

Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 16-0753.02 Jason Gelender x4330

HOUSE BILL 16-1006

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HOUSE SPONSORSHIP

Becker K. and Garnett,

SENATE SPONSORSHIP

(None),

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House Committees  
Finance

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING CLARIFICATION THAT THE EXEMPTION FROM  
102 GOVERNMENT CHARGES FOR PROPERTY OWNED BY OR LEASED  
103 TO A HOUSING AUTHORITY OR AN ENTITY THAT IS WHOLLY  
104 OWNED BY AN AUTHORITY, AN ENTITY IN WHICH AN AUTHORITY  
105 HAS AN OWNERSHIP INTEREST, OR AN ENTITY IN WHICH AN  
106 ENTITY WHOLLY OWNED BY AN AUTHORITY HAS AN OWNERSHIP  
107 INTEREST APPLIES TO ALL TAXES LEVIED AND ALL FEES IMPOSED  
108 BY THE STATE OR ANY COUNTY, CITY AND COUNTY,  
109 MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION OF THE  
110 STATE.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

*not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill clarifies that the exemption from government charges for property owned by or leased to a housing authority, an entity that is wholly owned by an authority, an entity in which an authority has an ownership interest, or an entity in which an entity wholly owned by an authority has an ownership interest applies to all taxes levied and all fees imposed by the state or any county, city and county, municipality, or other political subdivision of the state.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, **amend** 29-4-227 as  
3 follows:

4           **29-4-227. Tax exemptions.** ~~The~~ AN authority, AN ENTITY IN  
5 WHICH AN AUTHORITY HAS AN OWNERSHIP INTEREST, OR AN ENTITY  
6 WHOLLY OWNED BY AN ENTITY IN WHICH AN AUTHORITY HAS AN  
7 OWNERSHIP INTEREST is exempt from the payment of any taxes or fees to  
8 the state or any COUNTY, CITY AND COUNTY, MUNICIPALITY, OR OTHER  
9 POLITICAL subdivision thereof, ~~or to any officer or employee of the state~~  
10 ~~or any subdivision thereof~~ OF THE STATE. The property of an authority,  
11 ~~shall be~~ AN ENTITY IN WHICH AN AUTHORITY HAS AN OWNERSHIP  
12 INTEREST, OR AN ENTITY WHOLLY OWNED BY AN ENTITY IN WHICH AN  
13 AUTHORITY HAS AN OWNERSHIP INTEREST IS exempt from all local and  
14 municipal taxes. Bonds, notes, debentures, and other evidences of  
15 indebtedness of an authority are declared to be issued for a public purpose  
16 and to be public instruments, and, together with interest thereon, ~~shall be~~  
17 ARE exempt from taxes. All property leased to ~~the~~ AN authority, AN  
18 ENTITY IN WHICH AN AUTHORITY HAS AN OWNERSHIP INTEREST, OR AN  
19 ENTITY WHOLLY OWNED BY AN ENTITY IN WHICH AN AUTHORITY HAS AN

1 OWNERSHIP INTEREST for the purposes of a project ~~shall likewise be~~ IS  
2 ALSO exempt from taxation, as ~~shall~~ IS the income derived from the  
3 authority, ENTITY IN WHICH AN AUTHORITY HAS AN OWNERSHIP INTEREST,  
4 OR ENTITY WHOLLY OWNED BY AN ENTITY IN WHICH AN AUTHORITY HAS  
5 AN OWNERSHIP INTEREST by the lessor under ~~such~~ THE lease. ~~The portion~~  
6 ~~of a project that is not used as a store, office, or other commercial facility~~  
7 ~~that is occupied by persons of low income and that is owned by or leased~~  
8 ~~to an entity that is wholly owned by an authority, an entity in which an~~  
9 ~~authority has an ownership interest, or an entity in which an entity wholly~~  
10 ~~owned by an authority has an ownership interest shall likewise be exempt~~  
11 ~~from taxation, and the income derived from the above entities by the~~  
12 ~~lessor under a lease shall likewise be exempt from taxation.~~

13 **SECTION 2. Act subject to petition - effective date -**  
14 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
15 the expiration of the ninety-day period after final adjournment of the  
16 general assembly (August 10, 2016, if adjournment sine die is on May 11,  
17 2016); except that, if a referendum petition is filed pursuant to section 1  
18 (3) of article V of the state constitution against this act or an item, section,  
19 or part of this act within such period, then the act, item, section, or part  
20 will not take effect unless approved by the people at the general election  
21 to be held in November 2016 and, in such case, will take effect on the  
22 date of the official declaration of the vote thereon by the governor.

23 (2) This act applies to property owned by or leased to an authority,  
24 an entity in which an authority has an ownership interest, or an entity  
25 wholly owned by an entity in which an authority has an ownership interest  
26 on or after August 2, 2000.