

HB1113_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

HB15-1113 be amended as follows:

1 Amend printed bill, page 2, strike lines 13 through 22 and substitute
2 "PERIOD AFTER WHICH A HOLDER OF AN EVIDENCE OF DEBT, IN RELATION
3 TO A FORECLOSURE SALE, OR AN ATTORNEY FOR THE HOLDER HAS
4 WITHDRAWN A NOTICE OF ELECTION AND DEMAND PURSUANT TO SECTION
5 38-38-109(3) AND REFILED THE NOTICE OF ELECTION AND DEMAND AFTER
6 WITHDRAWAL."

7 Page 3, strike lines 1 through 22 and substitute:

8 "SECTION 2. In Colorado Revised Statutes, 38-38-109, add
9 (1.5) as follows:

10 **38-38-109. Continuance of debt - effect of bankruptcy -**
11 **withdrawal of sale. (1.5) Effect of withdrawal and refiling of sale.**

12 (a) A HOLDER OF AN EVIDENCE OF DEBT IS LIABLE FOR ANY COMMON
13 EXPENSE ASSESSMENTS MADE AGAINST THE PROPERTY PURSUANT TO
14 SECTION 38-33.3-315 IF THE HOLDER OR AN ATTORNEY FOR THE HOLDER
15 WITHDRAWS THE NOTICE OF ELECTION AND DEMAND AND REFILES THE
16 NOTICE OF ELECTION AND DEMAND AFTER WITHDRAWAL.

17 (b) THE COMMON EXPENSE ASSESSMENTS OWED BY THE HOLDER
18 ACCUMULATE WITH EACH REILING OF THE NOTICE OF ELECTION AND
19 DEMAND."

20 Page 1, strike lines 106 and 107 and substitute "INTEREST OWNERSHIP
21 ACT" FOR THE PERIOD AFTER THE WITHDRAWAL AND REILING OF THE
22 FORECLOSURE SALE."

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