

# COLORADO

#### Department of Regulatory Agencies

Division of Real Estate

HOA Registration – Getting a Lay of the Land

Thank you for joining us, the presentation will begin shortly.

### HOA Registration – Getting a Lay of the Land

The purpose of this presentation is to provide tips to board members and Community Association Managers who are registering HOAs or making changes to HOA accounts



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### Disclaimer:

The information provided during this presentation is for educational purposes only and is not meant to provide, nor should it be construed as legal advice.

Any legal questions should be directed to a qualified Colorado attorney.



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HOA Information & & Resource Center

Presented By: Amanda Lopez, HOA Information Support Specialist Nick Altmann, HOA Information Officer

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#### **The HOA Information & Resource Center**

- House Bill 10-1278 created the HOA Information & Resource Center
- Became effective January 1, 2011
- Intended to be a resource for Homeowners, Board Members, and Community Association Managers
- HOA Information Officer is appointed by the Director of the Division of Real Estate
- Specifically intended to assist homeowners and board members to understand their rights and responsibilities under CCIOA
- Contains "Sunset" language which requires re-authorization every 5 years
- Next Sunset review scheduled for 2025



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#### **The Colorado Common Interest Ownership Act**

- Colorado adopted the Colorado Common Interest Ownership Act ("CCIOA") and the law became effective July 1, 1992
- Intention is to create a clear, comprehensive, and uniform framework for the creation and operation of common interest communities
- Colorado sets many standards and provides homeowners with several statutory rights they did not have prior to 1992, but they must be asserted and enforced by the individual homeowner.
- CCIOA does not contain any provision for regulatory oversight by the Division of Real Estate



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- Pursuant to § 38-33.3-401, every unit owners' association shall register annually. ۲
- Information the Division collects:
- Name of the Association, as shown in the Colorado Secretary of State's records
- Name of the association's management company, managing agent, or designated agent, which may be the association's registered agent, as shown in the Colorado secretary of state's records, or any other agent that the executive board has delegated for purposes of registration under this section
- The physical address of the HOA
- A valid address; email address, if any; website, if any; and telephone number for the association or its management company, managing agent, or designated agent
- The number of units in the association
- If an association does not register, the right to impose or enforce a lien for assessments under § 38-33.3-316 or to pursue an action or employ an enforcement mechanism otherwise available to it under § 38-33.3-123 is suspended until the association is validly registered pursuant to this section.

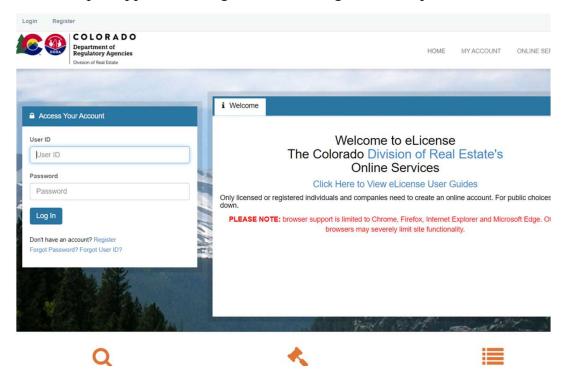


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#### **Creating A New Designated Agent Account**

Visit: https://apps.colorado.gov/dre/licensing/Default.aspx





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### **Designated Agent Account Basics**

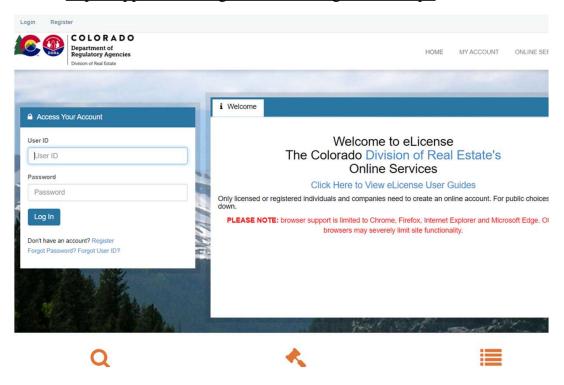
- The Designated Agent is an individual or company that the board of an association delegates to be responsible for the registration and subsequent renewal of an association's registration with the Division.
- There are no prerequisites for registering as a Designated Agent.
- There is no fee associated with the registration for a Designated Agent account.
- This account will provide you with a Designated Agent credential number (DA.0000XXXXX) which you will need in the next steps-registering the HOA Account.
- If you currently hold a different license type with DRE, you do not need to create an account



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#### **Creating A New HOA Account**

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### **HOA Account Registration Fees**

- Any association with revenues greater than \$5,000.00 per year is required to pay the registration fee.
- As of October 1, 2022, the registration fee is \$30.00 per year.
- Any association with revenues of \$5,000.00 or less per year is <u>exempt</u> from paying the registration fee, therefore the fee is waived. This also applies to HOA renewals



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### **HOA Account Registration Requirements**

When completing an Initial HOA Registration, you will need to have the following:

- Name, Contact Information and credential number for the HOA's Designated Agent ("DA")
- Certificate of Good Standing from the <u>Colorado Secretary of State</u> ("CSOS")
- CSOS ID number
- Physical location and number of units for the HOA
- Relevant CCIOA Information
- Total Revenue for the HOA
- HOA Declaration Information



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### **Where Do I Get This Information?**

- Name, Contact Information and credential number for the HOA's Designated Agent ("DA")-*Colorado eLicense: https://apps.colorado.gov/dre/licensing/Default.aspx*
- Certificate of Good Standing and Entity ID Number from the <u>Colorado Secretary of State</u> ("CSOS")*https://www.coloradosos.gov/biz/BusinessEntityCriteriaExt.do*
- Physical location and number of units for the HOA-*This is the address or cross streets of an intersection near the association.* <u>It is NOT the address of the Community Association Management company</u>.
- Relevant CCIOA Information-Association's governing documents
- Total Revenue for the HOA-Association's Annual Budget
- HOA Declaration Information-*Book and Page number showing the recording of the Declaration with the Clerk & Recorder's Office in the county or counties where the property is located.*



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#### **ORN's and ORN Request Form**

### "Help Me...Help You"

-Jerry Maguire



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#### REQUEST FORM FOR COMMON INTEREST COMMUNITY ORN (ONILNE REGISTRATION NUMBER)

RETURN IN PDF FORMAT TO:

amanda.lopez@state.co.us

Pursuant to Title 38, Article 33.3, Part 4, C.R.S. common interest communities (also known as home owner or property owner associations) in Colorado must register with the Division of Real Estate and renew on a yearly basis. For more detailed information on registration, please see section 38-33.3-401 of the Colorado Common Interest Ownership Act.

Please note – the HOA Registration number <u>MUST</u> be formatted as "HOA1234". Meaning, it must start with "HOA", followed by the registration numbers, <u>without any spaces or leading zeros</u>. If you do not list the HOA Registration Number in this exact format, your request will be denied and you will be asked to correct and resubmit.

If you do not have the HOA Registration, you may <u>download a list of active and expired HOAs here</u>. If you do not have the CO Secretary of State ID number, you may search for it here.

Name of Requestor\_\_\_\_\_\_
Email\_\_\_\_\_
Phone Number \_\_\_\_\_\_
Reason for the Request\_\_\_\_\_\_

HOA Registration Number	Colorado Secretary Of State ID Number	Association Name

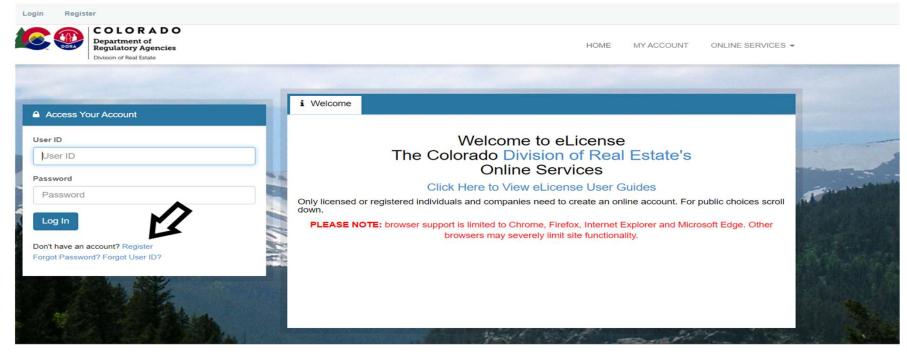


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#### Accessing the HOA Account with the ORN



Q Lookup a Licensee



Generate Licensee Roster



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HOME MY ACCOUNT ONLINE SERVICES -

#### Account Matching

Fields marked with an asterisk \* are required. Step 2. Answer Security Questions

We will try to find your account by asking you the questions below:

Items with \* are required.





Finish

Cancel



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Login Register				
COLORADO Department of Regulatory Agencies Division of Real Estate		HOME	MY ACCOUNT	ONLINE SERVICES -
Registration				
Account Information			* dei	notes required fields
*User ID	DORAHOA1			
*Email	amanda.lopez@state.co.us			
*Password	Password			
*Confirm Password	Confirm Password			
Secret Questions				
*Secret Question 1	What is the middle name of your oldest grandchild?	~	Answer 1	
*Secret Question 2	What is the middle name of your youngest brother or sister?	~	Answer 2	
*Secret Question 3	What was the destination of your first airplane trip?	~	Answer 3	
				Create Account



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#### ORN PRO TIPS

- Type in the HOA name exactly how it is registered with DORA
- The email address you enter is the email address we will use to email renewal reminders for the HOA
- Anytime there is a new DA, these steps must be completed



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### **New Registration System in 2023**

- New eLicense system will be introduced for use by Designated Agent and HOA account registrants.
- Estimated implementation May-June, 2023.
- Enhanced notifications and communication abilities regarding renewal notices.
- Do Not Worry! The HOA Center will update you through the HOA Today listserv. (Details on registering for the HOA Today listserv on the next slide.
- Additional Training: Live and On-Demand Training will be available as the Division approaches the transition.



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### How Can You Stay Informed?

- Sign-up for the HOA Today Listserv.
- Here is how:
  - Visit the HOA Center's website: <u>https://dre.colorado.gov/hoa-center</u>
  - Scroll down to the bottom of the page and complete the sign-up for HOA Today on the lower right-hand side of the screen.





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#### **Need More Resources?**

The HOA Center has a detailed Registration Assistance/ Frequently Asked Questions Webpage



Visit us here: <u>https://dre.colorado.gov/hoa-registration-services</u>





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Check Out HOA Resources For Yourself At:

• Web: https://dre.colorado.gov/hoa-center

• Send Inquiries Via E-mail To: dora\_dre\_hoainquiries@state.co.us