

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

REENGROSSED

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

LLS NO. 16-1087.01 Esther van Mourik x4215

HOUSE BILL 16-1301

HOUSE SPONSORSHIP

Garnett,

SENATE SPONSORSHIP

Scheffel,

House Committees

Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN INCOME TAX CREDIT FOR COLORADO BUSINESSES**
102 **THAT OFFER HIGH-QUALITY APPRENTICESHIPS FOR TOP JOBS,**
103 **AND, IN CONNECTION THEREWITH, MAKING AN 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>.)

The bill provides an income tax credit to qualified Colorado businesses that meet certain criteria and retain pre-apprentices or apprentices. The credit is administered by the Colorado department of labor and employment.

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.

HOUSE
3rd Reading Unamended
April 18, 2016

HOUSE
Amended 2nd Reading
April 15, 2016

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds and declares that:

4 (a) A robust workforce is essential to the economic development
5 and vitality of the state;


6 (b) In an effort to maintain a relevant and capable workforce,
7 businesses should provide high-quality on-the-job training in conjunction
8 with education by offering residencies, pre-apprenticeships, and
9 apprenticeships that can lead to employment at the businesses; and

10 (c) The intended purpose of the tax expenditure in this act is to
11 offset a small portion of the cost to the businesses to create these
12 experiential learning opportunities for the state's youth.

13 **SECTION 2.** In Colorado Revised Statutes, **add** 39-22-538 as
14 follows:

15 **39-22-538. Income tax credit for a business that offers and**
16 **fulfills pre-apprenticeships and apprenticeships - definitions - rules.**

17 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
18 REQUIRES:

19 
20 (a) "APPRENTICESHIP PROGRAM" MEANS A REGISTERED
21 APPRENTICESHIP PROGRAM WITH THE OFFICE OF APPRENTICESHIP IN THE
22 UNITED STATES DEPARTMENT OF LABOR OR A LIKE APPRENTICESHIP
23 PROGRAM AS IDENTIFIED BY THE DEPARTMENT OF LABOR AND
24 EMPLOYMENT OR THE WORK FORCE DEVELOPMENT COUNCIL.

25 (b) "CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM" MEANS
26 AN APPRENTICESHIP PROGRAM REGISTERED WITH THE OFFICE OF

1 APPRENTICESHIP IN THE UNITED STATES DEPARTMENT OF LABOR THAT
2 TRAINS INDIVIDUALS FOR CAREERS IN THE CONSTRUCTION INDUSTRY.

3 (c) "CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP PROGRAM"
4 MEANS A PROGRAM OR SET OF STRATEGIES THAT:

5 (I) IS DESIGNED TO PREPARE INDIVIDUALS FOR CAREERS IN THE
6 CONSTRUCTION INDUSTRY BY FACILITATING THE ENTRY OF INDIVIDUALS
7 INTO A REGISTERED CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM;

8 ■
9 (II) HAS A DOCUMENTED RELATIONSHIP WITH AT LEAST ONE
10 APPRENTICESHIP PROGRAM REGISTERED WITH THE OFFICE OF
11 APPRENTICESHIP IN THE UNITED STATES DEPARTMENT OF LABOR; AND

12 (III) MEETS THE "QUALITY PRE-APPRENTICESHIP PROGRAM"
13 STANDARDS MAINTAINED BY THE EMPLOYMENT AND TRAINING
14 ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF LABOR.

15 (d) "CREDIT CERTIFICATE" MEANS A STATEMENT ISSUED BY THE
16 DEPARTMENT OF LABOR AND EMPLOYMENT CERTIFYING THAT THE
17 TAXPAYER QUALIFIES FOR THE TAX CREDIT ALLOWED IN THIS SECTION AND
18 SPECIFYING THE AMOUNT OF THE CREDIT ALLOWED.

19 (e) "DEPARTMENT OF LABOR AND EMPLOYMENT" OR
20 "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND EMPLOYMENT
21 CREATED IN SECTION 24-1-121, C.R.S.

22 ■ ■
23 (f) "QUALIFIED TAXPAYER" MEANS A TAXPAYER DOING BUSINESS
24 IN THE STATE THAT MEETS THE REQUIREMENTS SET FORTH IN PARAGRAPHS
25 (b) AND (c) OF SUBSECTION (2) OF THIS SECTION.

26 (g) "RESIDENCY PROGRAM" MEANS A PROGRAM DEFINED BY THE
27 WORK FORCE DEVELOPMENT COUNCIL OR THE DEPARTMENT OF LABOR AND

1 EMPLOYMENT THAT:

2 (I) PROVIDES INDIVIDUALS WITH A SET OF WELL-DEFINED
3 OCCUPATIONAL SKILLS AND ABILITIES BY TEACHING BOTH THEORETICAL
4 AND PRACTICAL CONCEPTS PRIMARILY THROUGH ON-THE-JOB TRAINING
5 AND RELATED INSTRUCTION; AND

6 (II) ENSURES THE INDIVIDUAL RECEIVES A FORM OF
7 COMPENSATION FOR SUCH ON-THE-JOB TRAINING.

8 (h) "TAXPAYER" MEANS A RESIDENT INDIVIDUAL OR A DOMESTIC
9 OR FOREIGN CORPORATION SUBJECT TO THE PROVISIONS OF PART 3 OF THIS
10 ARTICLE.

11 (i) "TOP JOBS" HAS THE SAME MEANING AS PROVIDED IN SECTION
12 24-46.3-104 (2), C.R.S.

13 (j) "WORK FORCE DEVELOPMENT COUNCIL" OR "COUNCIL" MEANS
14 THE STATE WORK FORCE DEVELOPMENT COUNCIL CREATED IN SECTION
15 24-46.3-101, C.R.S.

16 (2) (a) ON OR BEFORE AUGUST 15, 2016, AND ON OR BEFORE JULY
17 1, 2017, JULY 1, 2018, AND JULY 1, 2019, THE WORK FORCE DEVELOPMENT
18 COUNCIL SHALL PUBLISH ON THE COUNCIL'S WEBSITE, AND SHALL SEND TO
19 THE DEPARTMENT OF LABOR AND EMPLOYMENT, A LIST OF TOP JOBS WITH
20 THE GREATEST REGIONAL AND STATE DEMAND FOR THE INCOME TAX
21 YEARS COMMENCING THE JANUARY FOLLOWING THE YEAR THE LIST IS
22 POSTED.

23 (b) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF THIS SUBSECTION
24 (2), IN ORDER TO BE QUALIFIED, A TAXPAYER MUST BE A BUSINESS IN THE
25 STATE THAT OFFERS TOP JOBS IDENTIFIED ON THE LIST PUBLISHED BY THE
26 WORK FORCE DEVELOPMENT COUNCIL AS SPECIFIED IN PARAGRAPH (a) OF
27 THIS SUBSECTION (2), AND A BUSINESS THAT:

1 (I) HAS A RESIDENCY PROGRAM OR AN APPRENTICESHIP PROGRAM;

2 (II) IS ALIGNED WITH A POSTSECONDARY EDUCATION OR
3 EMPLOYMENT OPPORTUNITY;

4 (III) EMPLOYS A SUFFICIENT NUMBER OF RESIDENCY OR
5 APPRENTICESHIP CASE MANAGERS TO MONITOR STUDENT PARTICIPATION
6 IN THE RESIDENCIES OR APPRENTICESHIPS;

7 (IV) PROVIDES STUDENTS WITH TRAINING OR COURSE WORK THAT
8 IS DESIGNED TO PREPARE THE STUDENTS FOR THE RESIDENCY OR
9 APPRENTICESHIP;

10 (V) IMPLEMENTS ADEQUATE SAFETY AND SUPERVISORY
11 SAFEGUARDS FOR THE STUDENTS PARTICIPATING IN THE RESIDENCY OR
12 APPRENTICESHIP; AND

13 (VI) RETAINS AT LEAST ONE RESIDENT OR APPRENTICE.

14 (c) IN ORDER TO BE QUALIFIED, A CONSTRUCTION INDUSTRY
15 TAXPAYER MUST BE A CONSTRUCTION INDUSTRY BUSINESS IN THE STATE
16 THAT OFFERS TOP JOBS IDENTIFIED ON THE LIST PUBLISHED BY THE WORK
17 FORCE DEVELOPMENT COUNCIL AS SPECIFIED IN PARAGRAPH (a) OF THIS
18 SUBSECTION (2), AND HAVE AT LEAST ONE:

19 (I) EMPLOYEE WHO GRADUATED FROM A CONSTRUCTION INDUSTRY
20 PRE-APPRENTICESHIP PROGRAM AND WHO HAS BEEN ACCEPTED INTO A
21 CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM AS A REGISTERED
22 APPRENTICE DURING THE YEAR FOR WHICH THE QUALIFIED TAXPAYER IS
23 SEEKING A TAX CREDIT ALLOWED PURSUANT TO THIS SECTION; OR

24 (II) EMPLOYEE WHO IS A REGISTERED APPRENTICE ENROLLED IN A
25 CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM DURING THE YEAR
26 FOR WHICH THE QUALIFIED TAXPAYER IS SEEKING A TAX CREDIT ALLOWED
27 PURSUANT TO THIS SECTION.

1 (3) (a) FOR TAX YEARS COMMENCING ON OR AFTER JANUARY 1,
2 2018, BUT PRIOR TO JANUARY 1, 2021, AT THE DISCRETION OF THE
3 DEPARTMENT OF LABOR AND EMPLOYMENT AS SPECIFIED IN SUBSECTION
4 (4) OF THIS SECTION, THERE IS ALLOWED TO A QUALIFIED TAXPAYER AN
5 ANNUAL TAX CREDIT WITH RESPECT TO THE INCOME TAXES IMPOSED BY
6 THIS ARTICLE IN AN AMOUNT DETERMINED BY THE DEPARTMENT
7 PURSUANT TO PARAGRAPH (d) OF SUBSECTION (5) OF THIS SECTION FOR
8 EACH RESIDENT, APPRENTICE, OR INDIVIDUAL IN A CONSTRUCTION
9 INDUSTRY PRE-APPRENTICESHIP PROGRAM OR IN A CONSTRUCTION
10 INDUSTRY APPRENTICESHIP PROGRAM WHO IS RETAINED BY THE QUALIFIED
11 TAXPAYER.

12 (b) THE DEPARTMENT OF LABOR AND EMPLOYMENT MAY NOT
13 ISSUE A TAX CREDIT CERTIFICATE TO A QUALIFIED TAXPAYER FOR THE
14 SAME RESIDENT, APPRENTICE, OR INDIVIDUAL IN A CONSTRUCTION
15 INDUSTRY PRE-APPRENTICESHIP PROGRAM OR CONSTRUCTION INDUSTRY
16 APPRENTICESHIP PROGRAM WHO IS RETAINED BY THE QUALIFIED
17 TAXPAYER FOR MORE THAN FIVE CONSECUTIVE INCOME TAX YEARS,
18 SUBJECT TO THE ANNUAL APPROVAL PROCESS SET FORTH IN SUBSECTIONS
19 (4) AND (5) OF THIS SECTION, AND SUBJECT TO THE LIMITATION ON THE
20 NUMBER OF INCOME TAX YEARS THE INCOME TAX CREDIT IS ALLOWED AS
21 SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (3). IF THE INCOME TAX
22 CREDIT ALLOWED IN THIS SECTION IS EXTENDED BY FUTURE AMENDMENT
23 OF THIS SECTION FOR ANY ADDITIONAL INCOME TAX YEARS AFTER THE
24 INCOME TAX YEAR COMMENCING ON OR AFTER JANUARY 1, 2021, THE
25 DEPARTMENT OF LABOR AND EMPLOYMENT SHALL DETERMINE WHETHER
26 A QUALIFIED TAXPAYER HAS CLAIMED A TAX CREDIT ALLOWED IN THIS
27 SECTION FOR A PARTICULAR RESIDENT, APPRENTICE, OR INDIVIDUAL IN A

1 CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP PROGRAM OR
2 CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM IN PREVIOUS INCOME
3 TAX YEARS AND SHALL NOT ISSUE MORE THAN FIVE CREDIT CERTIFICATES
4 TO SUCH QUALIFIED TAXPAYER FOR SUCH RESIDENT, APPRENTICE, OR
5 INDIVIDUAL IN A CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP
6 PROGRAM OR CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM OVER
7 THE TOTAL NUMBER OF INCOME TAX YEARS THIS INCOME TAX CREDIT IS
8 AVAILABLE.

9 (c) THE ONLY TAX CREDITS ALLOWED IN THE INCOME TAX YEAR
10 COMMENCING ON OR AFTER JANUARY 1, 2020, BUT BEFORE JANUARY 1,
11 2021, MAY BE FOR THOSE CREDIT CERTIFICATES ISSUED BY THE
12 DEPARTMENT OF LABOR AND EMPLOYMENT FOR THE UNUSED PORTION OF
13 THE ONE MILLION DOLLARS PER INCOME TAX YEAR LIMITATION ALLOWED
14 IN PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION.

15 (4) (a) THE DEPARTMENT OF LABOR AND EMPLOYMENT, IN ITS
16 DISCRETION, MAY ISSUE CREDIT CERTIFICATES TOTALING UP TO ONE
17 MILLION DOLLARS PER INCOME TAX YEAR, AND THE UNUSED PORTION OF
18 THE ONE MILLION DOLLARS PER INCOME TAX YEAR MAY BE USED BY THE
19 DEPARTMENT OF LABOR AND EMPLOYMENT TO ISSUE MORE THAN ONE
20 MILLION DOLLARS IN CREDIT CERTIFICATES IN FUTURE INCOME TAX YEARS,
21 SO LONG AS THE DEPARTMENT OF LABOR AND EMPLOYMENT DOES NOT
22 ISSUE CREDIT CERTIFICATES TOTALING MORE THAN THREE MILLION
23 DOLLARS DURING THE INCOME TAX YEARS FOR WHICH THE CREDIT
24 ALLOWED IN SUBSECTION (3) OF THIS SECTION IS AVAILABLE.

25 (b) A TAXPAYER SHALL SUBMIT A COMPLETE WRITTEN
26 APPLICATION FOR CONDITIONAL APPROVAL TO THE DEPARTMENT OF LABOR
27 AND EMPLOYMENT BY THE DEADLINE ESTABLISHED IN RULES

1 PROMULGATED BY THE DEPARTMENT. THE APPLICATION MUST INCLUDE
2 IDENTIFICATION OF THE SELECTED RESIDENT, APPRENTICE, OR INDIVIDUAL
3 IN A CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP PROGRAM OR IN A
4 CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM, AND THE ACTUAL
5 OR ANTICIPATED START DATE OF THE SELECTED RESIDENT, APPRENTICE, OR
6 INDIVIDUAL IN A CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP
7 PROGRAM OR IN A CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM.

8 (c) THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL
9 PROMULGATE RULES FOR THE ADMINISTRATION OF THE ISSUANCE OF THE
10 CREDIT CERTIFICATES FOR THE CREDIT ALLOWED IN THIS SECTION,
11 INCLUDING APPLICATION REQUIREMENTS, GUIDELINES FOR SHARING A
12 CREDIT CERTIFICATE BETWEEN OR AMONG QUALIFIED TAXPAYERS WHO
13 PARTICIPATE IN MULTI-EMPLOYER APPRENTICESHIP PROGRAMS, AND
14 GUIDELINES REGARDING THE ISSUING OF THE CREDIT CERTIFICATE. THE
15 RULES MUST BE POSTED ON THE DEPARTMENT OF LABOR AND
16 EMPLOYMENT'S WEBSITE NO LATER THAN OCTOBER 1, 2016.

17 (5) (a) THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL
18 REVIEW EACH APPLICATION FOR A CONDITIONAL APPROVAL SUBMITTED BY
19 A TAXPAYER. BASED ON THE APPLICATION SUBMITTED AND THE
20 DEPARTMENT'S RULES, THE DEPARTMENT MAY OFFER CONDITIONAL
21 APPROVAL TO A TAXPAYER FOR A CREDIT CERTIFICATE. THE CONDITIONAL
22 APPROVAL MUST INCLUDE THE SPECIFIC TERMS THAT MUST BE MET BY THE
23 TAXPAYER TO QUALIFY FOR THE CREDIT.

24 (b) A TAXPAYER WHO RECEIVES CONDITIONAL APPROVAL FOR A
25 CREDIT ALLOWED IN THIS SECTION SHALL NOTIFY THE DEPARTMENT OF
26 LABOR AND EMPLOYMENT PROMPTLY IF THE RESIDENT, APPRENTICE, OR
27 INDIVIDUAL IN A CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP

1 PROGRAM OR IN A CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM
2 IS EITHER NOT SELECTED OR NOT RETAINED, IN WHICH CASE THE
3 CONDITIONAL APPROVAL MUST BE CANCELED. IN THE EVENT A
4 CONDITIONAL APPROVAL IS CANCELED, THE DEPARTMENT OF LABOR AND
5 EMPLOYMENT MAY OFFER A DIFFERENT CONDITIONAL APPROVAL TO A
6 TAXPAYER PURSUANT TO THE DEPARTMENT OF LABOR AND EMPLOYMENT'S
7 RULES, SO LONG AS SUCH CONDITIONAL APPROVAL STILL MEETS THE
8 LIMITATIONS SPECIFIED IN PARAGRAPH (a) OF SUBSECTION (4) OF THIS
9 SECTION.

10 (c) THE TAXPAYER WHO RECEIVED CONDITIONAL APPROVAL AS
11 SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (5) SHALL SUBMIT A
12 REQUEST FOR THE ISSUANCE OF A CREDIT CERTIFICATE BY THE DEADLINES
13 ESTABLISHED IN THE DEPARTMENT OF LABOR AND EMPLOYMENT'S RULES.

14 (d) IF THE DEPARTMENT OF LABOR AND EMPLOYMENT DETERMINES
15 THE EMPLOYER IS A QUALIFIED TAXPAYER AND SUCH QUALIFIED TAXPAYER
16 HAS PROVIDED ALL NECESSARY DOCUMENTATION, THE DEPARTMENT OF
17 LABOR AND EMPLOYMENT SHALL ISSUE A CREDIT CERTIFICATE TO THE
18 QUALIFIED TAXPAYER IN AN AMOUNT NOT TO EXCEED TWO THOUSAND
19 FIVE HUNDRED DOLLARS FOR THE RETENTION OF EACH RESIDENT OR
20 INDIVIDUAL IN A CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP
21 PROGRAM AND IN AN AMOUNT NOT TO EXCEED FIVE THOUSAND DOLLARS
22 FOR THE RETENTION OF EACH APPRENTICE OR INDIVIDUAL IN A
23 CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM. THE DEPARTMENT
24 HAS THE DISCRETION TO VARY THE AMOUNT OF THE CREDIT, SUBJECT TO
25 THE MAXIMUM AMOUNT, BASED ON THE NUMBER OF QUALIFIED
26 TAXPAYERS WHO RECEIVED CONDITIONAL APPROVAL FOR THE CREDIT
27 PERIOD AND BASED ON THE NUMBER OF RESIDENTS, APPRENTICES, OR

1 INDIVIDUALS IN A CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP
2 PROGRAM OR IN A CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM
3 THAT EACH QUALIFIED TAXPAYER RETAINS.

4 (e) THE CREDIT CERTIFICATE MUST BE SUBMITTED BY THE
5 QUALIFIED TAXPAYER TO THE DEPARTMENT OF REVENUE WITH THE
6 QUALIFIED TAXPAYER'S INCOME TAX RETURN.

7 (6) IF THE CREDIT EXCEEDS THE AMOUNT OF INCOME TAX DUE ON
8 THE INCOME OF THE TAXPAYER FOR THE TAX YEAR DURING WHICH THE
9 CREDIT CERTIFICATE WAS ISSUED, THE AMOUNT OF THE TAX CREDIT NOT
10 USED AS AN OFFSET AGAINST INCOME TAXES IN SUCH INCOME TAX YEAR
11 MAY NOT BE ALLOWED AS A REFUND, BUT MAY BE CARRIED FORWARD AND
12 APPLIED AGAINST THE INCOME TAX DUE IN EACH OF THE FIVE SUCCEEDING
13 INCOME TAX YEARS, BUT MUST FIRST BE APPLIED AGAINST THE INCOME
14 TAX DUE FOR THE EARLIEST OF THE INCOME TAX YEARS POSSIBLE.

15 (7) IF A TAXPAYER RECEIVING A CREDIT ALLOWED IN THIS SECTION
16 IS A PARTNERSHIP, LIMITED LIABILITY COMPANY, S CORPORATION, OR
17 SIMILAR PASS-THROUGH ENTITY, THE TAXPAYER MAY ALLOCATE THE
18 CREDIT AMONG ITS PARTNERS, SHAREHOLDERS, MEMBERS, OR OTHER
19 CONSTITUENT TAXPAYERS IN ANY MANNER AGREED TO BY SUCH
20 PARTNERS, SHAREHOLDERS, MEMBERS, OR OTHER CONSTITUENT
21 TAXPAYERS. THE TAXPAYER SHALL CERTIFY TO THE DEPARTMENT OF
22 LABOR AND EMPLOYMENT THE AMOUNT OF THE CREDIT ALLOCATED TO
23 EACH PARTNER, SHAREHOLDER, MEMBER, OR OTHER CONSTITUENT
24 TAXPAYER, AND THE DEPARTMENT SHALL ISSUE CREDIT CERTIFICATES IN
25 THE APPROPRIATE AMOUNTS TO EACH PARTNER, SHAREHOLDER, MEMBER,
26 OR OTHER CONSTITUENT TAXPAYER. EACH PARTNER, SHAREHOLDER,
27 MEMBER, OR OTHER CONSTITUENT TAXPAYER SHALL BE ALLOWED TO

1 CLAIM SUCH AMOUNT SUBJECT TO ANY RESTRICTIONS SET FORTH IN THIS
2 SECTION.

3 (8) THE DEPARTMENT OF LABOR AND EMPLOYMENT MAY AUDIT A
4 QUALIFIED TAXPAYER'S DOCUMENTATION UP TO TWELVE MONTHS
5 FOLLOWING THE ISSUANCE OF ANY CREDIT CERTIFICATE.

6 (9) NOTWITHSTANDING SECTION 24-1-136 (9) AND (11), C.R.S.,
7 THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL INCLUDE
8 INFORMATION REGARDING ALL CREDIT CERTIFICATES ISSUED PURSUANT TO
9 THIS SECTION, INCLUDING CONDITIONAL APPROVALS, THE NAMES OF
10 QUALIFIED TAXPAYERS, AND THE AMOUNTS ISSUED, IN AN ANNUAL REPORT
11 REQUIRED TO BE PRESENTED TO THE GENERAL ASSEMBLY.

12 (10) NO LATER THAN NOVEMBER 1, 2017, AND NO LATER THAN
13 NOVEMBER 1 OF EACH YEAR THEREAFTER THROUGH NOVEMBER 1, 2019,
14 THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL PROVIDE THE
15 DEPARTMENT OF REVENUE WITH AN ELECTRONIC REPORT OF THE
16 QUALIFIED TAXPAYERS WHO WERE ISSUED A CREDIT CERTIFICATE FOR THE
17 PRECEDING CALENDAR YEAR OR ANY FISCAL YEAR ENDING IN THE
18 PRECEDING CALENDAR YEAR, AND ANY CREDITS DISALLOWED PURSUANT
19 TO PARAGRAPH (b) OF SUBSECTION (5) OF THIS SECTION FOR ANY YEAR,
20 THAT INCLUDES THE FOLLOWING INFORMATION:

21 (a) THE QUALIFIED TAXPAYER'S NAME;

22 (b) THE QUALIFIED TAXPAYER'S COLORADO ACCOUNT NUMBER
23 AND FEDERAL EMPLOYER IDENTIFICATION NUMBER;

24 (c) THE AMOUNT OF THE CREDIT CERTIFICATE; AND

25 (d) ANY ASSOCIATED NAMES, COLORADO ACCOUNT NUMBERS, AND
26 FEDERAL EMPLOYER IDENTIFICATION NUMBERS OR SOCIAL SECURITY
27 NUMBERS, IF THE CREDIT ALLOWED IN THIS SECTION IS ALLOCATED FROM

1 A PASS-THROUGH ENTITY PURSUANT TO SUBSECTION (7) OF THIS SECTION.

2 **SECTION 3. Appropriation.** (1) For the 2016-17 state fiscal
3 year, \$78,969 is appropriated to the department of labor and employment.
4 This appropriation is from the general fund. To implement this act, the
5 department may use this appropriation as follows:

6 (a) \$71,368 for use by workforce development council, which
7 amount is based on an assumption that the council will require an
8 additional 1.0 FTE; and

9 (b) \$7,601 for the purchase of legal services.

10 (2) For the 2016-17 state fiscal year, \$7,601 is appropriated to the
11 department of law. This appropriation is from reappropriated funds
12 received from the department of labor and employment under paragraph
13 (b) of subsection (1) of this section. To implement this act, the department
14 of law may use this appropriation to provide legal services for the
15 department of labor and employment.

16 **SECTION 4. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.