

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

March 4, 2024  
Date

Committee on Finance.

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

HB24-1288 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 11, strike "CONTACT".
- 2 Page 2, line 16, strike "DEPARTMENT." and substitute "DEPARTMENT,  
3 INCLUDING SHARING INFORMATION ABOUT HOW TO ENROLL, THE  
4 INFORMATION NECESSARY TO ENROLL, AND WHEN POSSIBLE ASSISTING  
5 WITH THE APPLICATION PROCESS. INFORMATION SHALL INCLUDE NAME,  
6 ADDRESS, AND, WHEN AVAILABLE, EMAIL ADDRESS AND PHONE NUMBER.  
7 WHEN POSSIBLE, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF  
8 REVENUE SHALL PROVIDE ADDITIONAL INFORMATION THAT MAY ASSIST  
9 WITH DETERMINING ELIGIBILITY FOR THE BENEFITS ADMINISTERED BY THE  
10 RESPECTIVE DEPARTMENT."
- 11 Page 3, line 3, strike "CONTACT".
- 12 Page 3, line 4, strike "CONTACT".
- 13 Page 3, line 5, strike "BENEFIT OUTREACH ONLY." and substitute "THE  
14 PURPOSES DESCRIBED IN SUBSECTION (34)(a) OF THIS SECTION."
- 15 Page 3, line 22, strike "**prefilled**" and substitute "**pre-populated**".
- 16 Page 3, strike lines 24 and 25 and substitute "INDIVIDUALS IN CLAIMING  
17 FEDERAL TAX CREDITS FOR PRIOR TAX".
- 18 Page 3, line 26, strike "YEAR 2022." and substitute "YEARS." and strike  
19 "(2)(a)" and substitute "(3)".
- 20 Page 4, line 2, strike "SELECT AND COLLABORATE" and substitute

1 "COLLABORATE".

2 Page 4, lines 3 and 4, strike "HAVE NOT FILED A 2022 FEDERAL TAX  
3 RETURN AND".

4 Page 4, strike lines 5 through 10 and substitute "PRIOR YEAR TAX  
5 CREDIT;".

6 Reletter succeeding sections accordingly.

7 Page 4, after line 15, insert:

8 "(2) AS THIRD-PARTY RESOURCES ALLOW, A THIRD-PARTY ENTITY  
9 SHALL CREATE A PRE-POPULATED FEDERAL INCOME TAX RETURN FOR A  
10 RESIDENT INDIVIDUAL WHO APPEARS TO QUALIFY FOR THE EARNED  
11 INCOME TAX CREDIT OR CHILD TAX CREDIT. A THIRD-PARTY ENTITY MAY  
12 ALSO CREATE PRE-POPULATED STATE INCOME TAX RETURNS FOR OTHER  
13 TAX CREDITS THAT SUPPORT CHILDREN OR FAMILIES THROUGH RETRIEVING  
14 INFORMATION FOR COMPLETING NECESSARY TAX CREDIT APPLICATIONS,  
15 AND, WHERE POSSIBLE, SUBMIT THE PRE-POPULATED FORM TO THE  
16 DEPARTMENT OF REVENUE OR INTERNAL REVENUE SERVICE. THE  
17 DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR  
18 DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS  
19 SECTION."

20 Renumber succeeding sections accordingly.

21 Page 4, strike lines 16 through 19.

22 Page 4, line 20, strike "(b)" and substitute "(3)".

23 Page 4, lines 21, strike "EIGHT".

24 Page 4, strike lines 22 and 23 and substitute "AUGUST 15, 2025."

25 Page 5, line 3, strike "SECTION AND SHALL USE THE CONTACT" and  
26 substitute "SECTION."

27 Page 5, strike lines 4 and 5.

28 Page 5, after line 13, add:

29 "**SECTION 3.** In Colorado Revised Statutes, 26-2-104, **add** (1)(c)

1 as follows:

2 **26-2-104. Public assistance programs - automatic enrollment**  
3 **- electronic benefits transfer service - joint reports with department**  
4 **of revenue - signs - rules - definitions.** (1) (c) (I) NOTWITHSTANDING  
5 ANY OTHER PROVISION OF LAW, A STATE, LOCAL, OR TRIBAL GOVERNMENT  
6 MAY USE ANY DATA OR INFORMATION IN ITS POSSESSION TO  
7 AUTOMATICALLY ENROLL, OR SEND A NOTICE OF POTENTIAL ELIGIBILITY  
8 TO ENROLL TO, ANY INDIVIDUAL OR HOUSEHOLD REGARDING ANY BENEFIT  
9 PROGRAM.

10 (II) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A STATE,  
11 LOCAL, OR TRIBAL GOVERNMENT MAY REQUEST AN INDIVIDUAL OR  
12 HOUSEHOLD ATTEST TO RECEIVING SUPPORT FROM A BENEFIT PROGRAM OR  
13 OTHERWISE PROVIDE PROOF OF THE INDIVIDUAL'S OR HOUSEHOLD'S  
14 ENROLLMENT IN ANY BENEFIT PROGRAM WITH THE SAME OR MORE  
15 RESTRICTIVE ENROLLMENT REQUIREMENTS AS EVIDENCE TO ENROLL AN  
16 INDIVIDUAL OR HOUSEHOLD IN ANY OTHER BENEFIT PROGRAM.

17 (III) FOR THE PURPOSES OF THIS SUBSECTION (1)(c), UNLESS THE  
18 CONTEXT OTHERWISE REQUIRES:

19 (A) "BENEFIT PROGRAM" MEANS ANY FEDERALLY, STATE, OR  
20 LOCALLY FUNDED PROGRAM INTENDED TO PROVIDE ASSISTANCE OR  
21 SUPPORT TO AN INDIVIDUAL OR HOUSEHOLD. "BENEFIT PROGRAM" DOES  
22 NOT INCLUDE MONETARY ASSISTANCE OR SUPPORT THAT IS CLAIMED BY  
23 AN INDIVIDUAL OR HOUSEHOLD WHEN FILING AN INCOME TAX RETURN.

24 (B) "STATE, LOCAL, OR TRIBAL GOVERNMENT" MEANS THE STATE,  
25 A MUNICIPALITY, COUNTY, CITY AND COUNTY, OR FEDERALLY RECOGNIZED  
26 TRIBAL NATION WITH LAND INSIDE OF THE STATE."

27 Renumber succeeding section accordingly.

28 After "AFFAIRS," insert "THE DEPARTMENT OF CORRECTIONS, THE  
29 DEPARTMENT OF LABOR AND EMPLOYMENT, THE BEHAVIORAL HEALTH  
30 ADMINISTRATION, THE DEPARTMENT OF HIGHER EDUCATION," on: **Page 2**,  
31 line 10; and **Page 3**, line 9.

32 Strike "SELECTED" on: **Page 4**, lines 12 and 14; and **Page 5**, lines 2, 6, and  
33 8.

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