

STATE OF COLORADO

EXECUTIVE DIRECTOR'S OFFICE

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Bill Ritter, Jr.
Governor

Susan E. Kirkpatrick
Executive Director

January 31, 2010

The Honorable Brandon C. Shaffer
President of the Senate

The Honorable Terrance D. Carroll
Speaker of the House

Members of the Second Regular Session of the Sixty-seventh General Assembly:

Pursuant to section 24-32-1707(9) CRS, the Department of Local Affairs is filing its annual report on the distribution and use of the Private Activity Bond (PAB) allocations in 2009. Attached is a list of the allocations to state authorities, local governments, and awards from the Statewide Balance.

The Private Activity Bond Program results from a per-capita cap imposed by the Internal Revenue Code on the amount of federal tax-exempt private activity bonds that may be issued in any year within each state. The bond proceeds can be used for: single family mortgages, multi-family rentals, mortgage credit certificates, student loans, small manufacturing facilities, non-governmentally owned solid waste disposal facilities, qualified redevelopment bonds, and certain hazardous waste facilities. Colorado's 2009 Private Activity Bond allocation totaled \$444,551,040.

Colorado's Private Activity Bond Allocation program is authorized by 24-32-1701, et seq., CRS, to provide for the allocation of the state's volume cap and to ensure that issuance of private activity bonds does not exceed the amount authorized by the IRS.

If there are any questions regarding this report or the PAB program, please call me at (303) 866-4904.

Sincerely,

Susan E. Kirkpatrick
Executive Director

Strengthening Colorado Communities

Summary of 2009 PAB Allocations to Statewide Authorities

In accordance with 24-32-1705, CRS., fifty percent of the state ceiling shall be initially allocated to state issuing authorities. The following are the 2009 direct allocations for statewide authorities:

Statewide Authority	Allocation
Colorado Housing and Finance Authority (CHFA)	\$95,200,000
CollegelInvest	\$89,350,000
Colorado Agriculture Development Authority (CADA)	\$37,725,520
TOTAL:	\$222,275,520

Summary of 2009 PAB Allocations to Designated Local Issuing Authorities

As defined by 24-32-1703, CRS., "Designated local issuing authorities" means any city, town, or county which has a population which results in the local issuing authority having an allocation of the state ceiling in excess of \$1 million. The following are the initial, direct 2009 allocations for designated local issuing authorities:

Local Issuers	Population	PAB Cap	Local Issuers	Population	PAB Cap
Denver	596,582	\$26,846,190	Garfield County	55,063	\$2,477,835
Colorado Springs	394,177	\$17,737,965	Broomfield	53,691	\$2,416,095
Aurora	315,584	\$14,201,280	Grand Junction	53,662	\$2,414,790
Jefferson County	214,042	\$9,631,890	Eagle County	52,532	\$2,363,940
El Paso County	193,413	\$8,703,585	La Plata County	49,758	\$2,239,110
Douglas County	188,251	\$8,471,295	Pueblo County	49,644	\$2,233,980
Weld County	152,291	\$6,853,095	Fremont County	48,005	\$2,160,225
Lakewood	143,109	\$6,439,905	Castle Rock	43,899	\$1,975,455
Fort Collins	134,169	\$6,037,605	Parker	42,971	\$1,933,695
Thornton	112,707	\$5,071,815	Littleton	40,477	\$1,821,465
Westminster	107,629	\$4,843,305	Montrose County	40,263	\$1,811,835
Arapahoe County	107,349	\$4,830,705	Commerce City	37,874	\$1,704,330
Arvada	106,327	\$4,784,715	Northglenn	35,844	\$1,612,980
Pueblo (city)	106,079	\$4,773,555	Englewood	32,375	\$1,456,875
Centennial	100,633	\$4,528,485	Wheat Ridge	31,557	\$1,420,065
Adams County	99,400	\$4,473,000	Brighton	31,398	\$1,412,910
Boulder (City)	99,140	\$4,461,300	Delta County	30,959	\$1,393,155
Greeley	92,224	\$4,150,080	Summit County	28,611	\$1,287,495
Larimer County	89,909	\$4,045,905	Morgan County	28,573	\$1,285,785
Mesa County	86,754	\$3,903,930	Montezuma County	25,561	\$1,150,245
Boulder County	85,480	\$3,846,600	Lafayette	25,026	\$1,126,170
Longmont	85,039	\$3,826,755	Elbert County	23,092	\$1,039,140
Loveland	64,166	\$2,887,470	Routt County	23,060	\$1,037,700
			Teller County	22,883	\$1,029,735
	Total Local Issuers:		\$206,155,440		

Summary of 2009 PAB Allocations Awarded from the Statewide Balance

As defined by 24-32-1703, CRS., "Statewide Balance" (SWB) means the portion of the state ceiling that remains after initial, direct allocations are made to the statewide issuing authorities and the local issuing authorities, plus or minus any relinquishment to or allocations from the statewide balance. As of September 15th of each year, if any portion of a direct allocation to a statewide authority or local government is not used (1) to issue bonds, (2) for a carryforward purpose or (3) a mortgage credit certificate election, the remaining allocation reverts to the Statewide Balance.

The following charts account for the PAB authority that the Department of Local Affairs allocated to projects and programs in 2009:

Statewide Balance Sources	Amount
Initial Allocation to SWB	\$16,120,080
Relinquished to SWB	\$107,044,505
TOTAL AVAILABLE:	\$123,164,585

STATEWIDE BALANCE USES			
Project Name	Project Type	Local Issuer	Amount
Grand & Routt Mortgage Credit Certificate Program	Mortgage Credit Certificates	Grand County	\$7,120,080
Ordway Feedlot Waste-to-Energy Facility	Solid Waste Disposal Facility	Crowley County	\$9,000,000
Colorado Housing and Finance Authority (CHFA)	Housing Bonds	Statewide	\$107,044,505
TOTAL ALLOCATIONS:			\$123,164,585

Private Activity Bond Allocations Committee

The Private Activity Bond Allocations Committee is established by CRS 24-32-1707 to advise the Executive Director of the Department of Local Affairs on statewide priorities for the allocation of the Statewide Balance. Included in this is the duty to review and advise the Executive Director on specific allocation proposals. The Committee is chaired by the Executive Director (as a non-voting member) and includes eight members appointed by the Governor. Four members represent units of governments, one of whom must be from the western slope; three members are citizens residing in Colorado, one of whom must be from the western slope. One member represents statewide authorities. All members are appointed to three-year terms except the chairperson and the statewide authority member, appointed annually. At the Committee's last meeting of the year, on November 17, 2009, the members were as follows:

	<u>APPOINTED</u>	<u>EXPIRES</u>
Eric S. Hiraga, Denver (D) rep. municipal or county official	12-12-08	07-1-11
Manuel Esquibel, Brighton (D) rep. municipal or county official	12-12-08	07-1-10
Vacant rep. citizen at large	X	X
Katherine M. Portner, Grand Junction (D) rep. municipal or county official & west of the divide	02-19-08	07-01-10
Priscilla "Pete" Fraser, Trinidad (R) rep. municipal or county official	02-19-08	07-01-10
*Michael C. Ciletti, Aurora (R) rep. citizen at large	09-20-06	07-01-09
*Curtis Robinson, Montrose (R) rep. citizen at large & west of the divide	09-20-06	07-01-09
Samuel G. Betters, Loveland (D) rep. state issuing authority	02-19-08	POG
Susan Kirkpatrick, Fort Collins (D) Executive Director of DOLA	08-22-06	POG

*Please note – two members whose terms had expired in July 2009 volunteered to continue serving until replacements could be appointed.