

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0944.01 Jessica Herrera x4218

HOUSE BILL 24-1312

HOUSE SPONSORSHIP

Sirota and Garcia,

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Rodriguez,

House Committees
Finance

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A BILL FOR AN ACT

101 CONCERNING A STATE INCOME TAX CREDIT FOR INDIVIDUALS IN THE
102 CARE WORKFORCE.

Bill Summary

(Note: This summary applies to this bill as introduced and does 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://leg.colorado.gov>.)

The bill creates a refundable income tax credit that is available for income tax years commencing on or after January 1, 2024, but prior to January 1, 2029, for a qualifying resident individual (individual) working in the care workforce in the amount of \$1,500.

To be eligible for the credit, an individual must:

- Have an annual gross income of no more than \$75,000 as

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

- a single filer or \$150,000 as a joint filer;
- Be employed in the care workforce as a child care worker, home health-care worker, personal care aide, certified nursing assistant, or other qualifying personal care worker including a family member, friend, and neighbor who provides care; and
- File a signed attestation stating that the taxpayer claiming the credit worked in a qualifying occupation in the state for at least 6 months of the tax year.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 39-22-560 as
3 follows:

4 **39-22-560. Qualified care worker tax credit - tax preference**
5 **performance statement - legislative declaration - definition - repeal.**

6 (1) (a) IN ACCORDANCE WITH SECTION 39-21-304 (1), WHICH REQUIRES
7 EACH BILL THAT CREATES A NEW TAX EXPENDITURE TO INCLUDE A TAX
8 PREFERENCE PERFORMANCE STATEMENT AS PART OF A STATUTORY
9 LEGISLATIVE DECLARATION, THE GENERAL ASSEMBLY DECLARES THAT THE
10 GENERAL LEGISLATIVE PURPOSE OF THE TAX CREDIT ALLOWED BY THIS
11 SECTION IS TO PROVIDE TAX RELIEF FOR CERTAIN BUSINESSES OR
12 INDIVIDUALS AND THAT THE SPECIFIC LEGISLATIVE PURPOSE OF THE TAX
13 CREDIT ALLOWED BY THIS SECTION IS TO PROVIDE TAX RELIEF TO
14 INDIVIDUALS WORKING IN THE CARE WORKFORCE.

15 (b) THE GENERAL ASSEMBLY AND THE STATE AUDITOR SHALL
16 MEASURE THE EFFECTIVENESS OF THE CREDIT IN ACHIEVING THE PURPOSE
17 SPECIFIED IN SUBSECTION (1)(a) OF THIS SECTION BASED ON THE NUMBER
18 AND VALUE OF CREDITS THAT ARE CLAIMED.

19 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
20 REQUIRES, "QUALIFIED TAXPAYER" MEANS A RESIDENT INDIVIDUAL

1 WORKING IN THE CARE WORKFORCE AS A CHILD CARE WORKER, HOME
2 HEALTH-CARE WORKER, OR A PERSONAL CARE AIDE PROVIDING PERSONAL
3 CARE SERVICES, AS DEFINED IN SECTION 25-27.5-102 (6), A CERTIFIED
4 NURSING ASSISTANT, OR ANOTHER QUALIFYING PERSONAL CARE WORKER,
5 INCLUDING A FAMILY MEMBER, FRIEND, AND NEIGHBOR, AS DESCRIBED IN
6 SECTION 26.5-5-304 (1)(f) WHO PROVIDES CARE.

7 (3) (a) SUBJECT TO THE REQUIREMENTS SET FORTH IN SUBSECTION
8 (3)(b) OF THIS SECTION, FOR INCOME TAX YEARS COMMENCING ON OR
9 AFTER JANUARY 1, 2024, BUT BEFORE JANUARY 1, 2029, A QUALIFIED
10 TAXPAYER, INCLUDING A RESIDENT INDIVIDUAL WHO DOES NOT HAVE A
11 SOCIAL SECURITY NUMBER THAT IS VALID FOR EMPLOYMENT AND IS
12 ISSUED AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER, IS ALLOWED
13 A CREDIT AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE 22 IN AN
14 AMOUNT OF ONE THOUSAND FIVE HUNDRED DOLLARS DURING THE
15 APPLICABLE INCOME TAX YEAR FOR WHICH THE CREDIT IS CLAIMED.

16 (b) TO QUALIFY FOR THE CREDIT PROVIDED BY THIS SECTION, THE
17 QUALIFIED TAXPAYER MUST:

18 (I) HAVE AN ANNUAL GROSS INCOME OF NO MORE THAN
19 SEVENTY-FIVE THOUSAND DOLLARS AS A SINGLE FILER OR ONE HUNDRED
20 FIFTY THOUSAND DOLLARS AS A JOINT FILER; AND

21 (II) FILE A SIGNED ATTESTATION STATING THAT THE TAXPAYER
22 CLAIMING THE CREDIT ALLOWED IN THIS SECTION WORKED IN A
23 QUALIFYING OCCUPATION PURSUANT TO SUBSECTION (2)(a) OF THIS
24 SECTION IN THE STATE FOR AT LEAST SIX MONTHS OF THE TAX YEAR.

25 (4) THE DEPARTMENT OF REVENUE MAY REQUIRE SUPPORTING
26 DOCUMENTATION VERIFYING THAT THE TAXPAYER IS A QUALIFIED
27 TAXPAYER.

1 (5) IF A CREDIT AUTHORIZED BY THIS SECTION EXCEEDS THE
2 INCOME TAX DUE ON THE INCOME OF THE QUALIFIED TAXPAYER, THE
3 EXCESS TAX CREDIT MAY NOT BE CARRIED FORWARD AND IS REFUNDED TO
4 THE TAXPAYER.

5 (6) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2034.

6 **SECTION 2. Act subject to petition - effective date.** This act
7 takes effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly; except
9 that, if a referendum petition is filed pursuant to section 1 (3) of article V
10 of the state constitution against this act or an item, section, or part of this
11 act within such period, then the act, item, section, or part will not take
12 effect unless approved by the people at the general election to be held in
13 November 2024 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.