

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 21-0387.01 Richard Sweetman x4333

HOUSE BILL 21-1093

HOUSE SPONSORSHIP

Woodrow,

SENATE SPONSORSHIP

Rodriguez,

House Committees
Business Affairs & Labor

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AVAILABLE RELIEF FOR PLAINTIFFS WHO PREVAIL IN A**
102 **CLASS ACTION UNDER THE "COLORADO CONSUMER**
103 **PROTECTION ACT".**

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 states that in a class action under the "Colorado Consumer Protection Act", a successful plaintiff may recover actual damages, injunctive relief allowed by law, and reasonable attorney fees and costs.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, 6-1-113, **add** (2.9)
3 as follows:

4 **6-1-113. Damages.** (2.9) IN A CASE CERTIFIED AS A CLASS
5 ACTION, A SUCCESSFUL PLAINTIFF MAY RECOVER ACTUAL DAMAGES,
6 INJUNCTIVE RELIEF ALLOWED BY LAW, AND REASONABLE ATTORNEY FEES
7 AND COSTS.

8 **SECTION 2. Act subject to petition - effective date.** This act
9 takes effect at 12:01 a.m. on the day following the expiration of the
10 ninety-day period after final adjournment of the general assembly; except
11 that, if a referendum petition is filed pursuant to section 1 (3) of article V
12 of the state constitution against this act or an item, section, or part of this
13 act within such period, then the act, item, section, or part will not take
14 effect unless approved by the people at the general election to be held in
15 November 2022 and, in such case, will take effect on the date of the
16 official declaration of the vote thereon by the governor.