



D 2021 110

EXECUTIVE ORDER

Extending Executive Orders D 2021 088 and D 2021 105 Providing Assistance for Tenants at Risk for Eviction Due to COVID-19

Pursuant to the authority vested in the Governor of the State of Colorado and, in particular, pursuant to Article IV, Section 2, of the Colorado Constitution and the relevant portions of the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.*, I, Jared Polis, Governor of the State of Colorado, issue this Executive Order amending and extending Executive Orders D 2021 088 and D 2021 105, providing assistance to residential tenants at risk for eviction due to coronavirus disease 2019 (COVID-19) in Colorado.

I. Background and Purpose

On March 5, 2020, the Colorado Department of Public Health and Environment's (CDPHE) public health laboratory confirmed the first presumptive positive COVID-19 test result in Colorado. Since then, the number of confirmed cases has continued to climb, and we have evidence of community spread throughout the State. I verbally declared a disaster emergency on March 10, 2020, and on March 11, 2020, I issued the corresponding Executive Order D 2020 003, as amended by Executive Orders D 2020 018, D 2020 032, D 2020 058, D 2020 076, D 2020 109, D 2020 125, D 2020 152, D 2020 176, D 2020 205, D 2020 234, D 2020 258, D 2020 264, D 2020 268, D 2020 284, D 2020 290, D 2020 296, D 2021 009, D 2021 022, D 2021 028, D 2021 045, D 2021 061, D 2021 068, D 2021 087 and D 2021 102. On March 25, 2020, I requested that the President of the United States declare a Major Disaster for the State of Colorado, pursuant to the Stafford Act. The President approved that request on March 28, 2020.

My administration, along with other State, local, and federal authorities, has taken a wide array of actions to mitigate the effects of the pandemic, prevent further spread, and protect against overwhelming our health care resources.

The virus that causes COVID-19 is spread primarily by close contact between people and through respiratory droplets when an infected person coughs or sneezes. It can also be spread through contact with contaminated surfaces. Public health experts recommend we practice social distancing, or maintaining a physical distance of six (6) feet or more from other people, as a way to slow the spread of COVID-19. Keeping people housed can help limit the spread of COVID-19 during a public health disaster.

The economic impacts of COVID-19 have been significant and have undermined the economic stability of many Coloradans. The risk of contamination posed by COVID-19 necessitated closure of multiple businesses. Employers and employees in virtually all

sectors of the economy have been hit the hardest. The State and federal governments have provided rental assistance for residential tenants who are in danger of losing their housing due to the economic impact of COVID-19. The demand for this State and federal aid has been immense, and these programs need time to provide aid to tenants.

This Executive Order extends Executive Order D 2021 088, as extended by Executive Order D 2021 105, for an additional thirty (30) days to provide assistance to Colorado residential tenants at risk for eviction while State and federal funds are distributed. We must continue to take steps to provide relief to Colorado renters.

II. Amendments

Section II of Executive Order D 2021 088, as extended by Executive Order D 2021 105, is amended to include the following:

- C. No individual shall file or initiate actions for forcible entry and detainer (i.e. eviction), including any demand for rent under C.R.S. § 13-40-101, *et seq.*, unless the individual has notified the tenant in writing of the resources available to tenants and landlords. To meet this requirement, the individual must provide as notice a copy of the Department of Local Affairs (DOLA) resources found at https://drive.google.com/file/d/1e_wzHePhG-1aONBlvEzMnJFovC4YfsJi/view .
- D. I direct the Executive Director of DOLA to continue working with landlords to implement the model rent repayment agreements created by DOLA, which can be found at <https://drive.google.com/file/d/1mWh7qSpXRMcavBnJnZdQmR9goEcrq6b0/view>, to assist individuals who are unable to pay rent.

III. Duration

Executive Order D 2021 088, as amended and extended by Executive Order D 2021 105 and this Executive Order, shall expire thirty (30) days from June 1, 2021, unless extended further by Executive Order. In all other respects, Executive Order D 2021 088, as extended by Executive Order D 2021 105, shall remain in full force and effect as originally promulgated.



GIVEN under my hand and
the Executive Seal of the
State of Colorado, this first
day of June, 2021.

Jared Polis
Governor