

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-1164.01 Richard Sweetman x4333

**HOUSE BILL 24-1457**

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**HOUSE SPONSORSHIP**

**Brown and Winter T., Soper**

**SENATE SPONSORSHIP**

**Liston and Marchman,**

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**House Committees**

Energy & Environment

Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING A PILOT GRANT PROGRAM TO AWARD GRANTS TO LOCAL**  
102         **GOVERNMENTS IN RURAL AREAS TO HELP PAY COSTS**  
103         **ASSOCIATED WITH THE ABATEMENT OF DANGEROUS MATERIALS**  
104         **IN CERTAIN STRUCTURES.**

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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 creates the rural housing and development asbestos and lead paint abatement pilot grant program (pilot grant program) in the department of public health and environment (department) to award

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.*

grants, beginning July 1, 2025, to local governments in rural areas to offset costs associated with the abatement of asbestos and lead paint in housing, commercial buildings, and other development projects. To receive a grant, a local government must submit an application to the department. The application must:

- Describe a voluntary clean-up plan that satisfies existing statutory requirements concerning clean-up of hazardous materials; and
- Include an assessment of needs of rural communities.

The owner of any property that receives asbestos or lead paint abatement, the costs of which abatement are paid in full or in part by grant money from the pilot grant program, is ineligible to apply for a no action determination concerning the property.

A local government that receives a grant from the pilot grant program must either acquire any necessary permits from the air pollution control division before commencing asbestos or lead paint abatement or require any person that proceeds with asbestos or lead paint abatement on behalf of the local government to first acquire such permits.

The bill creates the rural housing and development asbestos and lead paint abatement fund (fund) in the state treasury. The fund consists of money generated from penalties and fines collected in association with violations of laws concerning hazardous materials and any other money that the general assembly may appropriate or transfer to the fund. The department may expend money in the fund to award grants.

The pilot grant program and the fund are repealed, effective July 1, 2027.

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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 25-16-312** as  
3 follows:

4             **25-16-312. Rural housing and development asbestos and lead**  
5             **paint abatement pilot grant program - fund created - definition -**  
6             **rules - repeal.** (1) THE RURAL HOUSING AND DEVELOPMENT ASBESTOS  
7             AND LEAD PAINT ABATEMENT PILOT GRANT PROGRAM, REFERRED TO IN  
8             THIS SECTION AS THE "PILOT GRANT PROGRAM", IS ESTABLISHED IN THE  
9             DEPARTMENT. THE PILOT GRANT PROGRAM MAY AWARD GRANTS,  
10            BEGINNING JULY 1, 2025, TO LOCAL GOVERNMENTS IN RURAL

1 COMMUNITIES TO OFFSET COSTS ASSOCIATED WITH THE ABATEMENT OF  
2 ASBESTOS AND LEAD PAINT IN:

- 3 (a) HOUSING;  
4 (b) COMMERCIAL BUILDINGS; AND  
5 (c) OTHER DEVELOPMENT PROJECTS.

6 (2) TO RECEIVE A GRANT FROM THE PILOT GRANT PROGRAM, A  
7 LOCAL GOVERNMENT MUST SUBMIT AN APPLICATION TO THE DEPARTMENT.

8 THE APPLICATION MUST:

9 (a) FOR RENOVATION OR DEMOLITION SITES, INCLUDE AN  
10 INSPECTION REPORT CONSISTENT WITH THE RULES ADOPTED PURSUANT TO  
11 SECTION 25-7-503 DETAILING ASBESTOS-CONTAINING MATERIALS IN  
12 EXCESS OF TRIGGER LEVELS;

13 (b) FOR RENOVATION OF LEAD-BASED PAINT ABATEMENT SITES,  
14 INCLUDE A DESCRIPTION OF ELIGIBILITY THAT THE FACILITY MEETS THE  
15 DEFINITION IN SECTION 25-7-1102 (2) OR (7);

16 (c) FOR BOTH ASBESTOS AND LEAD-BASED PAINT ABATEMENT,  
17 RENOVATION, OR DEMOLITION, INCLUDE DOCUMENTATION  
18 DEMONSTRATING THAT THE APPLICANT HAS ACQUIRED ANY NECESSARY  
19 PERMITS AND REGULATORY APPROVAL FROM THE AIR POLLUTION CONTROL  
20 DIVISION; AND

21 (d) INCLUDE AN ASSESSMENT OF THE NEEDS OF THE LOCAL  
22 GOVERNMENT'S RURAL COMMUNITIES SPECIFIC TO:

23 (I) THE HEALTH AND ENVIRONMENTAL IMPACTS OF ASBESTOS- AND  
24 LEAD-PAINT-CONTAMINATED STRUCTURES;

25 (II) THE PRESENCE OR LACK OF CERTIFIED ASBESTOS ABATEMENT  
26 OR LEAD PAINT ABATEMENT PERSONNEL OR SUPERVISORS OPERATING  
27 WITHIN, OR TRAVELING TO, RURAL COMMUNITIES FOR ABATEMENT

1 PROJECTS;

2 (III) THE COST OF ACQUIRING CERTIFIED ASBESTOS ABATEMENT OR  
3 LEAD PAINT ABATEMENT PERSONNEL OR SUPERVISORS WITHIN RURAL  
4 COMMUNITIES;

5 (IV) THE PROXIMITY TO, AND AVAILABILITY OF, ASBESTOS AND  
6 LEAD PAINT DISPOSAL FACILITIES; AND

7 (V) COMMUNITY IMPACTS ON ECONOMIC DEVELOPMENT AND  
8 AFFORDABLE HOUSING.

9 

10 (3) (a) THE RURAL HOUSING AND DEVELOPMENT ASBESTOS AND  
11 LEAD PAINT ABATEMENT FUND, REFERRED TO IN THIS SECTION AS THE  
12 "FUND", IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF  
13 MONEY GENERATED FROM PENALTIES AND FINES COLLECTED PURSUANT TO  
14 SECTIONS 25-15-309 AND 25-15-310, AS DESCRIBED IN SECTION  
15 25-15-311; PENALTIES COLLECTED PURSUANT TO SECTION 25-7-511; AND  
16 ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR  
17 TRANSFER TO THE FUND.

18 (b) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
19 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
20 FUND TO THE FUND.

21 (c) THE STATE TREASURER SHALL CREDIT ANY UNEXPENDED AND  
22 UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF A STATE  
23 FISCAL YEAR TO THE FUND; EXCEPT THAT, ON JUNE 30, 2027, THE STATE  
24 TREASURER SHALL CREDIT ANY UNEXPENDED AND UNENCUMBERED  
25 MONEY REMAINING IN THE FUND TO THE GENERAL FUND.

26 (d) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL  
27 ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY TO AWARD GRANTS AS

1 DESCRIBED IN SUBSECTION (1) OF THIS SECTION.

2 (e) THE DEPARTMENT MAY EXPEND NO MORE THAN THREE  
3 PERCENT OF THE TOTAL MONEY ANNUALLY APPROPRIATED TO THE FUND  
4 TO PAY THE DIRECT AND INDIRECT ADMINISTRATIVE COSTS OF THE  
5 DEPARTMENT IN IMPLEMENTING THIS SECTION.

6 (4) AS USED IN THIS SECTION, UNLESS THE CONTEXT REQUIRES  
7 OTHERWISE, "RURAL COMMUNITY" HAS THE MEANING SET FORTH IN  
8 SECTION 39-22-526 (1)(b)(II).

9 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

10 **SECTION 2.** In Colorado Revised Statutes, 25-7-511, **amend** (6)  
11 as follows:

12 **25-7-511. Enforcement - repeal.** (6) (a) EXCEPT AS DESCRIBED  
13 IN SUBSECTION (6)(b) OF THIS SECTION, all penalties collected pursuant to  
14 this section shall be transmitted to the state treasurer, who shall credit the  
15 same to the general fund.

16 (b) (I) ON AND AFTER JULY 1, 2025, ALL RECEIPTS FROM  
17 PENALTIES COLLECTED UNDER THIS SECTION SHALL BE CREDITED TO THE  
18 RURAL HOUSING AND DEVELOPMENT ASBESTOS AND LEAD PAINT  
19 ABATEMENT FUND CREATED IN SECTION 25-16-312.

20 (II) THIS SUBSECTION (6)(b) IS REPEALED, EFFECTIVE JUNE 30,  
21 2027.

22 **SECTION 3.** In Colorado Revised Statutes, **amend** 25-15-311 as  
23 follows:

24 **25-15-311. Disposition of fines and penalties - repeal.**  
25 (1) EXCEPT AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, all  
26 receipts from penalties or fines collected under ~~the provisions of~~ sections  
27 25-15-309 and 25-15-310 shall be credited to the general fund of the

1 state.

2 (2) (a) ON AND AFTER JULY 1, 2025, ALL RECEIPTS FROM  
3 PENALTIES OR FINES COLLECTED UNDER SECTIONS 25-15-309 AND  
4 25-15-310 SHALL BE CREDITED TO THE RURAL HOUSING AND  
5 DEVELOPMENT ASBESTOS AND LEAD PAINT ABATEMENT FUND CREATED IN  
6 SECTION 25-16-312.

7 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JUNE 30, 2027.

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9 **SECTION 4. Act subject to petition - effective date.** This act  
10 takes effect at 12:01 a.m. on the day following the expiration of the  
11 ninety-day period after final adjournment of the general assembly; except  
12 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
13 of the state constitution against this act or an item, section, or part of this  
14 act within such period, then the act, item, section, or part will not take  
15 effect unless approved by the people at the general election to be held in  
16 November 2024 and, in such case, will take effect on the date of the  
17 official declaration of the vote thereon by the governor.