

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 26, 2022

Committee on State, Veterans, & Military Affairs.

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

SB22-206 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 6, line 24, strike "(4)." and substitute "(4) IN OR
2 AFTER 2018 THAT RESULTED IN WIDESPREAD OR SEVERE DAMAGE OR LOSS
3 OF PROPERTY OR INFRASTRUCTURE AS DETERMINED PURSUANT TO
4 POLICIES ADOPTED BY THE DIVISION PURSUANT TO SUBSECTION (4) OF THIS
5 SECTION."

6 Page 6, line 26, after "OWNS" insert "OR RENTS".

7 Page 6, line 27, after "INCLUDING" insert "AN APARTMENT OR".

8 Page 8, strike lines 12 through 25 and substitute "BUSINESS NONPROFIT
9 ORGANIZATION, BANK, NONDEPOSITORY COMMUNITY DEVELOPMENT
10 FINANCIAL INSTITUTION, OR BUSINESS DEVELOPMENT CORPORATION OR
11 OTHER ENTITY AS DETERMINED BY THE DIVISION TO ADMINISTER THE
12 PROGRAM. IF THE DIVISION CONTRACTS WITH AN ENTITY OR ENTITIES TO
13 ADMINISTER THE PROGRAM, THE DIVISION SHALL USE AN OPEN AND
14 COMPETITIVE PROCESS TO SELECT THE ENTITY OR ENTITIES. A CONTRACT
15 WITH AN ADMINISTRATOR MAY INCLUDE AN ADMINISTRATION FEE
16 ESTABLISHED BY THE DIVISION AT AN AMOUNT REASONABLY CALCULATED
17 TO COVER THE ONGOING ADMINISTRATIVE COSTS OF THE DIVISION IN
18 OVERSEEING THE PROGRAM. THE DIVISION MAY ADVANCE MONEY TO AN
19 ENTITY UNDER A CONTRACT IN PREPARATION FOR ISSUING LOANS AND
20 GRANTS AND ADMINISTERING THE PROGRAM."

21 Page 9, line 20, strike "RECIPIENTS;" and substitute "RECIPIENTS, WHICH
22 MUST INCLUDE THE DEMOGRAPHIC DATA OF EACH RECIPIENT AGGREGATED
23 BY RACE, ETHNICITY, DISABILITY STATUS, AND INCOME LEVEL;".

1 Page 10, after line 3 insert:

2 "(j) EQUITABLE COMMUNITY OUTREACH AND EQUITABLE ACCESS
3 TO PROGRAM INFORMATION, INCLUDING COMMUNICATIONS IN THE
4 RELEVANT LANGUAGES OF THE COMMUNITY AND EQUITABLE HEARING,
5 SIGHT, AND PHYSICAL ACCESSIBILITY; AND".

6 Reletter succeeding paragraph accordingly.

7 Page 10, line 7, after "APPLICANTS." insert "IN REVIEWING APPLICATIONS
8 AND AWARDING GRANTS, THE DIVISION SHALL GIVE PRIORITY TO ELIGIBLE
9 APPLICANTS WHO DEMONSTRATE THAT THEIR NEEDS CANNOT BE MET BY
10 OTHER SOURCES OF ASSISTANCE."

11 Page 10, line 18, strike "RESISTANCE" and substitute "AND OTHER
12 NATURAL HAZARD MITIGATION".

13 Page 11, line 6, after "DURING" insert "RELOCATION OR".

14 Page 11, line 26, strike "RECONSTRUCTION," and substitute
15 "RECONSTRUCTION AND TEMPORARY RENTAL ASSISTANCE FOR DISPLACED
16 RENTERS,".

17 Page 12, line 7, strike "CHANGE," and substitute "CHANGE OR REDUCE
18 ACTIONS THAT CONTRIBUTE TO CLIMATE CHANGE,".

19 Page 12, line 10, strike "OR".

20 Page 12, line 11, strike "COSTS" and substitute "ANY UNMET NEEDS".

21 Page 12, line 14, strike "ASSISTANCE PROGRAMS. COSTS" and substitute
22 "ASSISTANCE, INCLUDING ASSISTANCE PROVIDED PURSUANT TO SECTION
23 24-33.5-704 (7)(j). UNMET NEEDS".

24 Page 12, strike lines 16 through 23.

25 Renumber succeeding subparagraphs accordingly.

26 Page 13, line 3, strike "DISASTER." and substitute "DISASTER; OR
27 (f) ASSIST ELIGIBLE APPLICANTS IN ADDRESSING OTHER RELATED
28 UNMET NEEDS AS ALLOWED BY THE POLICIES ADOPTED BY THE DIVISION
29 PURSUANT TO SUBSECTION (4) OF THIS SECTION IN ORDER TO RECOVER OR
30 REBUILD FROM A DECLARED DISASTER.".

1 Page 13, after line 24 insert:

2 "(8) THE DIVISION AND THE DEPARTMENT OF LOCAL AFFAIRS
3 SHALL COLLABORATE WITH THE COLORADO ENERGY OFFICE CREATED IN
4 SECTION 24-38.5-101 ON THE IMPLEMENTATION OF THIS SECTION AS SET
5 FORTH IN SECTION 24-38.5-113 (8)."

6 Renumber succeeding subsection accordingly.

7 Page 14, line 5, strike "(8)" and substitute "(9)".

8 Page 16, strike lines 7 through 18 and substitute "ORGANIZATION, BANK,
9 NONDEPOSITORY COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION, OR
10 BUSINESS DEVELOPMENT CORPORATION OR OTHER ENTITY AS DETERMINED
11 BY THE OFFICE TO ADMINISTER THE PROGRAM. IF THE OFFICE CONTRACTS
12 WITH AN ENTITY OR ENTITIES TO ADMINISTER THE PROGRAM, THE OFFICE
13 SHALL USE AN OPEN AND COMPETITIVE PROCESS TO SELECT THE ENTITY OR
14 ENTITIES. A CONTRACT WITH AN ADMINISTRATOR MAY INCLUDE AN
15 ADMINISTRATION FEE ESTABLISHED BY THE OFFICE AT AN AMOUNT
16 REASONABLY CALCULATED TO COVER THE ONGOING ADMINISTRATIVE
17 COSTS OF THE OFFICE IN OVERSEEING THE PROGRAM. THE OFFICE MAY
18 ADVANCE MONEY TO AN ENTITY UNDER A CONTRACT IN PREPARATION FOR
19 ISSUING LOANS AND GRANTS AND ADMINISTERING THE PROGRAM."

20 Page 17, line 15, strike "RECIPIENTS;" and substitute "RECIPIENTS, WHICH
21 MUST INCLUDE THE DEMOGRAPHIC DATA OF EACH RECIPIENT AGGREGATED
22 BY RACE, ETHNICITY, DISABILITY STATUS, AND INCOME LEVEL;".

23 Page 17, line 18, strike the second "AND".

24 Page 17, after line 18 insert:

25 "(IX) EQUITABLE COMMUNITY OUTREACH AND EQUITABLE ACCESS
26 TO PROGRAM INFORMATION, INCLUDING COMMUNICATIONS IN THE
27 RELEVANT LANGUAGES OF THE COMMUNITY AND EQUITABLE HEARING,
28 SIGHT, AND PHYSICAL ACCESSIBILITY; AND".

29 Renumber succeeding subparagraph accordingly.

30 Page 19, strike lines 13 through 15 and substitute:

31 "(8) IN IMPLEMENTING THIS SECTION, THE OFFICE SHALL
32 COLLABORATE WITH THE DEPARTMENT OF LOCAL AFFAIRS CREATED IN

1 SECTION 24-1-125 IN ORDER TO OFFER STREAMLINED CUSTOMER SERVICE
2 FOR THE SUSTAINABLE REBUILDING PROGRAM AND THE DISASTER
3 RESILIENCE REBUILDING PROGRAM CREATED IN SECTION 24-32-132. THE
4 OFFICE AND THE DEPARTMENT OF LOCAL AFFAIRS SHALL SEEK TO CREATE
5 A SINGLE PUBLIC-FACING, USER-FRIENDLY INTERFACE FOR THE TWO
6 PROGRAMS IN ENGLISH AND SPANISH THAT PRIORITIZES ACCESSIBILITY
7 AND EASE OF NAVIGATION FOR APPLICANTS."

8 Page 23, strike lines 25 through 27.

9 Page 24, strike lines 1 and 2 and substitute "OFFICE. THE OFFICE SHALL:
10 (I) COORDINATE DISASTER RECOVERY EFFORTS FOR THE
11 GOVERNOR'S OFFICE, AS DETERMINED BY THE GOVERNOR AND CONSISTENT
12 WITH SECTIONS 24-33.5-704 (6.5) AND 24-33.5-705.2, SEEKING TO
13 INTEGRATE CLIMATE RESILIENCE AND ADAPTATION INTO RECOVERY
14 EFFORTS; AND
15 (II) DEVELOP, PUBLISH, AND IMPLEMENT THE STATEWIDE CLIMATE
16 PREPAREDNESS ROADMAP REQUIRED PURSUANT TO SECTION 24-38.8-103
17 (1)."

18 Page 24, line 4, strike "GROUPS" and substitute "GROUPS, WITH
19 PARTICULAR ATTENTION TO THE INCLUSION, ACCESSIBILITY, AND
20 ENGAGEMENT OF DISPROPORTIONATELY IMPACTED COMMUNITIES, AS
21 DEFINED IN SECTION 24-4-109 (2)(b)(II),".

22 Page 24, line 10, strike "ROADMAP" and substitute "ROADMAP, INCLUDING
23 ALL SUBSEQUENT UPDATES,".

24 Page 24, line 20, strike "RECOVERY." and substitute "RECOVERY,
25 INCLUDING NEW OR UPDATED PLANS COMPLETED AFTER THE INITIAL
26 PUBLICATION OF THE ROADMAP.".

27 Page 25, line 4, after "DEVELOPMENT," insert "WATER QUALITY AND
28 QUANTITY,".

29 Page 25, strike lines 6 through 9 and substitute "ECOSYSTEM-BASED
30 ADAPTATION STRATEGIES AND BEST AVAILABLE SCIENCE, TO ENSURE THE
31 LONG-TERM HEALTH OF THE STATE'S LANDS, PEOPLE, WATERS, WILDLIFE,
32 NATIVE BIODIVERSITY, AND NATURAL SYSTEMS; INCREASE THE RESILIENCE
33 OF COLORADO'S SPECIES, HABITATS, ECOSYSTEMS, AND NATURAL
34 INFRASTRUCTURE TO THE EFFECTS OF CLIMATE CHANGE; AND INFORM THE
35 DEVELOPMENT OF STATEWIDE CONSERVATION GOALS, IN ONGOING
36 COORDINATION WITH THE DIVISION OF PARKS".

1 Page 25, line 17, strike "COMMUNITIES;" and substitute "COMMUNITIES IN
2 COORDINATION WITH THE DEPARTMENT OF PUBLIC SAFETY CREATED IN
3 SECTION 24-33.5-103, THE DEPARTMENT OF LOCAL AFFAIRS CREATED IN
4 SECTION 24-1-125, AND THE COLORADO RESILIENCY OFFICE CREATED IN
5 SECTION 24-32-122;".

6 Page 25, line 18, strike "ACKNOWLEDGES THAT CERTAIN COMMUNITIES"
7 and substitute "ACTIVELY TAKES INTO ACCOUNT THAT
8 DISPROPORTIONATELY IMPACTED COMMUNITIES, AS DEFINED IN SECTION
9 24-4-109 (2)(b)(II)".

10 Page 25, after line 22 insert:

11 "SECTION 5. In Colorado Revised Statutes, add 10-1-143 as
12 follows:

13 **10-1-143. Study on homeowner's insurance - repeal.** (1) THE
14 COMMISSIONER SHALL CONDUCT A STUDY AND PREPARE A REPORT
15 CONCERNING METHODS TO ADDRESS THE STABILITY, AVAILABILITY, AND
16 AFFORDABILITY OF HOMEOWNER'S INSURANCE FOR COLORADANS WITH A
17 FOCUS ON STABILIZING THE CURRENT MARKET. THE STUDY MUST TAKE
18 INTO CONSIDERATION:

19 (a) CURRENT MARKET CONDITIONS, INCLUDING:

20 (I) AVAILABILITY OF COVERAGE BY COUNTY OR ZIP CODE;

21 (II) AFFORDABILITY OF COVERAGE BY PROPERTY VALUE; AND

22 (III) IDENTIFICATION OF AREAS OF THE STATE WITH PARTICULAR
23 RISK CONCERNS;

24 (b) POTENTIAL PREMIUM IMPACTS TO CONSUMERS; AND

25 (c) MEASURES AND PROGRAMS TO ENSURE THE LONG-TERM
26 SUSTAINABILITY AND AVAILABILITY OF HOMEOWNER'S INSURANCE
27 COVERAGE.

28 (2) (a) THE COMMISSIONER MAY CONTRACT WITH A THIRD PARTY
29 TO CONDUCT THE STUDY REQUIRED IN SUBSECTION (1) OF THIS SECTION.
30 THE COMMISSIONER IS NOT REQUIRED TO COMPLY WITH THE
31 "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24, FOR PURPOSES
32 OF THIS SUBSECTION (2).

33 (b) THE COMMISSIONER AND ANY THIRD PARTY CONDUCTING THE
34 STUDY SHALL ENGAGE WITH AND SEEK INPUT FROM CARRIERS, CONSUMER
35 GROUPS, AND OTHER INTERESTED PARTIES.

36 (3) THE COMMISSIONER SHALL SUBMIT THE REPORT REQUIRED BY
37 THIS SECTION TO THE HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND
38 LABOR COMMITTEE, THE SENATE BUSINESS, LABOR, AND TECHNOLOGY
39 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE JOINT BUDGET
40 COMMITTEE. THE REPORT MAY BE CONSIDERED, AS NECESSARY, IN THE
41 BUDGETING PROCESS. THE REPORT MAY INCLUDE RECOMMENDATIONS FOR

1 OTHER PROPERTY INSURANCE MARKETS THAT NEED TO BE STUDIED.

2 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2023.

3 **SECTION 6.** In Colorado Revised Statutes, 24-33.5-1203, **add**
4 (1)(x) as follows:

5 **24-33.5-1203. Duties of division.** (1) The division shall perform
6 the following duties:

7 (x) ESTABLISH AND MAINTAIN A STATEWIDE FIRE DISPATCH
8 CENTER TO ENSURE RAPID RESPONSE OF FIRE-BASED RESOURCES TO
9 EMERGING WILDFIRE AND ALL-HAZARD INCIDENTS IN SUPPORT OF LOCAL,
10 COUNTY, STATE, AND FEDERAL AGENCIES IN COLORADO.

11 **SECTION 7.** In Colorado Revised Statutes, 24-33.5-1228,
12 **amend** (3)(c)(I); and **add** (2.5)(b)(V) and (3)(c)(III) as follows:

13 **24-33.5-1228. Colorado firefighting air corps - creation -**
14 **powers - aircraft acquisitions required - center of excellence -**
15 **unmanned aircraft systems study and pilot program - Colorado**
16 **firefighting air corps fund - creation - report - rules.** (2.5) (b) The
17 center of excellence shall perform, but is not limited to, the following
18 functions:

19 (V) DEVELOP AND IMPLEMENT A COLORADO TEAM AWARENESS
20 KIT FOR INTERESTED PUBLIC SAFETY AGENCIES IN THE STATE.

21 (3) (c) (I) EXCEPT AS PROVIDED IN SUBSECTION (3)(c)(III) OF THIS
22 SECTION, the division shall use the money in the Colorado firefighting air
23 corps fund for the purposes of subsection (2.5) of this section and for
24 paying the direct and indirect costs of maintaining the Colorado
25 firefighting air corps, including expenses associated with acquisition,
26 retrofitting, labor, equipment, supply, transportation, air, mobilization,
27 repair, maintenance, and demobilization.

28 (III) WITHIN THREE DAYS OF THE EFFECTIVE DATE OF THIS
29 SUBSECTION (3)(c)(III), THE STATE TREASURER SHALL TRANSFER FIFTEEN
30 MILLION FIVE HUNDRED THOUSAND DOLLARS FROM THE DISASTER
31 EMERGENCY FUND CREATED IN SECTION 24-33.5-706 (2)(a) TO THE
32 COLORADO FIREFIGHTING AIR CORPS FUND CREATED IN SUBSECTION (3)(a)
33 OF THIS SECTION. NOTWITHSTANDING ANY OTHER REQUIREMENT OF THIS
34 SECTION, THE DIVISION SHALL USE THE MONEY TRANSFERRED PURSUANT
35 TO THIS SUBSECTION (3)(c)(III) FOR THE FOLLOWING PURPOSES IN FISCAL
36 YEAR 2021-22 AND IN FISCAL YEAR 2022-23:

37 (A) ESTABLISHING AND MAINTAINING A STATEWIDE FIRE DISPATCH
38 CENTER TO ENSURE RAPID RESPONSE OF FIRE-BASED RESOURCES TO
39 EMERGING WILDFIRE AND ALL-HAZARD INCIDENTS IN SUPPORT OF LOCAL,
40 COUNTY, STATE, AND FEDERAL AGENCIES IN COLORADO IN ACCORDANCE
41 WITH SECTION 24-33.5-1203 (1)(x);

42 (B) THE LEASING BY THE DIVISION OF APPROPRIATE AVIATION
43 RESOURCES CONFIGURED FOR WILDFIRE SUPPRESSION, FOR THE

1 OPERATIONAL COSTS ASSOCIATED WITH THE USE OF THE LEASED AND
2 PURCHASED AVIATION RESOURCES, AND THE COSTS ASSOCIATED WITH
3 LEASING, PURCHASING, OR OWNING CAPITAL INFRASTRUCTURE TO HOUSE
4 THE AVIATION RESOURCES; AND

5 (C) EXPANDING AND FURTHER IMPLEMENTING THE COLORADO
6 TEAM AWARENESS KIT SYSTEMS IN ACCORDANCE WITH SUBSECTION
7 (2.5)(b)(V) OF THIS SECTION.

8 **SECTION 8.** In Colorado Revised Statutes, 24-33.5-706, **amend**
9 (2)(a) as follows:

10 **24-33.5-706. Disaster emergency fund - established - financing**
11 **- legislative intent.** (2) (a) A disaster emergency fund is hereby
12 established. The fund consists of any ~~moneys~~ MONEY appropriated by the
13 general assembly, ~~moneys~~ MONEY transferred pursuant to subsections
14 (2.5) and (4)(b) of this section, and ~~moneys~~ MONEY to reimburse
15 expenditures from the fund that are transmitted to the state treasurer and
16 credited to the fund. ~~Moneys~~ MONEY in the disaster emergency fund shall
17 remain in the fund until expended or until transferred pursuant to
18 subsection (2.5)(c), (4.3), or (4.5) of this section OR SECTION 24-33.5-
19 1228 (3)(c)(III).".

20 Renumber succeeding section accordingly.

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