

Approved 3-5-91 Date

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES

The meeting was called to order by Sen. Bill Morris at
Chairperson

9:02 a.m./~~pm~~ on February 27, 1991 in room 254-E of the Capitol.

~~Members present:~~ Members present:

Senators Morris, Brady, Hayden, Kanan, F. Kerr, Martin, Rock, Sallee, Thiessen and Vidricksen.

Committee staff present:

Ben Barrett, Legislative Research Department
Hank Avila, Legislative Research Department
Bruce Kinzie, Revisor of Statutes
Louise Cunningham, Committee Secretary

Conferees appearing before the committee:

Steve Stotts, Department of Revenue

Hearing on SB 283 - Reports on sales tax revenues for motor vehicles. Repealing.

Steve Stotts said HB 2014 which was enacted in 1989 provided for a 10% transfer from the State General Fund to the State Highway Fund. This makes the current statute unnecessary. A copy of a memorandum from Mark Beshears to Mr. Louis Chabira, Division of Budget dated February 26, 1991 is attached. (Attachment 1).

A motion was made by Sen. Sallee to report SB 283 favorably for passage and recommend that it be placed on the Consent Calendar. Motion was seconded by Sen. Hayden. Motion carried.

The committee discussed SB 71. A new bill was being printed and it was questionable whether it would be ready for this committee tomorrow. A motion was made by Sen. Hayden to recommend that the President of the Senate send the new CDL bill to the Committee of the Whole since the amendments were all technical. Motion was seconded by Sen. Sallee. Motion carried.

There was some discussion of requesting interim meetings. One suggestion was for a study on highway signs. Another suggestion was for a study on dealers' license plates. Are these plates being used by people that should not have them? This is related directly to taxes.

A motion was made by Sen. Sallee and was seconded by Sen. Thiessen to approve the Minutes of February 26, 1991. Motion carried.

Meeting was adjourned at 9:20 a.m. Next meeting March 5, 1991.

SENATE TRANSPORTATION AND UTILITIES COMMITTEE

Date 2-27-91 Place 254-E Time 9:02

GUEST LIST

NAME	ADDRESS	ORGANIZATION
Martha New	Topeka	KMHA
Don Ramsey	OSAWATOMIE	UTU
Tom Whitaker	Topeka	KMCA
Steve Gots	"	Revenue
Ken Clark	Topeka	Rev.
Pam Menzie	Ulysses	
Cindy Borthwick	Ulysses	
Lori Borthwick	Ulysses	
Sheryl Deyoe	Ulysses	
Susan Alexander	Ulysses	

MEMORANDUM

TO: Mr. Louis Chabira, Deputy Director
Division of Budget

DATE: February 26, 1991

FROM: Kansas Department of Revenue

RE: Senate Bill 283
as Introduced

BRIEF OF BILL:

Senate Bill 283 as Introduced repeals a statute requiring the Secretary of Revenue, on or before December 1 each year, to determine the percentage of the total estimated revenues from the Kansas retailers sales tax that is attributable to retail sales of new and used motor vehicles intended for highway use; and to certify the determined percentage to the Director of the Budget and the Director of Kansas Legislative Research.

It repeals K.S.A. 79-34,148 and is effective from and after publication in the statute book.

FISCAL IMPACT:

It is estimated that passage of this bill would not affect Fiscal Year 1992 revenues to the State Highway Fund.

FISCAL COMMENT:


The Department has no statistics that give only the amount of revenue attributable to retail sales of new and used motor vehicles intended for highway use. The retail sales business class codes 2020 (automotive) and 2027 (occasional automotive) include non-highway mobile home sales, franchise parts and services, and miscellaneous vehicle sales (non-highway toppers, campers, trailers, etc.). In estimating the percentage, estimates must be made of these sales, to reduce the total.

K.S.A. 79-34,148 was enacted as a companion to K.S.A. 79-34,147, a statute that actually sets the percentage for the transfer from the State General Fund to the State Highway Fund. The original intent was that K.S.A. 79-34,148 would become a method to compare the actual percentage transfer (K.S.A. 79-34,147) with an estimated percentage. In 1989, enacted House Bill 2014 amended K.S.A. 79-34,147 to provide for a 10% transfer from the State General Fund to the State Highway Fund. In practice, the actual amount transferred has been that stated in K.S.A. 79-34,147.

ADMINISTRATIVE IMPACT:

None to the Department.

APPROVED BY:



Mark Beshears
Secretary of Revenue

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T&U
2/27/91