

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0812.01 Megan Waples x4348

SENATE BILL 22-160

SENATE SPONSORSHIP

Gonzales and Hinrichsen,

HOUSE SPONSORSHIP

Boesenecker and Lindsay, Jodeh, Woodrow

Senate Committees

Local Government

House Committees

A BILL FOR AN ACT

101 CONCERNING PROGRAMS TO PRESERVE MOBILE HOME COMMUNITIES,
102 AND, IN CONNECTION THEREWITH, ESTABLISHING A REVOLVING
103 LOAN AND GRANT PROGRAM TO ASSIST MOBILE HOME OWNERS
104 SEEKING TO PURCHASE THEIR COMMUNITIES.

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 establishes a revolving loan and grant program to provide assistance and financing to mobile home owners seeking to organize and purchase their mobile home parks. The division of housing (division) in

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

the department of local affairs (department) is required to contract with at least 2, and not more than 3, loan program administrators, unless the division determines that there is only one qualified applicant during an open and competitive selection process, in which case the division may contract with a single administrator.

The administrators are required to use money provided by the loan program to make loans to mobile home owners seeking to purchase their mobile home parks. The division is required to establish a grant program to provide grants to nonprofit organizations that provide technical and other assistance to eligible home owners seeking to organize to purchase their mobile home parks. The division is also required to establish a grant program to provide grants to eligible home owners to support programs to ensure the long term affordability of a resident-owned park, including by stabilizing lot rents and limiting rent increases.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-32-726 as
3 follows:

4 **24-32-726. Mobile home park resident empowerment loan**
5 **program - fund - creation - policies - report - legislative declaration**
6 **- definitions.** (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES

7 THAT:

8 (a) THE COVID-19 PANDEMIC HAS HAD DEVASTATING AND
9 UNEVEN ECONOMIC AND HEALTH CONSEQUENCES ACROSS THE STATE;

10 (b) COMMUNITIES THAT FACED ECONOMIC, HEALTH, AND SOCIAL
11 VULNERABILITIES BEFORE THE PANDEMIC BEGAN HAVE BEEN
12 DISPROPORTIONATELY AFFECTED BY THE PUBLIC HEALTH AND ECONOMIC
13 CONSEQUENCES OF THE PANDEMIC;

14 (c) THE PANDEMIC AND THE RECESSION FOLLOWING THE PANDEMIC
15 HAVE INCREASED HOUSING INSECURITY AMONG VULNERABLE AND
16 LOW-INCOME COMMUNITIES;

17 (d) RESIDENTS AND HOME OWNERS IN MOBILE HOME PARKS ARE

1 AMONG THOSE WHO HAVE FACED INCREASED ECONOMIC AND HOUSING
2 INSECURITY IN THE WAKE OF THE COVID-19 PANDEMIC;

3 (e) OVER ONE HUNDRED THOUSAND PEOPLE IN COLORADO LIVE IN
4 MOBILE HOME PARKS, INCLUDING MANY OF THE STATE'S LOW-INCOME
5 WORKERS, IMMIGRANTS, OLDER ADULTS, INDIVIDUALS WITH DISABILITIES,
6 AND VETERANS AND THEIR FAMILIES;

7 (f) WHILE MOBILE HOME PARKS ARE AN IMPORTANT SOURCE OF
8 AFFORDABLE HOUSING AND LOW-INCOME HOME OWNERSHIP
9 OPPORTUNITIES FOR COLORADO RESIDENTS, THE BUSINESS MODEL
10 ASSOCIATED WITH MOBILE HOME PARKS CREATES UNIQUE AND
11 SIGNIFICANT RISKS FOR MOBILE HOME OWNERS AND RESIDENTS;

12 (g) BECAUSE MOBILE HOME OWNERS OFTEN RENT THE LAND UNDER
13 THEIR HOMES FROM A MOBILE HOME PARK OWNER OR LANDLORD, HOME
14 OWNERS MAY EXPERIENCE UNPREDICTABLE HOUSING COST INCREASES,
15 FACE COSTLY MOVES, OR LOSE THE VALUE OF THEIR HOME IF THE MOBILE
16 HOME PARK OWNER SELLS THE PARK OR CHANGES THE USE OF THE LAND;

17 (h) RESIDENTS AND HOME OWNERS IN MOBILE HOME PARKS ARE
18 THEREFORE PARTICULARLY VULNERABLE TO HOUSING INSECURITY AND
19 FACE DISPROPORTIONATE RISKS OF HOMELESSNESS OR EVICTION AS A
20 RESULT OF THE ECONOMIC IMPACTS OF THE COVID-19 PANDEMIC;

21 (i) COLORADO LAW PROVIDES OPPORTUNITIES FOR MOBILE HOME
22 OWNERS TO PURCHASE THEIR MOBILE HOME PARKS WHEN THE PARK
23 OWNER OR LANDLORD DECIDES TO SELL THE PARK TO PROTECT
24 THEMSELVES FROM THE RISKS ASSOCIATED WITH CHANGES IN MOBILE
25 HOME PARK OWNERSHIP;

26 (j) HOWEVER, MOBILE HOME OWNERS FACE OBSTACLES IN
27 OBTAINING FINANCING THROUGH TRADITIONAL SOURCES, STOPPING

1 MOBILE HOME OWNERS FROM TAKING ADVANTAGE OF THE OPPORTUNITY
2 TO PURCHASE THEIR MOBILE HOME PARKS;

3 (k) COLORADO IS EXPERIENCING A LACK OF AFFORDABLE HOUSING
4 AT CRITICAL LEVELS. THE STATE CONTINUES TO ATTRACT NEW RESIDENTS
5 AND JOBS, BUT WITH THIS GROWTH HAS COME EVER-INCREASING HOUSING
6 PRICES, PLACING UNSUSTAINABLE DEMANDS ON THE STATE'S LIMITED
7 HOUSING STOCK. THE AFFORDABLE HOUSING CRISIS HAS ONLY BEEN
8 EXACERBATED BY THE COVID-19 PANDEMIC;

9 (l) IN 2021, THE GENERAL ASSEMBLY ENACTED HOUSE BILL
10 21-1329, WHICH DIRECTED THE EXECUTIVE COMMITTEE OF THE
11 LEGISLATIVE COUNCIL TO CREATE A TASK FORCE TO MEET DURING THE
12 2021 LEGISLATIVE INTERIM AND ISSUE A REPORT WITH
13 RECOMMENDATIONS TO THE GENERAL ASSEMBLY AND THE GOVERNOR ON
14 POLICIES TO CREATE TRANSFORMATIVE CHANGES IN THE AREA OF
15 HOUSING;

16 (m) THE EXECUTIVE COMMITTEE SUBSEQUENTLY CONVENED THE
17 AFFORDABLE HOUSING TRANSFORMATIONAL TASK FORCE AND SUBPANEL
18 (TASK FORCE), MADE UP OF LEGISLATORS, EXECUTIVE BRANCH MEMBERS,
19 AND DIVERSE STAKEHOLDERS, INCLUDING INDUSTRY EXPERTS;

20 (n) THE TASK FORCE EVALUATED PROPOSALS AND MADE
21 RECOMMENDATIONS TO ACHIEVE A NEW VISION FOR AFFORDABLE
22 HOUSING, SEEKING TO CREATE AN AFFORDABLE HOUSING SYSTEM THAT,
23 AMONG OTHER THINGS, IS AFFORDABLE, OVERCOMES DISPARITIES, BUILDS
24 WEALTH, IS SUSTAINABLE, AND REMOVES OBSTACLES IN ORDER TO
25 SUPPORT COLORADANS AND THEIR HOUSING NEEDS;

26 (o) THE TASK FORCE RECOMMENDED THAT THE GENERAL
27 ASSEMBLY CREATE A PROGRAM TO PROVIDE PROVIDE LOW-INTEREST

1 LOANS OR GRANTS, OR BOTH, FOR THE PRESERVATION OF NATURALLY
2 OCCURRING AFFORDABLE HOUSING, SUCH AS MOBILE HOME PARKS,
3 INCLUDING THE PURCHASE OF SUCH AFFORDABLE HOUSING BY MOBILE
4 HOME OWNERS OR COMMUNITY OR NON-PROFIT ORGANIZATIONS IN THEIR
5 COMMUNITIES TO PREVENT EVICTION AND DISPLACEMENT, AND BUILD
6 CAPACITY, ESPECIALLY AMONG COMMUNITIES DISPROPORTIONATELY
7 DISADVANTAGED AND IMPACTED BY COVID-19;

8 (p) ESTABLISHING A REVOLVING LOAN AND GRANT FUND TO HELP
9 PROVIDE TECHNICAL ASSISTANCE AND SECURE FINANCING FOR MOBILE
10 HOME OWNERS TO ORGANIZE AND PURCHASE THEIR MOBILE HOME PARKS
11 CAN SUPPORT LONG-TERM AFFORDABLE HOUSING SECURITY IN THE STATE
12 BY ALLOWING MOBILE HOME OWNERS TO PURCHASE THE LAND THAT THEIR
13 MOBILE HOMES OCCUPY TO PROTECT THEMSELVES FROM THE RISKS AND
14 INSECURITIES THEY CURRENTLY FACE WITH THE TURNOVER IN MOBILE
15 HOME PARK OWNERSHIP;

16 (q) PROGRAMS TO SUPPORT LONG-TERM HOUSING SECURITY,
17 INCLUDING THE DEVELOPMENT OF AFFORDABLE HOUSING AND THE
18 PROVISION OF FINANCIAL SERVICES FOR THE UNBANKED AND
19 UNDERBANKED, ARE ESSENTIAL TO ADDRESS THE AFFORDABLE HOUSING
20 CRISIS IN COLORADO AND TO PROTECT AND PRESERVE COLORADO'S
21 LARGEST SOURCE OF UNSUBSIDIZED AFFORDABLE HOUSING;

22 (r) CREATING A REVOLVING LOAN AND GRANT PROGRAM FOR
23 MOBILE HOME PARK RESIDENTS TO ORGANIZE AND PURCHASE THEIR
24 MOBILE HOME PARKS RESPONDS TO THE NEGATIVE ECONOMIC IMPACTS OF
25 THE COVID-19 PANDEMIC BY HELPING RESIDENTS WHO ARE OFTEN LOW
26 INCOME AND WHO FACE DISPROPORTIONATE RISKS OF HOUSING
27 INSECURITY BECOME MORE SECURE WHILE DEVELOPING LONG-TERM

1 AFFORDABLE HOUSING SECURITY FOR COLORADO;

2 (s) BY CREATING LONG-TERM, SUSTAINABLE SOURCES OF
3 AFFORDABLE HOUSING FOR COLORADO RESIDENTS, THE REVOLVING LOAN
4 AND GRANT PROGRAM SERVES AN IMPORTANT AND DISCRETE PUBLIC
5 PURPOSE IN SECURING THE STATE'S ECONOMIC AND OVERALL RECOVERY
6 FROM THE CRISIS CAUSED BY COVID-19; AND

7 (t) SUPPORTING THE STATE'S RECOVERY FROM THE CRISIS CAUSED
8 BY COVID-19 AND SUPPORTING LONG-TERM HOUSING SECURITY
9 THROUGH THE PRESERVATION AND DEVELOPMENT OF AFFORDABLE
10 HOUSING IS THE PRIMARY PURPOSE OF THE REVOLVING LOAN AND GRANT
11 PROGRAM AND OUTWEIGHS ANY BENEFIT TO PRIVATE INDIVIDUALS OR
12 ENTITIES.

13 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
14 REQUIRES:

15 (a) "ADMINISTRATOR" MEANS AN ENTITY THAT THE DIVISION
16 CONTRACTS WITH PURSUANT TO SUBSECTION (3) OF THIS SECTION TO
17 ADMINISTER THE LOAN PROGRAM.

18 (b) "DEPARTMENT" MEANS THE DEPARTMENT OF LOCAL AFFAIRS.

19 (c) "ELIGIBLE HOME OWNERS" MEANS A GROUP OR ASSOCIATION
20 OF MOBILE HOME OWNERS OR THEIR ASSIGNEES SEEKING TO PURCHASE A
21 MOBILE HOME PARK PURSUANT TO SECTION 38-12-217.

22 (d) "FUND" MEANS THE MOBILE HOME PARK RESIDENT
23 EMPOWERMENT LOAN AND GRANT PROGRAM FUND ESTABLISHED IN
24 SUBSECTION (10) OF THIS SECTION.

25 (e) "PROGRAM" OR "LOAN PROGRAM" MEANS A MOBILE HOME
26 PARK RESIDENT EMPOWERMENT LOAN PROGRAM ESTABLISHED IN
27 ACCORDANCE WITH THIS SECTION.

1 (3) (a) THE DIVISION SHALL CONTRACT WITH AT LEAST TWO AND
2 NOT MORE THAN THREE ADMINISTRATORS TO ESTABLISH A MOBILE HOME
3 PARK RESIDENT EMPOWERMENT LOAN PROGRAM IN ACCORDANCE WITH
4 THIS SECTION; EXCEPT THAT, IF THE DIVISION FINDS THAT THERE IS ONLY
5 ONE QUALIFIED APPLICANT IN AN OPEN AND COMPETITIVE SELECTION
6 PROCESS, THE DIVISION MAY CONTRACT WITH A SINGLE ADMINISTRATOR.
7 THE PURPOSE OF THE PROGRAM IS TO PROVIDE BOTH ACQUISITIONS AND
8 CAPITAL IMPROVEMENT FINANCING TO ELIGIBLE HOME OWNERS IN ORDER
9 TO ALLOW THEM TO PURCHASE THEIR MOBILE HOME PARK PURSUANT TO
10 SECTION 38-12-217. AN ADMINISTRATOR MUST BE A BUSINESS NONPROFIT
11 ORGANIZATION, NONDEPOSITORY COMMUNITY DEVELOPMENT FINANCIAL
12 INSTITUTION, BUSINESS DEVELOPMENT CORPORATION, OR OTHER ENTITY
13 AS DETERMINED BY THE DIVISION. THE DIVISION SHALL USE AN OPEN AND
14 COMPETITIVE PROCESS TO SELECT THE ADMINISTRATOR OR
15 ADMINISTRATORS FOR THE PROGRAM.

16 (b) IN SELECTING AN ADMINISTRATOR OR ADMINISTRATORS, THE
17 DIVISION SHALL GIVE PRIORITY TO APPLICANTS THAT DEMONSTRATE:

18 (I) OPERATIONAL CAPACITY TO DEPLOY THE PROGRAM MONEY FOR
19 THE INTENDED PURPOSE;

20 (II) PROFICIENCY IN FINANCIAL MANAGEMENT AND PUBLIC
21 REPORTING SYSTEMS;

22 (III) THE ABILITY TO LEVERAGE ADDITIONAL PUBLIC OR PRIVATE
23 CAPITAL TO PROVIDE LOANS TO ELIGIBLE HOME OWNERS; AND

24 (IV) A TRACK RECORD OF DISTRIBUTING GRANT OR LOAN FUNDS
25 IN AN EFFICIENT MANNER.

26 (4) (a) NOTWITHSTANDING ANY RESTRICTION ON THE INVESTMENT
27 OF STATE MONEY SET FORTH IN SECTION 24-36-113 OR ANY OTHER

1 PROVISION OF LAW, SUBJECT TO THE AVAILABILITY OF MONEY IN THE FUND
2 AND THE REQUIREMENTS OF THIS SECTION, THE DIVISION MAY TRANSFER
3 MONEY FROM THE FUND TO AN ADMINISTRATOR PURSUANT TO A
4 CONTRACT TO ESTABLISH A LOAN PROGRAM IN ACCORDANCE WITH THIS
5 SECTION. AN ADMINISTRATOR SHALL USE THE MONEY PROVIDED TO MAKE
6 LOANS TO ELIGIBLE HOME OWNERS.

7 (b) A CONTRACT WITH AN ADMINISTRATOR MAY INCLUDE AN
8 ADMINISTRATION FEE ESTABLISHED BY THE DIVISION AT AN AMOUNT
9 REASONABLY CALCULATED TO COVER THE ADMINISTRATIVE COSTS OF THE
10 DIVISION IN IMPLEMENTING AND OVERSEEING THE PROGRAM. A CONTRACT
11 WITH AN ADMINISTRATOR MAY REQUIRE THE ADMINISTRATOR TO REPAY
12 ALL LENDING CAPITAL THAT IS NOT COMMITTED TO LOANS UNDER THE
13 PROGRAM AND ALL PRINCIPAL AND INTEREST THAT IS REPAID BY
14 BORROWERS UNDER THE PROGRAM AT THE END OF THE CONTRACT PERIOD
15 IF, IN THE JUDGMENT OF THE DIVISION, THE ADMINISTRATOR HAS NOT
16 PERFORMED SUCCESSFULLY UNDER THE TERMS OF THE CONTRACT. THE
17 DIVISION MAY REDEPLOY MONEY REPAID UNDER THIS SUBSECTION (4)(b)
18 THROUGH A CONTRACT WITH ANOTHER NEW OR EXISTING ADMINISTRATOR.

19 (c) IN DEVELOPING PERFORMANCE BENCHMARKS AND
20 PERFORMANCE REVIEWS FOR ADMINISTRATORS, THE DIVISION SHALL
21 CONSULT WITH ELIGIBLE HOME OWNERS AND INDIVIDUALS AND GROUPS
22 SUPPORTING ELIGIBLE HOME OWNERS, INCLUDING THOSE WHO HAVE
23 SUCCESSFULLY PURCHASED THEIR MOBILE HOME PARK OR WHO HAVE
24 ATTEMPTED TO PURCHASE THEIR MOBILE HOME PARK UNDER SECTION
25 38-12-217.

26 (5) (a) AN ADMINISTRATOR SHALL ESTABLISH AND PUBLISH
27 POLICIES FOR THE LOAN PROGRAM, WHICH MUST MEET ANY CRITERIA OR

1 TERMS ESTABLISHED BY THE DIVISION. AT A MINIMUM, THE POLICIES MUST
2 ADDRESS:

3 (I) THE PROCESS AND DEADLINES FOR APPLYING FOR AND
4 RECEIVING A LOAN UNDER THE PROGRAM, INCLUDING THE INFORMATION
5 AND DOCUMENTATION REQUIRED FOR THE APPLICATION;

6 (II) ELIGIBILITY CRITERIA FOR ELIGIBLE HOME OWNERS APPLYING
7 TO THE PROGRAM;

8 (III) MAXIMUM ASSISTANCE LEVELS FOR LOANS;

9 (IV) LOAN TERMS, INCLUDING INTEREST RATES AND REPAYMENT
10 TERMS;

11 (V) REPORTING REQUIREMENTS FOR RECIPIENTS;

12 (VI) PROGRAM FEES, INCLUDING THE APPLICATION FEE,
13 ORIGINATION FEE, AND CLOSING COSTS POLICIES;

14 (VII) UNDERWRITING AND RISK MANAGEMENT POLICIES;

15 (VIII) THE EXTENT TO WHICH THE LOAN TERMS WILL RESULT IN
16 AFFORDABLE RENTS AND MINIMAL DISPLACEMENT FOR CURRENTLY
17 ELIGIBLE HOME OWNERS;

18 (IX) THE FEASIBILITY AND LONG-TERM SUSTAINABILITY OF
19 GOVERNANCE AND MANAGEMENT STRUCTURES SUPPORTED BY HOME
20 OWNER PURCHASE LOANS, AND THE EXTENT TO WHICH SUCH STRUCTURES,
21 LOAN TERMS, AND ADMINISTRATION MAY DISADVANTAGE SOME
22 COMMUNITIES AND COMMUNITY MEMBERS; AND

23 (X) ANY ADDITIONAL POLICIES NECESSARY TO ADMINISTER THE
24 PROGRAM.

25 (b) THE POLICIES ESTABLISHED BY AN ADMINISTRATOR MUST
26 ALLOW A PREVIOUSLY SUBMITTED APPLICATION OR AN APPROVED LOAN TO
27 BE TRANSFERRED TO AN ASSIGNEE IF A GROUP OR ASSOCIATION OF HOME

1 OWNERS PROVIDE WRITTEN NOTICE OF AN ASSIGNMENT EXECUTED
2 PURSUANT TO SECTION 38-12-217 (8).

3 (c) THE POLICIES REQUIRED BY THIS SUBSECTION (5) SHALL BE
4 DEVELOPED AND IMPLEMENTED WITH A GOAL OF GENERATING ENOUGH
5 RETURN TO REPLENISH THE PROGRAM FOR FUTURE LOAN ALLOCATIONS.

6 (6) IN DETERMINING THE ELIGIBILITY OF APPLICANTS AND THE SIZE
7 AND TERMS OF LOANS, THE ADMINISTRATOR SHALL PRIORITIZE
8 LOW-INCOME COMMUNITIES AND OTHER COMMUNITIES THAT HAVE FACED
9 DISPROPORTIONATE IMPACTS FROM THE COVID-19 PANDEMIC.

10 (7) (a) THE DIVISION SHALL ESTABLISH A GRANT PROGRAM TO
11 PROVIDE GRANTS TO ONE OR MORE NONPROFIT ORGANIZATIONS TO
12 PROVIDE TECHNICAL AND OTHER ASSISTANCE TO ELIGIBLE HOME OWNERS
13 SEEKING TO ORGANIZE AND PURCHASE THEIR MOBILE HOME PARK.

14 (b) THE DIVISION SHALL ESTABLISH AND PUBLICIZE POLICIES FOR
15 THE GRANT PROGRAM. AT A MINIMUM, THE POLICIES MUST ADDRESS:

16 (I) THE PROCESS AND ANY DEADLINES FOR APPLYING FOR AND
17 RECEIVING A GRANT UNDER THE PROGRAM, INCLUDING THE INFORMATION
18 AND DOCUMENTATION REQUIRED FOR THE APPLICATION;

19 (II) ELIGIBILITY AND SELECTION CRITERIA FOR NONPROFIT
20 ORGANIZATIONS APPLYING TO RECEIVE GRANTS;

21 (III) MAXIMUM GRANT SIZES;

22 (IV) ANY ADDITIONAL SPECIFICATIONS OR CRITERIA FOR THE USES
23 OF THE GRANT MONEY ALLOWED BY SUBSECTION (7)(c) OF THIS SECTION;

24 (V) ANY REPORTING REQUIREMENTS FOR RECIPIENTS; AND

25 (VI) ANY ADDITIONAL POLICIES NECESSARY TO ADMINISTER THE
26 PROGRAM.

27 (c) GRANT RECIPIENTS MAY USE GRANT MONEY:

1 (I) TO PROVIDE TECHNICAL ASSISTANCE TO ELIGIBLE HOME
2 OWNERS SEEKING TO ORGANIZE TO PURCHASE THEIR MOBILE HOME PARK
3 IN ACCORDANCE WITH THIS SECTION;

4 (II) TO PROVIDE ADDITIONAL ASSISTANCE TO ELIGIBLE HOME
5 OWNERS, INCLUDING BY CONDUCTING ASSESSMENTS OF THE PHYSICAL
6 CONDITION OF MOBILE HOME PARKS SUBJECT TO PURCHASE, PROCURING OR
7 PROVIDING LEGAL OR LAW-RELATED SERVICES, PROVIDING EARNEST
8 DEPOSITS OR PRE-PAID ESCROW, PROVIDING SUPPLEMENTAL FINANCIAL
9 SERVICES, OR PROVIDING ADDITIONAL TECHNICAL AND ADMINISTRATIVE
10 ASSISTANCE AFTER A SUCCESSFUL PURCHASE; AND

11 (III) FOR OTHER RELATED USES IDENTIFIED BY THE DIVISION.

12 (d) SUBJECT TO AVAILABLE APPROPRIATIONS, GRANTS MAY BE
13 PAID FROM THE FUND AND FROM ANY ADDITIONAL FUNDING SOURCE FOR
14 WHICH THE DIVISION HAS SPENDING AUTHORITY FOR THIS PURPOSE.

15 (8) (a) THE DIVISION SHALL ESTABLISH A GRANT PROGRAM TO
16 PROVIDE GRANTS TO ELIGIBLE HOME OWNERS IN ORDER TO SUPPORT AND
17 MAINTAIN THE LONG-TERM AFFORDABILITY OF A RESIDENT OWNED MOBILE
18 HOME PARK.

19 (b) THE DIVISION SHALL ESTABLISH AND PUBLICIZE POLICIES FOR
20 THE GRANT PROGRAM. AT A MINIMUM, THE POLICIES MUST ADDRESS:

21 (I) THE PROCESS AND ANY DEADLINES FOR APPLYING FOR AND
22 RECEIVING A GRANT UNDER THE PROGRAM, INCLUDING THE INFORMATION
23 AND DOCUMENTATION REQUIRED FOR THE APPLICATION;

24 (II) ELIGIBILITY AND SELECTION CRITERIA FOR ELIGIBLE HOME
25 OWNERS APPLYING TO RECEIVE GRANTS;

26 (III) MAXIMUM GRANT SIZES;

27 (IV) REPORTING REQUIREMENTS FOR RECIPIENTS;

1 (V) CRITERIA FOR THE TYPES OF RENT STABILIZATION AND
2 AFFORDABILITY PROGRAMS SUPPORTED BY THE PROGRAM; AND

3 (VI) ANY ADDITIONAL POLICIES NECESSARY TO ADMINISTER THE
4 PROGRAM.

5 (c) GRANT RECIPIENTS MAY USE GRANT MONEY FOR PROGRAMS TO
6 STABILIZE LOT RENTS AND LIMIT RENT INCREASES IN THE PARK IN ORDER
7 TO ENSURE THE LONG-TERM AFFORDABILITY OF THE PARK.

8 (d) SUBJECT TO AVAILABLE APPROPRIATIONS, GRANTS MAY BE
9 PAID FROM THE FUND AND FROM ANY ADDITIONAL FUNDING SOURCE FOR
10 WHICH THE DIVISION HAS SPENDING AUTHORITY FOR THIS PURPOSE.

11 (9) THE DIVISION MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS,
12 OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF
13 THIS SECTION. THE DIVISION SHALL TRANSMIT ALL MONEY RECEIVED
14 THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO
15 SHALL CREDIT THE MONEY TO THE FUND.

16 (10) (a) THE MOBILE HOME PARK RESIDENT EMPOWERMENT LOAN
17 AND GRANT PROGRAM FUND IS HEREBY CREATED IN THE STATE TREASURY.
18 THE FUND CONSISTS OF ANY MONEY THAT THE GENERAL ASSEMBLY
19 APPROPRIATES OR TRANSFERS TO THE FUND AND ANY GIFTS, GRANTS, OR
20 DONATIONS CREDITED TO THE FUND PURSUANT TO SUBSECTION (9) OF THIS
21 SECTION.

22 (b) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
23 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
24 FUND TO THE FUND.

25 (c) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
26 DEPARTMENT FOR THE PURPOSES SPECIFIED IN THIS SECTION. THE
27 DEPARTMENT MAY USE UP TO FIVE PERCENT OF THE MONEY

1 APPROPRIATED, TRANSFERRED, OR REPAYED UNDER A CONTRACT WITH AN
2 ADMINISTRATOR TO THE FUND TO PAY FOR ITS DIRECT AND INDIRECT
3 COSTS IN ADMINISTERING THIS SECTION.

4 (d) ON JULY 1, 2022, THE STATE TREASURER SHALL TRANSFER
5 THIRTY-FIVE MILLION DOLLARS TO THE FUND.

6 (11) THE DEPARTMENT SHALL ANNUALLY REPORT ON THE LOAN
7 AND GRANT PROGRAMS ESTABLISHED IN THIS SECTION AS PART OF ITS
8 "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND
9 TRANSPARENT (SMART) GOVERNMENT ACT" PRESENTATION REQUIRED
10 BY SECTION 2-7-203.

11 **SECTION 2. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, or safety.