

**Kurt Huffman**

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**From:** "Kurt Huffman" <kurthuffman@comcast.net>  
**Date:** Friday, January 31, 2020 12:00 AM  
**To:** "Rep Leslie Herod" <leslie.herod.house@state.co.us>; "Rep Shannon Bird" <shannon.bird.house@state.co.us>; "Rep Adrienne Benavidez" <adrienne.benavidez.house@state.co.us>; "Rep Rod Bockenfeld" <rod.bockenfeld.house@state.co.us>; "Rep Matt Gray" <matt@matthewgray.us>; "Rep Tracy Kraft-Tharp" <repracy29@gmail.com>; "Rep Janice Rich" <janice.rich.house@state.co.us>; "Rep Shane Sandridge" <shane.sandridge.house@state.co.us>; "Rep Marc Snyder" <marc@snyderforcolorado.com>; "Rep Tom Sullivan" <tom.sullivan.house@state.co.us>  
**Cc:** "Rep Mark Baisley" <mark.baisley.house@state.co.us>; "Rep Bri Buentello" <bri.buentello.house@state.co.us>; "Senator Rachel Zenzinger" <senatorrachelz@gmail.com>; "Senator Rob Woodward" <rob.woodward.senate@state.co.us>  
**Attach:** Fact Sheet - HB20-1125 Teacher Income Tax Credit.docx; HB20-1125.pdf  
**Subject:** Finance Committee Hearing for HB20-1125 "Eligible Educator Supplies Tax Credit"

Representatives,

**House Finance Committee Hearing:**

**Date:** Monday, February 3

**Time:** 1:30 p.m.

**Room:** HCR 0112

**Subject:** HB20-1125 "Eligible Educator Supplies Tax Credit"

**Sponsors:** Representatives Baisley & Buentello / Senators Zenzinger & Woodward

**Summary:** (Enclosures)

Currently, under the federal educator expense deduction, an eligible educator can claim a deduction, not to exceed \$250, for the purchase of school supplies and certain professional development courses. The bill creates a state income tax credit for an eligible educator for the purchase of school supplies that qualify for the deduction that exceeds \$250 but are less than \$750. The amount of the credit that exceeds the educator's income taxes is refunded to the educator.

Thank you,

*Kurt Huffman  
Legislative Volunteer  
Representative Mark Baisley  
House District 39  
303-910-1516*



**"Income Tax Credit for Educators' Personal Expenses" (HB20-1125)**

**Representative Mark Baisley & Representative Bri Buentello  
Senator Rob Woodward & Senator Rachel Zenzinger**

Currently, under the federal educator expense deduction, an eligible educator can claim a deduction, not to exceed \$250, for the purchase of school supplies and certain professional development courses.

The bill creates a state income tax credit for an eligible educator for the purchase of school supplies that qualify for the deduction that exceeds \$250 but are less than \$750.

Eligible Educator Expenses: Professional development courses, books, supplies, computer equipment (including related software and services), other equipment, supplementary materials use in the classroom, and athletic supplies. (*IRS Topic No. 458 Educator Expense Deduction 1/3/20*)

The amount of the credit that exceeds the educator's income taxes is refunded to the educator!

*"THE GENERAL ASSEMBLY DECLARES THAT THE PURPOSE OF THE TAX EXPENDITURE IN THIS SECTION IS TO REIMBURSE ELIGIBLE EDUCATORS FOR CERTAIN OUT-OF-POCKET COSTS INCURRED IN EDUCATING THE STATE'S K-12 STUDENTS."*

*"FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2020, BUT PRIOR TO JANUARY 1, 2025, AN ELIGIBLE EDUCATOR IS ALLOWED A CREDIT AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE 22 IN AN AMOUNT EQUAL TO THE EDUCATOR'S QUALIFYING EXPENSES IN EXCESS OF TWO HUNDRED FIFTY DOLLARS (\$250) BUT NOT EXCEEDING SEVEN HUNDRED FIFTY DOLLARS (\$750)."*

*"THE AMOUNT OF THE CREDIT UNDER THIS SECTION THAT EXCEEDS THE ELIGIBLE EDUCATOR'S INCOME TAXES DUE IS REFUNDED TO THE EDUCATOR."*

**Support Our Colorado Teachers...Support HB20-1125 Tax Credit!!!**

Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 20-0945.01 Pierce Lively x2059

HOUSE BILL 20-1125

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HOUSE SPONSORSHIP

Baisley and Buentello,

SENATE SPONSORSHIP

Woodward,

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House Committees

Finance  
Appropriations

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING A STATE INCOME TAX CREDIT RELATED TO ELIGIBLE  
102 EDUCATORS' PERSONAL EXPENSES.

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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>.)*

Currently, under the federal educator expense deduction, an eligible educator can claim a deduction, not to exceed \$250, for the purchase of school supplies and certain professional development courses.

The bill creates a state income tax credit for an eligible educator for the purchase of school supplies that qualify for the deduction that

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

exceeds \$250 but are less than \$750. The amount of the credit that exceeds the educator's income taxes is refunded to the educator.

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

**SECTION 1.** In Colorado Revised Statutes, **add** 39-22-543 as follows:

**39-22-543. Credit for eligible educators' purchases of classroom supplies - legislative declaration - definitions - repeal.**

(1) THE GENERAL ASSEMBLY DECLARES THAT THE PURPOSE OF THE TAX EXPENDITURE IN THIS SECTION IS TO REIMBURSE ELIGIBLE EDUCATORS FOR CERTAIN OUT-OF-POCKET COSTS INCURRED IN EDUCATING THE STATE'S K-12 STUDENTS.

(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ELIGIBLE EDUCATOR" MEANS AN INDIVIDUAL WHO IS QUALIFIED AS AN ELIGIBLE EDUCATOR UNDER THE FEDERAL EDUCATOR EXPENSE DEDUCTION, 26 U.S.C. SEC. 62 (d)(1), AS AMENDED.

(b) "QUALIFYING EXPENSES" MEANS THE EXPENSES DESCRIBED IN 26 U.S.C. SEC. 62 (a)(2)(D)(ii), AS AMENDED.

(3) (a) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2020, BUT PRIOR TO JANUARY 1, 2025, AN ELIGIBLE EDUCATOR IS ALLOWED A CREDIT AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE 22 IN AN AMOUNT EQUAL TO THE EDUCATOR'S QUALIFYING EXPENSES IN EXCESS OF TWO HUNDRED FIFTY DOLLARS BUT NOT EXCEEDING SEVEN HUNDRED FIFTY DOLLARS.

(b) THE AMOUNT OF THE CREDIT UNDER THIS SECTION THAT EXCEEDS THE ELIGIBLE EDUCATOR'S INCOME TAXES DUE IS REFUNDED TO THE EDUCATOR.

1           (4) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2028.

2           **SECTION 2. Act subject to petition - effective date.** This act  
3 takes effect at 12:01 a.m. on the day following the expiration of the  
4 ninety-day period after final adjournment of the general assembly (August  
5 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a  
6 referendum petition is filed pursuant to section 1 (3) of article V of the  
7 state constitution against this act or an item, section, or part of this act  
8 within such period, then the act, item, section, or part will not take effect  
9 unless approved by the people at the general election to be held in  
10 November 2020 and, in such case, will take effect on the date of the  
11 official declaration of the vote thereon by the governor.