

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE EXTENSION OF THE CONTAMINATED LAND STATE INCOME TAX CREDIT.

Prime Sponsors: Reps. Bird and Bradfield
Sens. Kirkmeyer and Mullica

JBC Analyst: Andrew McLeer
Phone: 303-866-4959
Date Prepared: April 23, 2024

Appropriation Items of Note

Appropriation Not Required, Amendment in Packet

General Fund/TABOR Impact

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 02/13/24.

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|------------|--|
| XXX | No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill |
| | Update: Fiscal impact has changed due to <i>new information or technical issues</i> |
| | Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared |
| | Non-Concurrence: 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 |
|------------------|--|
| L.001 | Bill Sponsor amendment - does not change fiscal impact |

Description of Amendments in This Packet

L.001 Bill Sponsor amendment **L.001** (attached) extends the tax credit for five years, rather than ten years.

Current Appropriations Clause in Bill

The bill neither requires nor contains an appropriation clause for FY 2024-25.

Points to Consider

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 \$938,000 in FY 2024-25 and by \$1,900,000 in FY 2025-26, which will result in a decrease in the TABOR surplus liability of equal amounts.