

SENATE COMMITTEE OF REFERENCE REPORT

June 3, 2021

Chair of Committee

Date

Committee on Appropriations.

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

HB21-1271 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 7, after line 4 insert:

2 (j) On March 11, 2021, the federal government enacted the
3 "American Rescue Plan Act of 2021", Pub.L. 117-2, referred to in this
4 section as the "federal act", pursuant to which Colorado will receive
5 \$3,828,761,790 from the federal coronavirus state fiscal recovery fund to
6 be used for certain specified purposes;

7 (k) These specified purposes include providing programs,
8 services, or other assistance for populations disproportionately impacted
9 by the COVID-19 public health emergency;

10 (l) More specifically, pursuant to 31 C.F.R. 35.6 (b), these
11 specified purposes include programs or services that address housing
12 insecurity, lack of affordable housing, or homelessness, including
13 supportive housing or other programs or services to improve access to
14 stable affordable housing among individuals who are homeless; the
15 development of affordable housing to increase the supply of affordable
16 housing developments that are livable, vibrant, and driven by community
17 benefits; and housing vouchers and assistance relocating to
18 neighborhoods with higher levels of economic opportunity and to reduce
19 concentrated areas of low economic opportunity;

20 (m) The three grant programs funded by the bill will enable local
21 governments across the state at various stages of development in their
22 ability to provide affordable housing to create and implement the
23 programs or services that address housing insecurity, lack of affordable

1 housing, or homelessness to enable populations, households, or
2 geographic areas disproportionately affected by the COVID-19 public
3 health emergency to obtain affordable housing. Accordingly, pursuant to
4 31 C.F.R. 35.6 (b), the assistance that will be provided by the three grant
5 programs funded by the bill is an eligible use of money received by the
6 state under the federal act."

7 Page 14, line 26, after "FUND" insert "AND THE AFFORDABLE HOUSING AND
8 HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a),
9 THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL
10 CORONAVIRUS STATE FISCAL RECOVERY FUND,".

11 Page 15, line 5, strike "EIGHT" and substitute "FOUR".

12 Page 22, line 7, after "GENERAL FUND" insert "AND THE AFFORDABLE
13 HOUSING AND HOME OWNERSHIP CASH FUND CREATED IN SECTION
14 24-75-229 (3)(a), THAT ORIGINATES FROM MONEY THE STATE RECEIVED
15 FROM THE FEDERAL CORONAVIRUS STATE FISCAL RECOVERY FUND,".

16 Page 22, strike lines 21 through 25 and substitute "TRANSFER:

17 (I) THIRTY MILLION DOLLARS FROM THE AFFORDABLE HOUSING
18 AND HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a),
19 THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL
20 CORONAVIRUS STATE FISCAL RECOVERY FUND, TO THE COLORADO
21 HERITAGE COMMUNITIES FUND CREATED IN SUBSECTION (1) OF THIS
22 SECTION; AND

23 (II) NINE MILLION THREE HUNDRED THOUSAND DOLLARS FROM THE
24 GENERAL FUND TO THE COLORADO HERITAGE COMMUNITIES FUND
25 CREATED IN SUBSECTION (1) OF THIS SECTION.

26 (b) THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT
27 SHALL USE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION (6)(a) OF
28 THIS SECTION FOR THE CREATION,".

29 Page 23, strike lines 3 through 9 and substitute:

30 "(c) ON THE EFFECTIVE DATE OF THIS SUBSECTION (6), OR AS SOON
31 AS PRACTICABLE THEREAFTER, THE STATE TREASURER SHALL TRANSFER:

32 (I) FIVE MILLION DOLLARS FROM THE AFFORDABLE HOUSING AND
33 HOME OWNERSHIP CASH FUND CREATED IN SECTION 24-75-229 (3)(a),
34 THAT ORIGINATES FROM MONEY THE STATE RECEIVED FROM THE FEDERAL
35 CORONAVIRUS STATE FISCAL RECOVERY FUND, TO THE COLORADO

1 HERITAGE COMMUNITIES FUND CREATED IN SUBSECTION (1) OF THIS
2 SECTION; AND

3 (II) TWO MILLION ONE HUNDRED THOUSAND DOLLARS FROM THE
4 GENERAL FUND TO THE COLORADO HERITAGE COMMUNITIES FUND
5 CREATED IN SUBSECTION (1) OF THIS SECTION.

6 (d) THE DIVISION OF LOCAL GOVERNMENT IN THE DEPARTMENT
7 SHALL USE THE MONEY TRANSFERRED PURSUANT TO SUBSECTION (6)(c) OF
8 THIS SECTION FOR THE CREATION, IMPLEMENTATION, AND".

9 Page 23, line 12, after the period add "WITH RESPECT TO ANY MONEY
10 TRANSFERRED INTO THE COLORADO HERITAGE COMMUNITIES FUND
11 PURSUANT TO THIS SUBSECTION (6)(b), THE DIVISION MAY USE ANY MONEY
12 THAT IS UNEXPENDED OR UNENCUMBERED AS OF JUNE 30, 2024 FOR
13 PURPOSES OF THE LOCAL GOVERNMENT AFFORDABLE HOUSING
14 DEVELOPMENT INCENTIVES GRANT PROGRAM CREATED IN SECTION
15 24-32-130 (2) AS NEEDED IN ACCORDANCE WITH SECTION 24-32-130."

16 Page 24, line 14, strike "\$9,300,000" and substitute "\$39,300,000".

17 Page 24, line 21, strike "2,100,000" and substitute "\$7,100,000".

18 Page 25, after line 1 insert:

19 "SECTION 13. **Effective date.** This act takes effect on passage;
20 except that section 24-32-3207 (6)(a)(I) and (6)(c)(I) in section 9 of this
21 act requiring transfers from the affordable housing and home ownership
22 cash fund created in section 24-75-229 (3)(a) take effect only if House
23 Bill 21-1329 becomes law, and, in which case, section 24-32-3207 (6)
24 (a)(I) and (6)(c)(I) take effect either upon the effective date of this act or
25 one day after the effective date of House Bill 21-1329, whichever is
26 later."

27 Renumber succeeding section accordingly.

** ** ** ** **

