

HB1389\_L.005

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.HB14-1389 be amended as follows:

1 Amend the Business, Labor, Economic, & Workforce Development  
2 Committee Report, dated April 29, 2014, page 5, strike lines 19 and 20  
3 and substitute "MAY REQUIRE THAT THE OWNER OF A FACILITY".

4 Page 5, line 24, after "STATE." add "IF THE OWNER OF A FACILITY FAILS TO  
5 PROVIDE THE INFORMATION REQUESTED BY THE OFFICE, THE OFFICE MAY  
6 DENY CERTIFICATION AS A QUALIFIED DATA CENTER OR A QUALIFIED  
7 REFURBISHED DATA CENTER."

8 Page 6, after line 23 insert:

9           "(c) DURING THE CERTIFICATION PROCESS PURSUANT TO THIS  
10 SUBSECTION (5), THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT  
11 MAY REQUIRE THAT A TAXPAYER THAT SEEKS TO OBTAIN CERTIFICATION  
12 AS A QUALIFIED TENANT OF A FACILITY SUBMIT CERTAIN INFORMATION TO  
13 THE OFFICE REGARDING THE IMPACT THAT THE EXEMPTION ALLOWED IN  
14 THIS SECTION HAD ON THE TAXPAYER'S DECISION TO LOCATE OR EXPAND  
15 A BUSINESS, MAKE INVESTMENTS, AND HIRE EMPLOYEES IN THE STATE. IF  
16 THE TAXPAYER FAILS TO PROVIDE THE INFORMATION REQUESTED BY THE  
17 OFFICE, THE OFFICE MAY DENY CERTIFICATION AS A QUALIFIED TENANT OF  
18 A FACILITY."

19 Reletter succeeding paragraph accordingly.

20 Page 7, strike lines 8 through 13 and substitute:

21           "(b) ANY QUALIFIED DATA CENTER, QUALIFIED REFURBISHED DATA  
22 CENTER, OR QUALIFIED TENANT OF A FACILITY SHALL SUBMIT TO THE  
23 COLORADO OFFICE OF ECONOMIC DEVELOPMENT INFORMATION  
24 REQUESTED BY THE OFFICE FOR THE PURPOSE OF TRACKING AND  
25 MONITORING QUALIFIED DATA CENTERS, QUALIFIED REFURBISHED DATA  
26 CENTERS, AND QUALIFIED TENANTS OF FACILITIES FOR THE PURPOSE OF  
27 THE REPORT REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (8). IF A  
28 QUALIFIED DATA CENTER, QUALIFIED REFURBISHED DATA CENTER, OR  
29 QUALIFIED TENANT OF A FACILITY FAILS TO PROVIDE THE INFORMATION  
30 REQUESTED BY THE OFFICE, THE OFFICE MAY REVOKE CERTIFICATION AS  
31 A QUALIFIED DATA CENTER, QUALIFIED REFURBISHED DATA CENTER, OR  
32 QUALIFIED TENANT OF A FACILITY, AS APPLICABLE."

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