

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Williams A.

1 Amend reengrossed bill, page 5, line 6, strike "(2)" and substitute "(2),  
2 (3),".

3 Page 6, after line 6 insert:

4 "(3) When any condition described in subsection (2) of this  
5 section is caused by the misconduct of the tenant, a member of the  
6 tenant's household, a guest or invitee of the tenant, or a person under the  
7 tenant's direction or control, the condition does not constitute a breach of  
8 the warranty of habitability. It is not misconduct by a victim of domestic  
9 violence; domestic abuse; unlawful sexual behavior, as described in  
10 section 16-22-102 (9); or stalking under this subsection (3) if the  
11 condition is the result of domestic violence; domestic abuse; unlawful  
12 sexual behavior, as described in section 16-22-102 (9); or stalking and the  
13 landlord has been given written OR ELECTRONIC notice and evidence of  
14 domestic violence; domestic abuse; unlawful sexual behavior, as  
15 described in section 16-22-102 (9); or stalking, as described in section  
16 38-12-402 (2)(a)."

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