

## HOUSE BILL No. 2630

By Representatives Brunk, Crum, DeGraaf, Hermanson, Jack, Kerschen,  
Kiegerl, Morrison, Patton, Peck, Powell, Rhoades, Schwartz and  
Siegfreid

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11 AN ACT concerning property tax; relating to revenues produced by  
12 property tax levies; mill levy adjustments; repealing K.S.A. 2009 Supp.  
13 79-2925b.

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15 *Be it enacted by the Legislature of the State of Kansas:*

16 Section 1. (a) Subject to the provisions of subsection (c), if the total  
17 taxable real property valuation in any municipality increases due to in-  
18 creases in the assessed valuation of existing real property, then the gov-  
19 erning body shall lower the mill levy rate to such rate that would equal  
20 the amount of ad valorem property taxes levied in the next previous year.  
21 This subsection shall not apply to ad valorem taxes levied under K.S.A.  
22 72-6431, 76-6b01 and 76-6b05, and amendments thereto, or any other  
23 ad valorem tax levy which was previously approved by the voters of such  
24 municipality. Property that, in the current year, is new construction, is  
25 located within added jurisdictional territory, or has changed in use shall  
26 not be considered when determining whether the total taxable real prop-  
27 erty valuation has increased from the prior year.

28 (b) If the total taxable real property valuation in any municipality  
29 decreases, then the governing body may increase the mill levy rate, sub-  
30 ject to any statutory restrictions, to a rate that would equal the amount  
31 of ad valorem property taxes levied in the next previous year. A munic-  
32 ipality which increases mill levy rates pursuant to this subsection shall not  
33 be required to comply with the election requirement in subsection (c).

34 (c) Whenever the governing body of any municipality which levies or  
35 certifies a levy of ad valorem property taxes proposes the adoption of a  
36 mill levy rate which exceeds that rate allowed pursuant to subsection (a)  
37 or the rate levied in the next previous year, unless such increase is au-  
38 thorized under subsection (b) of this section, it must hold an election on  
39 whether the mill levy rate shall be increased. The municipality may choose  
40 to hold such election in any manner as allowed by law. If such election is  
41 held, no mill levy increase shall be allowed unless approved by a majority  
42 of the electors voting in such election. Nothing in this subsection shall  
43 prevent any municipality from holding more than one election in any year.

- 1 (d) The provisions of subsections (a) and (c) shall not apply to or limit
- 2 the levy of ad valorem taxes for the payment of principal and interest on
- 3 bonds, temporary notes and no-fund warrants or judgments rendered
- 4 against any such taxing subdivision.
- 5 (e) For the purposes of this section, "Municipality" means any
- 6 county, township, city, municipal university, school district, community
- 7 college, drainage district and any other taxing district or political subdi-
- 8 vision which levies taxes on property.
- 9 Sec. 2. K.S.A. 2009 Supp. 79-2925b is hereby repealed.
- 10 Sec. 3. This act shall take effect and be in force from and after its
- 11 publication in the statute book.