

SESSION OF 2005

**SUPPLEMENTAL NOTE ON
SENATE SUBSTITUTE FOR HOUSE BILL NO. 2501**

As Recommended by Senate Committee on
Assessment and Taxation

Brief*

Senate Substitute for HB 2501 would amend the Liquor Control Act by allowing the Director of the Alcoholic Beverage Control (ABC) to issue a microbrewery packaging and warehousing facility license to a microbrewery licensee at the cost of \$100.00. The license would allow a microbrewery to transfer beer, manufactured by the licensee, for the purpose of packaging and storing, or both, from a microbrewery to the warehouse, or vice versa, or to a licensed beer wholesaler.

The bill also would allow the Director of ABC to issue, to the Kansas State Fair or any other *bona fide* group of brewers, a permit to import small quantities of beer, to be used only for educational and scientific tasting programs, and not be resold.

Finally, the bill would permit microbreweries to sell domestic beer on Sunday from 11:00 a.m. to 7:00 p.m.

Background

HB 2501, as amended by the House Committee of the Whole, would have reimposed for the 2005-2006 and 2006-2007 school years (tax years 2005 and 2006) the mandatory school district general fund property tax levy at the rate of 20 mills. The bill also would have extended for the same two years the \$20,000 residential exemption from that levy. An additional provision would have mandated that the Legislature, beginning with the 2006-2007 school year, make a general state aid appropriation for school finance of not less than the previous

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

year's general state appropriation plus an amount equal to the estimated growth in local effort from the aforementioned mandatory school district general fund property tax levy attributable to increases in assessed valuation. That version of the bill further would have provided that county clerks when certifying the property tax rolls exclude the amount of assessed valuation attributable to property owned by public utilities which have filed property tax exemption applications until such time as the applications have been denied by the State Board of Tax Appeals or until subsequent judicial review has been finalized. Finally, the bill would have provided that for certain appeals of State Board of Tax Appeals property tax valuation orders by counties to district courts, such courts would have been required to award taxpayers reasonable attorneys fees and costs for those cases wherein taxpayers had prevailed at the district court level.

The Senate Assessment and Taxation Committee on March 31 recommended that all such provisions be totally removed and a substitute bill be created containing the provisions of SB 274 as amended by the Senate Committee on Federal and State Affairs. This latter bill was approved by the Senate 39-0 on March 22.