

HOUSE COMMITTEE OF REFERENCE REPORT

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

April 12, 2024  
Date

Committee on Appropriations.

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

HB24-1099 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, line 3, strike "(1)(b) and (1)(c);" and  
2 substitute "(1)(b), (1)(c), and (1)(d);".

3 Page 3, strike lines 20 and 21 and substitute "motions, answers, or  
4 documents ~~for an indigent party, and~~ THAT ARE FILED BY A DEFENDANT."

5 Page 3, after line 21 insert:

6 "(d) The court shall comply with any federal or state law or  
7 regulation, including any supreme court directive or policy, regarding the  
8 provision of accommodations for people with a disability or for people  
9 with limited English proficiency during any proceeding, regardless of  
10 whether the proceeding is conducted in person or remotely by phone or  
11 video on a platform designated by the court; AND".

12 Page 3, after line 25 insert:

13 "**SECTION 3.** In Colorado Revised Statutes, 13-40-111, **amend**  
14 (1) as follows:

15 **13-40-111. Issuance and return of summons.** (1) Upon filing  
16 the complaint as required in section 13-40-110, the clerk of the court or  
17 the attorney for the plaintiff shall issue a summons. The summons must  
18 command the defendant to appear before the court at a place named in the  
19 summons and at a time and on a day not less than seven days but not more  
20 than fourteen days ~~from~~ AFTER the day of issuing the same to answer the  
21 complaint of plaintiff. A court shall not enter a default judgment for  
22 possession before the close of business on the date upon which an  
23 appearance is due. The summons must also contain a statement addressed

1 to the defendant stating: "If you do not respond to the landlord's  
2 complaint by filing a written answer with the court on or before the date  
3 and time in this summons or appearing in court at the date and time in this  
4 summons, the judge may enter a default judgment against you in favor of  
5 your landlord for possession. A default judgment for possession means  
6 that you will have to move out, and it may mean that you will have to pay  
7 money to the landlord. In your answer to the court, you can state why you  
8 believe you have a right to remain in the property, whether you admit or  
9 deny the landlord's factual allegations against you, and whether you  
10 believe you were given proper notice of the landlord's reasons for  
11 terminating your tenancy before you got this summons. ~~When you file~~  
12 ~~your answer, you must pay a filing fee to the clerk of the court.~~ If you are  
13 claiming that the landlord's failure to repair a residential premises is a  
14 defense to the landlord's allegation of nonpayment of rent, the court will  
15 require you to pay into the registry of the court, at the time of filing your  
16 answer, the rent due less any expenses you have incurred based upon the  
17 landlord's failure to repair the residential premise; unless the court  
18 determines that you qualify to have this requirement waived due to your  
19 income.""

20 Page 3, before line 26 insert:

21 **"SECTION 4. Appropriation.** (1) For the 2024-25 state fiscal  
22 year, \$122,743 is appropriated to the judicial department. This  
23 appropriation is from the general fund. To implement this act, the  
24 department may use this appropriation as follows:

- 25 (a) \$3,623 for general courts administration; and  
26 (b) \$119,120 for information technology infrastructure."

27 Renumber succeeding section accordingly.

28 Page 3, line 27, and page 4 line 1, strike "at 12:01 a.m. on the day  
29 following the expiration of the ninety-day period after final adjournment  
30 of the general assembly;" and substitute "November 1, 2024;".

31 Page 4, line 4, strike "such period," and substitute "the ninety-day period  
32 after final adjournment of the general assembly,".

33 Page 1, line 103, strike "DEFENDANT AND" and substitute "DEFENDANT,".

34 Page 1, line 104, strike "BEHALF." and substitute "BEHALF, AND MAKING  
35 AN APPROPRIATION.".

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