

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**REVISED**

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

LLS NO. 24-0333.01 Shelby Ross x4510

**SENATE BILL 24-064**

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**SENATE SPONSORSHIP**

**Mullica and Marchman**, Bridges, Buckner, Kolker, Priola

**HOUSE SPONSORSHIP**

**Bird**,

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**Senate Committees**

Judiciary  
Appropriations

**House Committees**

Judiciary  
Appropriations

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**A BILL FOR AN ACT**

101      **CONCERNING REQUIRING THE JUDICIAL DEPARTMENT TO MAKE**  
102                    **RESIDENTIAL EVICTION-RELATED INFORMATION AVAILABLE TO**  
103                    **THE PUBLIC, AND, IN CONNECTION THEREWITH, MAKING AN**  
104                    **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 <http://leg.colorado.gov>.)*

The bill requires the judicial department to collect, compile, and publish online, on a monthly basis, aggregate residential eviction data for all forcible entry and detainer actions filed in each county in the

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.*

HOUSE  
2nd Reading Unamended  
May 4, 2024

SENATE  
3rd Reading Unamended  
April 29, 2024

SENATE  
Amended 2nd Reading  
April 26, 2024

immediately preceding month. The judicial department shall make individual case level residential eviction data available upon request. The bill requires the judicial department to publish online in a searchable format, and make available free of charge, every final order issued by Colorado district courts regarding residential eviction actions.

The bill requires the complaint for an eviction action to include the street address and the zip code.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 13-40-128 as  
3 follows:

4 **13-40-128. Monthly residential eviction data - report -**  
5 **definitions. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT**  
6 **OTHERWISE REQUIRES:**

7 **(a) "QUALIFIED ENTITY" MEANS:**

8 **(I) A PRINCIPAL DEPARTMENT OF THE STATE DESCRIBED IN**  
9 **SECTION 24-1-110;**

10 **(II) AN ORGANIZATION IN GOOD STANDING WITH THE SECRETARY**  
11 **OF STATE THAT IS EXEMPT FROM TAXATION UNDER SECTION 501(c)(3) OF**  
12 **THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED, THAT**  
13 **HAS A DEMONSTRATED HISTORY OF CREDIBLE HOUSING-RELATED**  
14 **RESEARCH AND PUBLICATIONS; OR**

15 **(III) AN INSTITUTION OF HIGHER EDUCATION THAT HAS A**  
16 **DEMONSTRATED HISTORY OF CREDIBLE HOUSING-RELATED RESEARCH AND**  
17 **PUBLICATIONS.**

18 **(b) "QUALIFIED REQUEST" MEANS A REQUEST FOR COMPILED DATA**  
19 **FROM RESIDENTIAL FORCIBLE ENTRY AND DETAINER ACTIONS THAT IS**  
20 **FILED IN COMPLIANCE WITH DIRECTIVES AND POLICIES GOVERNING THE**  
21 **JUDICIAL DEPARTMENT'S RESPONSE TO REQUESTS FOR COMPILED AND**  
22 **AGGREGATE DATA.**

1            (c) "RESIDENTIAL EVICTION DATA" MEANS, FOR EACH RESIDENTIAL  
2        FORCIBLE ENTRY AND DETAINER ACTION FILED PURSUANT TO THIS ARTICLE  
3        40:

4            (I) THE DATE THE COMPLAINT WAS FILED;

5            (II) THE RETURN DATE;

6            (III) THE DATE OF THE SCHEDULED HEARING;

7            (IV) WHETHER THE PLAINTIFF WAS REPRESENTED BY LEGAL  
8        COUNSEL;

9            (V) WHETHER THE TENANT WAS REPRESENTED BY LEGAL  
10       COUNSEL;

11          (VI) WHETHER THE TENANT FILED AN ANSWER;

12          (VII) ANY OF THE FOLLOWING CASE OUTCOMES:

13          (A) DEFAULT JUDGMENT;

14          (B) JUDGMENT FOR POSSESSION;

15          (C) STIPULATED AGREEMENT;

16          (D) WRIT OF RESTITUTION; OR

17          (E) DISMISSAL;

18          (VIII) THE ZIP CODE OF THE PROPERTY AT ISSUE;

19          (IX) WHETHER THE ACTION WAS FILED FOR:

20          (A) NONPAYMENT OF RENT OR UTILITIES; OR

21          (B) OTHER LEASE VIOLATIONS;

22          (X) THE TOTAL AMOUNT OF UNPAID RENT OR UTILITIES AT THE  
23        TIME OF FILING, AND ANY LATE FEES THAT THE PLAINTIFF CLAIMS THE  
24        TENANT OWES;

25          (XI) WHETHER THE TENANT ELECTED TO PARTICIPATE IN PERSON  
26        OR REMOTELY; AND

27          (XII) WHETHER THE PLAINTIFF ELECTED TO PARTICIPATE IN

1 PERSON OR REMOTELY.

2 (2) (a) BEGINNING JULY 1, 2024, DENVER COUNTY COURT SHALL  
3 ELECTRONICALLY PROVIDE RESIDENTIAL EVICTION DATA FOR ALL ACTIONS  
4 FILED IN DENVER COUNTY TO THE JUDICIAL DEPARTMENT, AND THE  
5 JUDICIAL DEPARTMENT SHALL ELECTRONICALLY COLLECT RESIDENTIAL  
6 EVICTION DATA FOR ALL ACTIONS FILED IN EACH COUNTY, INCLUDING  
7 DATA PROVIDED BY DENVER COUNTY COURT, PURSUANT TO THIS ARTICLE  
8 40.

9 (b) BEGINNING JANUARY 1, 2025, THE JUDICIAL DEPARTMENT  
10 SHALL, ON A MONTHLY BASIS, COMPILE AND PUBLISH ONLINE IN A  
11 SEARCHABLE FORMAT, AND MAKE AVAILABLE FREE OF CHARGE,  
12 AGGREGATE RESIDENTIAL EVICTION DATA FOR ALL ACTIONS FILED IN EACH  
13 COUNTY, INCLUDING RESIDENTIAL EVICTION DATA PROVIDED TO THE  
14 JUDICIAL DEPARTMENT BY DENVER COUNTY COURT, PURSUANT TO THIS  
15 ARTICLE 40 THAT CONCLUDED IN THE IMMEDIATELY PRECEDING MONTH;  
16 EXCEPT THAT ON JANUARY 1, 2025, THE JUDICIAL DEPARTMENT SHALL  
17 COMPILE AND PUBLISH ONLINE THE AGGREGATE RESIDENTIAL EVICTION  
18 DATA FOR JULY 1, 2024, THROUGH DECEMBER 31, 2024. THE JUDICIAL  
19 DEPARTMENT SHALL POST THE RESIDENTIAL EVICTION DATA IN A  
20 CONSPICUOUS PLACE ON THE JUDICIAL DEPARTMENT'S WEBSITE.

21 (c) (I) AFTER RECEIVING A QUALIFIED REQUEST FROM A QUALIFIED  
22 ENTITY, THE JUDICIAL DEPARTMENT SHALL MAKE DATA FROM RESIDENTIAL  
23 FORCIBLE ENTRY AND DETAINER ACTIONS ELECTRONICALLY AVAILABLE  
24 ON AN INDIVIDUAL CASE LEVEL. A REQUEST FOR INDIVIDUAL CASE LEVEL  
25 DATA MUST NOT BE USED FOR THE PURPOSE OF IDENTIFYING INDIVIDUAL  
26 PLAINTIFFS OR TENANTS, FOR ANY ACTION AGAINST INDIVIDUAL  
27 PLAINTIFFS OR TENANTS, OR TO ADVERTISE OR SELL ANY GOODS OR

1 SERVICES.

2 (II) A QUALIFYING ENTITY SHALL AGREE TO COMPLY WITH DATA  
3 CONFIDENTIALITY AND SUPPRESSION REQUIREMENTS AS DETERMINED BY  
4 THE JUDICIAL DEPARTMENT. AT A MINIMUM, THE AGREEMENT MUST  
5 ENSURE THAT THE REQUESTING QUALIFIED ENTITY SHALL NOT DISCLOSE  
6 ANY PERSONALLY IDENTIFIABLE INFORMATION ABOUT THE PLAINTIFF OR  
7 TENANT, NOR MAKE THE DATA PUBLICLY ACCESSIBLE IN ANY WAY THAT  
8 WOULD ENABLE A THIRD PARTY TO DISCERN THE IDENTITY OF AN  
9 INDIVIDUAL PLAINTIFF OR TENANT. ==

10 ==  
11 (3) BEGINNING JANUARY 2025 AND EACH JANUARY THEREAFTER  
12 UNTIL JANUARY 2035, THE JUDICIAL DEPARTMENT SHALL REPORT TO THE  
13 HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE  
14 JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, DURING THE  
15 JUDICIAL DEPARTMENT'S "SMART ACT" HEARING PURSUANT TO PART 2  
16 OF ARTICLE 7 OF TITLE 2, ON THE COMPILED RESIDENTIAL EVICTION DATA  
17 COLLECTED AND PUBLISHED PURSUANT TO THIS SECTION IN THE  
18 AGGREGATE FOR THE PREVIOUS CALENDAR YEAR. AT A MINIMUM, THE  
19 REPORT MUST INCLUDE THE NUMBER OF REQUESTS FOR INDIVIDUAL CASE  
20 LEVEL RESIDENTIAL EVICTION DATA PURSUANT TO SUBSECTION (2)(c) OF  
21 THIS SECTION AND THE NAMES OF THE REQUESTING ENTITIES.

22 **SECTION 2.** In Colorado Revised Statutes, 13-40-110, **amend**  
23 (1)(a) introductory portion; and **add (1)(f)** as follows:

24 **13-40-110. Action - how commenced - report.** (1) (a) An action  
25 ~~under~~ PURSUANT TO this article 40 is commenced by filing with the court  
26 a complaint in writing describing USING THE STANDARD FORM OF  
27 EVICTION COMPLAINT AND AFFIDAVIT FOR A RESIDENTIAL TENANCY THAT

1 IS AVAILABLE ONLINE THROUGH THE JUDICIAL DEPARTMENT'S WEBSITE TO  
2 DESCRIBE the property with reasonable certainty; THE STREET ADDRESS  
3 AND THE ZIP CODE, LISTED SEPARATELY; the grounds for ~~the~~ recovery;  
4 ~~thereof~~, the name of the person in possession or occupancy; a prayer for  
5 recovery of possession; and a signed affidavit that states:

6 (f) NOTWITHSTANDING THE REQUIREMENT TO FILE A COMPLAINT  
7 USING THE STANDARD FORM OF EVICTION PURSUANT TO SUBSECTION (1)(a)  
8 OF THIS SECTION, THE COURT SHALL ACCEPT A COMPLAINT FILED ON A  
9 DIFFERENT FORM IF THE COMPLAINT MEETS THE REQUIREMENTS OF THIS  
10 SECTION.

11 **SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal  
12 year, \$136,122 is appropriated to the judicial department for use by courts  
13 administration. This appropriation is from the general fund. To implement  
14 this act, the department may use this appropriation as follows:

15 (a) \$128,922 for general courts administration, which amount is  
16 based on an assumption that the department will require an additional 0.9  
17 FTE; and

18 (b) \$7,200 for capital outlay.

19 **SECTION 4. Safety clause.** The general assembly finds,  
20 determines, and declares that this act is necessary for the immediate  
21 preservation of the public peace, health, or safety or for appropriations for  
22 the support and maintenance of the departments of the state and state  
23 institutions.