

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 22, 2015
Date

Committee on Finance.

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

HB15-1236 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 4, line 3, strike "THE CREDIT" and substitute "A
2 CREDIT".
- 3 Page 4, line 14, strike "(8)." and substitute "(8), OR THAT HAS BEEN
4 CERTIFIED BY ENTERPRISE GREEN COMMUNITIES OR SUCH SUCCESSOR
5 ORGANIZATION."
- 6 Page 5, line 22, strike "FOR" and substitute "EXCEPT AS PROVIDED IN
7 PARAGRAPHS (a) AND (b) OF SUBSECTION (6) OF THIS SECTION, FOR".
- 8 Page 5, line 23, strike "JANUARY 1, 2021," and substitute "JANUARY 1,
9 2019,".
- 10 Page 7, line 7, strike "SHARES." and substitute "SHARES, UNLESS
11 OTHERWISE AGREED TO BY THE QUALIFIED TAXPAYERS."
- 12 Page 7, line 19, after "(4)," insert "AND EXCEPT AS PROVIDED IN
13 PARAGRAPHS (a) AND (b) OF SUBSECTION (6) OF THIS SECTION,".
- 14 Page 7, line 20, strike "JANUARY 1, 2021," and substitute "JANUARY 1,
15 2019,".
- 16 Page 8, line 14, strike "RENOVATION; OR" and substitute "RENOVATION;".
- 17 Page 8, line 16, after "RENOVATION;" insert "OR".

1 Page 8, before line 17 insert:

2 "(C) A COMPARABLE NUMERIC RATING UNDER A SUSTAINABLE
3 BUILDING CERTIFICATION PROGRAM AS DETERMINED BY THE OFFICE;".

4 Page 9, line 4, strike "RENOVATION; OR" and substitute "RENOVATION;".

5 Page 9, after line 6 insert:

6 "(C) A COMPARABLE NUMERIC RATING UNDER A SUSTAINABLE
7 BUILDING CERTIFICATION PROGRAM AS DETERMINED BY THE OFFICE; OR".

8 Page 9, line 21, strike "RENOVATION; OR" and substitute "RENOVATION;".

9 Page 9, line 23, strike "RENOVATION." and substitute "RENOVATION; OR".

10 Page 9, before line 24 insert:

11 "(C) A COMPARABLE NUMERIC RATING UNDER A SUSTAINABLE
12 BUILDING CERTIFICATION PROGRAM AS DETERMINED BY THE OFFICE.".

13 Page 10, line 12, after "(5)," insert "AND EXCEPT AS PROVIDED IN
14 PARAGRAPHS (a) AND (b) OF SUBSECTION (6) OF THIS SECTION,".

15 Page 10, line 14, strike "2021," and substitute "2019,".

16 Page 11, line 5, strike "OR".

17 Page 11, after line 7 insert:

18 "(C) LEED SILVER CERTIFICATION OR BETTER FOR THE
19 CONSTRUCTION OR MAJOR RENOVATION UNDER THE LEED PROGRAM IN
20 EFFECT AT THE TIME OF COMPLETION OF THE CONSTRUCTION OR MAJOR
21 RENOVATION;

22 (D) A TWO GREEN GLOBES CERTIFICATION OR BETTER FOR THE
23 CONSTRUCTION OR MAJOR RENOVATION; OR

24 (E) A COMPARABLE NUMERIC RATING UNDER A SUSTAINABLE
25 BUILDING CERTIFICATION PROGRAM AS DETERMINED BY THE OFFICE;".

26 Page 11, line 21, strike "OR".

27 Page 11, line 23, strike "OR".

1 Page 11, before line 24 insert:

2 "(C) LEED GOLD CERTIFICATION OR BETTER FOR THE
3 CONSTRUCTION OR MAJOR RENOVATION UNDER THE LEED PROGRAM IN
4 EFFECT AT THE TIME OF COMPLETION OF THE CONSTRUCTION OR MAJOR
5 RENOVATION;

6 (D) A THREE GREEN GLOBES CERTIFICATION OR BETTER FOR THE
7 CONSTRUCTION OR MAJOR RENOVATION; OR

8 (E) A COMPARABLE NUMERIC RATING UNDER A SUSTAINABLE
9 BUILDING CERTIFICATION PROGRAM AS DETERMINED BY THE OFFICE; OR".

10 Page 12, line 9, strike "OR".

11 Page 12, line 11, strike "RENOVATION." and substitute "RENOVATION;".

12 Page 12, before line 12 insert:

13 "(C) LEED PLATINUM CERTIFICATION FOR THE CONSTRUCTION OR
14 MAJOR RENOVATION UNDER THE LEED PROGRAM IN EFFECT AT THE TIME
15 OF COMPLETION OF THE CONSTRUCTION OR MAJOR RENOVATION;

16 (D) A FOUR GREEN GLOBES CERTIFICATION FOR THE
17 CONSTRUCTION OR MAJOR RENOVATION; OR

18 (E) A COMPARABLE NUMERIC RATING UNDER A SUSTAINABLE
19 BUILDING CERTIFICATION PROGRAM AS DETERMINED BY THE OFFICE.".

20 Page 13, line 3, strike "SHARES." and substitute "SHARES, UNLESS
21 OTHERWISE AGREED TO BY THE QUALIFIED TAXPAYERS.".

22 Page 13, strike line 4 and substitute:

23 "(6) (a) THE COLORADO ENERGY OFFICE SHALL NOT ISSUE MORE
24 THAN TWENTY-FIVE CREDIT CERTIFICATES PER INCOME TAX YEAR, AND OF
25 THOSE TWENTY-FIVE CREDIT CERTIFICATES:

26 (I) AT LEAST FIVE MUST BE FOR AFFORDABLE HOUSING PROJECTS,
27 UNLESS THE OFFICE RECEIVES FEWER THAN FIVE REQUESTS FOR CREDIT
28 CERTIFICATES FOR AFFORDABLE HOUSING;

29 (II) NO MORE THAN FIVE MAY BE FOR THE CREDIT ALLOWED IN
30 SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS
31 SECTION;

32 (III) NO MORE THAN FIVE MAY BE FOR THE CREDIT ALLOWED IN
33 SUBPARAGRAPH (II) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS
34 SECTION; AND

1 (IV) NO MORE THAN FIVE MAY BE FOR THE CREDIT ALLOWED IN
2 SUBPARAGRAPH (III) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS
3 SECTION.

4 (b) IF AN OWNER OR QUALIFIED TAXPAYER CONSTRUCTS, MAKES
5 MAJOR RENOVATIONS TO, OR MAKES ENERGY EFFICIENCY IMPROVEMENTS
6 TO A MULTI-FAMILY HOME, COMMERCIAL BUILDING, OR AFFORDABLE
7 HOUSING PROJECT THAT IS LOCATED WHERE THE LOCAL GOVERNMENT
8 BUILDING CODE OR OTHER REGULATIONS REQUIRE ENERGY SAVINGS OR
9 ENERGY EFFICIENCY IMPROVEMENTS THAT MEET THE REQUIREMENTS FOR
10 A PARTICULAR TAX CREDIT ALLOWED IN THIS SECTION, THEN THE
11 COLORADO ENERGY OFFICE MAY NOT ISSUE A CREDIT CERTIFICATE TO THE
12 OWNER OR QUALIFIED TAXPAYER FOR SUCH CREDIT.

13 (c) TO CLAIM A CREDIT ALLOWED IN THIS SECTION, THE".

14 Page 13, lines 26 and 27, strike "DECEMBER 31, 2017, AND DECEMBER 31,
15 2020," and substitute "JANUARY 5, 2018,".

16 Page 14, strike lines 10 through 12 and substitute:

17 "(10) THE COLORADO ENERGY OFFICE SHALL, IN A SUFFICIENTLY
18 TIMELY MANNER TO ALLOW THE DEPARTMENT OF REVENUE TO PROCESS
19 RETURNS CLAIMING THE CREDIT ALLOWED BY THIS SECTION, PROVIDE THE
20 DEPARTMENT OF".

21 Page 14, line 19, strike "DECEMBER 31, 2026." and substitute "DECEMBER
22 31, 2024.".

** ** ** ** **