

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 26-1014

BY REPRESENTATIVE(S) Taggart and Boesenecker, Bacon, Brown, Clifford, Duran, Froelich, Gonzalez R., Hamrick, Jackson, Joseph, Lieder, Lindsay, Lukens, Nguyen, Paschal, Rutinel, Rydin, Soper, Titone, McCluskie, Caldwell, Camacho, English;
also SENATOR(S) Frizell and Ball, Amabile, Carson, Cutter, Exum, Gonzales J., Jodeh, Kipp, Kolker, Lindstedt, Pelton B., Pelton R., Roberts, Simpson, Wallace, Coleman.

CONCERNING AN EXTENSION OF THE COLORADO JOB GROWTH INCENTIVE
TAX CREDIT THROUGH STATE INCOME TAX YEAR 2034.

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

SECTION 1. In Colorado Revised Statutes, 39-22-531, **amend** (2), (10) introductory portion, and (13); and **add** (1.5) as follows:

39-22-531. Colorado job growth incentive tax credit - definitions - tax preference performance statement - legislative declaration - rules - repeal.

(1.5) Tax preference performance statement.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(a) IN ACCORDANCE WITH SECTION 39-21-304 (1), WHICH REQUIRES EACH BILL THAT EXTENDS AN EXPIRING TAX EXPENDITURE TO INCLUDE A TAX PREFERENCE PERFORMANCE STATEMENT AS PART OF A STATUTORY LEGISLATIVE DECLARATION, THE GENERAL ASSEMBLY FINDS AND DECLARES THAT THE PURPOSE OF THE CREDIT PROVIDED FOR IN THIS SECTION IS TO CREATE OR RETAIN JOBS BY ALLOWING CERTAIN EMPLOYERS TO RECEIVE A CREDIT AGAINST INCOME TAX IF CERTAIN CRITERIA ARE MET. SPECIFICALLY, THIS TAX EXPENDITURE IS INTENDED TO INCENTIVIZE THE CREATION OF NEW JOBS IN THE STATE OF COLORADO.

(b) THE GENERAL ASSEMBLY AND THE STATE AUDITOR SHALL MEASURE THE EFFECTIVENESS OF THE CREDIT IN ACHIEVING THE PURPOSES SPECIFIED IN SUBSECTION (1.5)(a) OF THIS SECTION BASED ON THE NUMBER OF NEW JOBS CREATED AND THE VALUE OF THE CREDITS ALLOWED AND MADE AVAILABLE ANNUALLY TO TAXPAYERS.

(2) For income tax years commencing on or after January 1, 2009, but prior to ~~January 1, 2027~~ JANUARY 1, 2035, at the discretion of the commission as specified in subsection (3) of this section, there may be allowed to any taxpayer an annual job growth incentive tax credit with respect to the income taxes imposed by this article that a taxpayer may claim for a credit period in an amount determined by the commission pursuant to subsection (5) of this section.

(10) No later than September 1, 2010, and no later than September 1 of each year thereafter through ~~September 1, 2024~~ SEPTEMBER 1, 2042, the commission shall provide the department with an electronic report of the taxpayers receiving a credit allowed in this section for the preceding calendar year or any fiscal year ending in the preceding calendar year, and any credits disallowed pursuant to subparagraph (II) of paragraph (a) of subsection (4) of this section for any year, that includes the following information:

(13) This section is repealed, effective ~~July 1, 2042~~ JULY 1, 2059.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state

constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2026 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE

Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Esther van Mourik
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO