

2019 Interim Period Activity Planning--Preparing for 2020 v3.0

For July 29, 2019 Planning Meeting

The agenda for our July 29 meeting will be different than the last two.

First, we'll spend some time talking about what it means—what are the actions involved—in following up on passed legislation*. We all learned how important this can be in our discussion around outreach for HB 1085 (PTC) at our last meeting. This will take about 20-30 minutes and will be led by Rich and Jeanette. They will use, as an example, SB 238.

We'll then talk about actions that may be taken in the creation of new legislative motions (we'll be referencing the How a Bill Becomes Law chart-- separate attachment), and using as an example the idea of "Extreme Longevity" and what that might mean to the people of Colorado. We talked a little on July 15 about using that as an "umbrella" under which specific legislative activities might be spin off—you can find this in the chart below.

Next, we'll confirm that each person with an assignment actually wants to keep that assignment and who will be the lead person and what being lead person means.

We will also discuss whether to actively support, passively support, or not support at all, Proposition CC, which will be on our fall ballots. This asks the voters to allow any excess revenue above TABOR limits to be retained and specifically used for Education and Transportation. Actively support in this case may mean spending some time in the field talking to people and so on.

Time permitting, we'll do some status checking on those bills that have assigned advocates.

Please note that the following has been sorted out a bit and so please use this version.

Thanks, Bob Brocker

President—Colorado Senior Lobby

303 832 4535

303 862 8711



**NOTE: Researcher needs: monitor the rule making process for CDHS, HCPF and CDPHE for the following bills. To do this, the researcher will need to get on the Secretary of State website and sign up to receive notices of Proposed Rules and Notices of Rule-Making at this link:*

https://public.qovdelivery.com/accounts/COSOS/subscriber/new?topic_id=COSOS_19

We will demonstrate this on Monday the 29th, and again later if necessary.

The volunteer(s) will then sort through the ones pertaining to the bills listed below and /or any pertaining to older adults/Seniors. The volunteer(s) would then note when there will be a hearing, or other activities, and pass that information along to our coordinator (need a volunteer for that, too) for further distribution.

Bill Number	Subject Matter	Action Needed	WHO? (Lead person in bold)	STATUS (0715)
SB19-015 RM	Statewide health care review committee Also reference HB19-1004	Follow Implementation—Rule Making—Report Back	Rich Mauro, Phil Cernanec	NNA (No New Activity)
SB19-173 RM	Secure Saving Plan Study	Follow progress of board doing study—Report Back	Rich Mauro, Phil Cernanec, Jarett Hughes	First meeting of board on 7/17; Jarrett Hughes is attending 9-12 at Mile Hi United Way
SB19-188 RM	FAMLI Leave Study	Follow progress—Report Back	Jarett Hughes, Kelsey Lesco (Disability Law Colorado)	First meeting on 7/16 0930-1230 at Col Dept of Labor.
SB19-238 JH	Home Care Agencies- Medicaid-pay for workers	Follow Implementation—Rule Making—Report Back Understand the ramifications	Jeanette Hensley (LEAD) , Jarett Hughes, Chris Larson (AAA-Platte County; Teller, Park, ElPaso), Sharon Courtney (Ft Collins Council on Aging)	NNA
SB19-254 JH	Nursing Home Penalty Cash Fund Spending	Follow Implementation—Rule Making—Report Back	Christina Johnson, Anne Meier	
HB19-1085 RM	PTC-provided small increase in grant amounts and indexes grants to inflation. Also adds eligibility to persons living in non-profit housing. A newer idea is to develop a draft for integrating the PTC program with Sr. Homestead Exemption—consolidating the two pieces of legislation.	Follow and/or engage in Community Outreach piece—implementation Could AAA's help?	Jarett Hughes, Fran Maes, Bob Epstein, Ed Shackelford, Rich Mauro	Jarett will follow up with the DOR and CDHS reps re ongoing activity. Jack R. of CCLP may engage as well.

HB19-1216 JH	Insulin pricing cap (\$100 per month—this is reported as a co-pay cap under private insurance and may impact 10,000 people but few are seniors. HCPF, Division of INSurance	Follow Implementation and rule-making	Diane Robinson, Francette Orsi, Blaine Cole	
HB19-1309 RM	Mobile Home Park bill You will also reference to Mobile Home parks under housing umbrella.	A stakeholder group has been formed to work with the Department of Local Affairs on rule making and to discuss possible additional legislation for next session. Senior Lobby has advocated for changes to help preserve mobile home communities for a long time now. We need one or two folks from CSL work on this issue through the rest of the year.	Jack R. —Lead Ed Shackelford, Kelsey Lesco, Rich,	Several legislators interested in follow on bills. Jack R outlined the schedule for Implementation with a 10/4 date target for Rules hearing. CCLP and 9-5 groups very active on this.
HB19-1319 RM	Government owned land inventory for affordable housing potential—Capital Development Committee	Follow Implementation and rule-making	Rich Mauro—LEAD , Diane Robinson ,	NNA
HB19-1320 RM	Community hospital-community input HCPF is agency in charge	Follow Implementation and rule-making	Rich and Jack R—co-leads , Sharon Courtney, Kris Geerken,	CCLP paying close attention to this too.
SB19-073 JH	Advance Medical Directive data base	Follow Implementation and rule-making	Kelsey Lesco—LEAD? , Kris Geerken, Fran Maes	NNA reported
HB19-1184 RM	Legislative staff to prepare demographic notes on certain, identified bills	Follow Implementation in 2020 GA session—report back	Rich	Legislative Council is drafting procedures for legislative leadership approval.

HB19-1239	Census 2020 Bill--\$6 million one-time spend--grants	Follow grant-making process	Rich	Board appointed, we will be getting Progress updates
HB19-1245 RM	Modify sales tax vendor fee to provide more \$\$ for affordable housing via Grant Fund-to be administered by division of housing(DOLA) DH's Alison George coming to 8/19 meeting. She will talk about 1239, 1245, and 1309.	Follow rule making process	Evelyn Marchese Jack R. (CCLP)—LEAD	Bulk of funding comes in 20/21 FY Will require vigilance to keep other hands out of The cookie jar.
HB19-1322 RM	Takes \$\$ from Unclaimed Property Fund and allocates to affordable housing via a Grant Fund—to be administered by Division of Housing	Follow rule-making process and implementation	Evelyn Marchese Jack R (CCLP)--LEAD	Bulk of funding comes in 20/21 FY Will require vigilance to keep other hands out of The cookie jar.
NA RM	Increase Funding for Older Coloradans Fund/State Funding for Senior Services, which is disbursed to AAA's—the current FY allocation is a total of \$46.3 Million, which includes a \$3 million funding that lasts for only five years (this is year one). Of this total, \$13.7 million is from federal funds. There is \$10 million p/y locked into state statute, plus the \$3 million per year for 5 years. All the rest of the funding is subject to annual appropriation.	According to JBC, Older Coloradans funding is now adequate. Potential funding requests for AAA organizational capacity building.	Rich Mauro-LEAD, Ed Shackelford, Fran Maes, Karen Brown,	NNA —We have asked JBC staff for updated numbers From a 2016 report they did. Some suggestions they made then : <ul style="list-style-type: none"> • Means testing to receive AAA services • Reduce the money allocated to the Counties for reimbursement of the Senior Property tax exemption and use the difference For senior services. • Institute a variety of service Performance measures on service deliveries for Seniors and reduce payments if not met.
	Add home care ombudsman funding, SAPGA's work.—this	Long term care and PACE	Anne Meier, Leah McMahon—co-Leads?, Rich	This was submitted as a budget item request to the Governor

	has been put into the budget request (\$1.2 Mil).			
NA JH	Expand Access to good Broadband in low internet speed areas of Colorado-- includes both Rural and Urban areas. Requires working with Colorado Broadband office of the Governor's IT department.	AARP has a strong interest in this. So should CSL--it's a major issue in the future of Mobility and Health care	Karen Brown— Jarett Hughes, Janine Vanderburg, Kelsey Lesco	NNA
NA RM	Increase funding for preventative programs and services (including non-medical services and supports) that are more cost effective	This likely involves collecting data on service use by age groups and on the use of control groups to gauge impact of prevention on the Medicaid costs. AAA's would need to create/collect this data.	Rich Mauro-LEAD Christina Johnson, Sharon Courtney	NNA
NA RM	Open up opportunities for state departments and the local agencies they fund to collaborate in new ways on program and service delivery, regardless of payor source. Suggest beginning with CDHS, HCPF and CDOT.	New Idea DRCOG is working on it, and others . Many situations of local and county level government administration with state supervision. Data exchange and integration potentially key parts of this. Data exchange between agencies may require legislation.	Jeanette Hensley-LEAD , Christina Johnson, Rich Mauro, Sharon Courtney	NNA
	UMBRELLA ISSUE: EXTREME LONGEVITY: <ul style="list-style-type: none"> Evaluate performance of the state's elder abuse statutes and identify areas for improvement. 	From state demographer: 2019 population 85+ = 92,000 2030 projection = 142,000—a 53% increase 79% of 85+ people live on Front Range	Kelsey, Christina, Jeanette, Bob Epstein Jeanette Hensley-LEAD , Anne	NNA

	<ul style="list-style-type: none"> Review opportunities to transition older prisoners from correctional facilities to less expensive community-based settings Encourage future medical professionals to focus on Geriatric field—what are the right incentives? Should the first focus be rural? Planning for frailty—what specific ways to do that? 	<p>65+ population: 43% increase between 2019 and 2030 (1.2 Million 65+ in 2030):</p> <ul style="list-style-type: none"> 47% increase 2019-2030 Front Range 37% increase Western Slope Rest about 20% increase 	<p>Meier, Christina Johnson, Fran Maes, Lindsay Parsons</p> <p>Bob Brocker, Phil, Rich, ____</p> <p>Phil and ____</p>	
NA JH	Research any existing legislation relative to financial aid to rural healthcare providers.	One example is _____	Leah McMahon, Jeanette Hensley, Blaine Cole, Kris Larson	NNA
NA JH	Review and develop ways to assist seniors with medical insurance premiums who are pre-Medicare and not working.	New Idea	Jeanette Hensley, Evelyn Marchese	NNA
	Umbrella Issue: Workforce:	These may include: Business case for employing older adults; what can be done	Janine Vanderburg , Jeanette Hensley,	NNA

	<ul style="list-style-type: none"> Work with schools to hire older adults to assist in the classroom: people of color, different language, cultural diversity and be sure the pay is appropriate for the older adults. Don't let there be a penalty for those who are receiving PERA and wanting to work with the schools. And consideration for volunteers in exchange for a property tax reduction. 	about age discrimination; incentives for older workers to keep working; tax benefits for employers; retraining incentives for older workers, etc.	SAPGA workforce committee (Karen Brown)	
NA JH	Research existing laws for fines and penalties connected to Sr. Issues to inventory them	New Idea	Kelley Horton, Rich Mauro	NNA
	Medicaid buy-in. Currently exists for disabled people up to 55. Look at raising the age limit to age 65 or 70?		Christina, Jeanette, Blaine Karen will mention to workforce committee.	
	Umbrella Issue: Senior Housing <ul style="list-style-type: none"> More work on Mobile Home parks—connect with the Renters Roundtable coalition 	More specific ideas?		

At our 7/15 meeting Jack R. provided an update on several housing related laws passed in 2019 session. Follow up by CCLP and ?? Also talked about new areas for 2020: Rental Late Fees—stopping evictions for lack of payment; better access to eviction records; discrimination of income source; rent control ideas. Renters Roundtable has many issues on agenda. Please see summaries of 2019 legislation re housing, below. Most of the heavy lifting for this list was done by CCLP, 9-5, Colorado Coalition for the Homeless, and other key members of the Renters Roundtable, including CSL, DRCOG.

Housing Funding Legislation from Colorado’s 2019 Legislative Session

HB19-1228: Increase Tax Credit Allocation Affordable Housing

Sponsors: Reps. Shannon Bird, Rep. Brianna Titone, Sen. Rachel Zenzinger, and Sen. Jack Tate)

- The bill doubles the Affordable Housing Tax Credit from \$5 million to \$10 million for the years beginning on January 1, 2020, and ending on December 31, 2024.
- The tax credit raises private sector equity needed to support the development and preservation of affordable housing.

HB19-1245: Affordable Housing Funding from Vendor Fee Changes

Sponsors: Rep. Mike Weissman, Sen. Julie Gonzales, and Sen. Mike Foote

- Under current law, businesses can keep 31/3% of sales tax they collect for administration purposes. This bill increases the vendor allowance to 4% and set a \$1,000 monthly cap on the amount businesses can keep.
- The savings would be transferred to the Housing Development Grant Fund within the Division of Housing, which would be used to improve, preserve, or expand the supply of affordable housing in Colorado. Under the bill, 1/3 of the funds will be used to provide affordable housing to ELI households.
- This minor change in the way the allowance is administered would result in roughly \$8 million being invested in housing across Colorado in years one and two and \$45-50 million per year thereafter.

HB19-1319: Incentives for Builders to Facilitate Affordable Housing

Sponsors: Rep. Shannon Bird, Rep. Hugh McKean, Sen. Faith Winter, and Sen. Dennis Hisey

- This bill requires an inventory of public lands suitable for affordable housing development.
- The bill also limits claw back of property tax exemptions for affordable housing projects. This will alleviate lenders’ concerns which hinder development of affordable housing.

HB19-1322: Expand Supply Affordable Housing

Sponsors: Rep. Dylan Roberts, Rep. Will, Sen. Dominic Moreno, and Sen. Coram

- This bill establishes a new state fund to support programs and projects that improve, preserve, and expand the supply of affordable housing in Colorado.
- \$30 million will be transferred from the Unclaimed Property Fund to the Division of Housing each year for three years beginning in fiscal year 2020-2021.

For more information, please contact Cathy Alderman at calderman@coloradocoalition.org or 303-312-9638

Landlord Tenant Legislation from Colorado's 2019 Legislative Session

Eviction Legal Defense Fund

(SB19-180, sponsored by Sen. Faith Winter and Rep. Julie McCluskie)

- The bill provides \$750,000 to create an Eviction Legal Defense Fund.
- The Office of the State Court Administrator will award grants from the fund to qualifying nonprofit organizations that provide legal advice, counseling, and representation for, and on behalf of, indigent clients who are experiencing an eviction or are at immediate risk of an eviction.

Extend Notice Before an Eviction

(HB19-1118, sponsored by Rep. Dominique Jackson, Rep. Rochelle Galindo and Sen. Angela Williams)

- This bill extends the amount of time a renter has to pay rent or cure a lease violation before an eviction, from 3 days to 10 days.
- If a landlord owns five or fewer single family homes, they may provide 5 days notice if this timeframe is disclosed in a lease agreement.
- ** This does not apply to nonresidential leases or employer-provided housing.
- ** A tenant may still be evicted sooner if behavior is threatening safety or property.

Residential Tenants Health and Safety Act (HB19-1170, sponsored by Rep. Dominique Jackson, Rep. Mike Weissman, Sen. Angela Williams and Sen. Jeff Bridges)

- This bill provides a meaningful process for enforcing the “warranty of habitability,” which is the basic standard for healthy and safe housing that a landlord is responsible for maintaining.
- It establishes timeframes for a landlord to commence repairs and allows a renter to withhold rent if needed.
- It makes it easier for a tenant to access relief through the courts.

- It requires a landlord to provide a working refrigerator and oven if included in the lease, and it requires a landlord to address issues related to mold.

Grants for Property Tax, Rent, and Heat

(HB19-1085, sponsored by Rep. Tony Exum and Sen. Rachel Zenzinger)

- This bill increases funding and expands eligibility to qualify for assistance under the Property Tax, Rent, Heat Credit Rebate (PTC Rebate), which is available to low-income older adults and people with disabilities.
- It increased the income-eligibility thresholds and grant amounts by 5% and indexed the amounts to increase with inflation in the future.
- It expands eligibility to people living in nonprofit housing.

Rental Application Fees

(HB19-1106, sponsored by Rep. Serena Gonzales-Gutierrez, Rep. Brianna Titone and Sen. Brittany Pettersen)

- This bill limits what a landlord can charge as a “rental application fee” to the actual costs of screening a prospective tenant.
- It requires a receipt of expenses, a refund if someone’s application is not considered, and a notice that explains why someone was denied housing.
- It prohibits consideration of rental and credit history older than 7 years.
- It prohibits consideration of any arrests that do not result in a conviction.
- It prohibits consideration of criminal convictions older than 5 years, with limited exceptions.

Landlord And Tenant Duties Regarding Bed Bugs

(HB19-1328, sponsored by Rep. Leslie Herod and Sen. Robert Rodriguez)

- This bill establishes responsibilities, processes and timeframes for addressing a bed bug infestation.
- Landlords are generally responsible for the cost of treating a bed bug infestation, though the tenant is responsible for notifying the landlord and preparing a unit for treatment.
- A landlord must have a unit inspected within 96 hours of receiving notice that it may be infested.
- A landlord must also disclose to a prospective tenant if there is reason to believe a unit is infested.

Authorize Local Governments to Stabilize Rent

(SB19-225, sponsored by Sen. Julie Gonzales, Sen. Robert Rodriguez, Rep. Serena Gonzales-Gutierrez and Rep. Susan Lontine)

- This bill did **not** pass, but would have given counties and municipalities the authority to enact ordinances intended to stabilize the cost of rent.

- It would have authorized local governments to enact and enforce any ordinance, resolution, agreement, deed restriction, or other measure that would stabilize rent on private residential property.

Mobile Home Park Act Oversight

(HB19-1309, sponsored by Rep. Edie Hooten, Rep. Julie McCluskie, Sen. Stephen Fenberg and Sen. Pete Lee)

- This bill provides for state oversight over the Mobile Home Park Act, and it establishes an administrative process within the Division of Housing for mobile home park tenants to seek relief if their rights are violated.
- This bill changes some of the timeframes for the eviction of a mobile home park tenant: it expands the time to pay rent before an eviction from 5 days to 10 days, and increases the time to move or sell a home after an eviction from 2 days to 30 (with the option of purchasing an additional 30 days).
- It gives counties legal authority to regulate mobile home parks in unincorporated areas.

For more information, please contact Jack Regenbogen at jregenbogen@cclponline.org or (303) 573 5669, ext 321