

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

May 5, 2026
Date

Committee on Finance.

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

HB26-1206 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 4, strike lines 21 through 27 and substitute:

2 "SECTION 2. In Colorado Revised Statutes, add 29-4-233 as
3 follows:

4 **29-4-233. Intergovernmental agreement for housing revenue.**

5 (1) AN AUTHORITY AND A CITY MAY ENTER INTO AN
6 INTERGOVERNMENTAL AGREEMENT TO PROVIDE FOR THE IMPOSITION OF
7 A SALES TAX, SALES AND USE TAX, OR BOTH BY THE CITY UPON EVERY
8 TRANSACTION OR OTHER INCIDENT WITH RESPECT TO WHICH A SALES OR
9 USE TAX IS IMPOSED BY THE CITY. THE AUTHORITY SHALL USE THE
10 REVENUE RAISED BY THIS TAX TO EFFECT THE PLANNING, FINANCING,
11 ACQUISITION, CONSTRUCTION, RECONSTRUCTION, OR REPAIR,
12 MAINTENANCE, MANAGEMENT, AND OPERATION OF HOUSING PROJECTS OR
13 PROGRAMS PURSUANT TO THIS PART 2.

14 (2) AN INTERGOVERNMENTAL AGREEMENT ENTERED INTO
15 PURSUANT TO THIS SECTION MUST ADDRESS:

16 (a) THE TYPE OF TAX TO BE IMPOSED PURSUANT TO THIS SECTION
17 AND THE RATE OF THAT TAX;

18 (b) THE DURATION OF A TAX IMPOSED PURSUANT TO THIS SECTION
19 AND OF THE AGREEMENT, BOTH OF WHICH MAY BE CONTINUED FOR A
20 DEFINITE TERM OR UNTIL RESCINDED OR TERMINATED, AND THE METHOD,
21 IF ANY, BY WHICH EITHER MAY BE RESCINDED OR TERMINATED; EXCEPT
22 THAT NEITHER MAY BE RESCINDED OR TERMINATED SO LONG AS THE
23 AUTHORITY HAS BONDS, NOTES, OR OTHER OBLIGATIONS OUTSTANDING TO
24 WHICH THE AUTHORITY HAS PLEDGED REVENUE RAISED FROM THE TAX,
25 UNLESS PROVISION FOR FULL PAYMENT OF THESE OBLIGATIONS, BY
26 ESCROW OR OTHERWISE, HAS BEEN MADE PURSUANT TO THE TERMS OF THE
27 OBLIGATIONS;

1 (c) THE DISTRIBUTION OF ALL OR PART OF THE REVENUE RAISED
2 BY A TAX IMPOSED PURSUANT TO THIS SECTION TO THE AUTHORITY;

3 (d) THE IRREVOCABLE PLEDGE TO THE AUTHORITY OF ALL NEW
4 TAX REVENUES RAISED BY A TAX IMPOSED PURSUANT TO THIS SECTION FOR
5 THE PURPOSES SET FORTH IN THE APPROVED BALLOT QUESTION, EXCEPTING
6 ANY COSTS OF ELECTIONS RELATED TO THE TAX OR THE ADMINISTRATION
7 OR COLLECTION OF THE TAX;

8 (e) COMPLIANCE WITH SECTION 20 OF ARTICLE X OF THE STATE
9 CONSTITUTION;

10 (f) THE PAYMENT OF ANY COSTS OF ANY ELECTION RELATED TO A
11 TAX IMPOSED PURSUANT TO THIS SECTION;

12 (g) THE RETENTION BY THE CITY OF AN AMOUNT OF THE REVENUE
13 RAISED BY A TAX IMPOSED PURSUANT TO THIS SECTION NOT TO EXCEED
14 THE COST OF THE COLLECTION, ADMINISTRATION, AND ENFORCEMENT OF
15 THAT TAX; AND

16 (h) ANY OTHER PROVISIONS DEEMED NECESSARY BY THE
17 AUTHORITY AND THE CITY.

18 (3) (a) AN ACTION BY A CITY TO IMPOSE OR INCREASE ANY TAX OR
19 TO PLEDGE REVENUES PURSUANT TO THIS SECTION DOES NOT TAKE EFFECT
20 UNLESS FIRST SUBMITTED TO A VOTE OF THE REGISTERED ELECTORS OF
21 THE CITY TO THE EXTENT REQUIRED BY SECTION 20 OF ARTICLE X OF THE
22 STATE CONSTITUTION OR OTHER APPLICABLE LAW.

23 (b) A BALLOT QUESTION SUBMITTED TO A CITY'S REGISTERED
24 ELECTORS PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION MUST BE
25 SUBMITTED AT A GENERAL ELECTION OR ANY ELECTION TO BE HELD ON
26 THE FIRST TUESDAY IN NOVEMBER OF AN ODD-NUMBERED YEAR AND IS
27 ONLY APPROVED IF A MAJORITY OF THE REGISTERED ELECTORS VOTING ON
28 THE BALLOT QUESTION AT THE ELECTION VOTE IN FAVOR OF THE BALLOT
29 QUESTION.

30 (4) (a) THE AUTHORITY GRANTED PURSUANT TO THIS SECTION
31 DOES NOT LIMIT THE POWERS OF GOVERNMENTS TO ENTER INTO
32 INTERGOVERNMENTAL COOPERATION OR CONTRACTS, TO ESTABLISH
33 SEPARATE LEGAL ENTITIES PURSUANT TO SECTION 29-1-203 OR ANY
34 OTHER APPLICABLE LAW, OR TO OTHERWISE CARRY OUT THEIR INDIVIDUAL
35 POWERS UNDER APPLICABLE STATUTORY OR CHARTER PROVISIONS.

36 (b) THE AUTHORITY GRANTED PURSUANT TO THIS SECTION DOES
37 NOT LIMIT THE POWERS RESERVED TO CITIES AND TOWNS BY SECTION 2 OF
38 ARTICLE XI OF THE STATE CONSTITUTION OR ARTICLE XX OF THE STATE
39 CONSTITUTION.

40 **SECTION 3.** In Colorado Revised Statutes, 29-4-505, **amend** (1)
41 introductory portion and (1)(g); and **add** (1)(h) as follows:

42 **29-4-505. Powers of authority.**

43 (1) A housing authority ~~shall constitute~~ CONSTITUTES a public

1 body, corporate and politic, SHALL exercise public and essential
2 governmental functions, and ~~have~~ HAS all the powers necessary and
3 convenient to carry out and effectuate the purposes and provisions of this
4 part 5; (~~but not~~ EXCEPT FOR the power to levy and collect taxes or special
5 assessments), including the following powers:

6 (g) To do all acts and things necessary or convenient to carry out
7 the powers given AND THE PURPOSES DESCRIBED in this part 5 or the
8 purposes ~~hereof~~ OF THIS PART 5; AND

9 (h) TO ISSUE REVENUE OR GENERAL OBLIGATION BONDS AND TO
10 PLEDGE THE HOUSING AUTHORITY'S REVENUES AND REVENUE-RAISING
11 POWERS FOR THE PAYMENT OF THESE BONDS. WHEN ISSUING BONDS
12 PURSUANT TO THIS SUBSECTION (1)(h), THE AUTHORITY SHALL ISSUE THE
13 BONDS ACCORDING TO THE TERMS AND SUBJECT TO THE CONDITIONS
14 DESCRIBED IN SECTION 43-4-609.

15 **SECTION 4.** In Colorado Revised Statutes, **add** 29-4-510 as
16 follows:

17 **29-4-510. Intergovernmental agreement for housing revenue.**

18 (1) AN AUTHORITY AND A COUNTY MAY ENTER INTO AN
19 INTERGOVERNMENTAL AGREEMENT TO PROVIDE FOR THE IMPOSITION OF
20 A SALES TAX, SALES AND USE TAX, OR BOTH BY THE COUNTY UPON EVERY
21 TRANSACTION OR OTHER INCIDENT WITH RESPECT TO WHICH A SALES OR
22 USE TAX IS IMPOSED BY THE COUNTY. THE AUTHORITY SHALL USE THE
23 REVENUE RAISED BY THIS TAX TO EFFECT THE PLANNING, FINANCING,
24 ACQUISITION, CONSTRUCTION, RECONSTRUCTION, OR REPAIR,
25 MAINTENANCE, MANAGEMENT, AND OPERATION OF HOUSING PROJECTS OR
26 PROGRAMS PURSUANT TO THIS PART 5.

27 (2) AN INTERGOVERNMENTAL AGREEMENT ENTERED INTO
28 PURSUANT TO THIS SECTION SHALL ADDRESS:

29 (a) THE TYPE OF TAX TO BE LEVIED PURSUANT TO THIS SECTION
30 AND THE RATE OF THAT TAX;

31 (b) THE DURATION OF A TAX IMPOSED PURSUANT TO THIS SECTION
32 AND OF THE AGREEMENT, BOTH OF WHICH MAY BE CONTINUED FOR A
33 DEFINITE TERM OR UNTIL RESCINDED OR TERMINATED, AND THE METHOD,
34 IF ANY, BY WHICH EITHER MAY BE RESCINDED OR TERMINATED; EXCEPT
35 THAT NEITHER MAY BE RESCINDED OR TERMINATED SO LONG AS THE
36 AUTHORITY HAS BONDS, NOTES, OR OTHER OBLIGATIONS OUTSTANDING TO
37 WHICH THE AUTHORITY HAS PLEDGED REVENUE RAISED FROM THE TAX,
38 UNLESS PROVISION FOR FULL PAYMENT OF THESE OBLIGATIONS, BY
39 ESCROW OR OTHERWISE, HAS BEEN MADE PURSUANT TO THE TERMS OF THE
40 OBLIGATIONS;

41 (c) THE DISTRIBUTION OF ALL OR PART OF THE REVENUE RAISED
42 BY A TAX IMPOSED PURSUANT TO THIS SECTION TO THE AUTHORITY;

43 (d) THE IRREVOCABLE PLEDGE TO THE AUTHORITY OF ALL NEW

1 TAX REVENUES RAISED BY A TAX IMPOSED PURSUANT TO THIS SECTION FOR
2 THE PURPOSES SET FORTH IN THE APPROVED BALLOT QUESTION, EXCEPTING
3 ANY COSTS OF ELECTIONS RELATED TO THE TAX OR THE ADMINISTRATION
4 OR COLLECTION OF THE TAX;
5 (e) COMPLIANCE WITH SECTION 20 OF ARTICLE X OF THE STATE
6 CONSTITUTION;
7 (f) THE PAYMENT OF ANY COSTS OF ANY ELECTION RELATED TO A
8 TAX IMPOSED PURSUANT TO THIS SECTION;
9 (g) THE RETENTION BY THE COUNTY OR THE DEPARTMENT OF
10 REVENUE FOR TAXES COLLECTED BY THE DEPARTMENT OF REVENUE, OF AN
11 AMOUNT OF THE REVENUE RAISED BY A TAX IMPOSED PURSUANT TO THIS
12 SECTION NOT TO EXCEED THE COST OF THE COLLECTION, ADMINISTRATION,
13 AND ENFORCEMENT OF THAT TAX; AND
14 (h) ANY OTHER PROVISIONS DEEMED NECESSARY BY THE
15 AUTHORITY AND THE COUNTY.
16 (3) (a) AN ACTION BY A COUNTY TO IMPOSE OR INCREASE ANY TAX
17 OR TO PLEDGE REVENUES PURSUANT TO THIS SECTION DOES NOT TAKE
18 EFFECT UNLESS FIRST SUBMITTED TO A VOTE OF THE REGISTERED
19 ELECTORS OF THE COUNTY TO THE EXTENT REQUIRED BY SECTION 20 OF
20 ARTICLE X OF THE STATE CONSTITUTION OR OTHER APPLICABLE LAW.
21 (b) A BALLOT QUESTION SUBMITTED TO A COUNTY'S REGISTERED
22 ELECTORS PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION MUST BE
23 SUBMITTED AT A GENERAL ELECTION OR ANY ELECTION TO BE HELD ON
24 THE FIRST TUESDAY IN NOVEMBER OF AN ODD-NUMBERED YEAR AND IS
25 ONLY APPROVED IF A MAJORITY OF THE REGISTERED ELECTORS VOTING ON
26 THE BALLOT QUESTION AT THE ELECTION VOTE IN FAVOR OF THE BALLOT
27 QUESTION.
28 (4) THE AUTHORITY GRANTED PURSUANT TO THIS SECTION DOES
29 NOT LIMIT THE POWERS OF GOVERNMENTS TO ENTER INTO
30 INTERGOVERNMENTAL COOPERATION OR CONTRACTS, TO ESTABLISH
31 SEPARATE LEGAL ENTITIES PURSUANT TO SECTION 29-1-203 OR ANY
32 OTHER APPLICABLE LAW, OR TO OTHERWISE CARRY OUT THEIR INDIVIDUAL
33 POWERS UNDER APPLICABLE STATUTORY OR CHARTER PROVISIONS."

34 Strike pages 5 through 10.

35 Page 11, strike lines 1 through 11.

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