

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0393.02 Sarah Lozano x3858

HOUSE BILL 26-1310

HOUSE SPONSORSHIP

Story,

SENATE SPONSORSHIP

(None),

House Committees

Agriculture, Water & Natural Resources

Senate Committees

A BILL FOR AN ACT

101 CONCERNING REQUIREMENTS FOR STATE MONEY THAT IS USED FOR
102 WILDFIRE RESILIENCY ACTIVITIES.

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

The bill requires the general assembly, starting in state fiscal year 2027-28, to appropriate certain amounts to the wildfire resilient homes grant program cash fund, which amounts must be based on the amount of money in the wildfire mitigation capacity development fund that is used to fund grants in the prior state fiscal year. In awarding home hardening grants through the wildfire resilient homes grant program, the division of

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

fire prevention and control in the department of public safety is required to prioritize homeowners who are income qualified or who lack the ability to perform the home hardening work because of age, disability, or illness.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-1239,
3 **amend** (2)(c); and **add** (1)(b.5), (1)(d), and (4)(c) as follows:

4 **24-33.5-1239. Wildfire resilient homes grant program - fund**
5 **- rules - report - definitions - repeal.**

6 (1) As used in this section, unless the context otherwise requires:

7 (b.5) "INCOME QUALIFIED" MEANS A HOUSEHOLD INCOME AT OR
8 BELOW SEVENTY PERCENT OF THE AREA MEDIAN INCOME, AS DETERMINED
9 BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN
10 DEVELOPMENT.

11 (d) "WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND"
12 MEANS THE WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND
13 CREATED IN SECTION 24-33-117 (1).

14 (2) (c) (I) In awarding grants pursuant to the program, the division
15 shall consider the location of the homeowner's property, whether the
16 property is a primary residence of the homeowner, the income or assets
17 from all sources of the homeowner, the type of improvement proposed by
18 the homeowner, and any other criteria established by the division
19 pursuant to subsection (3) of this section. The division may require
20 applicants to provide information on the applicant's income, and the
21 division may prioritize income levels of applicants in awarding grants.

22 (II) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
23 CONTRARY, IN AWARDING GRANTS PURSUANT TO THE PROGRAM, THE
24 DIVISION SHALL PRIORITIZE HOMEOWNERS WHO ARE INCOME QUALIFIED OR

1 WHO LACK THE ABILITY TO PERFORM THE STRUCTURE HARDENING WORK
2 BECAUSE OF AGE, DISABILITY, OR ILLNESS.

3 (4) (c) (I) FOR STATE FISCAL YEAR 2027-28, THE GENERAL
4 ASSEMBLY SHALL APPROPRIATE AN AMOUNT OF MONEY TO THE FUND
5 FROM THE WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND IN AN
6 AMOUNT THAT IS AT LEAST TEN PERCENT OF THE AMOUNT OF MONEY FROM
7 THE WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND THAT IS USED
8 TO FUND GRANTS THROUGH THE WILDFIRE MITIGATION CAPACITY
9 DEVELOPMENT FUND IN STATE FISCAL YEAR 2026-27.

10 (II) FOR STATE FISCAL YEAR 2028-29, THE GENERAL ASSEMBLY
11 SHALL APPROPRIATE AN AMOUNT OF MONEY TO THE FUND FROM THE
12 WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND IN AN AMOUNT
13 THAT IS AT LEAST THIRTY PERCENT OF THE AMOUNT OF MONEY FROM THE
14 WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND THAT IS USED TO
15 FUND GRANTS THROUGH THE WILDFIRE MITIGATION CAPACITY
16 DEVELOPMENT FUND IN STATE FISCAL YEAR 2027-28.

17 (III) IN STATE FISCAL YEAR 2029-30 AND IN EACH STATE FISCAL
18 YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE AN
19 AMOUNT OF MONEY TO THE FUND FROM THE WILDFIRE MITIGATION
20 CAPACITY DEVELOPMENT FUND IN AN AMOUNT THAT IS AT LEAST FIFTY
21 PERCENT OF THE AMOUNT OF MONEY FROM THE WILDFIRE MITIGATION
22 CAPACITY DEVELOPMENT FUND THAT IS USED TO FUND GRANTS THROUGH
23 THE WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND IN STATE
24 FISCAL YEAR 2028-29 OR THE APPLICABLE PRIOR STATE FISCAL YEAR.

25 (IV) THIS SUBSECTION (4)(c)(IV) AND SUBSECTIONS (4)(c)(I) AND
26 (4)(c)(II) OF THIS SECTION ARE REPEALED, EFFECTIVE JULY 1, 2030.

27 **SECTION 2.** In Colorado Revised Statutes, 24-33-117, **add** (6.4)

1 as follows:

2 **24-33-117. Wildfire mitigation capacity development fund -**
3 **established - financing - legislative intent - repeal.**

4 (6.4) (a) FOR STATE FISCAL YEAR 2027-28, FOR THE PURPOSE OF
5 FUNDING GRANTS PURSUANT TO THIS SECTION, THE GENERAL ASSEMBLY
6 SHALL APPROPRIATE AN AMOUNT OF MONEY TO THE WILDFIRE MITIGATION
7 CAPACITY DEVELOPMENT FUND THAT IS NO MORE THAN NINETY PERCENT
8 OF THE AMOUNT OF MONEY FROM THE WILDFIRE MITIGATION CAPACITY
9 DEVELOPMENT FUND THAT IS USED TO FUND GRANTS IN STATE FISCAL
10 YEAR 2026-27.

11 (b) FOR STATE FISCAL YEAR 2028-29, FOR THE PURPOSE OF
12 FUNDING GRANTS PURSUANT TO THIS SECTION, THE GENERAL ASSEMBLY
13 SHALL APPROPRIATE AN AMOUNT OF MONEY TO THE WILDFIRE MITIGATION
14 CAPACITY DEVELOPMENT FUND THAT IS NO MORE THAN SEVENTY PERCENT
15 OF THE AMOUNT OF MONEY FROM THE WILDFIRE MITIGATION CAPACITY
16 DEVELOPMENT FUND THAT IS USED TO FUND GRANTS IN STATE FISCAL
17 YEAR 2027-28.

18 (c) FOR STATE FISCAL YEAR 2029-30 AND IN EACH STATE FISCAL
19 YEAR THEREAFTER, FOR THE PURPOSE OF FUNDING GRANTS PURSUANT TO
20 THIS SECTION, THE GENERAL ASSEMBLY SHALL APPROPRIATE AN AMOUNT
21 OF MONEY TO THE WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND
22 THAT IS NO MORE THAN FIFTY PERCENT OF THE AMOUNT OF MONEY FROM
23 THE WILDFIRE MITIGATION CAPACITY DEVELOPMENT FUND THAT IS USED
24 TO FUND GRANTS IN STATE FISCAL YEAR 2028-29 OR THE APPLICABLE
25 PRIOR STATE FISCAL YEAR.

26 (d) THIS SUBSECTION (6.4)(d) AND SUBSECTIONS (6.4)(a) AND
27 (6.4)(b) OF THIS SECTION ARE REPEALED, EFFECTIVE JULY 1, 2030.

1 **SECTION 3. Act subject to petition - effective date.** This act
2 takes effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly (August
4 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
5 referendum petition is filed pursuant to section 1 (3) of article V of the
6 state constitution against this act or an item, section, or part of this act
7 within such period, then the act, item, section, or part will not take effect
8 unless approved by the people at the general election to be held in
9 November 2026 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor.