

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 15-0579.01 Ed DeCecco x4216

SENATE BILL 15-141

SENATE SPONSORSHIP

Scheffel,

HOUSE SPONSORSHIP

Thurlow,

Senate Committees

Finance
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE EXPANSION OF ELIGIBILITY FOR THE STATE INCOME**
102 **TAX CREDIT TO REIMBURSE PERSONAL PROPERTY TAXES PAID IN**
103 **THE STATE, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

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://www.leg.state.co.us/billsummaries.>)

For 5 income tax years beginning in 2015, there is an income tax credit to reimburse a qualifying taxpayer for personal property taxes paid in Colorado for which the taxpayer does not already receive a state or

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

SENATE
3rd Reading Unamended
April 30, 2015

SENATE
Amended 2nd Reading
April 29, 2015

federal income tax benefit. To qualify for the credit, a taxpayer must have \$15,000 or less worth of personal property on which property taxes are paid in Colorado during an income tax year commencing in 2015, or have less than an inflation-adjusted amount for each income tax year thereafter (property cap).

The bill increases the property cap for 2015 from \$15,000 to \$25,000, and the property cap for the next 4 income tax years will grow by inflation from this amount.

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

2 **SECTION 1.** In Colorado Revised Statutes, 39-22-537, **amend**
3 (3) (b) as follows:

4 **39-22-537. Credit for personal property taxes paid - legislative**
5 **declaration - definitions - repeal.** (3) (b) (I) To qualify for a tax credit
6 under this section, a taxpayer must have fifteen thousand dollars or less
7 worth of TAXPAYER'S personal property on which property taxes are paid
8 in Colorado during an income tax year commencing in 2015, or have less
9 than an inflation-adjusted amount for each income tax year thereafter.
10 MUST NOT EXCEED:

11 (A) FOR AN INCOME TAX YEAR COMMENCING IN 2015, FIFTEEN
12 THOUSAND DOLLARS; AND

13 (B) FOR AN INCOME TAX YEAR COMMENCING IN 2016, AND THE
14 NEXT THREE INCOME TAX YEARS THEREAFTER, AN AMOUNT EQUAL TO THE
15 GREATER OF THE ANNUAL LIMIT FOR THE PRIOR INCOME TAX YEAR
16 ADJUSTED FOR INFLATION OR THE ANNUAL LIMIT FOR THE PRIOR INCOME
17 TAX YEAR PLUS ONE THOUSAND DOLLARS.

18 (II) ~~These~~ THE annual limits SET FORTH IN SUBPARAGRAPH (I) OF
19 THIS PARAGRAPH (b) are based on the total actual value of the taxpayer's
20 personal property.

21 **SECTION 2. Appropriation.** (1) For the 2015-16 state fiscal

1 year, \$42,701 is appropriated to the department of revenue. This
2 appropriation is from the general fund. To implement this act, the
3 taxpayer service division may use this appropriation as follows:

4 (a) \$31,006 for personal services, which amount is based on an
5 assumption that the division will require an additional 0.8 FTE;

6 (b) \$5,495 for operating expenses; and

7 (c) \$6,200 for the purchase of document management services
8 from the department of personnel.

9 (2) For the 2015-16 state fiscal year, \$6,200 is appropriated to the
10 department of personnel. This appropriation is from reappropriated funds
11 received from the department of revenue under paragraph (c) of
12 subsection (2) of this section. To implement this act, the department of
13 personnel may use this appropriation for operating expense related to the
14 provision of document management services for the department of
15 revenue.

16 **SECTION 3. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly (August
19 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within such period, then the act, item, section, or part will not take effect
23 unless approved by the people at the general election to be held in
24 November 2016 and, in such case, will take effect on the date of the
25 official declaration of the vote thereon by the governor.