

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

November 17, 2023  
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

HB23B-1002 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Strike the Finance Committee Report, dated November 17, 2023, and  
2 substitute:

3 "Amend printed bill, strike everything below the enacting clause and  
4 substitute:

5 "SECTION 1. In Colorado Revised Statutes, 39-22-123.5, **add**  
6 (2.8) as follows:

7 **39-22-123.5. Earned income tax credit - legislative declaration**  
8 **- repeal.** (2.8) (a) FOR INCOME TAX YEARS COMMENCING ON OR AFTER  
9 JANUARY 1, 2023, BUT BEFORE JANUARY 1, 2024, ONLY, THE RATE OF  
10 CREDIT ALLOWED FOR THE RESIDENT INDIVIDUALS DESCRIBED IN  
11 SUBSECTIONS (2), (2.5), AND (2.7), OF THIS SECTION, RESPECTIVELY, IS  
12 INCREASED FROM TWENTY-FIVE PERCENT TO FIFTY PERCENT OF THE  
13 FEDERAL CREDIT DESCRIBED IN THE RESPECTIVE SUBSECTIONS (2), (2.5),  
14 AND (2.7) OF THIS SECTION.

15 (b) THE GENERAL ASSEMBLY FIND AND DECLARES THAT  
16 INCREASING THE RATE OF THE CREDIT AS SPECIFIED IN THIS SUBSECTION  
17 (2.8)(a) REDUCES THE AMOUNT OF STATE REVENUES, AS DEFINED IN  
18 SECTION 24-77-103.6 (6)(c), FOR THE 2023-24 STATE FISCAL YEAR AND IS  
19 THEREFORE, AFTER EXCESS STATE REVENUES FOR THE 2022-23 STATE  
20 FISCAL YEAR ARE REFUNDED PURSUANT TO SECTIONS 39-3-209, 39-3-210,  
21 AND ANY OTHER REFUND MECHANISM PROVIDED FOR IN LAW OTHER THAN  
22 THE REFUND MECHANISM PROVIDED FOR IN PART 20 OF ARTICLE 22 OF THIS  
23 TITLE, A REASONABLE METHOD OF REFUNDING A PORTION OF ANY  
24 REMAINING EXCESS STATE REVENUES FOR THE 2022-23 STATE FISCAL  
25 YEAR THAT ARE REQUIRED TO BE REFUNDED IN THE 2023-24 STATE FISCAL  
26 YEAR IN ACCORDANCE WITH SECTION 20 (7)(d) OF THE STATE

1 CONSTITUTION.

2       **SECTION 2. Appropriation.** (1) For the 2023-24 state fiscal  
3 year, \$51,483 is appropriated to the department of revenue. This  
4 appropriation is from the general fund. To implement this act, the  
5 department may use this appropriation as follows:

- 6           (a) \$23,175 for tax administration IT system (GenTax) support;
- 7           (b) \$13,792 for use by taxation services for personal services;
- 8           (c) \$14,000 for use by the executive director's office for personal  
9 services related to administration and support; and
- 10          (d) \$516 for the purchase of document management services.

11       (2) For the 2023-24 state fiscal year, \$516 is appropriated to the  
12 department of personnel. This appropriation is from reappropriated funds  
13 received from the department of revenue under subsection (1)(d) of this  
14 section. To implement this act, the department of personnel may use this  
15 appropriation to provide document management services for the  
16 department of revenue.

17       **SECTION 3. Safety clause.** The general assembly finds,  
18 determines, and declares that this act is necessary for the immediate  
19 preservation of the public peace, health, or safety or for appropriations for  
20 the support and maintenance of the departments of the state and state  
21 institutions."

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23 Page 1 of the printed bill, line 102, strike "**2023.**" and substitute, "**2023,**  
24 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

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