

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB24-1099 be amended as follows:

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  
24 to the defendant stating: "If you do not respond to the landlord's  
25 complaint by filing a written answer with the court on or before the date  
26 and time in this summons or appearing in court at the date and time in this  
27 summons, the judge may enter a default judgment against you in favor of  
28 your landlord for possession. A default judgment for possession means  
29 that you will have to move out, and it may mean that you will have to pay  
30 money to the landlord. In your answer to the court, you can state why you  
31 believe you have a right to remain in the property, whether you admit or  
32 deny the landlord's factual allegations against you, and whether you  
33 believe you were given proper notice of the landlord's reasons for  
34 terminating your tenancy before you got this summons. ~~When you file~~  
35 ~~your answer, you must pay a filing fee to the clerk of the court.~~ If you are  
36 claiming that the landlord's failure to repair a residential premises is a

1 defense to the landlord's allegation of nonpayment of rent, the court will  
2 require you to pay into the registry of the court, at the time of filing your  
3 answer, the rent due less any expenses you have incurred based upon the  
4 landlord's failure to repair the residential premise; unless the court  
5 determines that you qualify to have this requirement waived due to your  
6 income."".

7 Renumber succeeding section accordingly.

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

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

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