

**First Extraordinary Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 20B-0052.01 Richard Sweetman x4333

**SENATE BILL 20B-002**

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**Senate Committees**

Finance  
Appropriations

**House Committees**

Public Health Care & Human Services  
Appropriations

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**A BILL FOR AN ACT**

101      **CONCERNING TEMPORARY ASSISTANCE FOR INDIVIDUALS WHO ARE**  
102                    **FACING A FINANCIAL HARDSHIP DUE TO THE COVID-19**  
103                    **PANDEMIC, AND, IN CONNECTION THEREWITH, CREATING THE**  
104                    **EMERGENCY DIRECT ASSISTANCE GRANT PROGRAM; AND**  
105                    **TRANSFERRING MONEY TO THE EMERGENCY DIRECT ASSISTANCE**  
106                    **GRANT PROGRAM FUND, AND TO THE HOUSING DEVELOPMENT**  
107                    **GRANT FUND, AND TO THE EVICTION LEGAL DEFENSE FUND FOR**  
108                    **THIS ASSISTANCE; AND MAKING AN APPROPRIATION.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

HOUSE  
3rd Reading Unamended  
December 2, 2020

HOUSE  
Amended 2nd Reading  
December 1, 2020

SENATE  
3rd Reading Unamended  
December 1, 2020

SENATE  
Amended 2nd Reading  
November 30, 2020

<http://leg.colorado.gov>.)

The bill requires the state treasurer to transfer \$44.5 million from the general fund to the housing development grant fund for the purpose of providing emergency housing assistance to individuals and households who have experienced financial need due to the COVID-19 pandemic or second-order effects of the COVID-19 pandemic. The money must be used by June 30, 2021.

The bill also creates the emergency direct assistance grant program (program) in the division of housing (division) within the department of local affairs (department) to provide grants to individuals who have experienced financial need due to the COVID-19 pandemic or second-order effects of the COVID-19 pandemic and are ineligible for certain other types of assistance. The bill allows the division to promulgate rules and requires the department to submit a report to legislative committees of reference with jurisdiction over local government and to the governor concerning the program.

The bill creates the emergency direct assistance grant program fund (fund) and directs the state treasurer to transfer \$5 million from the general fund to the fund for the program. The division must use the money by June 30, 2021.

The program is repealed, effective June 30, 2022.

The bill requires the state treasurer to transfer \$500,000 from the general fund to the eviction legal defense fund for the purpose of providing legal representation to indigent tenants to resolve civil legal matters arising on and after March 1, 2020, concerning an eviction or impending eviction related to the public health emergency caused by the COVID-19 pandemic. The state court administrator must use the money by June 30, 2021.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 24-32-721, **amend**  
3 (1.7)(b); and **add** (1.7)(a.5), (1.7)(g.5), and (1.7)(h.5) as follows:

4           **24-32-721. Colorado affordable housing construction grants**  
5 **and loans - housing development grant fund - creation - housing**  
6 **assistance for persons with behavioral, mental health, or substance**  
7 **use disorders - cash fund - appropriation - report to general assembly**  
8 **- rules - definitions - repeal.** (1.7) (a.5) WITHIN THREE DAYS AFTER THE

1 EFFECTIVE DATE OF THIS SUBSECTION (1.7)(a.5), THE STATE TREASURER  
2 SHALL TRANSFER FIFTY-FOUR MILLION DOLLARS FROM THE GENERAL FUND  
3 TO THE HOUSING DEVELOPMENT GRANT FUND FOR THE PURPOSE OF  
4 PROVIDING HOUSING ASSISTANCE AS SPECIFIED IN THIS SUBSECTION (1.7).  
5 MONEY TRANSFERRED PURSUANT TO THIS SUBSECTION (1.7)(a.5) SHALL  
6 BE ACCOUNTED FOR SEPARATELY. THE DIVISION MAY USE UP TO THREE  
7 PERCENT OF THE MONEY TRANSFERRED PURSUANT TO THIS SUBSECTION  
8 (1.7)(a.5) FOR THE COSTS OF ADMINISTERING THIS SUBSECTION (1.7).

9 (b) The general assembly shall appropriate the money transferred  
10 to the fund pursuant to this subsection (1.7) to the division for use in  
11 providing individuals and households who, on or after March 1, 2020,  
12 have experienced financial need due to the COVID-19 pandemic or  
13 second-order effects of the COVID-19 pandemic, with rental assistance,  
14 residential mortgage assistance, HOUSING ASSISTANCE THAT PROVIDES  
15 FUTURE HOUSING STABILITY, and guidance on how to access additional  
16 housing services. The division must use the money TRANSFERRED TO THE  
17 FUND PURSUANT TO SUBSECTION (1.7)(a) OF THIS SECTION by December  
18 30, 2020, for the purposes specified in this subsection (1.7). THE DIVISION  
19 MUST USE THE MONEY TRANSFERRED TO THE FUND PURSUANT TO  
20 SUBSECTION (1.7)(a.5) OF THIS SECTION BY JUNE 30, 2021, FOR THE  
21 PURPOSES SPECIFIED IN THIS SUBSECTION (1.7).

22 (g.5) HOUSING ASSISTANCE PROVIDED UNDER THIS SUBSECTION  
23 (1.7) MAY INCLUDE PAYMENT OF ARREARS, INCLUDING OVERDUE RENT  
24 PAYMENTS AND MORTGAGE PAYMENTS.

25 (h.5) ANY FULL-TIME EMPLOYEE THAT THE DIVISION HIRES OR  
26 CONTRACTS WITH FOR THE PURPOSE OF IMPLEMENTING THIS SUBSECTION  
27 (1.7) SHALL NOT BE EMPLOYED BY THE DIVISION FOR SUCH PURPOSE AFTER

1 SEPTEMBER 1, 2022.

2 **SECTION 2.** In Colorado Revised Statutes, **add** 24-32-721.5 as  
3 follows:

4 **24-32-721.5. Emergency direct assistance grant program -**  
5 **created - purposes of grants - rules - applications - fund created -**  
6 **report - definition - repeal.** (1) THERE IS HEREBY CREATED IN THE  
7 DIVISION THE EMERGENCY DIRECT ASSISTANCE GRANT PROGRAM,  
8 REFERRED TO IN THIS SECTION AS THE "GRANT PROGRAM", TO PROVIDE  
9 GRANTS TO INDIVIDUALS WHO HAVE EXPERIENCED FINANCIAL NEED DUE  
10 TO THE COVID-19 PANDEMIC OR SECOND-ORDER EFFECTS OF THE  
11 COVID-19 PANDEMIC AND WHO MAY NOT BE ELIGIBLE FOR CERTAIN  
12 OTHER TYPES OF ASSISTANCE, SUCH AS:

13 (a) UNEMPLOYMENT INSURANCE PURSUANT TO THE "COLORADO  
14 EMPLOYMENT SECURITY ACT", ARTICLES 70 TO 82 OF TITLE 8;

15 (b) FOOD ASSISTANCE; OR

16 (c) FEDERAL STIMULUS PAYMENTS PURSUANT TO THE FEDERAL  
17 "CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT," ALSO  
18 KNOWN AS THE "CARES ACT", PUB.L. 116-36, AS AMENDED.

19 (2) THE DIVISION SHALL ADMINISTER THE GRANT PROGRAM AND,  
20 SUBJECT TO AVAILABLE FUNDING, SHALL CONTRACT WITH NONPROFIT  
21 ORGANIZATIONS TO AWARD GRANTS AS PROVIDED IN THIS SECTION.  
22 SUBJECT TO AVAILABLE FUNDING, GRANTS SHALL BE PAID OUT OF THE  
23 FUND CREATED IN SUBSECTION (5) OF THIS SECTION.

24 (3) THE DIVISION SHALL IMPLEMENT THE GRANT PROGRAM IN  
25 ACCORDANCE WITH THIS SECTION. PURSUANT TO ARTICLE 4 OF THIS TITLE  
26 24, THE DIVISION MAY PROMULGATE SUCH RULES AS ARE REQUIRED IN THIS  
27 SECTION AND SUCH ADDITIONAL RULES AS MAY BE NECESSARY TO

1 IMPLEMENT THE GRANT PROGRAM, INCLUDING RULES SPECIFYING THE TIME  
2 FRAMES FOR APPLYING FOR GRANTS, THE FORM OF THE GRANT PROGRAM  
3 APPLICATION, AND THE TIME FRAMES FOR DISTRIBUTING GRANT MONEY.

4 (4) TO RECEIVE A GRANT, AN INDIVIDUAL MUST APPLY TO A  
5 NONPROFIT ORGANIZATION WITH WHICH THE DIVISION HAS CONTRACTED  
6 PURSUANT TO SUBSECTION (2) OF THIS SECTION.

7 (5) (a) THE EMERGENCY DIRECT ASSISTANCE GRANT PROGRAM  
8 FUND, REFERRED TO IN THIS SECTION AS THE "FUND", IS HEREBY CREATED  
9 IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE  
10 FUND PURSUANT TO SUBSECTION (7) OF THIS SECTION AND ANY OTHER  
11 MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER  
12 TO THE FUND.

13 (b) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
14 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
15 FUND TO THE FUND.

16 (c) EXCEPT AS PROVIDED IN SUBSECTION (5)(e) OF THIS SECTION,  
17 ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE FUND  
18 AT THE END OF A FISCAL YEAR REMAINS IN THE FUND AND DOES NOT  
19 REVERT TO THE GENERAL FUND OR ANY OTHER FUND.

20 (d) THE MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO  
21 THE DIVISION TO EXPEND FOR THE PURPOSES DESCRIBED IN THIS SECTION.

22 (e) THE STATE TREASURER SHALL TRANSFER ALL UNEXPENDED  
23 AND UNENCUMBERED MONEY IN THE FUND ON JUNE 30, 2022, TO THE  
24 GENERAL FUND.

25 (6) DURING THE SECOND REGULAR SESSION OF THE  
26 SEVENTY-THIRD GENERAL ASSEMBLY, THE EXECUTIVE DIRECTOR OF THE  
27 DEPARTMENT OF LOCAL AFFAIRS SHALL REPORT TO THE SENATE LOCAL

1 GOVERNMENT COMMITTEE AND THE HOUSE OF REPRESENTATIVES  
2 TRANSPORTATION AND LOCAL GOVERNMENT COMMITTEE, OR ANY  
3 SUCCESSOR COMMITTEES, UNDER THE "STATE MEASUREMENT FOR  
4 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)  
5 GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, CONCERNING THE  
6 ADMINISTRATION OF THE GRANT PROGRAM.

7 (7) (a) WITHIN THREE DAYS AFTER THE EFFECTIVE DATE OF THIS  
8 SECTION, THE STATE TREASURER SHALL TRANSFER FIVE MILLION DOLLARS  
9 FROM THE GENERAL FUND TO THE FUND FOR THE PURPOSES OF THIS  
10 SECTION.

11 (b) THE DIVISION MUST USE THE MONEY BY JUNE 30, 2021, FOR  
12 THE PURPOSES DESCRIBED IN THIS SECTION.

13 (c) THE DIVISION MAY USE UP TO THREE PERCENT OF THE MONEY  
14 TRANSFERRED PURSUANT TO THIS SUBSECTION (7) TO PAY THE COSTS OF  
15 ADMINISTERING THE GRANT PROGRAM.

16 (8) ANY FULL-TIME EMPLOYEE THAT THE DIVISION HIRES OR  
17 CONTRACTS WITH FOR THE PURPOSE OF IMPLEMENTING THIS SECTION  
18 SHALL NOT BE EMPLOYED BY THE DIVISION FOR SUCH PURPOSE AFTER  
19 SEPTEMBER 1, 2022.

20 (9) AS USED IN THIS SECTION, "COVID-19" MEANS THE  
21 CORONAVIRUS DISEASE 2019 CAUSED BY THE SEVERE ACUTE RESPIRATORY  
22 SYNDROME CORONAVIRUS 2, ALSO KNOWN AS SARS-CoV-2.

23 (10) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2022.

24 **SECTION 3.** In Colorado Revised Statutes, 13-40-127, **add**  
25 (5)(c) and (8) as follows:

26 **13-40-127. Eviction legal assistance - fund - rules - report -**  
27 **definitions - repeal.** (5) (c) ANY UNEXPENDED AND UNENCUMBERED

1 MONEY REMAINING IN THE FUND AT THE END OF A FISCAL YEAR REMAINS  
2 IN THE FUND AND DOES NOT REVERT TO THE GENERAL FUND OR ANY OTHER  
3 FUND.

4 (8) (a) WITHIN THREE DAYS AFTER THE EFFECTIVE DATE OF THIS  
5 SUBSECTION (8), THE STATE TREASURER SHALL TRANSFER ONE MILLION  
6 DOLLARS FROM THE GENERAL FUND TO THE FUND. ON OR BEFORE  
7 JANUARY 1, 2021, THE ADMINISTRATOR SHALL GRANT THE MONEY  
8 TRANSFERRED PURSUANT TO THIS SUBSECTION (8)(a) TO QUALIFYING  
9 ORGANIZATIONS THAT HAVE BEEN PREVIOUSLY AWARDED GRANTS FROM  
10 THE FUND IN THE 2020-21 STATE FISCAL YEAR.

11 (b) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE JANUARY 1,  
12 2022.

13 **SECTION 4.** In Colorado Revised Statutes, 8-75-108, **amend** (1)  
14 introductory portion, (1)(a) introductory portion, (1)(b), and (2); and  
15 **repeal** (1)(a)(III) as follows:

16 **8-75-108. Total unemployment rate extended benefits.** (1) FOR  
17 WEEKS OF UNEMPLOYMENT BEGINNING ON OR AFTER NOVEMBER 1, 2020:  
18 ~~with respect to weeks of unemployment beginning on or after March 22,~~  
19 ~~2009, and ending four weeks before the last week for which federal~~  
20 ~~sharing is authorized by section 2005 (a) of Pub.L. 111-5 and any~~  
21 ~~amendments thereto, whichever is later:~~

22 (a) There is an "on" indicator for a week of TUR extended  
23 benefits, in the amount determined pursuant to sections 8-75-104 and  
24 8-75-105, if ~~subparagraphs (I) and (H) of this paragraph (a)~~ SUBSECTIONS  
25 (1)(a)(I) AND (1)(a)(II) OF THIS SECTION apply: ~~or if subparagraphs (I) and~~  
26 ~~(H) of this paragraph (a) apply:~~

27 (III) ~~With respect to weeks beginning on or after December 17,~~

1 2010, and ending December 31, 2011, or while Pub.L. 111-312 and any  
2 amendments thereto are in effect, the average TUR in the state equals or  
3 exceeds one hundred ten percent of the TUR for all or any of the  
4 corresponding three-month periods in the three preceding calendar years;

5 (b) There is an "off" indicator for weeks of TUR extended  
6 benefits if any of the following applies:

7 (I) The TUR falls below six and one-half percent; or

8 (II) The requirements REQUIREMENT described in subparagraph  
9 (II) or (III) of paragraph (a) of this subsection (1) are SUBSECTION  
10 (1)(a)(II) OF THIS SECTION IS not satisfied; OR

11 (III) PURSUANT TO SECTION 4105 OF THE FEDERAL "FAMILIES  
12 FIRST CORONAVIRUS RESPONSE ACT", PUB.L. 116-127, AS AMENDED, OR  
13 PURSUANT TO ANY OTHER FEDERAL LAW, THERE IS NOT AN EXTENSION OF  
14 ONE HUNDRED PERCENT FEDERAL SHARING AVAILABLE TO COVER THE  
15 COST OF EXTENDED BENEFITS.

16 (2) FOR WEEKS OF UNEMPLOYMENT BEGINNING ON OR AFTER  
17 NOVEMBER 1, 2020, the total amount of TUR extended benefits payable  
18 in a high unemployment period to an eligible individual with respect to  
19 his or her applicable benefit year shall be the least of the following  
20 amounts:

21 (a) Eighty percent of the total amount of regular benefits that were  
22 payable to the eligible individual under articles 70 to 82 of this title TITLE  
23 8 in the applicable benefit year; or

24 (b) Twenty times the weekly benefit amount that was payable to  
25 the eligible individual under articles 70 to 82 of this title TITLE 8 for a  
26 week of total unemployment in the applicable benefit year; OR

27 (c) FORTY-SIX TIMES THE INDIVIDUAL'S WEEKLY BENEFIT AMOUNT,



1 INCLUDING ANY APPLICABLE DEPENDENTS' ALLOWANCES, FOR A WEEK OF  
2 TOTAL UNEMPLOYMENT IN THE APPLICABLE BENEFIT YEAR, REDUCED BY  
3 THE TOTAL AMOUNT OF REGULAR BENEFITS THAT WERE PAID OR DEEMED  
4 PAID TO THE INDIVIDUAL WITH RESPECT TO THE APPLICABLE BENEFIT  
5 YEAR.

6 **SECTION 5. Appropriation.** (1) For the 2020-21 state fiscal  
7 year, \$1,000,000 is appropriated to the judicial department. This  
8 appropriation is from the eviction legal defense fund created in  
9 section 13-40-127 (2), C.R.S. To implement this act, the department may  
10 use this appropriation for the eviction legal defense grant program.

11 (2) For the 2020-21 state fiscal year, \$16,751 is appropriated to  
12 the office of the governor for use by the office of information technology.  
13 This appropriation is from reappropriated funds received from the transfer  
14 from the general fund to the housing development grant fund within the  
15 department of local affairs. To implement this act, the office may use this  
16 appropriation to provide information technology services for the  
17 department of local affairs.

18 **SECTION 6. Safety clause.** The general assembly hereby finds,  
19 determines, and declares that this act is necessary for the immediate  
20 preservation of the public peace, health, or safety.