTY-FIVE DOLLARS PER MONTH."

6 Page 7, line 23, strike "TWELVE" and substitute "NINE".

7 Page 7, line 26, strike "FOURTEEN" and substitute "TEN".

8 Page 8, line 3, strike "TEN" and substitute "SEVEN".

9 Page 8, line 8, strike "TEN" and substitute "SEVEN".

10 Page 10, line 4, strike "TWELVE" and substitute "NINE".

11 Page 11, line 20, strike "ONLY" and substitute "MAKE ALL REASONABLE
12 EFFORTS TO".

13 Page 11, line 22, after "NOTICE." insert "IF PERSONAL SERVICE CANNOT BE
14 PERFECTED AFTER THREE ATTEMPTS, THE LANDLORD SHALL PERFECT
15 SERVICE BY POSTING A COPY OF THE NOTICE IN A CONSPICUOUS PLACE ON
16 THE PREMISES AND BY SERVING THE NOTICE TO THE TENANT THROUGH
17 CERTIFIED MAIL OR THROUGH ANY COMMERCIAL MAIL COURIER, PROVIDED
18 THE NOTICE INCLUDES A RECEIPT OR OTHER DOCUMENTATION
19 DEMONSTRATING PROOF OF DELIVERY."

20 Page 21, line 21, after "(2)(a.5)(I)(B)." insert "THE SELF-ATTESTATION
21 AFFIDAVIT MUST INCLUDE THE NAME OF THE PARTY WHO IS ALLEGEDLY
22 RESPONSIBLE FOR THE UNLAWFUL SEXUAL BEHAVIOR, STALKING,
23 DOMESTIC VIOLENCE, OR DOMESTIC ABUSE, IF THE NAME OF THE PARTY IS
24 KNOWN AND IF THE TENANT DETERMINES IT IS SAFE TO PROVIDE."

25 Page 22, line 12, after "VICTIM-SURVIVOR." insert "IF A TENANT SEEKS TO
26 EXERCISE THE RIGHTS PURSUANT TO THIS SECTION BUT HAS NOT PROVIDED
27 THE DOCUMENTATION REQUIRED PURSUANT TO SUBSECTION (2)(a.5)(I) OF
28 THIS SECTION, THE TENANT SHALL PROVIDE THE REQUIRED
29 DOCUMENTATION TO THE LANDLORD WITHIN SEVEN DAYS AFTER THE
30 LANDLORD'S WRITTEN REQUEST."

31 Page 23, lines 25 and 26, strike "OF THE TENANT'S NOTICE OF
32 TERMINATION." and substitute "THE TENANT VACATES THE PROPERTY."

- 1 Page 24, line 1, strike "OF THE TENANT'S NOTICE OF TERMINATION" and
- 2 substitute "THE TENANT VACATES THE PROPERTY".

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