

SB273_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture, Natural Resources, & Energy.SB13-273 be amended as follows:

1 Amend printed bill, page 5, line 7, strike "IN" and substitute "EFFECTIVE
2 JULY 1, 2016, IN".

3 Page 6, after line 2, insert:

4 "SECTION 6. In Colorado Revised Statutes, 37-95-112.5, amend
5 (4) as follows:

6 **37-95-112.5. Watershed protection and forest health projects**
7 **- definitions - repeal.** (4) For purposes of this section:

8 (a) "FOREST HEALTH PROJECT" INCLUDES A PROJECT TO HARVEST
9 WOODY VEGETATION FOR, OR USE WOODY VEGETATION IN, THE
10 PRODUCTION OF ENERGY, FUELS, FOREST PRODUCTS, OR OTHER
11 APPLICATIONS. THE PROJECT MAY, BUT NEED NOT, CONSTITUTE ALL OR
12 PART OF A PLAN ADOPTED BY A COMMUNITY UNDER SECTION 23-31-312
13 (3.5), C.R.S.

14 (b) "Governmental agencies" means:

15 (a) (I) Any political subdivision of the state, including, but not
16 limited to, cities, counties, cities and counties, municipalities, water
17 conservation districts, water conservancy districts, special districts, water
18 authorities, government-owned public utilities, and state agencies;

19 (b) (II) The United States and any agency thereof, including the
20 United States forest service and the bureau of land management; and

21 (c) (III) Any enterprise, entity, agency, commission, or authority
22 established by a governmental agency, including, without limitation,
23 those established pursuant to an interstate compact or other
24 intergovernmental compact or agreement.

25 **SECTION 7.** In Colorado Revised Statutes, 39-22-104, amend
26 as amended by House Bill 13-1012 (4) (n.5) (I) and (4) (n.5) (II) as
27 follows:

28 **39-22-104. Income tax imposed on individuals, estates, and**
29 **trusts - single rate - definitions - repeal.** (4) There shall be subtracted
30 from federal taxable income:

31 (n.5) (I) (A) For income tax years commencing on or after January
32 1, 2014, but prior to January 1, 2025, an amount equal to fifty percent of
33 a landowner's costs incurred in performing wildfire mitigation measures
34 in that income tax year on his or her property located within the state;
35 except that the amount of the deduction claimed in an income tax year
36 shall not exceed two thousand five hundred dollars or the total amount of



1 the landowner's federal taxable income for the income tax year for which
2 the deduction is claimed, whichever is less.

3 (B) FOR THE INCOME TAX YEAR COMMENCING ON JANUARY 1,
4 2016, TWO THOUSAND FIVE HUNDRED DOLLARS OR THE TOTAL AMOUNT OF
5 BUSINESS INCOME FOR THAT INCOME TAX YEAR, WHICHEVER IS LESS, FOR
6 A BUSINESS THAT HARVESTS OR PROCESSES WOODY VEGETATION FOR, OR
7 USES WOODY VEGETATION IN, THE PRODUCTION OF ENERGY, FUELS, OR
8 FOREST PRODUCTS OR A BUSINESS THAT SELLS OR INSTALLS FURNACES
9 FUELED BY WOODY VEGETATION AND THAT ARE SMALLER THAN ONE
10 MILLION BRITISH THERMAL UNITS, AS DEFINED IN SECTION 8-20-201 (1.3),
11 C.R.S.

12 (B) (C) In the case of two individuals filing a joint return, the
13 amount subtracted from federal taxable income shall not exceed two
14 thousand five hundred dollars in any taxable year. In the case of a married
15 individual who files a separate return, only one individual in the marriage
16 may claim the deduction specified in this paragraph (n.5).

17 (C) (D) In the case of real property owned as tenants in common,
18 the deduction allowed pursuant to this paragraph (n.5) shall only be
19 allowed to one of the individuals of the ownership group.

20 (II) A landowner who performs wildfire mitigation measures on
21 his or her real property located within the state may claim the deduction
22 authorized by SUBPARAGRAPH (I) OF this paragraph (n.5) if the wildfire
23 mitigation measures are performed in a wildland-urban interface area."

24 Renumber succeeding sections accordingly.

25 Page 6, line 6, strike "THE" and substitute "EFFECTIVE JULY 1, 2016, THE".

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