

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 7, 2017  
Date

Committee on Judiciary.

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

HB17-1035 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 20 through 22 and substitute  
2 "~~VICTIMIZATION in the form of a police report written within the prior~~  
3 ~~sixty days or a valid protection order~~ AS DESCRIBED IN SUBSECTION  
4 (2)(a.5) OF THIS SECTION,".

5 Page 4, after line 2 insert:

6 "(a.5) FOR THE PURPOSES OF SUBSECTION (2)(a) OF THIS SECTION:

7 (I) TO PROVIDE EVIDENCE THAT HE OR SHE IS A VICTIM OF  
8 UNLAWFUL SEXUAL BEHAVIOR, DOMESTIC VIOLENCE, OR DOMESTIC ABUSE,  
9 A TENANT MAY PROVIDE TO HIS OR HER LANDLORD A POLICE REPORT  
10 WRITTEN WITHIN THE PRIOR SIXTY DAYS, A VALID PROTECTION ORDER, OR  
11 A WRITTEN STATEMENT FROM A MEDICAL PROFESSIONAL OR APPLICATION  
12 ASSISTANT WHO HAS EXAMINED OR CONSULTED WITH THE VICTIM, WHICH  
13 WRITTEN STATEMENT CONFIRMS SUCH FACT; AND

14 (II) TO PROVIDE EVIDENCE THAT HE OR SHE IS A VICTIM OF  
15 STALKING, A TENANT MAY PROVIDE TO HIS OR HER LANDLORD A POLICE  
16 REPORT WRITTEN WITHIN THE PRIOR SIXTY DAYS, A VALID PROTECTION  
17 ORDER, OR A WRITTEN STATEMENT FROM AN APPLICATION ASSISTANT WHO  
18 HAS CONSULTED WITH THE VICTIM, WHICH WRITTEN STATEMENT CONFIRMS  
19 SUCH FACT."

20 Page 4, after line 21 insert:

21 "(4) (a) IF A TENANT TO A RESIDENTIAL RENTAL AGREEMENT OR  
22 LEASE AGREEMENT NOTIFIES THE LANDLORD THAT THE TENANT IS A

1 VICTIM OF UNLAWFUL SEXUAL BEHAVIOR, STALKING, DOMESTIC VIOLENCE,  
2 OR DOMESTIC ABUSE, THE LANDLORD SHALL NOT DISCLOSE SUCH FACT TO  
3 ANY PERSON EXCEPT WITH THE CONSENT OF THE VICTIM OR AS THE  
4 LANDLORD MAY BE REQUIRED TO DO SO BY LAW.

5 (b) IF A TENANT TO A RESIDENTIAL RENTAL AGREEMENT OR LEASE  
6 AGREEMENT TERMINATES HIS OR HER LEASE PURSUANT TO THIS SECTION  
7 BECAUSE HE OR SHE IS A VICTIM OF UNLAWFUL SEXUAL BEHAVIOR,  
8 STALKING, DOMESTIC VIOLENCE, OR DOMESTIC ABUSE, AND THE TENANT  
9 PROVIDES THE LANDLORD WITH A NEW ADDRESS, THE LANDLORD SHALL  
10 NOT DISCLOSE SUCH ADDRESS TO ANY PERSON EXCEPT WITH THE CONSENT  
11 OF THE VICTIM OR AS THE LANDLORD MAY BE REQUIRED TO DO SO BY  
12 LAW."

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