

## HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Boesenecker

- 1 Amend the Transportation, Housing, and Local Government Committee  
2 Report, dated April 12, 2023, page 1, after line 5 insert:
- 3 "Page 5 of the printed bill, after line 12 insert:  
4 "(14) "SUFFICIENT WATER PRESSURE" MEANS WATER PRESSURE OF  
5 AT LEAST THIRTY-FIVE POUNDS PER SQUARE INCH THROUGHOUT THE  
6 DISTRIBUTION SYSTEM."
- 7 Renumber succeeding subsections accordingly."
- 8 Page 3 of the report, line 18, before "WATER" insert "FOR SUFFICIENT".
- 9 Page 4 of the report, strike line 1 and substitute:
- 10 "Page 12 of the bill, line 10, strike "OR".
- 11 Page 12 of the bill, line 12, strike "ISSUE." and substitute "ISSUE; OR  
12 (d) CREATE A REMEDIATION PLAN, IMPLEMENT A REMEDIATION  
13 PLAN, OR RESPOND TO THE DIVISION IN CONNECTION WITH A REMEDIATION  
14 PLAN.  
15 (4) AN ORDER ISSUED UNDER SUBSECTION (3)(d) OF THIS SECTION  
16 BECOMES EFFECTIVE UPON ISSUANCE TO THE PARK OWNER. A PARK OWNER  
17 MAY FILE A REQUEST FOR A HEARING, PURSUANT TO 24-4-105, ON ANY  
18 ISSUE RAISED BY THE ORDER IF FILED WITHIN TWENTY DAYS AFTER THE  
19 ORDER IS MAILED.  
20 (5) THIS SECTION DOES NOT REQUIRE A PARK OWNER TO  
21 REMEDIATE A WATER QUALITY ISSUE WITHIN A MOBILE HOME."."
- 22 Page 6 of the report, strike lines 3 and 4 and substitute:
- 23 "Page 19 of the bill, strike lines 15 through 27 and substitute:  
24 "**SECTION 4.** In Colorado Revised Statutes, 24-31-101, **amend**  
25 (1)(s) and (1)(t); and **add** (1)(u) as follows:  
26 **24-31-101. Powers and duties of attorney general.** (1) The  
27 attorney general:  
28 (s) May bring or intervene in a civil action, conduct investigations,  
29 and issue civil investigation demands pursuant to the "Colorado False  
30 Claims Act", part 12 of this article 31; **and**  
31 (t) May bring a civil action to enforce section 25-7-144; **AND**  
32 (u) MAY, IF THE ATTORNEY GENERAL HAS REASON TO BELIEVE

1 THAT A MOBILE HOME PARK IS CAUSING AN IMMINENT AND SUBSTANTIVE  
2 ENDANGERMENT TO THE PUBLIC HEALTH, WATER QUALITY, OR  
3 ENVIRONMENT IN VIOLATION OF STATE STATUTE OR RULE, REQUEST A  
4 TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION, PERMANENT  
5 INJUNCTION, OR ANY OTHER RELIEF NECESSARY TO PROTECT THE PUBLIC  
6 HEALTH, WATER QUALITY, OR ENVIRONMENT."."

7 Page 7 of the report, line 4, strike "TITLE 25." and substitute "TITLE 25.

8 **SECTION 8.** In Colorado Revised Statutes, 38-12-212.5, **amend**  
9 (2)(d) and (2)(e); and **add** (2)(f) and (6) as follows:

10 **38-12-212.5. Prohibition on retaliation and harassment -**  
11 **definition.** (2) Except as described in subsection (3) of this section, in an  
12 action or administrative proceeding by or against a home owner or  
13 resident, the management's action is presumed to be retaliatory if, within  
14 the one hundred twenty days preceding the management's action, the  
15 home owner or resident:

16 (d) Made any other effort to secure or enforce any of the rights or  
17 remedies provided by this part 2 or any other provision of law; **or**

18 (e) Participated in a vote or decision-making process concerning  
19 the opportunity to purchase the mobile home park pursuant to section  
20 38-12-217; **OR**

21 (f) FILED A WATER QUALITY COMPLAINT OR REQUESTED  
22 REMEDIATION TO ADDRESS A WATER QUALITY ISSUE UNDER PART 10 OF  
23 ARTICLE 8 OF TITLE 25.

24 (6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
25 REQUIRES, "ORGANIZING" INCLUDES:

26 (a) FACILITATING OR ATTENDING A MEETING FOR PURPOSES OF  
27 FORMING A TENANTS' ORGANIZATION OR FILING A COMPLAINT, EVEN IF THE  
28 ORGANIZATION IS NOT YET FORMED OR THE COMPLAINT HAS NOT YET BEEN  
29 FILED WHEN THE RETALIATION OCCURS; **OR**

30 (b) DISTRIBUTION OF FLYERS OR OTHER PROMOTIONAL OR  
31 EDUCATIONAL MATERIALS RELATED TO TENANT ORGANIZATION EFFORTS.".

32 Renumber succeeding sections accordingly.".

33 Page 7 of the report, strike lines 6 through 23 and substitute:

34 "Page 21 of the bill, strike lines 15 through 27.

35 Page 22 of the bill, strike lines 1 and 2.

36 Renumber succeeding sections accordingly.".

37 Page 7 of the report, after line 29 insert:

1 "Page 22 of the bill, line 4, strike "(7)(e) and (7)(f);" and substitute  
2 "(7)(e);".

3 Page 22 of the bill, strike lines 15 and 16."

4 Page 7 of the report strike line 31 and substitute ""SOURCE; AND  
5 (h) THE METHOD FOR CHARGING RESIDENTS FOR WATER AND  
6 SEWER, WHETHER WATER AND SEWER CHARGES ARE INCLUDED IN RENT,  
7 SUBMETERED, OR BY OTHER COLLECTION MEANS."."

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