

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE CREATION OF AN INCOME TAX CREDIT TO PROVIDE TEMPORARY TAX RELIEF FOR INCOME-QUALIFIED RENTERS OF A PRIMARY RESIDENCE IN THE STATE.

Prime Sponsors: Sens. Kolker and Hansen  
Representative Garcia

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Phone: 303-866-4386  
Date Prepared: April 17, 2024

**Appropriation Items of Note**

**Appropriation Required, Amendment in Packet**

**General Fund/TABOR Impact**

**Significant Cost Increase in Second Year**

**Fiscal Impact of Bill as Amended to Date**

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 03/01/2024.

XXX	<b>No Change:</b> Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	<b>Update:</b> Fiscal impact has changed due to <i>new information or technical issues</i>
	<b>Update:</b> Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	<b>Non-Concurrence:</b> JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

**Amendments in This Packet for Consideration by Appropriations Committee**

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.004	Bill sponsor amendment, does not change appropriation or fiscal impact

**Current Appropriations Clause in Bill**

The bill requires but does not contain an appropriation clause.

**Description of Amendments in This Packet**

**J.001** Staff has prepared amendment **J.001** (attached) to add a provision appropriating a total of \$730,877 General Fund to the Department of Revenue for FY 2024-25 of which \$21,122 is reappropriated to the Department of Personnel. This provision also states that the

appropriation is based on the assumption that the Department of Revenue will require an additional 9.9 FTE.

**L.004** Bill Sponsor amendment **L.004** (attached) makes technical adjustments to the bill and specifies that the tax credit in the bill is not considered income for the purposes of determining eligibility for any affordable housing program provided by local, state, federal, or quasi-governmental entities.

**Points to Consider**

*General Fund Impact*

The Joint Budget Committee has proposed a budget package for FY 2024-25 based on the March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes \$93.5 million in set-asides for legislation outside of the package (see table below). The budget package accounts for the 15.0 percent reserve associated with the placeholders (a total of \$14.0 million).

General Fund Appropriation Placeholders for Other 2024 Legislation	
Description	FY 2024-25
General Legislative Priorities	\$21,739,130
Legislation for Shared Housing Priorities	42,478,261
Legislation for Shared Workforce and Education Priorities	16,152,110
Legislation for Other Shared Priorities	10,519,130
Legislation for Distributions to Rural Hospitals	2,608,689
<b>TOTAL Placeholders for Other 2024 Legislation</b>	<b>\$93,497,320</b>

This bill requires a General Fund appropriation of \$730,877 for FY 2024-25, reducing the \$93.5 million set aside by the same amount. The bill requires a General Fund appropriation of \$1,167,707 for FY 2025-26.

*TABOR/ Excess State Revenues Impact*

The March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast projects a TABOR surplus liability of \$1.3 billion for FY 2024-25 and \$1.8 billion for FY 2025-26 to be refunded to taxpayers out of the General Fund. These sums must be refunded to taxpayers out of the General Fund. This bill is estimated to decrease General Fund revenues by \$69.6 million in FY 2023-24, \$154.3 million in FY 2024-25, and \$198.0 million in FY 2025-26, which will result in a decrease in the TABOR surplus liability of equal amounts.