

HOUSE COMMITTEE OF REFERENCE REPORT

January 13, 2021

Chair of Committee

Date

Committee on Finance.

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

HB21-1002 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 19, strike "_____ DOLLARS." and
2 substitute "THREE HUNDRED THOUSAND DOLLARS.".
- 3 Page 3, line 2, strike "CARRY FORWARD" and substitute "SUBTRACTION".
- 4 Page 3, lines 3 and 4, strike "_____ DOLLARS." and substitute "ONE
5 HUNDRED FIFTY THOUSAND DOLLARS FOR THE INCOME TAX YEARS
6 COMMENCING ON OR AFTER JANUARY 1, 2022, BUT BEFORE JANUARY 1,
7 2026, AND EACH YEAR'S SUBTRACTION MAY NOT EXCEED THE TAXPAYER'S
8 COLORADO TAXABLE INCOME IN ANY INCOME TAX YEARS THEREAFTER.".
- 9 Page 5, line 2, after "(I)" insert "(A)".
- 10 Page 5, line 2, strike "SUBSECTION (3)(p)(II)" and substitute
11 "SUBSECTIONS (3)(p)(I)(B) AND (3)(p)(II)".
- 12 Page 5, after line 8 insert:

13 "(B) FOR ANY INCOME TAX YEAR INCLUDED IN THE CALCULATION
14 UNDER SUBSECTION (3)(p)(I)(A) OF THIS SECTION IN WHICH THE TAXPAYER
15 WAS REQUIRED TO APPORTION OR ALLOCATE INCOME TO COLORADO
16 UNDER THE PROVISIONS OF THIS ARTICLE 22 APPLICABLE TO THAT INCOME
17 TAX YEAR, THE AMOUNT INCLUDED IN THE CALCULATION UNDER
18 SUBSECTION (3)(p)(I)(A) IS THE FOLLOWING AMOUNT MULTIPLIED BY THE



* H B 1 0 0 2 H F I N . 0 0 1 *

1 TAXPAYER'S APPORTIONMENT FACTOR FOR THE TAX YEAR: THE AMOUNT
2 BY WHICH TAXABLE INCOME FOR THE SPECIFIED TAX YEAR EXCEEDS THE
3 TAXABLE INCOME FOR THE MODIFIED SPECIFIED TAX YEAR, PLUS THE
4 AMOUNT ADDED BACK BY THE TAXPAYER AS SPECIFIED IN SUBSECTION
5 (2)(i).".

6 Page 5, line 13, strike " _____ DOLLARS." and substitute "THREE
7 HUNDRED THOUSAND DOLLARS.".

8 Page 5, line 19, strike "CARRY FORWARD" and substitute "SUBTRACTION".

9 Page 5, lines 20 and 21, strike " _____ DOLLARS." and substitute
10 "ONE HUNDRED FIFTY THOUSAND DOLLARS FOR THE INCOME TAX YEARS
11 COMMENCING ON OR AFTER JANUARY 1, 2022, BUT BEFORE JANUARY 1,
12 2026, AND EACH YEAR'S SUBTRACTION MAY NOT EXCEED THE TAXPAYER'S
13 COLORADO TAXABLE INCOME IN ANY INCOME TAX YEARS THEREAFTER.".

14 Page 5, after line 22 insert:

15 "(C) IN THE CASE OF A TAXPAYER THAT APPORTIONS AND
16 ALLOCATES NET INCOME AS REQUIRED BY SECTION 39-22-303.6 (3)(b) IN
17 THE TAXPAYER'S INCOME TAX YEAR BEGINNING ON OR AFTER JANUARY 1,
18 2021, BUT BEFORE JANUARY 1, 2022, THE SUBTRACTION APPLIES TO THE
19 TAXPAYER'S NET INCOME APPORTIONED AND ALLOCATED TO COLORADO.
20 ANY CARRY FORWARD AMOUNT SUBTRACTED IN A SUBSEQUENT TAX YEAR
21 UNDER SUBSECTION (3)(p)(II)(B) OF THIS SECTION IS APPLIED TO NET
22 INCOME APPORTIONED AND ALLOCATED TO COLORADO FOR THAT
23 SUBSEQUENT TAX YEAR.".

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